

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

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**1. PLEDGE OF ALLEGIANCE**

**2. ROLL CALL**

**3. REPORT OF MAYOR AND CITIZEN'S POLICE ACADEMY GRADUATION**

**4. REPORT OF LAW DIRECTOR & DEPARTMENTAL HEADS**

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

**6. PUBLIC HEARINGS (OPEN MEETING) RELATED TO AGENDA ITEMS**

**7. REPORT OF COMMITTEES**

1. RESOLUTION 62-18      AUTHORIZING THE MAYOR TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR "CLEANING SERVICES FOR THE SOUTH EUCLID CITY HALL COMPLEX" IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **SECOND READING.**

2. ORDINANCE 25-18      AUTHORIZING THE MAYOR OF THE CITY OF SOUTH EUCLID, OHIO TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR PUBLIC HEALTH SERVICES FOR FISCAL YEARS 2019-2020. **SECOND READING.**

3. ORDINANCE 31-18      AMENDING SECTION 172.06 "SOUTH EUCLID RESIDENT SUBJECT TO INCOME TAX IN OTHER MUNICIPALITY" OF SECTION 172, "MUNICIPAL INCOME TAX EFFECTIVE JANUARY 1, 2016" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. **FOR SECOND READING.**

4. ORDINANCE 32-18      AN ORDINANCE CREATING NEW CHAPTER 918 "GARBAGE, RUBBISH, REFUSE AND RECYCLING " OF TITLE THREE "PUBLIC SERVICES" OF PART NINE "STREETS AND PUBLIC SERVICES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **FOR SECOND READING.**

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

1. RESOLUTION 63-18      AUTHORIZING THE MAYOR TO CONVEY CERTAIN REAL PROPERTY OF THE CITY OF SOUTH EUCLID TO ONE SOUTH EUCLID. **FIRST READING.**

2. RESOLUTION 70-18      AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "ROAD IMPROVEMENT AND RESURFACING FUND #425-6630-52326". **FIRST READING.**

3. RESOLUTION 71-18      AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "ROAD IMPROVEMENT AND RESURFACING FUND #425-6630-52328". **FIRST READING.**

4. ORDINANCE 33-18      AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT  
EXTENDING THE ENGINEERING SERVICES FOR STEPHEN  
HOVANCSEK & ASSOCIATES, INC. FOR A PERIOD OF  
JANUARY 1, 2019 THROUGH DECEMBER 31, 2019. FIRST  
READING.

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

10. **COMMUNICATIONS OF CITY COUNCIL**

11. **ADJOURN**

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 62-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

October 22, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR "CLEANING SERVICES FOR THE SOUTH EUCLID CITY HALL COMPLEX" 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 Mayor is hereby authorized to prepare the necessary plans, specifications, and advertise for bids for "Cleaning Services for the South Euclid City Hall Complex" 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.: 25-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

October 8, 2018  
Second Reading: November 12, 2018

AN ORDINANCE

AUTHORIZING THE MAYOR OF THE CITY OF SOUTH EUCLID, OHIO TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR PUBLIC HEALTH SERVICES FOR FISCAL YEARS 2019-2020.

WHEREAS, it is the desire of this Council to enter into an agreement with the Board of Health of Cuyahoga County to provide for public health services for the City in 2019 and 2020.

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

Section 1: That the Mayor of the City of South Euclid, be and she is hereby authorized to execute an agreement with the Cuyahoga County Board of Health providing for public health services within the City of South Euclid, Ohio for the Fiscal Years 2019 and 2020 (A copy of which is attached hereto and made a part hereof).

Section 2: 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 3: That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. Such necessity exists by reason of the fact that immediate action to the obtaining of health services for the City is required, and the foregoing must 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

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 31-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Frank

November 12, 2018  
For Second Reading

AN ORDINANCE

AMENDING SECTION 172.06 "SOUTH EUCLID RESIDENT SUBJECT TO INCOME TAX IN OTHER MUNICIPALITY" OF SECTION 172, "MUNICIPAL INCOME TAX EFFECTIVE JANUARY 1, 2016" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of South Euclid, Ohio recognizes that the income tax credit is an incentive the city is able to offer residents during times of economic stability, however, during periods of severe economic instability, such incentives may not be feasible; and

WHEREAS, the Council of the City of South Euclid recognizes that the City continues to experience budgetary shortfalls effecting the financial stability of the City as a result of cuts in funding by the State of Ohio; as well as declines in property tax and income tax as a result of the housing and foreclosure crisis and national recession; and

WHEREAS, the Council of the City of South Euclid has met monthly for over two years to discuss and consider revenue enhancement and cost-cutting options and held three Community Meetings on June 19, 2017; June 27, 2017 and June 28, 2017 to discuss options and seek input from city residents, Tele-Town Hall Meetings on October 9, 2018 and October 30, 2018; and four Ward Meetings regarding finances and income tax levy in October 2018; and

WHEREAS, City Council has held regular Committee Meetings, nearly every month for over two years to discuss cost reductions, explore and implement regional initiatives, discuss the costs of long-term capital needs of the community, and the continuing impact of the recession and cuts in funding of local governments from the State of Ohio; and

WHEREAS, the City has made every reasonable effort to reduce costs and raise additional revenue to replace State actions that have removed the City's inheritance tax revenue, commercial activity tax and 50% of the City's yearly allocation of Local Government Funds; and

WHEREAS, the City of South Euclid has an obligation to take temporary measures to protect the health, safety, welfare and future economic stability of the City; and

WHEREAS, the Council of the City of South Euclid can address any such shortfalls by reducing the income tax credit on taxable income earned in another municipality.

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

Section 1: That Ordinance 172.06, "South Euclid Resident Subject to Income Tax in Other Municipality" is hereby amended effective \_\_\_\_\_ at which time the provisions hereunder shall once again become effective.

Section 2: That Ordinance 172.06 "Credit for Tax Paid To Other Municipalities" shall read as follows:

**"CREDIT FOR TAX PAID TO OTHER MUNICIPALITIES.**

(a) Every individual taxpayer domiciled in City of South Euclid who is required to and does pay, or has acknowledged liability for, a municipal tax to another municipality on or measured by the same income, qualifying wages, commissions, net profits or other compensation taxable under this chapter, may claim a non-refundable credit against the tax imposed by this chapter upon satisfactory evidence that tax has been paid to another municipality. Subject to division (c) of this section, the credit shall not exceed 75% \_\_\_\_\_% of the amount obtained by multiplying the income, qualifying wages, commissions, net

profits or other compensation subject to tax in the other municipality by the lower of the tax rate in such other municipality or the rate of ~~1%~~ \_\_\_\_\_%.

(b) City of South Euclid shall grant a credit against its tax on income to a resident of City of South Euclid who works in a joint economic development zone created under Ohio R.C. 715.691 or a joint economic development district created under Ohio R.C. 715.70, 715.71, or 715.72 to the same extent that it grants a credit against its tax on income to its residents who are employed in another municipal corporation.

(c) If the amount of tax withheld or paid to the other municipality is less than the amount of tax required to be withheld or paid to the other municipality, then for purposes of division (a) of this section, "the income, qualifying wages, commissions, net profits or other compensation" subject to tax in the other municipality shall be limited to the amount computed by dividing the tax withheld or paid to the other municipality by the tax rate for that municipality."

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 deemed to be an emergency measure necessary for the immediate preservation of the public peace, health and safety. Wherefore, this Ordinance shall take effect and be in force upon passage by City Council and signature of the Mayor.

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

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

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.: 32-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Frank

November 12, 2018  
For Second Reading.

ORDINANCE

AN ORDINANCE CREATING NEW CHAPTER 918 "GARBAGE, RUBBISH, REFUSE AND RECYCLING COLLECTION" OF TITLE THREE "PUBLIC SERVICES" OF PART NINE "STREETS AND PUBLIC SERVICES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO

WHEREAS, In order to protect the health, safety and welfare of the citizens of the City of South Euclid, the Council of the City of South Euclid recognizes its duty to regulate the collection of garbage, rubbish and refuse within the City; and

WHEREAS, the Council of the City of South Euclid in order to fulfill said duty desires to create new chapter 918 "Garbage, Rubbish, Refuse and Recycling Collection" to regulate the collection of garbage in the City of South Euclid.

NOW THEREFORE BE IT ORDAINED by the Council of the City of South Euclid, Ohio, that new chapter 918 "Garbage, Rubbish, Refuse and Recycling" be created to read as follows:

Section 1: That new Chapter 918 "Garbage, Rubbish, Refuse and Recycling Collection" of Title Three "Public Services" of Part Nine "Streets and Public Services Code" be created to read as follows:

**"CHAPTER 918  
Garbage, Rubbish, Refuse and Recycling Collection**

- 918.01 Definitions.**
- 918.02 Collection permit; fee; revocation.**
- 918.03 Collection by the City's contractor; exceptions.**
- 918.04 Director supervises collection; regulations; appeal.**
- 918.05 Precollection practices.**
- 918.06 Container regulations.**
- 918.07 Container specifications.**
- 918.08 Unauthorized accumulation of garbage, rubbish and/or refuse.**
- 918.09 Scattering of garbage, rubbish and refuse.**
- 918.10 Points of collection; time limit for containers on lawns.**
- 918.11 Frequency of collection.**
- 918.12 Quantity restricted; fees.**
- 918.13 Vehicle regulations.**
- 918.14 Regulations of the Public Service Director.**
- 918.15 Refuse is property of City.**
- 918.16 Cost of garbage and refuse collection.**
- 918.17 Fines imposed.**
- 918.99 Penalty.**

**918.01 DEFINITIONS.**

As used in this chapter:

- (a) "Director" means the Director of Public Service.
- (b) "Garbage" means the putrescible animal and vegetable waste resulting from the handling, preparation, cooking, and consumption of food.
- (c) "Rubbish" means any household waste materials other than garbage, ashes, and cinders, and building materials.
- (d) "Refuse" means all putrescible and nonputrescible solid waste (except body waste), including garbage, rubbish, ashes, street cleanings, dead animals and solid market and industrial waste.
- (e) "Recycling Collection" means the collection of all items that are recommended for recycling, including: paper, newspaper, glass bottles, metal cans, and certain plastic containers that can be recycled.

**918.02 COLLECTION PERMIT; FEE; REVOCATION.**

- (a) No person other than the person duly authorized by a permit issued by the Director of Public Service on behalf of the City shall collect or remove garbage or refuse within the City or convey or transport the same over or upon any street or public highway therein.
- (b) All persons desiring to collect and transport garbage and refuse within the City shall apply

for a permit to the Director. When satisfied that all of the regulations and provisions herein contained have been satisfied by the applicant, the Director shall issue a permit to the applicant upon payment of the proper fee.

(c) A permit fee of one hundred twenty dollars (\$120.00) per year is hereby established for private haulers. The permit shall be issued by the Director and shall be limited to the time period from the date of issuance to the end of the calendar year for which the permit is issued. The fee shall be prorated over the year in the event that a permit is not issued for a full calendar year.

(d) The Director shall keep an accurate record and accounting of all applications for permits and shall pay over all fees received hereunder to the Director of Finance and shall take back a receipt from the Director of Finance to be included in the records herein required.

(e) No private hauler shall collect or transport garbage and refuse over the streets and highways of the City unless he has a permit on file in the Service Department.

(f) The Director may revoke any permit when he is satisfied that the permit holder is in substantial noncompliance with the provisions of this chapter or any rules and regulations promulgated hereunder.

(g) In the event the Director revokes the permit established hereunder, the City will not refund any portion of the fee to the permit holder.

#### **918.03 COLLECTION BY THE CITY'S CONTRACTOR; EXCEPTIONS.**

The Director of Public Service shall enter into a contract with a private refuse hauler for collection, conveyance and disposal of all residential garbage, rubbish and yard waste in the City.

This chapter shall not prohibit the actual producer of garbage and rubbish or the owners of premises upon which garbage or refuse has accumulated, from personally collecting, conveying and disposing of such garbage and refuse, providing such producers and owners comply with the provisions of this chapter and with any other governing laws or ordinances.

#### **918.04 DIRECTOR SUPERVISES COLLECTION; REGULATIONS; APPEAL.**

All garbage, refuse, recycling and yard waste accumulated in the City shall be collected, conveyed and disposed of under the supervision of the Director of Public Service. The Director has the authority to make regulations concerning the days of collection, type and location of waste containers and such other matters pertaining to the collection, conveyance and disposal of garbage, refuse and yard waste as he finds necessary and from time to time change and modify the regulations.

Collection times shall be 7:00 a.m. to 7:00 p.m., Monday through Friday, and Saturday after holidays.

All regulations promulgated hereunder shall be made in writing and shall become effective five days after they are posted in the five places established for the posting of ordinances as specified in Section 13.05.

#### **918.05 PRECOLLECTION PRACTICES.**

Garbage, ashes, rubbish and yard waste shall each be placed and maintained in separate containers. All garbage before being placed in garbage cans for collection shall have drained from it all free liquids and may be wrapped in paper.

Condominium collections shall be once a week, on the regularly scheduled day for the particular area. Should additional collections be required, the property/condominium owner must contract with a private hauler for same.

#### **918.06 CONTAINER REGULATIONS.**

Garbage containers shall be provided by the owner, tenant, lessee or occupant of the premises. Garbage containers shall be maintained in good condition. Any container that does not conform to the provisions of this chapter or that may have ragged or sharp edges or any other defect liable to hamper or injure the person collecting the contents thereof shall be promptly replaced upon notice. The Director of Public Service has the authority to refuse collection services for failure to comply with this section.

#### **918.07 CONTAINER SPECIFICATIONS.**

Residential garbage containers shall be made of metal or an approved plastic material, equipped with suitable handles and tight-fitting covers and shall be watertight. Such containers shall have a capacity of not more than thirty-two gallons or fifty pounds each. Such containers shall be of a type approved by the Director of Public Service and shall be kept in a clean, neat and sanitary condition.

Condominium owners must provide and maintain their own refuse containers. Containers must be of a size and type approved by the Director of Public Service.

**918.08 UNAUTHORIZED ACCUMULATION OF GARBAGE, RUBBISH AND/OR REFUSE.**

(a) No person shall place any garbage, rubbish and/or refuse in any street, alley or other public place, or upon any private property whether owned by such person or not, within the City except in proper containers for collection or under express approval granted by the Director of Public Service. Nor shall any person throw or deposit any garbage, rubbish and/or refuse in any stream or other body of water.

(b) Any unauthorized accumulation of garbage, rubbish and/or refuse on any premises is hereby declared to be a nuisance and is prohibited. Failure to remove any existing accumulation of garbage, rubbish and/or refuse within thirty days after the effective date of this section or within five days after receipt of written notice from the Director at any other time shall be deemed a violation of this section.

**918.09 SCATTERING OF GARBAGE, RUBBISH AND REFUSE.**

No person shall cast, place, sweep or deposit anywhere any garbage, rubbish and/or refuse in such a manner that it may be carried or deposited by the elements upon any street, sidewalk, alley, sewer, parkway or other public place or into any occupied premises within the City.

**918.10 POINTS OF COLLECTION; TIME LIMIT FOR CONTAINERS ON LAWNS.**

(a) Garbage containers shall be placed at the street curb for collection by the City's contractor. Garbage containers shall not be placed at the street curb more than twelve hours in advance of collection.

(b) No garbage pail or container is permitted to remain on the tree lawn for a period longer than twenty-four hours after the pickup and removal of the garbage container therein.

**918.11 FREQUENCY OF COLLECTION.**

All garbage and refuse shall be collected in accordance with schedules promulgated by the Director of Public Service pursuant to the rule-making authority granted in Section 918.04.

**918.12 QUANTITY RESTRICTED; FEES.**

(a) Residential. The City's contractor shall be in charge of collecting a reasonable accumulation of garbage and refuse from each family during a collection period.

(b) Commercial and Manufacturing. The owner, occupant, tenant or lessee of any property other than residential must contract with a private hauler for disposal of garbage, rubbish and yard waste at a rate agreed upon between the owner, occupant, tenant or lessee and the private contractor.

**918.13 VEHICLE REGULATIONS.**

The actual producer of garbage or the owner of premises upon which garbage is accumulated who desires personally to collect and dispose of garbage, a person who desires to dispose of waste material not included in the definition of refuse and a collector of refuse from outside the City who desires to haul over the streets of the City, shall use a watertight vehicle provided with a tight cover and so operated as to prevent offensive odors escaping there from and refuse from being blown, dropped or spilled.

**918.14 REGULATIONS OF PUBLIC SERVICE DIRECTOR.**

The Director of Public Service has the authority to make such reasonable regulations concerning individual collection and disposal and relating to the hauling of refuse over City streets by outside collectors as he finds necessary, subject to right of appeal as set forth in Section 918.05.

**918.15 REFUSE IS PROPERTY OF CITY.**

All material set out for collection shall be vested in the City.

**918.16 COST OF GARBAGE AND REFUSE COLLECTION.**

- (a) The Finance Director shall establish Fund #\_\_\_\_\_ for Solid Waste Disposal in which:
- (1) All collections from the households made under this chapter shall be deposited.
  - (2) All collections by the Cuyahoga County Auditor of previously assessed delinquencies, net of any collections fees, shall be deposited.
  - (3) Any grants relating to Solid Waste Disposal shall be deposited.
  - (4) All expenses relating to the disposal of Solid Waste shall be paid.
  - (5) All expenses relating to recycling Solid Waste shall be paid.
  - (6) All expenses relating to the collection of the amount due from the residents shall be paid.
- (b) By October 1 of each year, the Finance Director shall:
- (1) Estimate the cost of the next year's solid waste collection and any other related costs.
  - (2) Estimate the yearend balance in the Solid Waste Disposal Fund.

(3) In the event the estimated year balance is \$0.00, estimate the amount of advances from the General Fund to be repaid in the next year.

(4) To determine the amount of funds needed to be collected in the next year:

A. The next year's costs determined in subsection (b) (1) will be added the amount of advances to be repaid determined in subsection (b)(3).

B. The estimated year end fund balance determined in subsection (b)(2) will then be subtracted.

(5) The amount determined in subsection (b)(4) will then be increased to cover the expected delinquencies.

(6) The amount determined in subsection (b)(5) will then be divided by the number of households to determine the annual amount due from each resident, this total will be divided by four to determine the amount to be billed in January, April, July and October of the next year.

(c) In the event that an unpaid charge is certified to the tax duplicate of the property, the City shall then increase the charge by twenty-five dollars (\$25.00) to cover the administrative costs of the assessment.

#### **918.17 FINES IMPOSED.**

Each occurrence will be deemed as a separate offense. Each offense has a minimum of a three hundred dollar (\$300.00) fine.

#### **918.99 PENALTY.**

Any person, firm or corporation violating any provision of this chapter or the regulations promulgated hereunder is guilty of an unclassified misdemeanor. A separate offense shall be deemed committed each day during or on which a violation occurs or continues."

Section 2: That 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 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, Council President

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

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

Approved as to form:

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

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 63-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

November 26, 2018

A RESOLUTION

AUTHORIZING THE MAYOR TO CONVEY CERTAIN REAL PROPERTY OF THE CITY OF SOUTH EUCLID, OHIO TO ONE SOUTH EUCLID.

WHEREAS, the City of South Euclid is the owner of a certain parcel of developed land, as defined in Exhibit A attached hereto; and

WHEREAS, the subject parcel was deeded to the City of South Euclid through the deed-in-lieu of tax foreclosure process; and

WHEREAS, the Council of the City of South Euclid has, upon study and consideration, determined that said parcel does not serve and is not needed for any municipal purpose; and

WHEREAS, in accordance with the agreement for professional services, the City's Community Development Corporation, One South Euclid, has the ability to dispose of the subject parcel and return the land to productive use.

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

Section 1: That the Council has determined the subject parcel does not serve any municipal purpose.

Section 2: That the Mayor be and she is hereby authorized to convey said parcel of real property (as shown in Exhibit A, attached hereto) to the City's Community Development Corporation, One South Euclid, in order to dispose of the property and return the land to productive use.

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

**EXHIBIT A:**

Parcel with structure to be conveyed to One South Euclid:

<b>PP#</b>	<b>Address</b>	<b>Street Name</b>
701-14-076	3993	Waverly Place

CITY OF SOUTH EUCLID, OHIO

RESOLUTION NO.: 70-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

November 26, 2018

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "ROAD IMPROVEMENT AND RESURFACING FUND #425-6630-52326."

WHEREAS, the City has an agreement with the State of Ohio Public Works Commission (OPWC) for the South Euclid Traffic Signal Upgrade: Engineering Design; and

WHEREAS, 80% of the project cost is paid for by OPWC; and

WHEREAS, the portion of the invoice directly paid to the vendor by OPWC, according to Generally Accepted Accounting Principles (GAAP), must be recorded in the City's books as both a revenue and an expenditure.

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 Fund #425-6630-52326" in the amount of \$30,000.00 in order to properly record payments made by the Ohio Public Works Commission (OPWC) for the South Euclid Traffic Signal Upgrade Engineering Design Project.

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.: 71-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Mayor

November 26, 2018

A RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE "ROAD IMPROVEMENT AND RESURFACING FUND #425-6630-52328."

WHEREAS, City Council passed Res. 35-18 on June 25, 2018, authorizing an amount not to exceed \$200,000.00 for the South Green Road Notre Dame College-Cuyahoga County Public Library Traffic Signal Project; and

WHEREAS, an amount of \$21,278.00 of this project was to be funded from revenue in the Fund #425 Road Improvement Account; and

WHEREAS, this project is starting and these funds must now be appropriated; and

WHEREAS, funds must also be appropriated for the 2018 Road Program, as costs for the 2018 Road Program were \$12,729.17 higher than anticipated.

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 Fund #425-6630-52328" in the amount of \$34,007.17 for the South Green Road Notre Dame College-Cuyahoga County Public Library Project and the 2018 Road Program.

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

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

November 26, 2018

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT EXTENDING THE ENGINEERING SERVICES FOR STEPHEN HOVANCSEK & ASSOCIATES, INC. FOR A PERIOD OF JANUARY 1, 2019 THROUGH DECEMBER 31, 2019.

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

Section 1: That the Mayor is hereby authorized to enter into a contract extending the engineering services of Stephen Hovancsek & Associates, Inc., for the period from January 1, 2019 through December 31, 2019, under the terms and provisions as contained in the contract. (A copy of which is attached hereto and made a part hereof.)

Section 2: 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 3: That this Ordinance is deemed to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that the existing contract for engineering services with Stephen Hovancsek & Associates, Inc., expires on December 31, 2017, and such engineering services are necessary for the day to day operation of all 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:

Approved:

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

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

Approved as to form:

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