

**THE CITY OF SOUTH EUCLID  
SCHEDULE OF MEETING**

**January 28, 2019**

**8:00 PM**

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**1. PLEDGE OF ALLEGIANCE**

**2. ROLL CALL**

**3. MINUTES OF MEETINGS: JANUARY 14, 2019**

**4. REPORT OF MAYOR**

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

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

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

**8. REPORT OF COMMITTEES**

**9. LEGISLATION TO BE REMOVED FROM DOCKET BY REQUEST OF CITY COUNCIL**

1. ORDINANCE 10-14      CREATING NEW CHAPTER 1333 "DONATION BOXES" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **TO BE REMOVED FROM COUNCIL DOCKET JANUARY 28, 2019.**

2. ORDINANCE 23-17      AMENDING SECTION 6 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO AMEND THE SALARIES RECEIVED BY BOARD AND COMMISSION MEMBERS; AND DECLARING AN EMERGENCY. **TO BE REMOVED FROM COUNCIL DOCKET JANUARY 28, 2019.**

3. ORDINANCE 05-18      AMENDING CHAPTER 731 "PERMITTED USES IN COMMERCIAL DISTRICTS" BY ENACTING NEW SECTION 731.07 "MAJOR RETAIL ESTABLISHMENTS" OF TITLE THREE "COMMERCIAL DISTRICT REGULATIONS" OF PART SEVEN "THE PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO. **TO BE REMOVED FROM COUNCIL DOCKET JANUARY 28, 2019.**

**10. LEGISLATION REQUESTED BY CITY COUNCIL**

1. RESOLUTION 02-19      URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO IMMEDIATELY RESTORE THE SERVICES AND FUNDING FOR THE FEDERAL GOVERNMENT AND SIMULTANEOUSLY WORK TOGETHER TO FIND ADEQUATE AND APPROPRIATE METHODS AND POLICIES TO CONTROL THE BORDERS OF THE UNITED STATES. FIRST READING.

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

**12. COMMUNICATIONS OF CITY COUNCIL**

**13. ADJOURN TO EXECUTIVE SESSION FOR THE PURPOSES OF DISCUSSING PENDING LITIGATION.**

**14. ADJOURN**

CITY OF SOUTH EUCLID, OHIO

ORDINANCE NO.: 10-14  
INTRODUCED BY: Miller  
REQUESTED BY: Mayor

September 22, 2014

AN ORDINANCE

CREATING NEW CHAPTER 1333 "DONATION BOXES" OF TITLE FIVE "OTHER BUILDING PROVISIONS" OF PART THIRTEEN "BUILDING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Council of the City of South Euclid recognizes the need to maintain certain standards of beautification; and

WHEREAS, City Council understands certain recognized non-profit organizations use clothing and household item donation boxes to serve the less fortunate population; and

WHEREAS, certain for-profit organizations also use donation boxes in a manner which does not ensure the less fortunate population benefits from the contents collected; and

WHEREAS, City Council wishes to regulate donation boxes in a manner which maintains beautification standards and also allows recognized non-profit organizations to place donation boxes in the community so they may carry out their mission effectively.

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

Section 1: That Chapter 1333 "Donation Boxes" of Title Five "Other Building Provisions" of Part Thirteen "Building Code" of the Codified Ordinances of the City of South Euclid, Ohio be hereby created to read as follows:

**CHAPTER 1333 – DONATION BOXES**

**1333.01 Definitions**

As used in this chapter:

(a) "Donation box" means a receptacle designed with a door, slot, or other opening that is intended to accept and store donated items, such as, but not limited to, clothing or household items. The definition of a donation box shall not include trailers where personnel are present to accept donations at all times that the trailer is present and accepting donated items.

(b) "Owner" means a person or an agent or officer of a person in whom is vested ownership, dominion, control or title of a donation box.

**1333.02 General Prohibition on Placement**

No owner of a donation box shall place or maintain a donation box on any property in the City of South Euclid unless such owner shall register with and obtain a permit for such donation box from the Building Department in accordance with the requirements of this chapter. A donation box located inside of a building shall not require a permit.

**1333.03 Registration and Permit Application, Renewal and Fee**

(a) *Eligibility.* The Building Commissioner shall not issue a permit to any donation box owner who:

- (1) is not a tax-exempt organization under 26 U.S.C. § 501(c)(3);
- (2) does not maintain a donation box in accordance with the physical standards established under Section 1333.04;
- (3) would otherwise as a result of such approval be in violation of a prohibited location or maximum under Section 1333.05; or
- (4) is subject to any correction or removal order under Section 1333.06.

(b) Before placing a donation box on any property in the City of South Euclid, the owner of the donation box shall file a permit application with the Building Commissioner containing the following:

- (1) The name, address, phone, fax and e-mail of the owner;

(2) The name, address, phone, fax and e-mail of a person or persons primarily responsible for placing, emptying, servicing, maintaining, and removing the donation box;

(3) A one hundred dollar (\$100.00) fee, per donation box, which shall not be prorated based upon the time of the year the permit application is filed;

(4) The name and address of the party in control of the private property upon which the donation box will be placed, and written authorization from the party in control of the private property, including the terms of its placement by lease or otherwise;

(5) Such other information or material as the Commissioner may require.

(c) The Building Commissioner shall review and approve all applications. The Building Commissioner shall not approve the application unless he or she finds that no provisions of the City's Building Code or Planning and Zoning Code will be violated by issuance of the permit, including without limitation the following:

(1) Set back requirements;

(2) Use restrictions;

(3) Those portions of the Planning and Zoning Code that require that a specified number of parking spaces be available for the use of a particular business.

(d) *Permit Term.* Permits shall be valid from the date of issuance until December 31<sup>st</sup> of each year. Prior to expiration of a permit, any owner who intends to place, display or maintain a donation box shall obtain a new permit for the next calendar year.

#### **1333.04 Standards**

Every donation box shall be maintained in a neat and clean condition and in good repair at all times. Specifically, but without limiting the forgoing, each donation box shall be serviced and maintained so that it is free of dirt and grease, free of chipped, faded, peeling, and cracked paint, free of rust and corrosion, and free of cracks, dents, blemishes, and discoloration. Donation boxes shall be emptied regularly and within forty-eight (48) hours of the primary contact person being notified by any City official that the box is full. Each donation box shall clearly state the name, address, and phone number of the charity to which the donated items will benefit.

#### **1333.05 Location and Maximum Number of Boxes Per Property**

(a) No person shall place or maintain and no property owner or tenant shall permit or maintain any donation box in any location that obstructs the sight lines of vehicular traffic.

(b) No more than one (1) outdoor donation box shall be permitted on any parcel of property.

#### **1333.06 Correction Orders and Removal**

(a) Upon determination of the Building Commissioner that a donation box has been placed or is being maintained in violation of this chapter, an order to correct the offending condition shall be served on the donation box owner or primary contact person designated by the permit holder by certified mail. If no permit application for the donation box has been filed with the City, as required by Section 1333.03, the order shall be served on the party in control of the property in person or by certified mail. The order shall describe the offending condition and actions necessary to correct the condition. The order shall provide that the permit holder shall correct the offending condition within five (5) business days after receipt of the order, or to file an appeal from the order with the Board of Zoning Appeals. If a violation is neither remedied nor appealed within the time period set forth in the Order, the Commissioner shall transmit notification to the Service Director who thereafter may impound the donation box that has been determined to be in violation of this Chapter.

(b) Appeals of a person adversely affected by any order, requirement, decision or determination by the Building Commissioner under this chapter, including a denial of a permit, shall be heard and decided by the Board of Zoning Appeals. The Board may affirm, disaffirm, or grant exception from the order, requirement, decision or determination from which the appeal has been taken. If the Board affirms an order of the Commissioner issued pursuant to division (a) of this section, the owner shall have three (3) working days to correct the violation or remove the donation box in question; if the owner fails to correct the violation within that time, the Commissioner shall transmit notification to the Service Director who thereafter may impound the donation box. Within two (2) days of the date of an impoundment made pursuant to this division, notice of the impoundment, including the reasons therefore shall be served by certified mail to the donation box owner or primary contact person designated by the permit holder. If no permit application for the donation box has been filed with the City, as required by Section 1333.03, the notice of impoundment shall be served on the party in control of the property in person or by certified mail.

**1333.07 Disposition of Impounded Donation Box**

Unless the donation box and its contents are being held as evidence in a criminal prosecution, the owner of a donation box may, at any time after impoundment, recover the donation box and its contents upon payment of an impound fee of twenty-five dollars (\$25.00) plus the reasonable additional costs, if any, of impounding the donation box, including a storage charge of one dollar (\$1.00) per box per day for each day in excess of five (5) working days after notification is given to the owner that the donation box is in the possession of the City.

**1333.99 Penalty**

Whoever violates any provision of this Chapter shall be guilty of a fourth degree misdemeanor on the first offense, a misdemeanor of the third degree on the second offense, and a misdemeanor of the first degree on the third and any subsequent offense. Each day during which noncompliance or a violation continues shall constitute a separate offense.

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 in order for the City to maintain standards of community beautification and only allow recognized non-profit organizations the privilege of having donation boxes in the City. 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 \_\_\_\_\_, 2014.

\_\_\_\_\_  
David B. Miller, 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.: 23-17  
INTRODUCED BY: Goodman  
REQUESTED BY: Fiorelli

October 9, 2017  
Second Reading: November 13, 2017

AN ORDINANCE

AMENDING SECTION 6 OF ORDINANCE 21-16; FIXING THE SALARY RANGE, COMPENSATION AND RATES OF PAY FOR VARIOUS OFFICES, BOARDS, COMMISSIONS AND DEPARTMENTS OF THE MUNICIPAL GOVERNMENT EFFECTIVE JANUARY 1, 2017; TO AMEND THE SALARIES RECEIVED BY BOARD AND COMMISSION MEMBERS; AND DECLARING AN EMERGENCY.

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

Section 1: That Section 6 of Ordinance 21-16 be amended to reflect changes in the way salaries are paid to the various and Board and Commission Members of the City of South Euclid, Ohio; Section 6 of Ordinance 21-16 shall now read as follows:

Section 6: That title, salary and compensation of appointees and employees of the various Boards and Commissions of the City are hereby established not to exceed the following amounts:

BOARDS AND COMMISSIONS

<b>Board of Zoning Appeals:</b>	<b>Chairman</b>	<b>\$1,800.00 Per annum</b>
	<b>Members</b>	<b>\$1,200.00 Per annum</b>
<b>City Planning Commission:</b>	<b>Chairman</b>	<b>\$2,100.00 Per annum</b>
	<b>Members</b>	<b>\$1,500.00 Per annum</b>
<b>Civil Service Commission:</b>	<b>Chairman</b>	<b>\$2,100.00 Per annum</b>
	<b>Members</b>	<b>\$1,500.00 Per annum</b>
<b>Jury Commission:</b>	<b>Chairman</b>	<b>\$4,000.00 Per annum</b>
<b>(Not to exceed One (1))</b>	<b>Members</b>	<b>\$1,600.00 Per annum</b>
<b>Architectural Review Board</b>	<b>Chairman</b>	<b>\$1,800.00 Per annum</b>
	<b>Members</b>	<b>\$1,200.00 Per annum</b>
<b>Records Commission</b>	<b>Chairman</b>	<b>\$1,200.00 Per annum</b>
	<b>Member</b>	<b>\$ 800.00 Per annum</b>

It shall be required that when each of the above boards and commissions meet, roll call will be taken at the start of the meeting. Should any board or commission member be absent at a particular meeting, the members in attendance shall conduct a roll call vote as to whether or not to excuse said absence. The excusing of absent members shall be noted in the minutes of each meeting.

Secretaries:

<b>Civil Service Commission</b>	<b>\$1,500.00 Per annum</b>
<b>Zoning &amp; Bldg. Stand. Bd. of Appeals</b>	<b>50.00 Per meeting</b>
<b>Planning &amp; Zoning Commission</b>	<b>55.00 Per meeting</b>
<b>Other Boards &amp; Commissions</b>	<b>35.00 Per meeting</b>
<b>Architectural Review Board</b>	<b>50.00 Per meeting</b>

Section 2: That all ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provisions of this Ordinance be and the same are hereby repealed.

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 hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety and for the further reason that a vital function of municipal government is immediately affected hereby. Wherefore, this Ordinance shall take effect upon passage and approval and the signature of the Mayor.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, ~~2017~~ **2018**.

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

Approved:

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

Attest:

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

Approved as to form:

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

THE CITY OF SOUTH EUCLID

ORDINANCE NO.: 05-18  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Planning Commission

March 12, 2018

AN ORDINANCE

AMENDING CHAPTER 731 "PERMITTED USES IN COMMERCIAL DISTRICTS", BY ENACTING NEW SECTION 731.07 "MAJOR RETAIL ESTABLISHMENTS" OF TITLE THREE "COMMERCIAL DISTRICT REGULATIONS" OF PART SEVEN "THE PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF SOUTH EUCLID, OHIO.

WHEREAS, the Planning Commission, by a vote of 4-0-0 on February 22, 2018, has recommended to Council that Chapter 731 be amended by enacting new Section 731.07 of Title Three of Part Seven of the Codified Ordinances of the City of South Euclid, Ohio, regarding Major Retail Development; and

WHEREAS, notice of a Public Hearing on the aforesaid requested Zoning amendment has been duly given, and a full Public Hearing has been held thereon, pursuant to such notice and as prescribed by law; and

WHEREAS, Council deems that the aforesaid Zoning amendment should be made and the same is conducive to the public health, safety, convenience and general welfare of the City.

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

Section 1: That new Section 731.07 of Title Three of Part Seven of the Codified Ordinances of the City of South Euclid, Ohio, be and the same is hereby enacted to read as follows:

"731.07 MAJOR RETAIL ESTABLISHMENTS.

- (a) Major Retail Development. A Major Retail Development is defined as a singular Retail Sales Establishment or Shopping Center that involves any one, or a combination of the following and as is defined herein:
- (1) New construction of a singular Retail Sales Establishment that is greater than eight thousand (8000) gross square feet in size; or
  - (2) New construction of a Shopping Center on a parcel or combination of parcels of real property comprising one half (1/2) acres or more; or
  - (3) Expansion of a singular Retail Sales Establishment or Shopping Center existing as of the effective date of adoption of this Section and which said expansion will increase the square footage of a singular Retail Sales Establishment to become more than eight thousand (8000) gross square feet in area or increase the size of a Shopping Center to more than one half (1/2) acres.
  - (4) Retail Sales Establishment. A Retail Sales Establishment is defined as an establishment or place of business primarily engaged in the sales of goods or services directly to the consumer, where such goods or services are generally available for immediate purchase.
  - (5) Shopping Center. A Shopping Center is defined as a grouping of three (3) or more commercial units built primarily for Retail Sales Establishments on common property planned, developed, owned or managed as a unit with common off-street parking provided on the same site.

(b) Unless otherwise specifically provided in a developer's agreement approved by the City, all Major Retail Developments shall be subject to the following provisions:

(1) The owner and tenant(s) shall maintain the Major Retail Development in compliance with all provisions of the Codified Ordinances of the City of South Euclid and/or a plan approved as part of a developer's agreement approved by the City. If the Major Retail Development or any part thereof is not found to be in compliance with Codified Ordinances of the City of South Euclid and/or a plan approved as part of a developer's agreement approved by the City, the City may take action to correct the situation pursuant to South Euclid Codified Ordinance Chapter 531.

(2) If the Major Retail Development becomes either: (a) a "Vacant Commercial Building" as is defined by South Euclid Codified Ordinance 1414; or (b) has more than fifty percent (50%) of the gross square footage of a Shopping Center unoccupied, the owner or operator of the Major Retail Development shall fully comply with South Euclid Codified Ordinance Chapter 1414.

(3) Fees: The annual registration fee shall be \$.05 per gross square foot for the first year, \$.10 per gross square foot for the second year, \$.20 per gross square foot for the third year, \$.30 per gross square foot for each year thereafter that the structure remains vacant.

(4) Prior to issuance of a building permit for any Major Retail Development, the owner and/or tenant(s), as may be required by the City, shall obtain, provide evidence to the City, and carry in full force and effect for the duration of the operation of the Major Retail Development or as may be stipulated in a development agreement with the City, a performance/surety bond in an amount which provides for the cost of demolition of the building or buildings identified by the City. Said bond shall specifically name the City as a beneficiary, and shall provide funds to the City for the cost of demolition of some or all of a Major Retail Development the City may undertake pursuant to the South Euclid Codified Ordinances.

(5) Buildings or Shopping Centers in existence at the adoption of this ordinance shall provide a performance/surety bond in an amount which provides for the cost of demolition of the building or buildings identified by the City when: (a) the Building or Shopping Center meets the criteria of a Vacant Building as identified in South Euclid Ordinance 1414; or, (b) has more than fifty percent (50%) of the gross square footage of a Shopping Center unoccupied. Said bond shall specifically name the City as beneficiary, and shall provide funds to the City for the cost of demolition of some or all of a Major Retail Development the City may undertake pursuant to the South Euclid Codified Ordinances.

(6) Prior to issuance of a building permit for any Major Retail Development, the owner and/or tenant(s), as may be required by the City, shall provide the Building Commissioner and Director of Law a copy of the written lease between the owner and each tenant to be located at the Major Retail Development. No lease that refers, relates or is in any way connected to a Major Retail Development shall contain a provision prohibiting the owner, agent, property manager, successor or assign of a Major Retail Development from re-leasing all or any portion of a Major Retail Development when a tenant has either involuntarily or voluntarily vacated all or any portion of a Major Retail Development."

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: This Ordinance shall take effect and be enforced 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.: 02-19  
INTRODUCED BY: Fiorelli  
REQUESTED BY: Gelfand

January 24, 2019

A RESOLUTION

URGING THE PRESIDENT AND THE CONGRESS OF THE UNITED STATES TO IMMEDIATELY RESTORE THE SERVICES AND FUNDING FOR THE FEDERAL GOVERNMENT AND SIMULTANEOUSLY WORK TOGETHER TO FIND ADEQUATE AND APPROPRIATE METHODS AND POLICIES TO CONTROL THE BORDERS OF THE UNITED STATES.

WHEREAS, the Federal Government is in its 6<sup>th</sup> week of a Shutdown; and

WHEREAS, the United States has authority under the Constitution to control its borders; and

WHEREAS, given traditional and technological methods, there is not one exclusive way for the United States to control its sovereign borders; and

WHEREAS, the reason for the Federal Government Shutdown is that members of the elected branches of the Federal Government cannot agree on a specific method of border control; and

WHEREAS, federal workers live in South Euclid and throughout Northeast Ohio; and

WHEREAS, some federal workers are furloughed and others have been working and have not received pay for at least 2 pay cycles; and

WHEREAS, the Constitution and laws of the United States require that people who work must get paid;

WHEREAS, Deuteronomy 24:14-15 commands: "Thou shalt not oppress a hired servant that is poor and needy, whether he be of thy brethren, or of thy strangers that are in thy land within thy gates. In the same day thou shalt give him his wages, neither shall the sun go down upon it; for he is poor, and setteth his heart upon it; lest he cry against thee unto the Lord and it be sin in thee; and

WHEREAS, the welfare of the people of South Euclid and the ability of the City of South Euclid to provide services depend on a functional and funded Federal Government; and

WHEREAS, agencies of the Federal Government, including the Department of Housing and Urban Development, the Department of Transportation, the Department of Agriculture, the Department of Justice, the Federal Emergency Management Agency, the NASA, and other departments and agencies, provide grants, services, support, and jobs to the City of South Euclid and the people of South Euclid; and

WHEREAS, the people of South Euclid and throughout the country lose confidence and patience with our Federal Government when it is not functioning and paying its workers; and

WHEREAS, whatever differences of opinions there are about border control among the elected members of the federal legislative and executive branches should be worked out through the legislative processes prescribed by our Constitution; and

WHEREAS, there is no good reason to deny services to the people and pay to the federal workers of our country; and

WHEREAS, the federal legislative and executive branches are able to work on federal border control policy while the Federal Government is funded and operational; and

WHEREAS, this resolution constitutes an emergency measure for the immediate preservation of public peace, property, health or safety, now, therefore,

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

Section 1: That the Council strongly urges the President and the Congress of the United States to immediately restore the services and funding for the Federal Government and simultaneously work together to find adequate and appropriate methods and policies to control the borders of the United States.

Section 2: That the Clerk of Council is directed to transmit a copy of this resolution to the President of the United States, the Vice President of the United States, U.S. Senators Sherrod Brown and Rob Portman, Congresswoman Marcia Fudge, Governor Mike DeWine, Ohio Senator Kenny Yuko, Ohio Representative Kent Smith, County Executive Armond Budish, County Councilwoman Sunny Simon, the National Conference of Mayors, and the National League of Cities.

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: That this Resolution is deemed to be an emergency measure necessary for the immediate preservation for the public peace, health, and safety and for further reason that a vital function of the municipal government is effected hereby. 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 \_\_\_\_\_, 2019.

\_\_\_\_\_  
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