

AGENDA
EUCLID CITY COUNCIL MEETING
MONDAY, DECEMBER 20, 2010 AT 7:00 PM
EUCLID MUNICIPAL CENTER COUNCIL CHAMBER

PERMISSIBLE PRELIMINARIES:

FIRST GAVEL

INVOCATION*:

PLEDGE OF ALLEGIANCE

EUCLID CITY COUNCIL MEETING BUSINESS:

SECOND GAVEL

ROLL CALL OF MEMBERS

COMMUNICATIONS: Liquor Permit

COUNCIL MINUTES: December 6, 2010

ADMINISTRATION REPORTS & COMMUNICATIONS:

REPORTS & COMMITTEE MINUTES: Police Report –November, 2010

Recreation Commission Min.: Sept. 28, 2010

Board of Control Min. – 11/29/10; 12/6/10

Lot Split:

Council should approve or overrule Planning and Zoning Commission's approval of an application submitted by Frank Pietravoia, Director of City of Euclid's Community Services & Economic Development Department, requesting a lot split of one parcel formerly Permanent Parcel No. 644-06-002, 003, 004, 005, and 006, located at 24451 Lake Shore Boulevard, currently an 8.8517 acre site. The new irregularly shaped parcel, listed as Parcel A will be 348,628 square feet at 8.0034 acres and the irregularly shaped parcel, listed as Parcel B will be 36,951 square feet at 0.8483 acres, per plans submitted.

Lot Split:

Council should approve or overrule Planning and Zoning Commission's approval of an application submitted by Frank Pietravoia, Director of City of Euclid's Community Services & Economic Development Department, requesting a lot split of one parcel formerly Permanent Parcel Nos. 644-05-025, 026, 027, 028, 029, 069 located at 23951-24101 Lake Shore Boulevard, currently a 6.9662 acre site. The new irregularly shaped parcel, listed as Parcel A will be 270,770 square feet at 6.2160 acres and the irregularly shaped parcel listed as Parcel B will be 32,680 square feet at 0.7502 acres, per plans submitted.

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

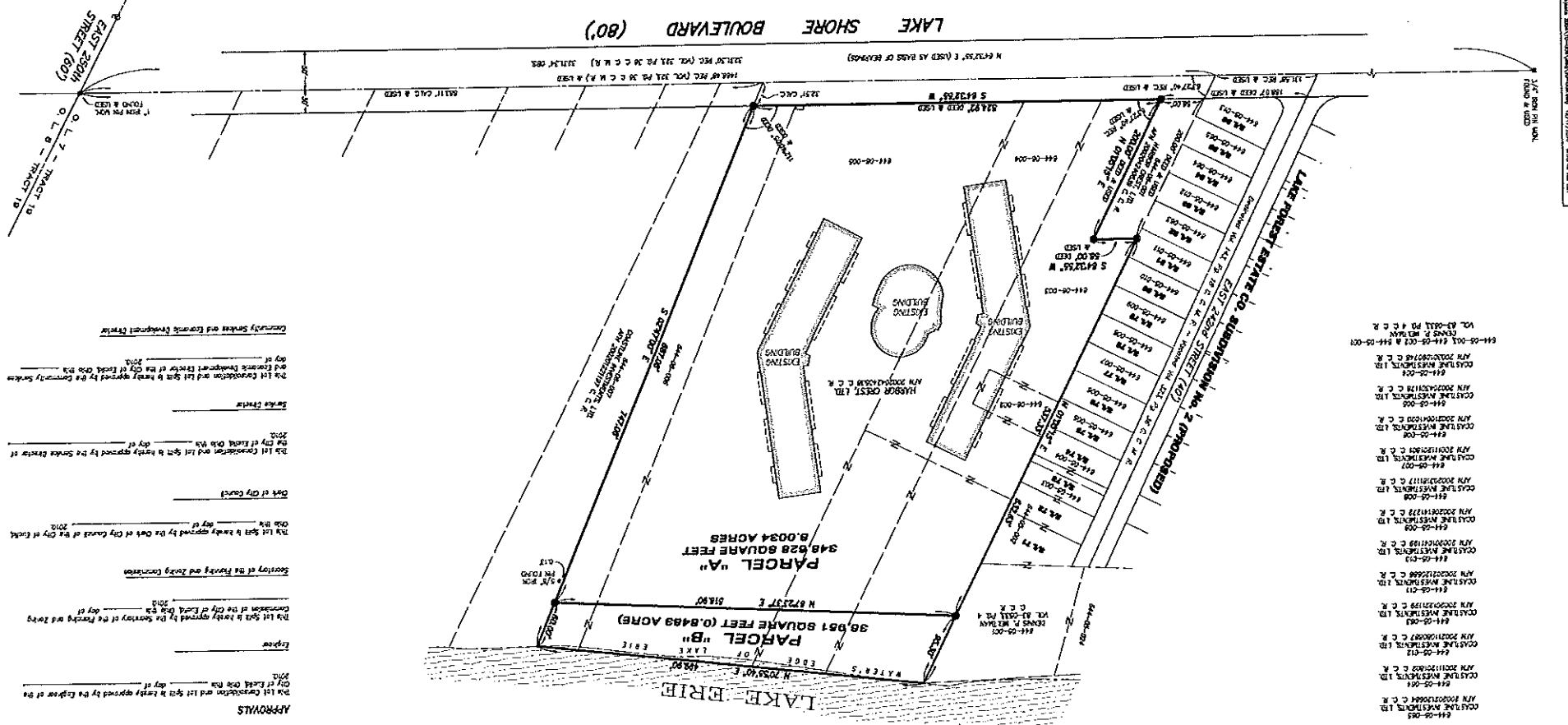
LEGISLATION

1. An emergency ordinance amending Ordinance No. 140-2010 which makes the Ord. annual appropriation for all expenditures for the City of Euclid for the period (213-10) ending December 31, 2010. (Sponsored by Mayor Cervenik by request of Finance Director)
2. An emergency ordinance which makes the annual appropriation for all Ord. expenditures for the City of Euclid for the period ending December 31, 2011. (214-10) (Sponsored by Mayor Cervenik by request of Finance Director)
3. An emergency ordinance authorizing the Mayor to enter into a Real Estate Ord. Transfer and Development Agreement with the Euclid City School District for (216-10) the exchange of City-owned and District-owned properties. (Sponsored by Mayor Cervenik)
4. A resolution authorizing the Mayor of the City of Euclid, or his designee, to Res. submit a Grant Application to the Northeast Ohio Areawide Coordinating (215-10) Agency (NOACA) seeking a Seventy Five Thousand and 00/100 Dollar (\$75,000.00) Planning Grant from the Transportation for Livable Communities Initiative (TLCI) to provide Federal funding to conduct or contract for the planning of transportation improvements and redevelopment initiatives that will strengthen community livability along the Euclid Avenue Corridor in the City of Euclid. (Sponsored by Mayor Cervenik, Councilpersons Gilliam, Scarniench and Jones)

**COMMITTEE OF THE WHOLE – PUBLIC PORTION
COUNCIL MEMBERS' COMMENTS
ADJOURNMENT**

*Any invocation that may be offered before the start of the official business of the Council shall be the voluntary offering of a private citizen, to and for the benefit of the Administration and Council. The views or beliefs expressed by the invocation speaker have not been reviewed or approved by any City official. The City of Euclid does not endorse the religious beliefs or views of this or any other speaker.

LAKE SHORE BOULEVARD (80')



ROBERT A. FORDNER
 REG. PROF. SURV. NO. 8813
 521 N. 15th St.
 Suite 200
 Spring Lake, Michigan 49783
 Phone: 268-2800
 Fax: 268-2800

MOSTEN & ASSOCIATES, INC.
 ENGINEERS & SURVEYORS
 1115 East 28th Street
 Muskegon, Michigan 49441
 (231) 522-8000
 (231) 522-8000

HARBOR CREST, LTD.
 or
LOT CONSOLIDATION AND LOT SPLIT
 CITY OF EUCLID
 COUNTY OF CUYAHOGA - STATE OF OHIO



- denotes iron pin found on field
- denotes iron pin in monument box
- denotes stone and 4" top in monument box
- denotes stone found on field
- denotes iron pipe found on field
- × denotes P. K. (survey) cap found on field
- denotes 5/8" diameter x 3/4" long iron pin with 'WESTERN 7104' stamped on cap and 'P. K.' on pin
- denotes 5/8" diameter x 3/4" long iron pin with 'WESTERN 7104' stamped on cap and 'P. K.' on pin
- denotes 4" x 4" x 1/2" concrete x 3/4" long iron pin with 'WESTERN 7104' stamped on cap and 'P. K.' on pin
- denotes 4" x 4" x 1/2" concrete x 3/4" long iron pin with 'WESTERN 7104' stamped on cap and 'P. K.' on pin

ADJOINING PARCEL OWNERS

- 644-02-013 COASTLINE INVESTMENTS, LTD. 644-02-013
- 644-02-012 COASTLINE INVESTMENTS, LTD. 644-02-012
- 644-02-011 COASTLINE INVESTMENTS, LTD. 644-02-011
- 644-02-010 COASTLINE INVESTMENTS, LTD. 644-02-010
- 644-02-009 COASTLINE INVESTMENTS, LTD. 644-02-009
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- 644-02-007 COASTLINE INVESTMENTS, LTD. 644-02-007
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- 644-01-041 COASTLINE INVESTMENTS, LTD. 644-01-041
- 644-01-042 COASTLINE INVESTMENTS, LTD. 644-01-042
- 644-01-043 COASTLINE INVESTMENTS, LTD. 644-01-043
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- 644-01-049 COASTLINE INVESTMENTS, LTD. 644-01-049
- 644-01-050 COASTLINE INVESTMENTS, LTD. 644-01-050

ACCEPTANCE
 I, the undersigned representative of Harbor Crest, Ltd., have of the best of my knowledge, information and belief that the contents of this plan, map or certificate are true and correct and that the same conform to the laws of the State of Ohio and the rules and regulations of the State Board of Surveyors and the State Board of Engineers and Surveyors and that the same are in accordance with the laws of the State of Ohio and the rules and regulations of the State Board of Surveyors and the State Board of Engineers and Surveyors.

Signature: _____
 Printed Name: _____
 Title: _____
 Harbor Crest, Ltd.

NOTARY PUBLIC
 County of Cuyahoga
 State of Ohio

APPROVALS
 The Lot Consolidation and Lot Split is hereby approved by the Engineer of the City of Euclid, Ohio this _____ day of _____, 2012.

Expire: _____

The Lot Split is hereby approved by the Secretary of the Planning and Zoning Commission of the City of Euclid, Ohio this _____ day of _____, 2012.

The Lot Split is hereby approved by the Clerk of City Council of the City of Euclid, Ohio this _____ day of _____, 2012.

Seal of City Council

The Lot Consolidation and Lot Split is hereby approved by the Community Developer and Economic Development Director of the City of Euclid, Ohio this _____ day of _____, 2012.

Seal of Community Developer and Economic Development Director

BY: Mayor Cervenk (per request of the Finance Director)

AN EMERGENCY ORDINANCE AMENDING ORDINANCE #140-2010 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2010.

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 THE REOF 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, 2010. 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	1,980	158,849
101-412	JUDICIAL DEPARTMENT	99,139	853,470
101-413	EXECUTIVE DEPARTMENT	4,450	255,804
101-415	FINANCE DEPARTMENT	196,847	1,135,139
101-416	LAW DEPARTMENT	83,200	546,575
101-417	GENERAL GOV'T BLDGS & PLANT DEPARTMENT	598,099	2,010,689
101-418	ADMINISTRATION DEPARTMENT	154,825	450,573
101-419	OTHER DEPARTMENTS	2,830,707	7,532,533
101-421	POLICE DEPARTMENT	251,196	10,668,533
101-422	FIRE DEPARTMENT	54,001	7,502,529
101-423	CORRECTIONS DEPARTMENT	425,279	1,792,030
101-424	PROTECTIVE INSPECTION DEPARTMENT	688,883	782,761
101-432	SANITATION DEPARTMENT	0	2,124,825
101-441	HEALTH DEPARTMENT	38,650	283,286
101-452	PARKS DEPARTMENT	431,455	453,328
101-465	CS & ED DEPARTMENT	96,140	98,880
101-466	ECONOMIC OPPORTUNITY DEPARTMENT	193,126	260,091
101-471	DEBT PRINCIPAL	0	125,000
101-472	DEBT INTEREST	0	92,400
101-491	OPERATING TRANSFERS OUT	0	0
	TO INDIGENT DRIVER - FUND 211	20,800	20,800
	TO ANIMAL SHELTER - FUND 214	25,000	25,000
	TO STREETS - FUND 220	48,000	48,000
	TO COMMUNITY TV - FUND 230	212,000	212,000
	TO RECREATION OPERATING - FUND 240	0	0
	TO SHORE CORP. - FUND 290	0	0
	TO PERMANENT IMPROVEMENT - FUND 310	0	0
	TO PUBLIC BLDG CONST - FUND 350	0	0
	TO EUCLID ENDOWMENT - FUND 370	0	0
	TO CREEKS & SEWERS - FUND 512	0	0
	TO WORKERS COMP RESERVE - FUND 610	0	0
	TO SELF-INSUR. LIABILITY - FUND 630	260,000	260,000
	TO RETIREES' LIFE INSURANCE - FUND 730	16,000	16,000
	TOTAL TRANSFERS OUT		581,800
	TOTAL GENERAL FUND		37,709,095

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
210	STATE HIGHWAY IMPROVEMENT	0	171,783	171,783
211	INDIGENT DRIVER	0	32,300	32,300
212	COURT COMPUTERIZATION	59,913	77,178	137,091
213	SPECIAL PROJECTS	117,353	14,571	131,924
214	ANIMAL SHELTER	81,071	12,487	93,558
216	NUISANCE ABATEMENT TRANSFER TO GENERAL FUND	0 0	65,000 110,000	
	TOTAL NUISANCE ABATEMENT FUND			175,000
217	IND DRIVERS INTERLOCK & ALCOHOL MONITORING	0	1,850	1,850
220	STREET CONSTRUCTION, MAINT. & REPAIR	1,448,414	583,833	2,032,247
230	COMMUNITY TELEVISION	47,907	12,275	60,182
240	RECREATION OPERATING	719,725	437,749	1,157,474
250	COMMUNITY DEVELOPMENT BLOCK GRANT	830,285	1,207,536	2,037,821
252	NEIGHBORHOOD STABILIZATION PROGRAM	101,921	2,580,680	2,682,601
255	OTHER GRANTS	631,256	1,436,645	2,067,901
260	LITTER / RECYCLING GRANT	0	0	0
280	LAW ENFORCEMENT TRUST	36,795	162,355	199,150
290	SHORE CORPORATION	1,900	182,763	184,663
291	UNCLAIMED MONIES TRANSFER TO GENERAL FUND	0	2,000 25,000	
	TOTAL UNCLAIMED MONIES			27,000
310	GENERAL PERMANENT IMPROVEMENT	0	3,924,957	3,924,957
320	RECREATION CAPITAL	72,192	222,036	294,228
330	SIDEWALK REPAIR & REPLACEMENT	0	29,084	29,084
350	PUBLIC BUILDING CONSTRUCTION	0	86,879	86,879
370	EUCLID ENDOWMENT TRANSFER TO SHORE CORP FUND	0	540,025 138,000	
	TOTAL EUCLID ENDOWMENT FUND			678,025
380	SIMS PARK	0	79,907	79,907
391	BENNINGTON HAMLET T.I.F.	0	148,594	148,594
393	CMP PROPERTIES T.I.F.	0	197,722	197,722
394	HARBOR TOWN T.I.F.	0	111,084	111,084
395	DOWNTOWN DISTRICT-A T.I.F.	0	50,000	50,000
410	BOND RETIREMENT	100,061	13,009,911	13,109,972
510	WASTE WATER TREATMENT OPERATIONS TRANSFER TO CREEKS & SEWERS TRANSFER TO EQUIP. REPLACEMENT	3,739,406	9,009,429 75,000 500,000	
	TOTAL WASTE WATER TREATMENT FUND			13,323,835
511	W.W.T. EQUIPMENT REPLACEMENT	0	736,000	736,000
512	CREEKS & SEWERS	704,697	150,204	854,901
513	TWO MILL SEWER LEVY ADMINISTRATION TRANSFER TO CREEKS & SEWERS	0	19,516 632,000	
	TOTAL TWO MILL SEWER LEVY			651,516

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
515	PETERSON TRUNK LINE TRANSFER TO WWT FUND	0	6,488,044 749,640	
	TOTAL PETERSON TRUNK LINE FUND			7,237,684
516	WATER LINE IMPROVEMENT TRANSFER TO PETERSON TRUNK LINE FUND	0	17,662,473 310,152	
	TOTAL WATER LINE IMPROVEMENT FUND			17,972,625
560	BRIARDALE GOLF COURSE	64,917	40,699	105,616
610	WORKERS COMP RESERVE	0	0	0
630	SELF INSURANCE	45,008	252,265	297,273
730	RETIRES INSURANCE PAYMENTS	28,000	500	28,500
740	BUILDING DEPOSITS	0	62,050	62,050
750	STREET OPENING	0	10,200	10,200

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, 395-DOWNTOWN DISTRICT-A TIF 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:

Budget Amendment Explanation - December 20th, 2010

<u>Department</u>	<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
Motor Maintenance	101-417-173-62-06	Gasoline	\$30,000
Vital Statistics	101-441-412-80-29	Automation-State	\$10,000
General Fund			\$40,000
Euclid Endowment	370-465-651-71-00	Land	\$118,892
Euclid Endowment Fund			\$118,892
WWT Equipment Repl	511-432-3252-74-04	Other Equipment	\$236,000
WWT Equipment Replacement Fund			\$236,000

BY: Mayor Corvemik (per request of the Finance Director)

AN EMERGENCY ORDINANCE WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2011.

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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	52,290	660	52,950
101-412	251,444	33,046	284,490
101-413	83,785	1,483	85,268
101-415	312,764	65,616	378,380
101-416	154,458	27,733	182,192
101-417	470,863	199,366	670,230
101-418	98,583	51,608	150,191
101-419	1,567,275	943,569	2,510,844
101-421	3,472,446	83,732	3,556,178
101-422	2,482,843	18,000	2,500,843
101-423	455,584	141,760	597,343
101-424	229,628	31,293	260,920
101-432	0	708,275	708,275
101-441	12,883	81,545	94,429
101-452	143,818	7,291	151,109
101-465	32,047	913	32,960
101-466	64,375	22,322	86,697
101-471	0	41,667	41,667
101-472	0	30,800	30,800
101-491			
OPERATING TRANSFERS OUT			
TO INDIGENT DRIVER - FUND 211		0	0
TO ANIMAL SHELTER - FUND 214		0	0
TO STREETS - FUND 220		0	0
TO COMMUNITY TV - FUND 230		0	0
TO RECREATION OPERATING - FUND 240		0	0
TO SHORE CORP. - FUND 290		0	0
TO PERMANENT IMPROVEMENT - FUND 310		0	0
TO PUBLIC BLDG CONST - FUND 350		0	0
TO EUCLID ENDOWMENT - FUND 370		0	0
TO CREEKS & SEWERS - FUND 512		0	0
TO WORKERS COMP RESERVE - FUND 610		0	0
TO SELF-INSUR. LIABILITY - FUND 630		0	0
TO RETIREES' LIFE INSURANCE - FUND 730		0	0
TOTAL TRANSFERS OUT		0	0
TOTAL GENERAL FUND			12,375,765

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
210	STATE HIGHWAY IMPROVEMENT	0	57,261	57,261
211	INDIGENT DRIVER	0	32,300	32,300
212	COURT COMPUTERIZATION	59,913	77,178	137,091
213	SPECIAL PROJECTS	117,353	14,571	131,924
214	ANIMAL SHELTER	27,024	12,487	39,511
216	NUISANCE ABATEMENT TRANSFER TO GENERAL FUND	0 0	65,000 0	65,000
	TOTAL NUISANCE ABATEMENT FUND			65,000
217	IND DRIVERS INTERLOCK & ALCOHOL MONITORING	0	1,850	1,850
220	STREET CONSTRUCTION, MAINT. & REPAIR	482,805	194,611	677,416
230	COMMUNITY TELEVISION	15,969	4,092	20,061
240	RECREATION OPERATING	239,908	145,916	385,825
250	COMMUNITY DEVELOPMENT BLOCK GRANT	276,762	1,207,536	1,484,298
252	NEIGHBORHOOD STABILIZATION PROGRAM	33,974	116,026	150,000
255	OTHER GRANTS	210,419	100,000	310,419
260	LITTER / RECYCLING GRANT	0	0	0
280	LAW ENFORCEMENT TRUST	12,265	54,118	66,383
290	SHORE CORPORATION	0	0	0
291	UNCLAIMED MONIES TRANSFER TO GENERAL FUND	0 0	2,000 0	2,000
	TOTAL UNCLAIMED MONIES			2,000
310	GENERAL PERMANENT IMPROVEMENT	0	680,000	680,000
320	RECREATION CAPITAL	24,064	74,012	98,076
330	SIDEWALK REPAIR & REPLACEMENT	0	1,000	1,000
350	PUBLIC BUILDING CONSTRUCTION	0	700	700
370	EUCLID ENDOWMENT TRANSFER TO SHORE CORP FUND	0 0	0 0	0
	TOTAL EUCLID ENDOWMENT FUND			0
380	SIMS PARK	0	10,000	10,000
391	BENNINGTON HAMLET T.I.F.	0	24,000	24,000
393	CMP PROPERTIES T.I.F.	0	32,000	32,000
394	HARBOR TOWN T.I.F.	0	50,000	50,000
395	DOWNTOWN DISTRICT-A T.I.F.	0	0	0
410	BOND RETIREMENT	33,354	5,500,000	5,533,354
510	WASTE WATER TREATMENT OPERATIONS TRANSFER TO CREEKS & SEWERS TRANSFER TO EQUIP. REPLACEMENT	1,246,469 0 0	8,300,000 0 0	9,546,469
	TOTAL WASTE WATER TREATMENT FUND			9,546,469
511	W.W.T. EQUIPMENT REPLACEMENT	0	500,000	500,000
512	CREEKS & SEWERS	234,899	50,068	284,967
513	TWO MILL SEWER LEVY ADMINISTRATION TRANSFER TO CREEKS & SEWERS	0 0	19,516 0	19,516
	TOTAL TWO MILL SEWER LEVY			19,516

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
515	PETERSON TRUNK LINE TRANSFER TO WWT FUND	0	1,200,000 0	1,200,000
	TOTAL PETERSON TRUNK LINE FUND			1,200,000
516	WATER LINE IMPROVEMENT TRANSFER TO PETERSON TRUNK LINE FUND	0	1,900,000 0	1,900,000
	TOTAL WATER LINE IMPROVEMENT FUND			1,900,000
560	BRIARDALE GOLF COURSE	0	13,566	13,566
610	WORKERS COMP RESERVE	0	0	0
630	SELF INSURANCE	15,003	84,088	99,091
730	RETIRES INSURANCE PAYMENTS	24,000	500	24,500
740	BUILDING DEPOSITS	0	62,050	62,050
750	STREET OPENING	0	10,200	10,200

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, (NONE FOR 2011) 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 – Mayor Cervenik

An emergency ordinance authorizing the Mayor to enter into a Real Estate Transfer and Development Agreement with the Euclid City School District for the exchange of City-owned and District-owned properties.

WHEREAS, the City of Euclid desires to exchange City properties to provide development sites for the Euclid City School District's construction of new elementary schools at the location of the current Thomas Jefferson and Glenbrook Elementary Schools; and

WHEREAS, in exchange for City property, the Euclid City School District will transfer ownership of the former Russell Erwine site to the City after demolition of the structure; and

WHEREAS, the City and the School District engaged professional appraisers who established the current market value of the exchange properties at \$695,000 for the City properties (collectively) and \$536,000 for the School District property and such appraisal reports are on file with the Department of Community Services & Economic Development; and

WHEREAS, in consideration of a reversionary clause to the School District regarding the City-owned property adjacent to Thomas Jefferson, and in consideration of the demolition and environmental costs to be incurred by the School District at the Russell Erwine site, the parties negotiated an exchange of equal value through an agreement to share proceeds resulting from a future sale of the Russell Erwine site by the City; and

WHEREAS, pursuant to authority granted under Ohio Revised Code §3313.40, the Board of Education for the Euclid City School District unanimously approved the exchange of properties at a regular Board meeting; and

WHEREAS, the Real Estate Transfer and Development Agreement sets forth the items and condition of the exchange of properties and is on file with the Clerk of Council.

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 to allow the exchange to go forward in a timely manner in relation to the School District building program timeline.

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 and/or his designee is hereby authorized to execute the Real Estate Transfer and Development Agreement on behalf of the City with the Euclid City School District and any such other documents as necessary to complete the exchange.

Section 2: That the Real estate Transfer and Development Agreement shall be substantially in the form as on file with the Clerk of Council and, together with such other documents as necessary to complete the exchange of the specified properties as approved by the Director of Law.

Section 3: That this Council finds that the exchange of properties with the conditions set forth in the Real Estate Transfer and Development Agreement create equal value and are in the best interest and for the good and welfare of the residents of the City of Euclid.

Section 4: That the Mayor of the City of Euclid is hereby authorized to expend funds for any necessary survey, title and insurance documentation, environmental studies, and preparation and recording of deeds of ownership to complete the exchange of properties; said funds to be derived from the Endowment Fund.

Section 5: That the Mayor and/or his designee is authorized to grant, execute and file for recording any easements related to all exchange parcels necessary for maintenance of and access to City utilities, and other City facilities, based on final approved development plans of the School District.

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 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 7: 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 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:

Mayor

Resolution No.

By - Mayor Cervenik, Councilpersons Gillinham, Scamiench and Jones

A resolution authorizing the Mayor of the City of Euclid, or his designee, to submit a Grant Application to the Northeast Ohio Areawide Coordinating Agency (NOACA) seeking a Seventy Five Thousand and 00/100 Dollar (\$75,000.00) Planning Grant from the Transportation for Livable Communities Initiative (TLCI) to provide Federal funding to conduct or contract for the planning of transportation improvements and redevelopment initiatives that will strengthen community livability along the Euclid Avenue Corridor in the City of Euclid.

WHEREAS, the City of Euclid intends to undertake a planning project eligible for such assistance, said project being the Euclid Avenue Corridor Transportation and Redevelopment Project; and

WHEREAS, the stated goals of the transportation for Livable Communities Initiative include assisting the redevelopment of urban core communities, enhancing the economic viability and quality of life of existing communities, improving the safety and efficiency of the existing transportation system; and facilitating accessibility by improving the range of transportation choices by adding or improving pedestrian and bicycle facilities, and;

WHEREAS, said stated goals are consistent with the recommendations of the 1996 City of Euclid Master Plan.

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

Section 1: That the Mayor of the City of Euclid, or his designee, is hereby authorized to submit a Grant Application to the Northeast Ohio Areawide Coordinating Agency (NOACA) seeking a Seventy Five Thousand and 00/100 Dollar (\$75,000.00) Planning Grant from the Transportation for Livable Communities Initiative (TLCI) to provide Federal funding to conduct or contract for the planning of transportation improvements and redevelopment initiatives that will strengthen community livability along the Euclid Avenue Corridor in the City of Euclid.

Section 2: Funds to pay for said planning activities to be derived from the Transportation for Livable Communities Initiative grants, and 20% required non-Federal match from the City of Euclid Endowment Fund.

Section 3: That this Council does hereby authorize the Mayor to execute any and all documents necessary to submit, including the preparation and submission of the applications, to the Northeast Ohio Areawide Coordinating Agency.

Section 4: That this Council does hereby agree to accept and obligate the grant funds to conduct or contract for the planning of transportation improvements and redevelopment initiatives that will strengthen community livability should the application be approved for funding through the Transportation for Livable Communities Initiative, and that the Mayor or his designee be authorized to solicit bids and enter into contracts for professional planning and design services.

Section 5: 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 6: That this resolution shall take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor