

Amend to include Ord. 09-19
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: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

Amend Agenda to Include Ordinance 09-19

Action: Approve, **Moved by** Councilwoman Jane Goodman, **Seconded by** Councilwoman Sara Continenza.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The Agenda has been amended.

Minutes of Meetings April 22, 2019

Action: Approve Minutes, **Moved by** Councilwoman Sara Continenza, **Seconded by** Councilman Joe Frank.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The minutes have been approved.

Report of Mayor & Department Heads

- Mayor Welo reported that many department directors are attending the Board of Zoning Appeals Meeting including Law Director Lograsso, Building Commissioner Heilman and Economic Development Director Love.
- City Engineer Blackley gave an update on the 2019 road repair projects and that the Westdale project will begin in mid-June and that the Cedar Road project is ahead of schedule and should be complete by the end of the year. Mr. Blackley reported that bids came in higher regarding the Monticello Blvd repair project with the County and that there is legislation on the agenda authorizing the additional funds to proceed with the project.
- Mayor Welo reported on legislation sending to the County the setting the tax rate for the City for the 2020 Budget and legislation she is requesting regarding enabling the city to better manage wage enforcement and collection of income tax dollars by temporary workers on construction projects. Ms. Welo reported on several community events including the Memorial Day Parade, a meeting celebrating the Older American Act and that she was the guest speaker at the Memorial Middle School's Honor Society. Mayor Welo reported that the South Euclid Police Department was honored by the Domestic Violence Advocacy Center. Ms. Welo reported that the pool opens on June 1st and upcoming events including the GardenWalk, Commission on Aging's Taste of Cedar Center and encouraged residents to look at the center section of the South Euclid Magazine for the complete calendar of events.
- Community Services Director Benjamin reported on the NOPEC energized grant to be used for the proposed Victory Park project.

Report of Law Director – The law director is attending the Board of Zoning Appeals Meeting.

Public Hearings (Open Meeting) Related to Agenda Items – No speakers.

Report of Committees

Safety Committee

Councilman Gelfand reported that the committee met to discuss Ord. 09-19 regarding consumption of alcohol for city sponsored events at city parks and recommended passage so that a liquor permit can be applied for the July Bash event.

Finance Committee

Councilman Frank reported that the committee met to discuss Resolution 14-19 regarding adding additional personnel for the Finance Department and that the committee will meet again to discuss the issue.

Committee of the Whole

Council President Fiorelli reported that the committee met to review the monthly finance report and that the city collected approximately \$1.3 million in revenue and had disbursements of approximately \$1.8 million which is over as a result of a \$550,000 transfer from the General Fund that occurred last month. The committee also met with 5/3rd Securities, who manage some city funds to discuss financial issues.

Legislation from Planning Commission

Introduced by Fiorelli

Resolution 20-19

RESOLUTION

GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU FOR "BURGER KING" AT 4525 MAYFIELD ROAD IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

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

Legislation Requested of City Council

Introduced by Fiorelli

Resolution 23-19

RESOLUTION

SUBMITTING THE QUESTION OF RENEWING AN EXISTING TAX LEVY FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL PROVISION OF POLICE, FIRE AND OTHER SAFETY SERVICES IN THE CITY, TOGETHER WITH ALL NECESSARY INCIDENTALS AND APPURTENANCES THERETO, PURSUANT TO OHIO REVISED CODE SECTION 5705.19, TO THE ELECTORS OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

The legislation was placed on First Reading and referred to the Finance Committee.

Introduced by Fiorelli

Resolution 24-19

RESOLUTION

DECLARING THE NECESSITY TO LEVY A REPLACEMENT TAX OUTSIDE OF THE TEN MILL LIMITATION FOR THE PURPOSE OF PROVIDING FUNDS FOR THE GENERAL PROVISION OF POLICE, FIRE AND OTHER SAFETY SERVICES IN THE CITY; AND DECLARING AN EMERGENCY. FIRST READING.

The legislation was placed on First Reading and referred to the Finance committee.

Introduced by Fiorelli

Ordinance 09-19

ORDINANCE

AMENDING SECTION 529.11 "CONSUMPTION IN PARKS" OF CHAPTER 529 "LIQUOR CONTROL" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. SECOND READING.

Action: Approve, **Moved** by Councilman Marty Gelfand, **Seconded** by Councilwoman Sara Continenza.

Councilman Gelfand thanked Councilwoman Continenza for bringing the legislation forward.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been approved.

Legislation Requested by the Mayor & Administration

Introduced by Fiorelli

Resolution 21-19

RESOLUTION

AUTHORIZING THE MAYOR TO TAKE ALL ACTIONS NECESSARY TO ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2019 ENERGIZED COMMUNITY GRANT(S) (NEC) FUNDS. FIRST READING.

Action: Approve, **Moved by** Councilwoman Sara Continenza, **Seconded by** Councilwoman Jane Goodman.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been approved.

Introduced by Fiorelli

Resolution 22-19

RESOLUTION

AUTHORIZING THE APPROPRIATION OF UNAPPROPRIATED FUNDS IN THE AMOUNT OF \$54,837.00 FROM THE FOLLOWING FUND: "ROAD IMPROVEMENT AND RESURFACING FUND #425" FOR THE MONTICELLO BOULEVARD CONCRETE REPAIR PROJECT WITH CUYAHOGA COUNTY. FIRST READING.

Action: Amend to correct Section regarding the project, **Moved by** Councilwoman Jane Goodman, **Seconded by** Councilman Joe Frank.

Vote: motion carried by unanimous roll call vote (**summary:** yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been amended.

Action: Approve, **Moved by** Councilwoman Jane Goodman, **Seconded by** Councilman Joe Frank.

Vote: Motion Carried by Unanimous Roll Call Vote (**Summary:** Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been approved.

Introduced by Fiorelli

Resolution 25-19

RESOLUTION

ADOPTING THE FISCAL BUDGET FOR THE YEAR BEGINNING JANUARY 1, 2020. FIRST READING.

Action: Approve, **Moved by** Councilman Joe Frank, **Seconded by** Councilwoman Jane Goodman.

Vote: Motion Carried by Unanimous Roll Call Vote (**Summary:** Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been approved.

Introduced by Fiorelli

Ordinance 10-19

ORDINANCE

APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION AND PUBLICATION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY. FIRST READING.

Action: Approve, **Moved by** Councilwoman Sara Continenza, **Seconded by** Councilman Joe Frank.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Jane Goodman, Councilwoman Ruth Gray.

The legislation has been approved.

Introduced by Fiorelli

Ordinance 11-19

ORDINANCE

AN ORDINANCE ENACTING NEW SECTIONS 172.27 THROUGH 172.42 ENTITLED "WAGE ENFORCEMENT" AS CONTAINED IN CHAPTER 172 "MUNICIPAL INCOME TAX" OF TITLE NINE "TAXATION" OF PART ONE "ADMINISTRATIVE CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO, FOR THE PURPOSE OF ESTABLISHING GUIDELINES FOR WAGE ENFORCEMENT; AND DECLARING AN EMERGENCY. FIRST READING.

The Ordinance was placed on First Reading and referred to the Finance Committee.

Introduced by Fiorelli

Ordinance 12-19

ORDINANCE

AN ORDINANCE AMENDING SECTION 1137.03 "PROHIBITIONS" OF CHAPTER 1137 "PARTY CENTERS" OF PART ELEVEN "BUSINESS REGULATION CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

The Ordinance was placed on First Reading and referred to the Safety Committee.

 Public Hearings (Open Meeting) Related to Open Business

- Charles Turner, 4549 Lilac Road, thanked the council president for his assistance in calming down residents at the memorial stirred up by Welo and Romeo and later in the day the Police Chief said some nice words to him. Mr. Turner repeated his complaint for the fourth time regarding former President David Miller's comments at last year's Rock the Block ceremony that quoted from the movie Full Metal Jacket about his mother's genitalia and stated that Mr. Miller has some problems.
- Mike Hubler, 4561 Telhurst, stated that his granddaughter goes to Rowland, and he picks her up many days and there is an ongoing issue with the school zone lights by Rowland Elementary. Mayor Welo stated that she will have the Police Chief look into the matter.

 Communications of City Council

- Council President Fiorelli scheduled a Committee of the Whole meeting on June 10 at 6 pm to discuss the Burger King Conditional Use Permit legislation.
- Councilwoman Gray had no report.
- Councilman Gelfand scheduled a Safety Committee meeting regarding Ordinance 12-19 for June 24th at 6 pm. Mr. Gelfand reported on attending several events including the Heights Hillcrest Chamber mixer and the Brush High School end of year cookout with faculty and staff.
- Councilwoman Continenza stated that the parade was nice and gave out plant seeds instead of candy. Ms. Continenza stated that she is excited about the upcoming Bexley Bashes this summer and that the GardenWalk is coming up next weekend.
- Councilman Frank also reported on the Memorial Day Parade and scheduled Finance Committee meetings for June 10 at 7 pm to discuss Resolutions 23-19 and 24-19 regarding the Safety Levy and the Zoning & Planning Meeting was postponed. A meeting was scheduled for June 24 at 5:30 pm regarding Ordinance 11-19 Wage Enforcement and Resolution 14-19 regarding Finance Department Personnel was added to the Committee of the Whole Agenda on June 24th at 7 pm. The Safety Committee Meeting on June 24th was moved to 6:30 pm.

Adjourn

Action: Adjourn, **Moved by** Councilwoman Sara Continenza, **Seconded by** Councilman Marty Gelfand.

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

Yes: Councilwoman Sara Continenza, Council President Dennis Fiorelli, Councilman Joe Frank, Councilman Marty Gelfand, Councilwoman Ruth Gray.

Absent: Councilwoman Jane Goodman (Councilwoman Goodman left following legislative votes).

The Meeting Adjourned at 9:10 pm.

 Council President

Attest:

 Clerk of Council