

REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL

Council President Dennis Fiorelli called the meeting to order and the Pledge of Allegiance was recited.

Roll Call

Present: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

Minutes of Meetings July 9, 2018 & July 23, 2018

Minutes of July 9, 2018

Action: Motion to Approve Minutes, **Moved by** Council President Pro Tem Jason Russell, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The minutes have been approved.

Minutes of July 23, 2018

Action: Motion to Approve Minutes, **Moved by** Council President Pro Tem Jason Russell, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by roll call vote (**summary:** Yes = 4 Abstain = 1).

Yes: Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Abstain: Councilman Joe Frank

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The minutes have been approved.

Amend Agenda

Action: Motion to Amend Agenda to correct Resolution 51-18, **Moved by** Council President Dennis Fiorelli, **Seconded by** Councilman Joe Frank.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The Resolution has been amended.

Action: Motion to Amend Agenda to include Resolution 52-18, **Moved by** Councilman Joe Frank, **Seconded by** Councilman Marty Gelfand.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The Agenda has been amended.

Report of Mayor

- Mayor Welo reported on the many community events that took place in August and thanked Councilwoman Gray for organizing a great community movie night at Quarry Park and a Princeton Neighborhood Meeting with residents earlier in August. The Mayor reported that this Saturday is the South Euclid Lyndhurst Schools Pride Day at Legacy Village. Mayor Welo reported on the cost to purchase winter road salt which has increased greatly from \$29 a ton last year to \$69 a ton this year.
- Building Commissioner Macalla gave an update on construction at Oakwood Commons, Cedar Center, and a new parking lot at Big B's Beverage and the expansion at Glastic Corporation.
- Economic Development Director Love requested support for Resolution 51-18 appropriating additional funds for nuisance abatement projects related to 4362 Elmwood Road and clean-up of tires at 4488 Glenridge Road.
- Community Services Director reported on the success of the MyCom Community Movie Night at thanked Councilwoman Gray, Mayor Welo, the South Euclid Court and resident Keesha McMillian for their support. Mr. Benjamin reported on the status of the Mayfield Road Corridor Project and upcoming public meeting.

Director Benjamin reported on proposed federal changes that could negate local control of small cell regulation that City Council recently adopted.

- Police Chief Nietert reported on the resolution requesting additional appropriations for nuisance abatement as discussed by Director Love.
- City Engineer Blackley gave an update on 2018 road and infrastructure projects.
- Mayor Welo reported that Housing Director Martin and Service Director Anderson are not present at the meeting and read a thank you letter from the Mayor of Euclid thanking the South Euclid Fire Department for their assistance with a recent fire. Mayor Welo reported on her recent trip with the Ohio National Guard to Serbia and that, in Serbia, she signed an MOU to become a Sister City with the city of Kraljevo.

Report of Law Director Law Director Lograsso gave an update on the situation at the Elmwood home which is subject to nuisance abatement following the incident in August and that there remains questions regarding insurance and family ownership that must be resolved before demolition can occur. Councilman Gelfand asked if the house is boarded up properly in the interim. Director Benjamin stated that it is boarded up in a professional manner.

Public Hearings (Open Meeting) Related to Agenda Items No open hearings on agenda items.

Report of Committees

Council President Fiorelli reported on the Committee of the Whole Meeting held on August 28th regarding funding educational efforts related to the upcoming income tax levy.

Legislation Requested by the Planning Commission

Introduced by Fiorelli

Resolution 49-18

RESOLUTION

GRANTING A CONDITIONAL USE PERMIT FOR A DAY CARE FOR THE PROPERTY LOCATED AT 4386 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

Action: Motion to Approve Legislation, **Moved by** Council President Pro Tem Jason Russell, **Seconded by** Councilman Joe Frank.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The legislation has been approved.

Legislation Requested by the Administration

Introduced by Fiorelli

Resolution 50-18

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. FIRST READING

The legislation was placed on first reading and referred to the Committee of the Whole.

Introduced by Fiorelli

Resolution 51-18

RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE FOLLOWING FUND: "NUISANCE ABATEMENT ACCOUNT #101-4410-52738". FIRST READING.

Action: Motion to Approve Legislation, **Moved by** Councilman Joe Frank, **Seconded by** Council President Pro Tem Jason Russell.

- Councilman Gelfand reported that in his profession as an attorney, he was appointed by the Court to represent a party that is involved with the property on Glenridge which is subject to the legislation. Mr. Gelfand stated that he did file a motion to withdraw from representation in the case because of the potential conflict, but there was a period of time when he was counsel of record and even though he has withdrawn and is no longer involved in the case, does not want to vote on an issue where a conflict might be perceived.

- Law Director Lograsso stated that he has discussed the issue with Councilman Gelfand and does not see any issue with him voting on the resolution, but could abstain if he wishes to avoid any appearance of conflict.
- Councilwoman Gray stated that as there are two council people absent from the meeting that maybe the nuisance abatement issue be held until the next meeting, especially given Councilman Gelfand's disclosure and he should not feel obligated to vote.
- Clerk Benjamin stated that the legislation is a resolution and requires four votes, and not five for passage.
- Council President Fiorelli stated that he would normally agree with Councilwoman Gray, but this is an issue that all council people have already unanimously approved in July and that the current legislation is appropriating additional funds to complete the clean-up of the tires.
- Police Chief Nietert and Economic Development Director Love reported that it is important to move forward as soon as possible and that the contractor is one of only a few that can perform the clean-up work and if delayed, the contractor may fall behind schedule.
- Mayor Welo stated that this is an issue of health and safety, as the thousands of tires on the property are nuisance and safety issue, especially with rain water collecting and potential for mosquito breeding and west Nile virus.

Vote: Motion passed (**summary:** Yes = 4, No = 0, Abstain = 1).

Yes: Councilman Joe Frank, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Abstain: Councilman Marty Gelfand.

Absent: Councilwoman Sara Continenza, Councilwoman Jane Goodman.

The legislation has been approved.

Councilman Frank stated that he wanted to make sure that neighbor knew that the dumping of the tires happened recently and over a couple of months and had not been on the site for a long period of time before the city found out about the issue and took action. Mr. Frank stated that neighbors are also the eyes and ears of the community and asked that they call city hall if they ever see something that doesn't look right.

Introduced by Fiorelli

Resolution 52-18

RESOLUTION

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. FIRST READING

The legislation was placed on First Reading.

Communications of City Council

- Councilwoman Gray thanked the Mayor, Police Chief and Director Benjamin for attending the various Ward one meetings and having positive discussions with residents about issues and for their efforts. Ms. Gray discussed the community meeting on Princeton, Salisbury street sale and block party, PACA picnic and MyCom Movie Night and extended her appreciation for everyone's hard work.
- Councilman Gelfand reported on the annual March 4 Marci organized by the Kornblut Family who are South Euclid residents and lost their daughter to domestic violence. Mr. Gelfand thanked the South Euclid Police department for dealing with a very tough situation with the incident on Elmwood and reported on his attendance at a joint meeting held by the Cleveland Heights University Heights School District and Cleveland Heights to discuss the upcoming state report card release and that most districts are set up to get Ds and Fs on the report cards and the state system has set school districts up for failure and make most of the public schools in Ohio look bad, which is not a surprise considering the Ohio Legislature's support of for-profit charter schools who helped design the ratings code. Mr. Gelfand stated that a portion of South Euclid attends Cleveland Heights-University Heights schools. Councilman Gelfand reported on several events including an Ice Cream Social at Gearity Elementary School and the South Euclid Lyndhurst Schools Pride Day at Legacy Village and congratulated Mayor Welo and his colleagues on City Council for their upcoming award from the Stonewall Democrats for the City's passage of the non-discrimination ordinance earlier this year.

- Councilman Russell scheduled a Zoning and Planning Meeting for October 8 at 7 pm.
- Councilman Frank congratulated his parents, who have lived in South Euclid since 1978 on 60 years of marriage and reported on the E-Recycling event and stated that the MyCom Movie Night was fantastic. Mr. Frank scheduled a Finance Committee Meeting for October 8.
- Council President Fiorelli scheduled a Committee of the Whole Meeting for September 26 at 6 pm to discuss Resolution 50-18.
- Councilwoman Gray reported that this weekend she will be taking 22 Ohio women to Washington DC to attend the annual National Congress of Black Women conference.

Public Hearings (Open Meeting) Related to Open Business

- Marko Fikaris, 4344 Elmwood Road, reported on the incident on Elmwood on August 10th when residents were evacuated and stated on how wonderful city staff were in assisting residents. Mr. Fikaris stated that the Community Center was opened as a shelter for residents and pets who did not have any place to go and he arrived there at 10 pm and stayed the entire night. Mr. Fikaris stated that he was so grateful that Mayor Welo, Councilman Frank, Community Center Director Martines, Police Chief Neiert and officers that were there to help residents and make sure they had coffee, food, and cots to sleep on. Mr. Fikaris thanked the City on behalf of all affected residents on Elmwood and Tamalga and he is very proud to be a South Euclid resident.
- Dennis Silsby, 4428 Greenway Road, stated that he is a 46 year resident of South Euclid and reported on potential public safety efforts that residents and drivers can adopt to prevent bicyclists and motorcyclists from being injured by car doors that open in their right-of-way. Mr. Silsby described a maneuver called the "dutch reach" to enhance awareness of surroundings and has greatly reduced accidents.
- Chuck Turner, 4549 Lilac Road, stated that council may recall his comments following the June 23rd Rock the Block event and the interaction he had with former Council President David Miller that he did not appreciate and stated that he saw a One South Euclid Board Member person smiling at the interaction in the One South Euclid booth and didn't appreciate her response. Mr. Turner stated that he emailed the One South Euclid Board but got no response and he wants an apology from them. Mr. Turner stated that he didn't appreciate receiving a robodial about the city income levy on Rosh Hashanah and that the person living in Shaker Heights should know better.

Adjourn

Action: Motion to Approve Legislation, **Moved by** Councilman Marty Gelfand, **Seconded by** Councilman Joe Frank.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5).

Yes: Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray, Council President Pro Tem Jason Russell, Council President Dennis Fiorelli.

Absent: Councilwoman Sara Confinenza, Councilwoman Jane Goodman.

The Meeting Adjourned at 9:14 pm.

Council President

Attest:

Clerk of Council