

**AGENDA  
EUCLID CITY COUNCIL MEETING  
MONDAY, MARCH 6, 2017 AT 7:00 PM  
EUCLID MUNICIPAL CENTER COUNCIL CHAMBER**

**PERMISSIBLE PRELIMINARIES:**

**FIRST GAVEL**

**PLEDGE OF ALLEGIANCE**

**EUCLID CITY COUNCIL MEETING BUSINESS:**

**SECOND GAVEL**

**ROLL CALL OF MEMBERS**

**COMMUNICATIONS:**

**COUNCIL MINUTES:**

**ADMINISTRATION REPORTS & COMMUNICATIONS:**

**REPORTS & COMMITTEE MINUTES:** Board of Control: February 27, 2017

**COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY**

**LEGISLATION**

**ACTION**

**PROPOSED**

- |                       |   |          |
|-----------------------|---|----------|
| <b>Second Reading</b> | 1. An ordinance authorizing the Mayor of the City of Euclid to enter into a Memorandum of Understanding with the Cleveland Restoration Society to participate in their Heritage Home Program for the period of January 1, 2017 through December 31, 2017 at a cost not to exceed Nine Thousand Seven Hundred Dollars (\$9,700.00). (Sponsored by Mayor Holzheimer Gail and Councilperson Gorshe) Sent to Council by the Housing and Building Standards Committee with recommendation for passage<br><b>Comment: Euclid will continue to participate in program to assist home owners with technical assistance and low interest financing in any projects they undertake.</b> | (016-17) |
| <b>Second Reading</b> | 2. An ordinance authorizing the sale of Permanent Parcel Numbers 641-15-038 & 039, 614 & 618-620 East 200 <sup>th</sup> Street, from the Euclid Land Bank, to William A. Azman for the amount of One Thousand and One Dollars (\$1,001.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by Planning and Zoning) Sent to Council with recommendation for passage   | (027-17) |
|                       | 3. An ordinance amending Section 731.10 “Business Hours; Attendant Required; Self-Service” of the Gasoline and Oil Filling Stations Chapter of the Business Regulation and Taxation Code of the Codified Ordinances for the City of Euclid to clarify the process for which a gasoline station may request an extension of their business hours from Euclid City Council. (Sponsored by Councilperson Mancuso) (To be referred to the Public Safety Committee)<br><b>Comment: This will clarify the process and outline the factors Council will consider in reviewing a gas station’s request for extension of hours.</b>  | (030-17) |
|                       | 4. A resolution authorizing the Mayor of the City of Euclid to execute revised Memorandums of Understanding on behalf of the City as a member of the Euclid Creek Watershed Council with the Cuyahoga Soil and Water Conservation District. (Sponsored by Mayor Holzheimer Gail)<br><b>Comment: The agreement was updated and it will reduce the costs to the City to participate in the program.</b>   | (028-17) |

5. A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit a grant application for the Great Lakes Sediment and Nutrient Reduction Program (GLSNRP) for Phase II of the Euclid Waterfront Improvements Plan. (Sponsored by Mayor Holzheimer Gail and Entire Council) (033-17)  
**Comment: This allows for the City to submit a grant application for Phase II of the Waterfront Improvements Plan.**
6. An emergency ordinance authorizing the Director of Public Service to advertise for bids and enter into a contract necessary for the labor and materials for replacement of the waterline located in Memorial Park.(Sponsored by Councilperson Scarniench) (034-17)  
**Comment: This would allow for the replacement of the waterline in Memorial Park which feeds the pool, ice rink, pond and restroom.**
7. A resolution authorizing the Mayor of the City of Euclid to enter into a contract for the rental and catering of the Lakefront Community Center with Chefs for Hire beginning January 1, 2018 through December 31, 2019. (Sponsored by Councilperson Scarniench) (031-17)  
**Comment: After soliciting bids, this was the lowest and best proposal received and should show an increase in revenue for the rental and catering of the facility.**
8. An ordinance authorizing the Director of Public Service to advertise for bids and enter into a contract for labor and materials necessary for the Memorial Park Tennis Courts Repair/Replacement Project. (Sponsored by Councilperson Langman by request of the Public Service Director) (029-17)  
**Comment: This will restore the 6 tennis courts to properly playable surfaces.**
9. A resolution of support of the Utility Workers Union of America, Local 270 and demanding FirstEnergy fulfill the moral obligation to its active members and retirees by fairly sharing the cost of health care coverage as it has done for many years. (Sponsored by Councilperson Mancuso) (032-17)  
**Comment: This piece supports the members of UWUA Local 270 in seeking health care coverage from their former employer First Energy.**
10. An ordinance authorizing the Mayor of the City of Euclid or her designee, to transfer the 2017 projected rent for the Culinary School in the amount of \$12,155.07 from Bond Retirement to Shore Operating Fund. (Sponsored by Councilpersons Langman and Scarniench) (035-17)  
**Comment: This would transfer the rent received from the Euclid Board of Education to Shore Operating Fund instead of the Bond Retirement Fund.**
- Second Reading** 11. An emergency ordinance amending Ordinance 141-2016 which makes the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2017 (Sponsored by Council President Monroe by request of the Finance Director) **Comment: This approves the annual budget for the City of Euclid.** (021a-17)

## COMMITTEE OF THE WHOLE – PUBLIC PORTION

## COUNCIL MEMBERS' COMMENTS

## ADJOURNMENT

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Gorshe

An ordinance authorizing the Mayor of the City of Euclid to enter into a Memorandum of Understanding with the Cleveland Restoration Society to participate in their Heritage Home Program for the period of January 1, 2017 through December 31, 2017 at a cost not to exceed Nine Thousand Seven Hundred Dollars (\$9,700.00).

WHEREAS, the Cleveland Restoration Society, through its Heritage Home Program, provides technical assistance to owners of houses that are over 50 years old, including contractor referrals and reviewing contractor estimates, and consultation on renovation projects; and

WHEREAS, the Heritage Home Program also allows homeowners who participate to seek low-interest equity loans and first mortgages from Key Bank for repairs such as roofs, waterproofing, and remodeling of kitchens and bathrooms; and

WHEREAS, the City of Euclid participated in a 6-month trial period in the Heritage Home Program in 2016 resulting in 678 units of service, surpassing all other participating jurisdictions for the entirety of 2016; and

WHEREAS, the Memorandum of Understanding with the Cleveland Restoration Society will set forth program specifics, available services and will be for the 2017 year, from January 1, 2017 to December 31, 2017, at a cost not to exceed Nine Thousand Seven Hundred Dollars (\$9,700.00); and,

WHEREAS, funds for the Memorandum of Understanding with the Cleveland Restoration Society will be derived from the Community Development Block Grant.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor be, and she is hereby authorized, empowered and directed to enter into a Memorandum of Understanding with the Cleveland Restoration Society to participate in their Heritage Home Program for the 2017 year at a cost not to exceed Nine Thousand Seven Hundred Dollars (\$9,700.00). The Memorandum of Understanding shall be approved by the Director of Law and be on file with the Clerk of Council.

Section 2: Funds to pay for this Memorandum of Understanding are to be derived from the Community Development Block Grant.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

BY: Council President Monroe (per request of the Finance Director)

AN EMERGENCY ORDINANCE AMENDING ORDINANCE #141-2016 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2017.

WHEREAS, IN ORDER TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, IT IS NECESSARY THAT THE FOLLOWING SUMS OF MONEY, OR AS MUCH THEREOF AS MAY BE AUTHORIZED BY LAW, AS MAY BE NEEDED OR DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY, BE APPROPRIATED FOR THE CORPORATE PURPOSES AND OBJECTS OF SAID CITY AS HEREINAFTER SPECIFIED.

WHEREAS, THE SUBJECT MATTER OF THIS ORDINANCE CONSTITUTES AN EMERGENCY IN THAT THE SAME PROVIDES FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF EUCLID, AND FOR THE DAILY OPERATION OF A MUNICIPAL DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE STATE OF OHIO.

**SECTION 1 :** THAT TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, OVER A PERIOD ENDING DECEMBER 31, 2017. THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS HEREINAFTER SET FORTH.

**SECTION 2 :** THAT THE EXPENDITURES OF EACH FUND FOR THE CITY OF EUCLID CAN NOT EXCEED THE APPROPRIATION AS AMENDED, FOR THAT FUND.

**SECTION 3 :** THAT THERE BE AND THERE IS HEREBY APPROPRIATED FROM THE FOLLOWING FUNDS, THE DETAIL OF WHICH IS SHOWN BELOW:

| 101 GENERAL FUND          |  | PERSONAL SERVICES | OTHER EXPENDITURES | TOTAL             |
|---------------------------|--|-------------------|--------------------|-------------------|
| 101-411                   | LEGISLATIVE DEPARTMENT                 | 147,926           | 2,125              | 150,051           |
| 101-412                   | JUDICIAL DEPARTMENT                    | 836,268           | 172,450            | 1,008,718         |
| 101-413                   | EXECUTIVE DEPARTMENT                   | 259,284           | 4,400              | 263,684           |
| 101-415                   | FINANCE DEPARTMENT                     | 692,460           | 214,400            | 906,860           |
| 101-416                   | LAW DEPARTMENT                         | 504,462           | 105,390            | 609,852           |
| 101-417                   | GENERAL GOV'T BLDGS & PLANT DEPARTMENT | 1,128,811         | 600,750            | 1,729,561         |
| 101-418                   | ADMINISTRATION DEPARTMENT              | 217,044           | 182,400            | 399,444           |
| 101-419                   | OTHER DEPARTMENTS                      | 5,378,121         | 2,224,695          | 7,602,816         |
| 101-421                   | POLICE DEPARTMENT                      | 10,461,909        | 1,251,935          | 11,713,844        |
| 101-422                   | FIRE DEPARTMENT                        | 8,612,084         | 93,050             | 8,705,134         |
| 101-423                   | CORRECTIONS DEPARTMENT                 | -                 | 400,000            | 400,000           |
| 101-424                   | PROTECTIVE INSPECTION DEPARTMENT       | 734,302           | 167,140            | 901,442           |
| 101-432                   | SANITATION DEPARTMENT                  | -                 | 2,350,000          | 2,350,000         |
| 101-441                   | HEALTH DEPARTMENT                      | 56,764            | 263,550            | 320,314           |
| 101-452                   | PARKS DEPARTMENT                       | 760,982           | 35,400             | 796,382           |
| 101-465                   | CS & ED DEPARTMENT                     | 170,402           | 17,900             | 188,302           |
| 101-466                   | ECONOMIC OPPORTUNITY DEPARTMENT        | 194,894           | 41,150             | 236,044           |
| 101-471                   | DEBT PRINCIPAL                         | -                 | -                  | -                 |
| 101-472                   | DEBT INTEREST                          | -                 | -                  | -                 |
| 101-491                   | OPERATING TRANSFERS OUT                |                   |                    |                   |
|                           | TO INDIGENT DRIVER - FUND 211          |                   | -                  |                   |
|                           | TO ANIMAL SHELTER - FUND 214           |                   | 48,000             |                   |
|                           | TO STREETS - FUND 220                  |                   | -                  |                   |
|                           | TO COMMUNITY TV - FUND 230             |                   | 94,000             |                   |
|                           | TO RECREATION OPERATING - FUND 240     |                   | 60,000             |                   |
|                           | TO SHORE CORP. - FUND 290              |                   | 200,000            |                   |
|                           | TO PERMANENT IMPROVEMENT - FUND 310    |                   | -                  |                   |
|                           | TO PUBLIC BLDG CONST - FUND 350        |                   | -                  |                   |
|                           | TO EUCLID ENDOWMENT - FUND 370         |                   | -                  |                   |
|                           | TO BOND RETIREMENT                     |                   | -                  |                   |
|                           | TO CREEKS & SEWERS - FUND 512          |                   | -                  |                   |
|                           | TO WORKERS COMP RESERVE - FUND 610     |                   | -                  |                   |
|                           | TO SELF-INSUR. LIABILITY - FUND 630    |                   | 100,000            |                   |
|                           | TO RETIREES' LIFE INSURANCE - FUND 730 |                   | 10,000             |                   |
|                           | TOTAL TRANSFERS OUT                    |                   |                    | 512,000           |
| <b>TOTAL GENERAL FUND</b> |  |                   |                    | <b>38,794,449</b> |

| FUND # | FUND NAME                                  | PERSONAL SERVICES | OTHER EXPENDITURES | TOTAL      |
|--------|--|-------------------|--------------------|------------|
| 210    | STATE HIGHWAY IMPROVEMENT                  | -                 | 144,000            | 144,000    |
| 211    | INDIGENT DRIVER                            | -                 | 10,000             | 10,000     |
| 212    | COURT COMPUTERIZATION                      | 37,016            | 86,781             | 123,797    |
| 213    | SPECIAL PROJECTS                           | 106,258           | 13,000             | 119,258    |
| 214    | ANIMAL SHELTER                             | 82,178            | 19,440             | 101,618    |
| 216    | NUISANCE ABATEMENT                         | -                 | 125,000            |            |
|        | TRANSFER TO GENERAL FUND                   |                   | 100,000            |            |
|        | TOTAL NUISANCE ABATEMENT FUND              |                   |                    | 225,000    |
| 217    | IND DRIVERS INTERLOCK & ALCOHOL MONITORING | -                 | 5,000              | 5,000      |
| 220    | STREET CONSTRUCTION, MAINT. & REPAIR       | 1,254,705         | 698,779            | 1,953,484  |
| 230    | COMMUNITY TELEVISION                       | 90,051            | 2,100              | 92,151     |
| 240    | RECREATION OPERATING                       | 424,916           | 402,338            | 827,254    |
| 250    | COMMUNITY DEVELOPMENT BLOCK GRANT          | 596,212           | 1,093,788          | 1,690,000  |
| 252    | NEIGHBORHOOD STABILIZATION PROGRAM         | 29,000            | 381,000            | 410,000    |
| 255    | OTHER GRANTS                               | 800,000           | 8,000,000          | 8,800,000  |
| 257    | FEMA GRANT                                 | -                 | -                  |            |
|        | TRANSFER TO GENERAL FUND                   |                   | -                  |            |
|        | TOTAL FEMA GRANT                           |                   |                    | -          |
| 280    | LAW ENFORCEMENT TRUST                      | 40,000            | 190,000            | 230,000    |
| 290    | SHORE CORPORATION                          | -                 | 235,000            | 235,000    |
| 291    | UNCLAIMED MONIES                           | -                 | 10,000             |            |
|        | TRANSFER TO GENERAL FUND                   |                   | -                  |            |
|        | TOTAL UNCLAIMED MONIES                     |                   |                    | 10,000     |
| 310    | GENERAL PERMANENT IMPROVEMENT              | -                 | 1,300,000          | 1,300,000  |
| 320    | RECREATION CAPITAL                         | 2,000             | 1,098,000          | 1,100,000  |
| 330    | SIDEWALK REPAIR & REPLACEMENT              | -                 | 22,800             | 22,800     |
| 350    | PUBLIC BUILDING CONSTRUCTION               | -                 | 1                  | 1          |
| 370    | EUCLID ENDOWMENT                           | -                 | 8,800              |            |
|        | TRANSFER TO SHORE CORP FUND                |                   | -                  |            |
|        | TOTAL EUCLID ENDOWMENT FUND                |                   |                    | 8,800      |
| 380    | SIMS PARK                                  | -                 | 4,307              | 4,307      |
| 391    | BENNINGTON HAMLET T.I.F.                   | -                 | 58,000             | 58,000     |
| 393    | CMP PROPERTIES T.I.F.                      | -                 | 90,000             | 90,000     |
| 394    | HARBOR TOWN T.I.F.                         | -                 | 250,000            | 250,000    |
| 395    | DOWNTOWN DISTRICT-A T.I.F.                 | -                 | 77,154             | 77,154     |
| 410    | BOND RETIREMENT                            | 78,505            | 3,778,756          | 3,857,261  |
| 510    | WASTE WATER TREATMENT OPERATIONS           | 4,583,525         | 15,238,525         |            |
|        | TRANSFER TO EQUIP. REPLACEMENT (511)       |                   | 600,000            |            |
|        | TRANSFER TO CREEKS & SEWERS (512)          |                   | 1,145,000          |            |
|        | TRANSFER TO WWT CAPITAL (517)              |                   | 3,000,000          |            |
|        | TOTAL WASTE WATER TREATMENT FUND           |                   |                    | 24,567,050 |
| 511    | W.W.T. EQUIPMENT REPLACEMENT               | -                 | 780,000            | 780,000    |
| 512    | CREEKS & SEWERS                            | 1,015,495         | 188,700            | 1,204,195  |

| FUND # | FUND NAME  | PERSONAL SERVICES | OTHER EXPENDITURES | TOTAL     |
|--------|--|-------------------|--------------------|-----------|
| 513    | TWO MILL SEWER LEVY<br>ADMINISTRATION<br>TRANSFER TO CREEKS & SEWERS | -                 | 1<br>-             |           |
|        | TOTAL TWO MILL SEWER LEVY  |                   |                    | 1         |
| 515    | PETERSON TRUNK LINE<br>TRANSFER TO WWT FUND                          | -                 | 7,200,000<br>-     |           |
|        | TOTAL PETERSON TRUNK LINE FUND                                       |                   |                    | 7,200,000 |
| 516    | WATER LINE IMPROVEMENT<br>TRANSFER TO PETERSON TRUNK LINE FUND       | -                 | 2,570,000<br>-     |           |
|        | TOTAL WATER LINE IMPROVEMENT FUND                                    |                   |                    | 2,570,000 |
| 517    | W.W.T.-CAPITAL<br><br>TOTAL WATER LINE IMPROVEMENT FUND              | -                 | 2,500,000          | 2,500,000 |
| 560    | BRIARDALE GOLF COURSE  | -                 | 812,000            | 812,000   |
| 610    | WORKERS COMP RESERVE   | -                 | -                  | -         |
| 630    | SELF INSURANCE   | -                 | 151,000            | 151,000   |
| 730    | RETIREEES INSURANCE PAYMENTS   | 10,000            | -                  | 10,000    |
| 740    | BUILDING DEPOSITS  | -                 | 145,000            | 145,000   |
| 750    | STREET OPENING   | -                 | 77,000             | 77,000    |

**SECTION 4 :** THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED TO DRAW HIS WARRANTS FROM ANY OF THE FOREGOING APPROPRIATIONS UPON RECEIVING PROPER CERTIFICATES AND VOUCHERS THEREFORE APPROVED BY THE BOARD OF OFFICERS AUTHORIZED BY LAW TO APPROVE THE SAME, OR AN ORDINANCE OR RESOLUTION OF COUNCIL TO MAKE THE EXPENDITURES PROVIDED THAT THE CONTINGENCIES CAN ONLY BE EXTENDED UPON APPROVAL OF TWO-THIRDS VOTE OF COUNCIL FOR ITEMS OF EXPENSE CONSTITUTING A LEGAL OBLIGATION AGAINST THE CITY OF EUCLID AND FOR OTHER THAN THOSE COVERED BY THE OTHER SPECIFIC APPROPRIATIONS MADE HEREIN.

**SECTION 5 :** THAT ALL APPROPRIATIONS EQUAL TO OUTSTANDING ENCUMBRANCES SHALL AT YEAR END CARRY FORWARD TO THE NEXT SUCCEEDING YEAR, SHALL NOT LAPSE AND THEREFORE, ENCUMBRANCES NEED NOT BE REAPPROPRIATED.

**SECTION 6 :** THAT IT IS FOUND AND DETERMINED THAT ALL FORMAL ACTIONS OF THIS COUNCIL CONCERNING AND RELATING TO THE ADOPTION OF THIS ORDINANCE WERE ADOPTED IN AN OPEN MEETING OF THIS COUNCIL. AND THAT ALL DELIBERATIONS OF THIS COUNCIL AND OF ANY OF ITS COMMITTEES THAT RESULTED IN SUCH FORMAL ACTIONS, WERE IN MEETINGS OPEN TO THE PUBLIC, IN COMPLIANCE WITH ALL LEGAL REQUIREMENTS INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.

**SECTION 7 :** THAT LINE ITEM NUMBER 510, ENTITLED "TRANSFER TO W.W.T. EQUIPMENT REPLACEMENT" SHALL REMAIN AS AMENDED IN SECTION 2 OF ORDINANCE NO. 154-1997, SO THAT IN THIS AND EVERY SUBSEQUENT YEAR AN AMOUNT NOT LESS THAN FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) SHALL BE TRANSFERRED.

**SECTION 8 :** THAT THE FOLLOWING FUND IS HEREBY AUTHORIZED TO BE CREATED, 517-WWT CAPITAL (2016) AND THE FOLLOWING FUND IS NO LONGER NEEDED AND IS HEREBY ABOLISHED, 215-OLD WATERLINE

**SECTION 9 :** THAT THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE INHABITANTS OF THE CITY OF EUCLID, AND PROVIDED IT RECEIVES THE TWO-THIRDS VOTE OF ALL MEMBERS OF COUNCIL ELECTED THERETO, SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL; OTHERWISE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED :

APPROVED :

\_\_\_\_\_

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Numbers 641-15-038 & 039, 614 & 618-620 East 200<sup>th</sup> Street, from the Euclid Land Bank, to William A. Azman for the amount of One Thousand and One Dollars (\$1,001.00) as authorized by Ordinance Nos. 98-2010 and 101-2011.

WHEREAS, Ordinance 98-2010, passed by Council on June 21, 2010 and amended by Ordinance 101-2011 on June 20, 2011, authorizes the sale of properties in the Euclid Land Bank for private use; and

WHEREAS, William A. Azman own the adjacent property, Permanent Parcel Number 641-15-037, and desires to purchase the 641-15-038 & 039 parcels for business yard expansion; and

WHEREAS, at its meeting on February 14, 2017 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Numbers 641-15-038 & 039, from the Euclid Land Bank, to William A. Azman for the amount of One Thousand and One Dollars (\$1,001.00); and

WHEREAS, in accordance with the Euclid Land Bank Disposition Policies, in approving the sales price the Planning and Zoning Commission concurred with the pricing policies adopted in Ordinance 101-2011, which warrant a price below the Cuyahoga County Auditor's market value.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the sale of Permanent Parcel Numbers 641-15-038 & 039, 614 & 618-620 East 200<sup>th</sup> Street, from the Euclid Land Bank, to William A. Azman for the amount of One Thousand and One Dollars (\$1,001.00) as authorized by Ordinance No. 98-2010 and amended by Ordinance 101-2011 is hereby approved.

Section 2: That City Council approves the sales price adjustment below the Cuyahoga County Auditor's market value due to area market conditions and based on pricing policies adopted in Ordinance 98-2010 and amended by Ordinance 101-2011.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

Resolution No.

By – Mayor Holzheimer Gail

A resolution authorizing the Mayor of the City of Euclid to execute revised Memorandums of Understanding on behalf of the City as a member of the Euclid Creek Watershed Council with the Cuyahoga Soil and Water Conservation District.

WHEREAS, the City of Euclid is a member of the Euclid Creek Watershed Council which is made up of nine municipalities in the Euclid Creek Watershed, organized informally in 2000 and formally in 2004 to facilitate implementation of the State-mandated watershed action plan for the Euclid Creek Watershed, to promote coordinated participation of local governments and the implementation of the plan to coordinate implementation of the “Public Involvement and Public Education” (PIPE) program of the Council member communities, etc.; and

WHEREAS, the assistance and support of the Cuyahoga Soil and Water Conservation District is necessary to provide personnel to be a Watershed Coordinator for the Council and provide staff support to the Council, coordinate the Council meetings and subcommittees, including PIPE committee functions, provide support to local communities for watershed improvement projects and to implement their watershed goals, encourage broad involvement in the watershed implementation process, assist with required reports to the Ohio EPA, etc.; and

WHEREAS, there is a need for funding from the member communities for the Euclid Creek Watershed Council’s activities, and for the support received from the Cuyahoga Soil and Water Conservation District, which is no longer being supported by grant monies and will require each of the nine communities to fund \$3,000 per year for the next four years from January 1, 2017 through December 31, 2020.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That this Council hereby authorizes the Mayor to execute, on behalf of the City as a member of the Euclid Creek Watershed Council, Memorandums of Understanding between the Cuyahoga Soil and Water Conservation District and the Euclid Creek Watershed Council in a form as attached hereto as Exhibit A, which is fully incorporated herein by reference.

Section 2: That the Director of Finance is hereby authorized and directed to appropriate the funds required by the Memorandums of Understanding authorized in Section 1 of this resolution in the amount of \$3,000 per year and to be derived from the Water Reclamation Operating Fund.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall take immediate effect.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

\_\_\_\_\_  
Mayor



Ordinance No.

By – Councilperson Langman (by request)

An ordinance authorizing the Director of Public Service to advertise for bids and enter into a contract for labor and materials necessary for the Memorial Park Tennis Courts Repair/Replacement Project.

WHEREAS, the surface of the tennis courts are not properly playable; and

WHEREAS, the Engineer for the City of Euclid is working on a comprehensive plan for repair of the six (6) tennis courts; and

WHEREAS, once the preliminary surveying and soil sample analysis is completed, the extent of the work needed on the courts will be determined; and

WHEREAS, the budget for this project is \$250,000.00 and the proceeds from the sale of the cell phone towers will be used to fund the project.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Director of Public Service be, and he is hereby authorized, empowered and directed to advertise for bids and enter into a contract for labor and materials for the Memorial Park Tennis Courts Repair/Replacement Project in accordance with plans on file in the office of the Director of Public Service. Said contract shall be entered into after advertising for not less than two consecutive weeks in a newspaper of general circulation in the City of Euclid and awarded by the Board of Control to the lowest and best bidder. The contract shall be in form approved by the Director of Law and shall be in conformance with such specifications as developed by the Director of Public Service. The contract shall be executed by the Director of Public Service. The Board of Control is hereby authorized to waive any minor or technical irregularities that may occur during the bid process.

Section 2: Funds to pay for this expenditure are to be derived from the Recreation Capital Improvement Fund.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Councilperson Mancuso

An ordinance amending Section 731.10 “Business Hours; Attendant Required; Self-Service” of the Gasoline and Oil Filling Stations Chapter of the Business Regulation and Taxation Code of the Codified Ordinances for the City of Euclid to clarify the process for which a gasoline station may request an extension of their business hours from Euclid City Council.

WHEREAS, Euclid City Council has learned that a number of gas stations in the city remain open outside of the codified hours of 11:30 p.m. to 6:30 a.m.; and

WHEREAS, gas stations that abut a U-1, U-2 or U-3 residential district must have approval from Euclid City Council should they wish to operate outside of these hours; and

WHEREAS, to preserve the peace of the surrounding neighborhoods, Council needs to review certain factors in considering an application for extended hours; and

WHEREAS, E.C.O. 731.10 needs to be amended to clarify the

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Section 731.10 “Business Hours; Attendant Required; Self-Service” of the Gasoline and Oil Filling Stations Chapter of the Business Regulation and Taxation Code of the Codified Ordinances for the City of Euclid is hereby amended as follows:

731.10 BUSINESS HOURS; ATTENDANT REQUIRED; SELF-SERVICE.

(a) No gasoline and oil filling station situated on a lot which is located within 250 feet of any property within a Class U-1, U-2 or U-3 Zoning District shall be operated between the hours of 11:30 p.m. and 6:30 a.m. of the following day, nor shall the access lighting or other exterior lighting be operated during such hours.

(b) A gasoline or oil filling station affected by the provisions of subsection (a) hereof may request that Council extend its hours of operation so that it may operate during the prohibited hours of operation listed above. Said request shall be in writing and state the name and location of the gasoline or oil filling station and the proposed extended hours of operation, and shall contain a statement explaining how the extended hours will not negatively impact on the peace and quiet of the surrounding area. After receiving said application, Council may, by resolution, extend the hours of operation as it sees fit or deny the application. Council may consider the following: nuisance activities occurring on the premises; violation notices issued by Building Department, Zoning Department or Fire Prevention Bureau; security plan; and if written consent for the extended hours was obtained from abutting residential property owners/tenants.

Section 2: Section 731.10 “Business Hours; Attendant Required; Self-Service” of the Gasoline and Oil Filling Stations Chapter of the Business Regulation and Taxation Code of the Codified Ordinances for the City of Euclid is hereby amended.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor

Resolution No.

By – Councilperson Scarniench

A resolution authorizing the Mayor of the City of Euclid to enter into a contract for the rental and catering of the Lakefront Community Center with Chefs for Hire beginning January 1, 2018 through December 31, 2019.

WHEREAS, Chefs for Hire will act as the rental agent, facility manager and exclusive caterer for the Lakefront Community Center during the designated hours; and

WHEREAS, Chefs for Hire will commence taking reservations for 2018-2019 upon the signing of this contract; and

WHEREAS, it is the desire of Chefs for Hire to showcase this community asset by providing the best catering and facility management services for all applicants; and

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor of the City of Euclid to enter into a contract for the rental and catering for the Lakefront Community Center with Chefs for Hire for the period of January 1, 2018 through December 31, 2019.

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 resolution shall take immediate effect.

Attest:

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Clerk of Council

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President of Council

Approved:

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Mayor

Resolution No.

By - Councilperson Mancuso

A resolution of support of the Utility Workers Union of America, Local 270 and demanding FirstEnergy fulfill the moral obligation to its active members and retirees by fairly sharing the cost of health care coverage as it has done for many years.

WHEREAS, the Utility Workers Union of America (UWUA) Local 270 has negotiated retiree healthcare coverage on behalf of their members for over sixty-five years; and,

WHEREAS, in a letter dated August 5, 2013, FirstEnergy stated it has no intention of sharing in the cost of health care coverage for union retirees after April 30<sup>th</sup> 2017; and,

WHEREAS, this dramatic shift in policy would have a crippling effect on the retirees of the Cleveland and Ashtabula Division of Local 270, and all active members when they retire – approximately 1100 workers in all; and,

WHEREAS, FirstEnergy, during recent negotiations with Local 270, proposed the end of retiree health care coverage, and despite the union’s fourteen counter-proposals, did not propose any options for the current retirees to offset the cost of health care; and,

WHEREAS, utility work is inherently dangerous, physically demanding work, where workers are exposed to known human carcinogens; and,

WHEREAS, FirstEnergy has a moral obligation to both its active and retired workers, and they should fulfill that obligation and reinstate health care cost sharing for already-affected retirees and cease its stated plan to end shared cost coverage for the retirees of the Cleveland and Ashtabula Divisions.

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, Cuyahoga County, Ohio:

Section 1. That the City of Euclid, Ohio does hereby support Utility Workers Union of America, Local 270 and demanding FirstEnergy fulfill the moral obligation to its active members and retirees by fairly sharing the cost of health care coverage as it has done for many years.

Section 2: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to FirstEnergy, The Shoppes at Akron Centre, 76 S Main St, Akron, OH 44308 and the Utility Workers Union of America (UWUA) Local 270, 1400 East Schaaf Road, Brooklyn Heights, OH 44131.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall take immediate effect.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

Resolution No.

By: Mayor Holzheimer Gail and Entire Council

A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit a grant application for the Great Lakes Sediment and Nutrient Reduction Program (GLSNRP) for Phase II of the Euclid Waterfront Improvements Plan.

WHEREAS, the Great Lakes Sediment and Nutrient Reduction Program (GLSNRP) provided by U.S. Department of Agriculture – Natural Resources Conservation Service (NRCS) under the Great Lakes Restoration Initiative (GLRI), administers financial assistance to political subdivisions; and

WHEREAS, the Great Lakes Restoration Initiative (GLRI) is a U.S. Environmental Protection Agency (U.S. EPA)-led interagency program that coordinates actions to protect, maintain and restore the Great Lakes; and

WHEREAS, this Grant application has a deadline of March 31<sup>st</sup>, 2017; and

WHEREAS, this grant is reimbursable up to Fifty Thousand and 00/100 Dollars (\$50,000); and

WHEREAS, a twenty five percent (25%) match requirement is required in the form of non-federal cash sources and/or in-kind donation of time and labor; and

WHEREAS, in December of 2009 Euclid City Council adopted the Euclid Waterfront Improvements Plan as an official addendum to the City's Master Plan; and

WHEREAS, in December of 2016 Euclid City Council approved contract Phase IV (C) for SmithGroupJJR to continue work on the Euclid Waterfront Improvements Plan; and

WHEREAS, funding available through this Grant programs would be used to implement the Euclid Waterfront Improvements Plan.

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That this Council authorizes the Mayor or her designee to execute and submit a grant application for the Great Lakes Sediment and Nutrient Reduction Program (GLSNRP) for Phase II of the Euclid Waterfront Improvements Plan.

Section 2: That funds to pay for the match will be derived from the 2014 State of Ohio Capital Grant, the Cuyahoga County Casino Revenue Funds and/or TIF funds.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall take immediate effect.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

Ordinance No.

By –Councilperson Scarniench

An emergency ordinance authorizing the Director of Public Service to advertise for bids and enter into a contract necessary for the labor and materials for replacement of the waterline located in Memorial Park.

WHEREAS, for some time, there have been issues with the waterline that is located in Memorial Park which feeds the water to the pools, ice rink, pond and restrooms; and

WHEREAS, there is the possibility of construction occurring in Memorial Park through the Euclid City Schools’ “Finish the Job” plan; and

WHEREAS, timing is appropriate to initiate the waterline replacement before the potential construction; and

WHEREAS, project costs will be funded from the Waterline Replacement Fund.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Director of Public Service is authorized to advertise for bids and enter a contract necessary for the labor and materials for the replacement of the waterline located in Memorial Park.

Section 2: That the funds necessary for this expenditure are to be derived Waterline Replacement Fund.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

Ordinance No.

By – Councilpersons Langman and Scarniench

An ordinance authorizing the Mayor of the City of Euclid or her designee, to transfer the 2017 projected rent for the Culinary School in the amount of \$12,155.07 from Bond Retirement to Shore Operating Fund.

WHEREAS, Shore Cultural Centre’s budget is assigned all of the costs of the Culinary School including utilities and routine maintenance while receiving none of the rental income. This creates a negative impact on Shore’s budget performance both, actual and perceived; and

WHEREAS, the Culinary School lease between Euclid Board of Education and City of Euclid assigns the full rental income to the Bond Retirement Fund; and

WHEREAS, at the time of the construction of the culinary school, the then rent of \$7,000.00 per year was assigned to the Bond Retirement fund to help pay for the cost of the equipment of the school; and

WHEREAS, subsequent increases in rent negotiated by the Coral Company have also been deposited into the Bond Retirement Fund.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor of the City of Euclid or her designee be, and is hereby authorized, empowered and directed to transfer the 2017 projected rent for the Culinary School in the amount of \$12,155.07 from Bond Retirement to Shore Operating Fund.

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor