

**REGULAR MEETING OF SOUTH EUCLID CITY COUNCIL**

Council President Jane Goodman called the meeting to order and the Pledge of Allegiance was recited.

**Roll Call.**

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

**Opening Meeting of Council:**

President Goodman called the Open Meeting of Council to order and invited the audience to address Council:

- Bob Horan, 4777 Dorshwood, stated that he represents the South Euclid Lyndhurst Historical Society and announced that in collaboration with South Euclid's 100<sup>th</sup> birthday next year the society will be selling engraved bricks at the Telling Mansion to raise funds for the Historical Society.
- Charles Turner, 4549 Lilac Road, stated that Ordinance 26-16 regarding section 503.01 has been specifically introduced to prosecute him. Mr. Turner stated that the city is getting its "butt" kicked in court concerning his case and that all he asked for was reasonable accommodation under the law and what really needs to happen is the police chief needs to be in prison and the ordinance is clearly a first amendment violation of his rights. Mr. Turner stated that the police chased him down in a car on Mayfield Road going 65 MPH and referred to the Police Chief as "you scumbag".

**Report of Council Committees:**Recreation Committee

Councilwoman Gray reported that the committee met to discuss Ordinance 22-16 and 23-16. Both ordinances need some tweaking and will ask for another committee meeting.

Introduced by Goodman

Resolution 56-16

**RESOLUTION**

AUTHORIZING THE MAYOR AND DIRECTOR OF COMMUNITY SERVICES TO PREPARE THE NECESSARY SPECIFICATIONS AND ADVERTISE FOR BIDS FOR A COMMUNITY USE FACILITY NEEDS STUDY. **SECOND READING.**

The legislation was placed on second reading for review and consideration.

Introduced by Goodman

Ordinance 22-16

**ORDINANCE**

AMENDING SECTION 933.07, FEES FOR USE, AS CONTAINED IN CHAPTER 933, MUNICIPAL SWIMMING POOLS OF PART NINE STREETS AND PUBLIC SERVICES CODE OF THE CITY OF SOUTH EUCLID; SETTING ADMISSION FEES, SEASON PASSES, SPECIAL PROGRAMS, AND RECIPROCITY WITH THE CITY OF LYNDHURST FOR THE USE OF THE MUNICIPAL SWIMMING POOLS AND SPLASH PARK BY RESIDENTS OF THE CITY. **SECOND READING.**

The legislation was placed on second reading for review and consideration.

Introduced by Goodman

Ordinance 23-16

**ORDINANCE**

AN ORDINANCE AMENDING SECTION 937.01 "REGULATIONS; FEE SCHEDULE" OF CHAPTER 937 "COMMUNITY CENTER" OF PART NINE "STREETS AND PUBLIC SERVICES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

The legislation was placed on second reading for review and consideration.

Committee of the Whole

Council President Goodman reported that the monthly committee meeting was held to discuss the monthly city finances with Finance Director Wendt. Ms. Goodman reported that the City is ahead in income revenue.

**Mayor's Report:**

Mayor Welo reported that Building Commissioner Macalla, Housing Manager Martin, Economic Development Director Love, Service Director Anderson, City Engineer Blackley, Finance Director Wendt and Police Chief Nietert are present at the meeting.

- Mayor Welo reported that Notre Dame College has been very active in the community and One South Euclid sponsored the Community Lighting Ceremony at City Hall that included Musicals and reindeer.
- The Mayor announced that the Heights Hillcrest Chamber of Commerce held an event to say farewell to Executive Director Angie Pohlman Very busy in State Legislature, looked at SERP employment plan and lower state income.
- City Engineer Andy Blackley reported on the road projects and gas work handled by Dominion East Ohio Gas on South Green Road.
- Police Chief Kevin Nietert reported on issues related to Ord. 26-16.
- Mayor Welo thanked Service Director Anderson and Service Department employees for taking care of the recent storm.

**Legislation Requested by the Mayor and Administration**

Introduced by Goodman

Resolution 62-16

## RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CAMBRIDGE LANDCO SE, LLC FOR THE PURCHASE AND SALE OF REAL PROPERTY IN THE CITY OF SOUTH EUCLID, OHIO. **SECOND READING.**

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

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

The legislation has been approved.

Director Benjamin reported that Cambridge Landco SE, LLC project is to build a Planet Fitness on the remaining parcel at Cedar Center.

President Goodman asked if there is a way to monitor and audit construction and schedules of the auditor.

Introduced by Goodman

Resolution 63-16

## RESOLUTION

AUTHORIZING THE CITY ENGINEER TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR THE 2017 STREET RESURFACING PROGRAM IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

**Action:** Motion to Approve Legislation, **Moved by** Council President Jane Goodman, **Seconded by** Councilman Jason Russell.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

Introduced by Goodman

Resolution 64-16

## RESOLUTION

AUTHORIZING THE CITY ENGINEER TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR THE 2017 WATER MAIN RENEWAL PROGRAM IN THE CITY OF SOUTH EUCLID, OHIO; AND DECLARING AN EMERGENCY. FIRST READING.

**Action:** Motion to Approve Legislation, **Moved by** Council President Jane Goodman, **Seconded by** Council President Pro Tem Dennis Fiorelli.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

The legislation has been approved.

Introduced by Goodman

Resolution 65-16

## RESOLUTION

AUTHORIZING THE CITY ENGINEER TO PREPARE THE NECESSARY PLANS, SPECIFICATIONS, AND ADVERTISE FOR BIDS FOR THE GROSVENOR ROAD INFRASTRUCTURE IMPROVEMENT PROJECT, PHASE 2 IN THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

**Action:** Motion to Approve Legislation, **Moved by** Council President Jane Goodman, **Seconded by** Councilman Marty Gelfand.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 7).

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

The legislation has been approved.

Introduced by Goodman

Resolution 66-16

## RESOLUTION

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OHIOBIZ, LLC TO FURTHER DEVELOP AND MAINTAIN THE WORLD WIDE WEBSITE FOR THE CITY OF SOUTH EUCLID, OHIO. FIRST READING.

The legislation was placed on second reading for review and consideration in the Committee of the Whole.

Introduced by Goodman

Ordinance 26-16

## ORDINANCE

REPEALING AND REPLACING ORDINANCE 503.01 "ON PUBLIC PROPERTY" OF CHAPTER 503 "ADVERTISING" OF PART FIVE "GENERAL OFFENSES CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID AND DECLARING AN EMERGENCY. FIRST READING.

The legislation was placed on First Reading and referred to Safety Committee for consideration and review.

**Law Director's Report** - no report

**Letters & Communications**

- Councilman Gelfand scheduled a Safety Committee Meeting for December 27<sup>th</sup> at 6:30 pm regarding Ordinance 26-16.
- Council President Goodman scheduled a Committee of the Whole for January 9, 2017 at 6:30 pm to discuss website contract with OhioBiz.
- Councilwoman Gray Recreation: January 23<sup>rd</sup> at 6 pm Resolution 56-16, Ordinance 22-16 & Ordinance 23-16 & Ad-Hoc Committee –
- Councilman Fiorelli scheduled a Finance Committee Meeting regarding the Salary Ordinance for January 9 at 5:30 pm.
- Councilman Icové commended the Service Department for their for picking up leaves and tree limbs and thanked the Law Director for agreeing to provide a written legal opinion. Mr. Icové stated that he is a public interest attorney and in his opinion the proposed ordinance 26-16 is unconstitutional, which is different from the Law Director's opinion. Mr. Icové stated that the city needs to study the issue in depth and adopt a comprehensive ordinance that deals with first amendment rights on all city property including in our parks and the signage at the ball fields. Mr. Icové wished everyone happy holidays.
- Councilman Fiorelli requested that Resolution 09-16 be placed on the next meeting for renewal. It is no longer needed. Mr. Fiorelli wished everyone a happy holiday season.
- Councilman Frank wished everyone a happy holiday and asked residents to watch out for elderly neighbors that may need help over the winter season. Mr. Frank thanked Law Director Lograsso for his work on negotiating the sale of the property at Cedar Center and work on the constitutional display issue. Mr. Frank stated that Mr. Turner has personally attacked him for sponsoring signs at the Bexley Ball fields for the youth season. Mr. Frank stated that 500-600 youth take part in the youth leagues that are funded through the support of sponsorship banners and signs and that it is important that we support the youth of our city and that they have good outlets.
- Councilwoman Gray requested that the Law Director provide the Legal Opinion regarding the use of the Community Center for teen and youth social events and if the practice is discriminatory. Ms. Gray asked everyone to spread good cheer and goodwill during the holiday season.
- Councilman Gelfand thanked everyone involved in negotiating the last parcel of land at Cedar Center North and that the center will be whole again. Mr. Gelfand wished everyone a happy holiday, happy Hanukah and merry Christmas.
- Councilman Russell requested that residents take the time to shovel sidewalks so students going to school and pedestrians can walk safely.
- Council President Goodman stated that there are youth willing to help shovel sidewalks and driveways and also Building Commissioner Macalla for his work with all of the new construction at Oakwood Commons and Mayfield and Green. President Goodman wished everyone happy holidays and reminded residents to take care of ourselves, loved ones, pets and people.

**Adjourn**

**Action:** Motion to Adjourn, **Moved by** Councilman Marty Gelfand, **Seconded by** Councilman Jason Russell.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 7).

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

The meeting adjourned at 9:04 pm.

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Council President

Attest:

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Clerk of Council