

**THE CITY OF SOUTH EUCLID
SCHEDULE OF MEETING
SEPTEMBER 26, 2018
8:00 PM**

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. APPROVAL OF MINUTES August 28, 2018 Special Meeting & September 12, 2018

4. REPORT OF MAYOR

5. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS

6. REPORT OF SCHOOL DISTRICT (1st Meeting of Month Only)

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

8. REPORT OF COMMITTEES

1. RESOLUTION 50-18 CONFIRMING THE APPOINTMENT OF RESIDENTS HANK DRAKE AND JULIUS BENSON TO THE CIVIL RIGHTS REVIEW BOARD (FORMERLY THE FAIR HOUSING BOARD) OF THE CITY OF SOUTH EUCLID, OHIO PURSUANT TO NEWLY CREATED SECTION 552.10(a) OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.
SECOND READING.

2. RESOLUTION 52-18 RESOLUTION ACCEPTING AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER.
SECOND READING.

9. LEGISLATION REQUESTED BY THE MAYOR & ADMINISTRATION

1. ORDINANCE 24-18 AN ORDINANCE AMENDING SECTION 311.05 "OPERATION OF MOTORIZED SCOOTERS" OF CHAPTER 311 "STREET OBSTRUCTIONS AND SPECIAL USES " OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

10. COMMUNICATIONS OF CITY COUNCIL

11. PUBLIC HEARINGS (OPEN MEETING) RELATED TO OPEN BUSINESS

12. ADJOURN

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 50-18
INTRODUCED BY: Fiorelli
REQUESTED BY: Mayor

September 12, 2018

A RESOLUTION

CONFIRMING THE APPOINTMENT OF RESIDENTS HANK DRAKE AND JULIUS BENSON TO THE CIVIL RIGHTS REVIEW BOARD (FORMERLY THE FAIR HOUSING BOARD) OF THE CITY OF SOUTH EUCLID, OHIO PURSUANT TO NEWLY CREATED SECTION 552.10(a) OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, Section 552.10 creates the Civil Rights Review Board to administer the provisions of Chapter 552 "Discrimination Prohibited" of the Codified Ordinances of the City of South Euclid; and

WHEREAS, pursuant to Section 552.10(a) the Mayor shall appoint three members to be confirmed by City Council; and

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

Section 1: That City Council confirms the appointment of the following Civil Rights Review Board Members:

Hank Drake (Two-Year Term)
Julius Benson (Three-Year Term)

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: That this Resolution is deemed to be an emergency measure necessary for the immediate preservation of the peace, health, and welfare of the residents and for the further reason that a function of government is effected in that this legislation must be passed within (30) days of a vacancy occurring on the Planning Commission. 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, OH
Resolution 52-18

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND
CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

(CITY COUNCIL)
Revised Code, Secs. 5705.34-5705.35

The Council of the City of South Euclid, Cuyahoga
County, Ohio me in Regular session on the 12th day of September
2018, at the office of City Hall with the following members present:

Mr./Mrs. _____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of the law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1st, 2019; and

WHEREAS, The Budget commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of South Euclid,
Cuyahoga County, Ohio, that the amounts and rates, as determined by the budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY FISCAL OFFICER'S ESTIMATED TAX RATES

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Com- mission Inside 10 M. Limitation	County Fiscal Officer Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund			3.05	6.95
General Bond Retirement Fund				0.00
Police Pension			0.30	
Park Fund				0.00
Recreation Fund				
Fire Pension Fund			0.30	
Street Construction Fund				2.50
Police Fire Safety Fund				5.75
TOTAL	\$0	\$0	3.65	15.20

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	Co. Fiscal Officer's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Total General Fund outside 10m. Limitation.		
Park Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Recreation Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.		
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	

and be it further
 RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this
 Resolution to the Fiscal Officer of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. _____

Mr./Mrs. _____

Mr./Mrs. _____

Adopted the _____ day of _____, 20 _____.

Attest:

 President of Council

 Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, _____ County, ss.

I, _____, Clerk of the Council of the City

of _____ within and for said County, and in whose custody the Files
and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby
certify that the foregoing is taken and copied from the original _____

now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20 _____

Clerk of Council

No. _____

COUNCIL OF THE CITY OF

_____ County, Ohio.

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER

(City Council)

Adopted _____, 20 ____

Clerk of Council

Filed _____, 20 ____

County Fiscal Officer

By _____
Deputy

Tax Budget Worksheet 2019

SCHEDULE A	INCREASED %	Millage	INCREASED AMOUNT	Total assessed value used to determine requested amount
Total Assessed Value	to assure we receive total available			
348,614,700.00	15%		52,292,205.00	400,906,905.00
General Fund		10 mill	0.01000	4,009,069.05
Police Pension		0.3 mill	0.00030	120,272.07
Fire Pension		0.3 mill	0.00030	120,272.07
Street Const. Equipment Police and Fire Safety		2.5 mill	0.00250	1,002,267.26
Levy		5.75 mill	0.00575	2,305,214.70
			Total	7,557,095.16

CITY OF SOUTH EUCLID

ORDINANCE NO.: 24-18
INTRODUCED BY: Fiorelli
REQUESTED BY: Mayor

September 26, 2018

AN ORDINANCE

AN ORDINANCE AMENDING SECTION 311.05 "OPERATION OF MOTORIZED SCOOTERS" OF CHAPTER 311 "STREET OBSTRUCTIONS AND SPECIAL USES" OF PART THREE "TRAFFIC CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO

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

Section 1. That original Section 311.05 of Chapter 311 of Part Three of the Codified Ordinances of South Euclid is hereby amended to read as follows:

"311.05 OPERATION OF MOTORIZED SCOOTERS.

(a) For the purposes of this Traffic Code, "motorized scooter" means a scooter that cannot be titled and registered in accordance with Ohio motor vehicle laws and is powered by an electric driven motor with a maximum speed of fifteen miles per hour which does not have a seat or saddle. A "motorized scooter" does not include a "bicycle" or "motorized bicycle" as defined in Section 301.04 of these Codified Ordinances.

(b) No person who is under twelve years of age shall operate a motorized scooter on any public street or highway within the City.

(c) No person shall operate a motorized scooter on any public street or highway with the City.

(d) No person shall operate a motorized scooter on private property without the express consent of the owner of the property.

(e) No person shall operate a gasoline powered scooter on any public street, highway, sidewalk, path, or any other property owned by the City.

(f) No operator of a motorized scooter on public property shall do any of the following:

(1) Allow passengers while the motorized scooter is in operation or motion.

(2) Structurally alter the motorized scooter from the original manufacturer's design.

(g) A person exerting control of or operating a motorized scooter shall be permitted to stand or park it on a sidewalk, without charge or restrictions, provided that the motorized scooter does not impede the normal flow of pedestrian traffic.

(h) Permitted hours of operation for motorized scooters are from thirty minutes before sunrise to thirty minutes after sunset. The times for sunrise and sunset shall correspond to the times posted in a daily newspaper of general circulation in northeast Ohio.

(h)(i) No person under twelve years of age shall operate a motorized scooter unless they are wearing shoes and a protective helmet on the person's head with the chin strap properly fastened.

(i)(j) Nothing in this section affects or shall be construed to affect any rule of the Cleveland Metroparks Commissioners governing the operation of vehicles on lands under the control of the Director or Board, as applicable.

(j)(k) Whoever violates any provision of this section is guilty of a misdemeanor of the fourth degree.

Section 2: That is herby 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 3: That this Ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety within the City and therefore should be adopted at the earliest possible time. Wherefore this Ordinance 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