

**AGENDA**  
**EUCLID CITY COUNCIL MEETING**  
**TUESDAY, FEBRUARY 17, 2015 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:** Liquor Permit – 21801 Lake Shore Blvd.

**COUNCIL MINUTES:** February 2, 2015

**ADMINISTRATION REPORTS & COMMUNICATIONS:**

**REPORTS & COMMITTEE MINUTES:** Police Report: Oct., Nov., Dec., 2014  
Fire Report: December, 2014  
Executive & Finance Min.: 1/28/15  
Board of Control: 1/27/15; 2/2/15

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

**LEGISLATION**

- |                       |    |   |                |
|-----------------------|----|---|----------------|
| <b>Third Reading</b>  | 1. | A resolution granting a Use District Exception, pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid, to Sheila Lewis, prospective tenant, to operate a daycare in a U8 Office Building District, at 25701 North Lakeland Boulevard, Permanent Parcel Number 643-25-010. (Sponsored by Planning & Zoning Commission)                              | Res. (010a-15) |
|                       |    | <b>Comment: Sheila Lewis requested a use district exception to establish a child care center inside the Lakeland Medical Building at 25701 North Lakeland Boulevard. Planning and Zoning recommends approval.</b>   |                |
| <b>Second Reading</b> | 2. | A resolution authorizing the Mayor of the City of Euclid to enter into a Cuyahoga County' benefits agreement and a benefits consulting agreement with Employee Benefits International for the purpose of providing health care and related employees benefits through Cuyahoga County's regional benefits program. (Sponsored by Mayor Cervenik)                                | Res. (011-15)  |
|                       |    | <b>Comment: Transition to the Cuyahoga County regional group health care plane provides additional health care options for employees and will reduce the expected health care costs for the city by 10% in 2016. As a self-insured community, Euclid experienced a 19% increase in health care costs in 2014.</b>   |                |
|                       | 3. | A Resolution to amend Resolution 5-2015 to correct the end date of service to the Euclid Landmark Commission for Rebecca McFarland and John Paul Kilroy from December 31, 2016 to December 31, 2017. (Sponsored by Mayor Cervenik)  | Res. ((014-15) |
|                       | 4. | An emergency ordinance authorizing the Director of Public Service of the City of Euclid to execute a professional service contract with Hazen and Sawyer, Akron, Ohio, to perform cost analysis studies of the City's Waste Water Treatment Plant for the year 2015 at a cost not to exceed \$60,525.00. (Sponsored by Councilperson McLaughlin by request of Service Director) | Ord. (017-15)  |

**Comment: Contract would provide for analysis of sanitary sewer rates to ensure adequate funds for operation of the wastewater treatment plant, maintenance of the collection system and capital funds for US EPA consent decree. Analysis also ensure outside user communities contribute proportionate share for plant operations and capital projects.**

5. A resolution calling on the Administration to allocate sufficient funds to end the furlough of all three (3) Euclid Firefighters for the rest of calendar year, 2015. (Sponsored by Councilpersons Caviness, Delaney, Gorshe, Jones, Langman, McLaughlin, and Scarniench) Res. ((016-15)

6. An ordinance authorizing the Director of Public Service of the City of Euclid to advertise for bids and enter into a contract for the Grass Cutting/Yard Clean-Up Program within the City of Euclid. (Sponsored by Councilperson McLaughlin by request of Service Director) Ord. (015-15)

**Comment: Nuisance yard maintenance is budgeted for \$100,000 in expense for 2015. In 2014, more than \$293,000 was assessed to property owners for yard maintenance performed by city contractors.**

7. An emergency ordinance authorizing the Director of Finance to allocate and encumber funds for the City of Euclid's proportionate share of the 2015 Budget for the Eastside Departments Group Enforcement ("EDGE") Agency's in an amount not to exceed \$39,603.86. (Sponsored by Councilperson Jones by request of Police Chief) Ord. (013-15)

**Comment: EDGE group provides emergency police response as part of a regional group of police agencies and provides specialized equipment and vehicles.**

## **COMMITTEE OF THE WHOLE – PUBLIC PORTION**

### **COUNCIL MEMBERS' COMMENTS**

### **ADJOURNMENT**

(010a-15)

Resolution No.

By – Planning & Zoning Commission

A resolution granting a Use District Exception, pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid, to Sheila Lewis, prospective tenant, to operate a daycare in a U8 Office Building District, at 25701 North Lakeland Boulevard, Permanent Parcel Number 643-25-010.

WHEREAS, at its meeting on January 13, 2015, the Planning and Zoning Commission approved a Use District Exception, with conditions, to Sheila Lewis, prospective tenant, to operate a daycare in a U8 Office Building District, at 25701 North Lakeland Boulevard; and

WHEREAS, the use district exception was approved with the conditions that two (2) pull in type parking spaces adjacent to the building are assigned for daycare drop off and pick up and a six (6) foot fence is completed for enclosure of any outdoor play area; and

WHEREAS, Chapter 1375 of the Euclid Codified Ordinances provides that whenever the Planning and Zoning Commission approves a Use District Exception that decision must be confirmed by a Council resolution before it becomes effective; and

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

Section 1: That a Use District Exception is hereby granted, pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid, to Sheila Lewis, prospective tenant, to operate a daycare in a U8 Office Building District, at 25701 North Lakeland Boulevard, Permanent Parcel Number 643-25-010.

Section 2: That the two (2) pull in type parking spaces will be assigned for daycare drop off and pick up and a six conditions recommended by the Planning and Zoning Commission are addressed by the revised site plan dated February 5, 2015, which shifts the drop off and pickup zone to the building's westerly entrance door and showing a redesigned (6) foot fence will be completed for enclosure of any outdoor play area separated from the building's mechanical systems and protected by both a six (6) foot tall fence and traffic control bollards.

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

(011-15)

Resolution No.

By – Mayor Cervenik

A resolution authorizing the Mayor of the City of Euclid to enter into a Cuyahoga County' benefits agreement and a benefits consulting agreement with Employee Benefits International for the purpose of providing health care and related employees benefits through Cuyahoga County's regional benefits program.

WHEREAS, the City of Euclid experienced more than a 60% increase in health benefits costs since 2003, with 2014 actual costs in excess of 6.1 million dollars; and

WHEREAS, the Administration of the City recommends the transition to the regional program to mitigate future cost increases while recognizing the program will yield savings in 2016 as current claims under the city's self-insurance are completed; and

WHEREAS, the benefits consulting firm, with the consent of Cuyahoga County, has offered to provide health care coverage and related benefits through their consortium comprised of municipal and local governments and county departments; and

WHEREAS, the transition to the consortium will require agreements with Cuyahoga County and their benefits consultant, Employee Benefits International.

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

Section 1: That the Mayor is hereby authorized to enter into all necessary agreements with Cuyahoga County to participate in the regional benefits consortium including the County of Cuyahoga, Ohio, Benefits Regionalization Program political subdivision participation agreement and the Employee Benefits International regional partner agreement with an effective date of April 1, 2015, for transition of benefits coverage for eligible City of Euclid employees and covered dependents to include health care and prescription coverage, dental and vision coverage and employee term life insurance.

Section 2. That benefits agreements, in substantial form as on file with the Clerk of Council, are approved by the Director of Law.

Section 3: That funds for benefits coverage through Cuyahoga County and consulting costs for Employee Benefits International be derived from the General Fund and various Other Funds.

Section 4: 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 5: 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

(014-15)

Resolution No.

By – Mayor Cervenik and Entire Council

A Resolution to amend Resolution 5-2015 to correct the end date of service to the Euclid Landmark Commission for Rebecca McFarland and John Paul Kilroy from December 31, 2016 to December 31, 2017.

WHEREAS, Resolution 5-2015 approved the appointment of Rebecca McFarland and John Paul Kilroy to the Euclid Landmark Commission; and

WHEREAS, the appointment to the Landmark Commission is a three(3) year appointment and therefore Rebecca McFarland and John Paul Kilroy will serve until December 31, 2017; and

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

Section 1: That this Council does hereby approve this amendment to Resolution 5-2015 to correct the end date of service to the Euclid Landmark Commission for Rebecca McFarland and John Paul Kilroy from December 31, 2016 to December 31, 2017.

Section 2: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to the Euclid Landmark Commission.

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

(017-15)

Ordinance No.

By – Councilman McLaughlin (by request)

An emergency ordinance authorizing the Director of Public Service of the City of Euclid to execute a professional service contract with Hazen and Sawyer, Akron, Ohio, to perform cost analysis studies of the City's Waste Water Treatment Plant for the year 2015 at a cost not to exceed \$60,525.00.

WHEREAS, Hazen and Sawyer has been selected from a request for proposal process to provide audit and rate analysis in connection with the operation of the Wastewater Treatment facility; and

WHEREAS, the professional services to be provided by Hazen and Sawyer will include annual reports and mid-year updates; and

WHEREAS, the provision of the annual report provides for a comprehensive review of operational and project financing required for budget and rate setting and is provided as an independent report to the outside user communities.

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 execute a professional service contract with Hazen and Sawyer, Akron, Ohio, to perform cost analysis studies of the City's Waste Water Treatment Plant for the year 2015 at a cost not to exceed \$49,525.00.

Section 2: Funds to pay for this expenditure are to be derived from the Waste Water Treatment Administration Services 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 and after its 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

Resolution No.

By – Councilpersons Caviness, Delaney, Gorshe, Jones, Langman, McLaughlin, Scarniench

A resolution calling on the Administration to allocate sufficient funds to end the furlough of all three (3) Euclid Firefighters for the rest of calendar year, 2015.

WHEREAS, the 3 firefighters currently furloughed provide critical firefighting and lifesaving services; and

WHEREAS, there is demonstrable evidence of high volumes of EMS and fire related calls for service; and

WHEREAS, the current furloughs may result in the use of overtime when the number of firefighters would fall below 16 members on a shift to avoid the idling of critical safety equipment; and

WHEREAS, there are other places within the budget of the City of Euclid to find budget savings.

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

Section 1: That this Council hereby authorize the return of the furloughed employees to their duties and post immediately.

Section 2: That the funds shall be derived from the General Fund.

Section 3: That is found and determined that all formal actions of the this council concerning and relating to the adoption of this resolution was 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

Passed:

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President of Council

Approved:

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Mayor

(015-15)

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service of the City of Euclid to advertise for bids and enter into a contract for the Grass Cutting/Yard Clean-Up Program within the City of Euclid.

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 Grass Cutting/Yard Clean-Up program to be in accordance with specifications 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 specifications on file in the office of the Director of Public Service are hereby approved. The contract shall be in form approved by the Director of Law and shall be in conformance with such specifications. It 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 2015 Nuisance Abatement 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:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor

Ordinance No.

By – Councilperson Jones (by request)

An emergency ordinance authorizing the Director of Finance to allocate and encumber funds for the City of Euclid’s proportionate share of the 2015 Budget for the Eastside Departments Group Enforcement (“EDGE”) Agency’s in an amount not to exceed \$39,603.86.

WHEREAS, Ordinance No. 72-2010, supported the Agreement for the purpose of affording additional use of police assistance and protection through the interchange of the services and use of personnel and equipment within the participating EDGE cities; and

WHEREAS, the funds to be paid to the City of South Euclid who serves as the Fiscal Agent for the EDGE Agency; and

WHEREAS, 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.

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

Section 1: That the Director of Finance is hereby authorized to appropriate and encumber the sum of \$39,603.86 for the City of Euclid’s proportionate share of the 2015 Budget for the EDGE Agency to the City of South Euclid.

Section 2: Funds to pay for this expenditure are to be derived from the General 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