

# THE CITY OF SOUTH EUCLID SCHEDULE OF MEETING

June 11, 2018

8:00 PM

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1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF MINUTES: April 23, 2018, May 14, 2018 & May 29, 2018

4. SWEARING-IN CEREMONY: New Police Officers Brandon Garcia & George Mrofchak

5. REPORT OF MAYOR

6. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS

7. REPORT OF SCHOOL DISTRICT (1<sup>st</sup> Meeting of Month Only)

8. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS

9. REPORT OF COMMITTEES

FINANCE COMMITTEE:

1. RESOLUTION 28-18 ADOPTING THE FISCAL BUDGET FOR THE YEAR BEGINNING JANUARY 1, 2019. **SECOND READING.**

UTILITIES COMMITTEE:

1. RESOLUTION 21-18 DECLARING IT NECESSARY TO IMPROVE CERTAIN DESCRIBED PUBLIC STREETS, ROADS, AND PLACES IN THE CITY OF SOUTH EUCLID, OHIO BY PROVIDING STREET LIGHTING; AND DECLARING AN EMERGENCY. **SECOND READING.**

2. ORDINANCE 10-18 DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN DESCRIBED PUBLIC STREETS, ROADS, AND PLACES IN THE CITY OF SOUTH EUCLID, OHIO BY PROVIDING STREET LIGHTING; AND DECLARING AN EMERGENCY. **SECOND READING.**

10. LEGISLATION FOR REMOVAL FROM COUNCIL DOCKET

1. RESOLUTION 53-17 GRANTING A CONDITIONAL USE PERMIT TO "SOUTH EUCLID MEDICAL SOLUTIONS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 1976 WARRENSVILLE CENTER ROAD IN THE CITY OF SOUTH EUCLID, OHIO. **FOR REMOVAL, DID NOT RECEIVE STATE LICENSE.**

2. RESOLUTION 02-18 GRANTING A CONDITIONAL USE PERMIT TO "MEDICAL CANNABIS CULTIVATORS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 4298 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO. **FOR REMOVAL, DID NOT RECEIVE STATE LICENSE.**

3. RESOLUTION 06-18 GRANTING A CONDITIONAL USE PERMIT TO "THE HOLISTIC CENTER OF OHIO" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 4110 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO. **FOR REMOVAL, DID NOT RECEIVE STATE LICENSE.**

**11. LEGISLATION REQUESTED BY THE MAYOR & ADMINISTRATION**

1. RESOLUTION 32-18 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) TO ACCEPT AN ENERGIZED COMMUNITY GRANT. FIRST READING.
2. RESOLUTION 33-18 AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH NOTRE DAME COLLEGE AND THE CUYAHOGA COUNTY PUBLIC LIBRARY FOR PURPOSES OF COMPLETING THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD." FIRST READING.
3. RESOLUTION 34-18 AUTHORIZING THE TRANSFER OF APPROPRIATED FUNDS IN THE GENERAL FUND #101 TO THE ROAD IMPROVEMENT FUND #425. FIRST READING.
4. RESOLUTION 35-18 AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "ROAD IMPROVEMENT AND RESURFACING FUND #425" IN ORDER TO COMPLETE THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD." FIRST READING.
5. RESOLUTION 36-18 AUTHORIZING THE CITY ENGINEER TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD" IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.
6. ORDINANCE 13-18 AN ORDINANCE AMENDING SECTION 131.05 "POLICE DEPARTMENT COMPOSITION AND BOND" OF CHAPTER 131, "DEPARTMENT OF PUBLIC SAFETY" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY. FIRST READING.
7. ORDINANCE 14-18 AMENDING SECTION 1 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO CREATE THE POSITION OF CORPORAL WITHIN THE POLICE DEPARTMENT OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

**12. COMMUNICATIONS OF CITY COUNCIL**

**13. PUBLIC HEARINGS (OPEN MEETING) RELATED TO OPEN BUSINESS**

**14. ADJOURN**

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 28-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

May 29, 2018  
Second Reading: June 11, 2018

A RESOLUTION

ADOPTING THE FISCAL BUDGET FOR THE YEAR BEGINNING JANUARY 1, 2019.

WHEREAS, the budget for the City of South Euclid, Ohio for the Fiscal Year beginning January 1, 2019 has been prepared in accordance with the requirements of law, and placed on file with the Fiscal Officer; and

WHEREAS, said budget has been available for public inspection for at least ten (10) days by having copies on file in the office of the Fiscal Officer.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the budget of the City of South Euclid for the fiscal year beginning January 1, 2019 be and is hereby adopted as the fiscal budget of the City of South Euclid for the fiscal year beginning January 1, 2019.

Section 2: That the Clerk be and he is hereby authorized and directed to certify a copy of said budget and a copy of the Resolution and to transmit the same to the Fiscal Officer of Cuyahoga County, Ohio.

Section 3: That is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO. 21-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

April 23, 2018  
Second Reading: June 11, 2018

A RESOLUTION

DECLARING IT NECESSARY TO IMPROVE CERTAIN DESCRIBED PUBLIC STREETS, ROADS, AND PLACES IN THE CITY OF SOUTH EUCLID, OHIO BY PROVIDING STREET LIGHTING; AND DECLARING AN EMERGENCY.

BE IT RESOLVED by the Council of the City of South Euclid, County of Cuyahoga, State of Ohio:

Section 1: That it is necessary to improve in the City of South Euclid, Ohio, the public streets, roads and places by lighting with lamps of the size and at the locations specified in the certified list as filed with the Clerk of Council and furnished by the Illuminating Company.

Section 2: That said public streets, roads and places shall be improved as shown on the plans hereinafter referred to and now on file in the office of the Clerk of Council of this City.

Section 3: It is hereby determined and declared that said improvement is conducive to the public health, convenience and welfare of said City and the inhabitants thereof.

Section 4: That the grade of said public streets, roads and places and improvement shall be the grade as shown by the Engineer's plans and profiles, heretofore prepared and now on file in the office of the Clerk of Council of this City.

Section 5: That the plans, specifications and estimates of the proposed improvement, heretofore prepared and now on file in the office of the Clerk of Council of this City, are hereby approved.

Section 6: That the whole cost of said improvement, less 1/50th of such whole cost, together with the cost of intersections, shall be assessed in proportion to the benefits which may result from the improvement upon the following described lots and lands, to wit:

All lots and lands situated within the corporate limits of the City of South Euclid, Ohio, which said lots and lands are hereby determined to be specifically benefited by said improvement; and the cost of said improvement shall include the cost of preliminary and other surveys, plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances, the amount of damage resulting from the improvement assessed in favor of any land owner of land affected by the improvement and the interest thereon, the costs incurred in connection with the preparation, levy and collection of the special assessments, the cost of purchasing, appropriating, and otherwise acquiring therefore any required real estate or interest therein, expenses of legal services including obtaining an approving legal opinion, cost of labor and material together with all other necessary expenditures.

Section 7: That the Engineer be and he is hereby authorized and directed to prepare and file in the office of the Clerk of Council of this City the estimated assessments of the cost of the improvement described in this Resolution. Such estimated assessments shall be based upon the estimate of cost of said improvement now on file in the office of the Clerk of Council of this City and shall cause notice of the adoption of this Resolution and the filing of said estimated assessments to be given to owners of all lots and lands to be assessed as provided in Section 727.14 of the Ohio Revised Code.

Section 8: That the assessments to be levied and collected shall be paid in two annual installments; provided that the owner of any property assessed may, at his option, pay such assessment in cash within ten days after passage of the assessing ordinance.

Section 9: That the bonds of the City shall not be issued in anticipation of the collection of assessments by installments.

Section 10: That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 11: That this Resolution is hereby determined to be an emergency measure necessary for the preservation of the public peace, health and safety of this City, and for the further reason that the immediate provision for the lighting of said public streets, roads, and places is necessary for safe and convenient travel upon the streets of the City; wherefore, this Resolution shall take effect and be in force immediately upon its passage and approval by the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 10-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

April 23, 2018  
Second Reading: June 11, 2018

AN ORDINANCE

DETERMINING TO PROCEED WITH THE IMPROVEMENT OF CERTAIN DESCRIBED PUBLIC STREETS, ROADS, AND PLACES IN THE CITY OF SOUTH EUCLID, OHIO BY PROVIDING STREET LIGHTING; AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of South Euclid, County of Cuyahoga, State of Ohio:

Section 1: That it is hereby determined to proceed with the improvement in the City of South Euclid of certain public streets, roads, and places described in Resolution No. 21-18 duly adopted by this Council on June 11, 2018 by lighting with lamps as described in such Resolution No. 21-18.

Section 2: That said improvement shall be made in accordance with the provisions of Resolution No. 21-18 adopted on June 11, 2018 and with the plans, specifications, estimates, and profiles heretofore approved and now on file in the office of the Clerk of this Council.

Section 3: That all claims for damages resulting therefrom that have been legally filed shall be inquired into before the commencement of the proposed improvement, and the Director of Law is hereby authorized and directed to institute legal proceedings in a court of competent jurisdiction to inquire into any such claims that have been so filed.

Section 4: That portion of the cost provided in the above-mentioned Resolution of necessity to be assessed shall be assessed in the manner provided in said Resolution No. 21-18 and on the lots and lands described therein for a period of three (3) consecutive years beginning with the 2018 Tax Duplicate for collection in the years 2019 through 2021.

Section 5: That the estimated assessments heretofore prepared and filed in the office of the Clerk of this Council be and the same are hereby approved and adopted.

Section 6: That said assessment shall be paid in two (2) equal annual installments, shall be certified to the County Auditor and placed upon the Tax Duplicate according to law, and shall be collected as other taxes; provided, however, that a property owner shall have the option of paying the assessment in cash within ten (10) days from the passage of this levy Ordinance.

Section 7: That the Clerk of this Council is hereby directed to deliver a Certified Copy of this Ordinance to the Cuyahoga County Auditor within fifteen days after its passage.

Section 8: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 9: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of said City and for the further reason that the immediate provision for the lighting of said public streets, roads, and places is necessary for safe and convenient travel upon the streets of this City; wherefore; this Ordinance shall be in full force and effect from and immediately after its passage and approval by the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 53-17  
INTRODUCED BY: Goodman  
REQUESTED BY: Planning Commission

November 27, 2017  
**FOR REMOVAL**

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO "SOUTH EUCLID MEDICAL SOLUTIONS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 1976 WARRENSVILLE CENTER ROAD IN THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, in accordance with Chapter 790 "Medical Marijuana Control" of the City of South Euclid Codified Ordinances, medical marijuana dispensaries are permitted in the City of South Euclid as a conditional use; and

WHEREAS, the Planning Commission, after careful study, has recommended to Council in a vote of 5-0 that a Conditional Use Permit be granted to "South Euclid Medical Solutions" Medical Marijuana Dispensary located at 1976 Warrensville Center Road; and

WHEREAS, notice of a public hearing on the aforesaid requested Conditional Use Permit has been duly given, and a full public hearing has been held thereon by the Planning Commission pursuant to such notice and as prescribed by law; and

WHEREAS, the Council of the City of South Euclid deems that the aforesaid Conditional Use Permit should be given in that the standards set forth in Chapter 790 of the South Euclid Codified Ordinances have been achieved.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That a Conditional Use Permit is hereby granted to "South Euclid Medical Solutions" Medical Marijuana Dispensary, located at 1976 Warrensville Center Road in the City of South Euclid, Ohio, per the following condition:

**Condition 1:** All requirements for medical marijuana dispensaries, as defined in Chapter 790 "Medical Marijuana Control" of the South Euclid Codified Ordinances, shall be followed at all times.

Section 2: That it is hereby found and determined that all formal actions-of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
Jane Goodman, President of Council

Attest:

Approved:

\_\_\_\_\_  
Michael Love, Acting Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 02-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Planning Commission

January 8, 2018  
FOR REMOVAL

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO "MEDICAL CANNABIS CULTIVATORS" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 4298 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, in accordance with Chapter 790 "Medical Marijuana Control" of the City of South Euclid Codified Ordinances, medical marijuana dispensaries are permitted in the City of South Euclid as a conditional use; and

WHEREAS, the Planning Commission, after careful study, has recommended to Council in a vote of 5-0 that a Conditional Use Permit be granted to "Medical Cannabis Cultivators" Medical Marijuana Dispensary located at 4298 Mayfield Road; and

WHEREAS, notice of a public hearing on the aforesaid requested Conditional Use Permit has been duly given, and a full public hearing has been held thereon by the Planning Commission pursuant to such notice and as prescribed by law; and

WHEREAS, the Council of the City of South Euclid deems that the aforesaid Conditional Use Permit should be given in that the standards set forth in Chapter 790 of the South Euclid Codified Ordinances have been achieved.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That a Conditional Use Permit is hereby granted to "Medical Cannabis Cultivators" Medical Marijuana Dispensary, located at 4298 Mayfield Road in the City of South Euclid, Ohio, per the following condition:

Condition 1: All requirements for medical marijuana dispensaries, as defined in Chapter 790 "Medical Marijuana Control" of the South Euclid Codified Ordinances, shall be followed at all times.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 06-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Planning Commission

January 22, 2018  
**FOR REMOVAL**

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO "THE HOLISTIC CENTER OF OHIO" MEDICAL MARIJUANA DISPENSARY, LOCATED AT 4110 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, in accordance with Chapter 790 "Medical Marijuana Control" of the City of South Euclid Codified Ordinances, medical marijuana dispensaries are permitted in the City of South Euclid as a conditional use; and

WHEREAS, the Planning Commission, after careful study, has recommended to Council in a vote of 3-0-1 that a Conditional Use Permit be granted to "The Holistic Center of Ohio" Medical Marijuana Dispensary located at 4110 Mayfield Road; and

WHEREAS, notice of a public hearing on the aforesaid requested Conditional Use Permit has been duly given, and a full public hearing has been held thereon by the Planning Commission pursuant to such notice and as prescribed by law; and

WHEREAS, the Council of the City of South Euclid deems that the aforesaid Conditional Use Permit should be given in that the standards set forth in Chapter 790 of the South Euclid Codified Ordinances have been achieved.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That a Conditional Use Permit is hereby granted to "The Holistic Center of Ohio" Medical Marijuana Dispensary, located at 4110 Mayfield Road in the City of South Euclid, Ohio, per the following condition:

**Condition 1:** All requirements for medical marijuana dispensaries, as defined in Chapter 790 "Medical Marijuana Control" of the South Euclid Codified Ordinances, shall be followed at all times.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in full force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 32-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) TO ACCEPT AN ENERGIZED COMMUNITY GRANT.

WHEREAS, the City of South Euclid is a member of the Northeast Ohio Public Energy Council ("NOPEC") and is eligible for a NOPEC Energized Community Grant for 2018 ("NEC Grant") as provided for in the NEC Grant Program guidelines; and

WHEREAS, the City of South Euclid wishes to enter into a Grant Agreement with NOPEC, Inc. in the form attached to this Resolution to receive a NEC Grant for 2018 and to authorize the Mayor to execute the Grant Agreement with NOPEC, Inc. in the form attached; and

WHEREAS, the City of South Euclid is eligible to receive a 2018 NEC Grant in the amount of \$78,722.00.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of South Euclid, Ohio:

Section 1: That this Council finds and determines that it is in the best interest of the City of South Euclid to accept the NEC Grant for 2018, in the amount of \$78,722.00, and authorizes the Mayor to execute the Grant Agreement with NOPEC, Inc. in the form attached.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 33-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH NOTRE DAME COLLEGE AND THE CUYAHOGA COUNTY PUBLIC LIBRARY FOR PURPOSES OF COMPLETING THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD."

WHEREAS, the City of South Euclid intends to install a traffic signal on South Green Road at the intersection of the Notre Dame College and Cuyahoga County Public Library South Euclid-Lyndhurst Branch Driveways on South Green Road; and

WHEREAS, both Notre Dame College and the Cuyahoga County Public Library have agreed to contribute to the cost of installing said traffic signal; and

WHEREAS, a MOU has been executed, approved, and signed by the Notre Dame College President and Cuyahoga County Public Library Director outlining the terms of this agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of South Euclid, Ohio:

Section 1: That the Mayor is hereby authorized to sign a Memorandum of Understanding (MOU) with Notre Dame College and the Cuyahoga County Public Library for the purposes of completing the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road."

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 34-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

A RESOLUTION

AUTHORIZING THE TRANSFER OF UNAPPROPRIATED FUNDS IN THE GENERAL FUND #101 TO THE ROAD IMPROVEMENT FUND #425.

WHEREAS, the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road" shall be constructed this year; and

WHEREAS, the project shall be paid for using the 2018 NOPEC Energized Community Grant, remaining funds in the Road Improvement and Resurfacing Fund, and reimbursements received from Notre Dame College and the Cuyahoga County Public Library; and

WHEREAS, funds must be transferred from the General Fund to the Road Improvement and Resurfacing Fund in order to pay for the project. Upon reimbursement, monies received will go into the General Fund, thus having no effect on the General Fund balance; and

WHEREAS, the Council of the City of South Euclid, Ohio acknowledges that the Ohio Revised Code requires a resolution authorizing the transfer of funds.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to transfer unappropriated funds from the General Fund #101 to the following fund in the amount below for the purpose of the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road"

1. Road Improvement and Resurfacing Fund #425: \$178,722.00

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 35-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "ROAD IMPROVEMENT AND RESURFACING FUND #425" IN ORDER TO COMPLETE THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD."

WHEREAS, City Council passed Resolution 34-18 transferring \$178,722.00 to the Road Improvement and Resurfacing Fund; and

WHEREAS, the funds must be appropriated to allow for the completion of the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road; and

WHEREAS, the total project cost shall be an amount not to exceed \$200,000.00.

NOW THEREFORE BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the Council of the City of South Euclid hereby authorizes the Finance Director to appropriate unappropriated funds in the "Road Improvement and Resurfacing #425" Fund in the amount of \$200,000.00 to be used towards completing the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road.

Section 2: That the total cost of the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road shall not exceed \$200,000.00.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 36-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

A RESOLUTION

AUTHORIZING THE CITY ENGINEER TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR THE "TRAFFIC SIGNAL INSTALLATION: NOTRE DAME COLLEGE AND CUYAHOGA COUNTY PUBLIC LIBRARY DRIVEWAYS ON SOUTH GREEN ROAD" IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

BE IT RESOLVED by the Council of the City of South Euclid, Ohio:

Section 1: That the City Engineer is hereby authorized to prepare the necessary plans, specifications, and advertise for bids for the "Traffic Signal Installation: Notre Dame College and Cuyahoga County Public Library Driveways on South Green Road" within the City of South Euclid, Ohio.

Section 2: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 28, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: Wherefore, this Resolution shall take effect and be in force from and after the earliest period allowed by law and upon signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 13-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 131.05 "POLICE DEPARTMENT COMPOSITION AND BOND" OF CHAPTER 131, "DEPARTMENT OF PUBLIC SAFETY" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID; AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 131.05 "Police Department Composition and Bond" of Chapter 131 "Department of Public Safety" of Part One "Administrative Code" of the Codified Ordinances of the City of South Euclid be hereby amended to read as follows:

131.05 POLICE DEPARTMENT COMPOSITION AND BOND.

The Police Department may be organized and composed of the following officers, patrolmen and other members who shall receive the respective salaries and compensation provided, payable biweekly. The total complement of sworn personnel shall not exceed forty-eight, and any appointments to such classifications and vacancies therein, may be filled upon the sole discretion of the Mayor.

- a) One (1) Chief of the Police Department
- b) One Assistant Chief selected and appointed by the Police from the rank of Lieutenant, to assist the Police Chief in the performance of his/her duties and to perform such other duties of the Police Department as shall be assigned to him/her. This does not constitute a promotion. Upon the termination of their service as Assistant Chief, they shall revert to the civil service status held by them at the time of their appointment and reassigned.
- c) Not more than six (6) Lieutenants, one of whom shall be the Assistant Chief.
- d) Not more than nine (9) Sergeants.
- e) **Not more than three Corporals, to be appointed by the Police Chief, from within the classifications in subsection (f) hereof. This does not constitute a promotion and the rank of the person selected shall remain the same. Upon the termination of their service as Corporal they shall revert to the civil service status held by them and reassigned.**
- (e) (f) Not more than thirty-six patrol officers who shall be placed in one of three classes designated Class "C", Class "B" and Class "A", such classification being made on the basis of ability and experience. Every patrol officer shall, upon certification and appointment, be designated a Class "C" patrol officer, and shall not be eligible for advancement in classification for a period of one year from the date of his/her appointment. No member of the Department appointed a Class "B" patrol officer shall be eligible for advancement as a Class "A" patrol officer until he/she has served at least 90 days as a Class "B" patrol officer. Advancements in classification shall be made by the Mayor.
- (f) (g) One (1) Traffic Commissioner to be appointed by the Police Chief, from within the classifications (c), (d) and (e) hereof. This does not constitute a promotion and the rank of the person selected shall remain the same.
- (g) (h) Such special policemen, not exceeding twelve (12), as may be necessary to perform work as required by the Police Chief.
- (h) (i) The Police Chief may appoint any patrol officer or officer to plain-clothes duty as he/she determines the need requires. This does not constitute a promotion and the rank of the person selected shall remain the same. Upon the termination of their service as a Detective they shall revert to the civil service status held by them and reassigned.
- (h) (i) All classified personnel, who shall compose the South Euclid Police Department, shall be residents of Cuyahoga County or any county adjacent to Cuyahoga County to ensure adequate response times to emergencies and/or disasters.

Section 2: That existing Section 131.05 of Chapter 131, Department of Public Safety, as contained in Part One-Administrative Code of the Codified Ordinances of South Euclid be and the same is hereby amended.

Section 3: That except as herein amended all other provisions of Part One-Administrative Code of the Codified Ordinances shall remain in full force and effect.

Section 4: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that same affects the day to day business of the safety departments of the City. Wherefore, this ordinance shall take effect upon passage and approval.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approve:

\_\_\_\_\_  
Keith Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael Lograsso, Director of Law

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 14-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

June 11, 2018

AN ORDINANCE

AMENDING SECTION 1 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO CREATE THE POSITION OF CORPORAL WITHIN THE POLICE DEPARTMENT OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of South Euclid, Ohio:

Section 1: That Section 1 of Ordinance 21-16 be amended to create the position of Corporal within the Police Department of the City of South Euclid, it shall now read as follows:

The foregoing enumerated offices constitutes administrative and supervisory positions in the city government, and no overtime compensation or accrual of any accumulated compensatory time shall be authorized or permitted.

Traffic Commissioner

Paid one-half rank differential between Police Sergeant and Police Lieutenant

**Corporal**

**Paid six percent (6%) wage differential over the applicable wage rate for a Class A 4<sup>th</sup> year patrol officer.**

Section 2: That all ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provisions of this Ordinance be and the same are hereby repealed.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees on or after November 25, 1975, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that a vital function of the Police Department is immediately affected hereby. Wherefore, this Ordinance shall take effect upon passage and approval and the signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Dennis Fiorelli, President of Council

Attest:

Approved:

\_\_\_\_\_  
Keith A. Benjamin, Clerk of Council

\_\_\_\_\_  
Georgine Welo, Mayor

Approved as to form:

\_\_\_\_\_  
Michael P. Lograsso, Director of Law