

AGENDA
EUCLID CITY COUNCIL MEETING
MONDAY, June 15, 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:

COUNCIL MINUTES: April 6, 2015

ADMINISTRATION REPORTS & COMMUNICATIONS:

REPORTS & COMMITTEE MINUTES: Finance Report June 2015
Board of Control: 5/18/2015; 6/1/2015

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

1. An emergency ordinance authorizing the sale of Permanent Parcel Number 643-23-096, 890 East 260th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Patti Becker for the amount of One Thousand Dollars (\$1,000.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by Planning and Zoning) Ord. (101-15)

Comment: Sale of this land bank parcel was recommended by Planning and Zoning at its June 9th meeting and is to an adjoining property owner.

2. An ordinance authorizing the sale of Permanent Parcel Number 645-03-020, 111 East 270th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Roger Luthanen for the amount of One Dollar (\$1.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by Planning and Zoning) Ord. (102-15)

Comment: This land bank sale was recommended by Planning and Zoning at its June 9th meeting and will be used for construction of a new residential dwelling for the purchaser.

**SECOND
READING**

3. An ordinance providing for the submission to the electorate of the City of Euclid, the question of whether Article X, Section 2, entitled Charter Review Commission shall be amended so as to require Euclid City Council to place on the ballot for the consideration by the electorate any proposed charter amendment(s) passed by the Charter Review Commission. (Sponsored by the Charter Review Commission) Ord. (087-15)

Comment: Proposed Charter change, if approved by the voters, would require that future Charter proposals recommended by the Charter Review Commission be automatically submitted for voter determination.

4. A resolution authorizing the acceptance of the Fiscal Year 2014 Assistance to Firefighters Grant (AFG) in the amount of \$234,273.00 for the purchase of self-contained breathing apparatus (SCBA) and associated equipment for use by the Department of Fire. (Sponsored by Mayor Cervenik) Res. (097-15)

Comment: Replacement of the self-contained breathing apparatus was a grant priority as it is approaching the end of its useful life. The city match, 10% of the cost, will be funded as a capital item.

5. An emergency ordinance authorizing the Mayor or his designee to accept and expend grant funds in the amount of \$174,206.00 from the U.S. Environmental Protection Agency's Great Lakes Shoreline Cities Green Infrastructure Grant Program for the Sims Park and Downtown Municipal Parking Lot Green Infrastructure Projects. (Sponsored by Mayor Cervenik) Ord. (100-15)

Comment: US EPA grants were announced by Region 5 Administrator and members of the US Congress at Sims Park on June 5th. Euclid's grant will be used for projects at Sims Park and the Municipal Parking Lot. The projects are expected to provide green treatment to more than 600,000 gallons of storm water per year.

6. An emergency ordinance adopting the City of Euclid Cuyahoga Housing Consortium HOME Program Commitment Plan dated June 15, 2015 (Attachment A) as authorized by the Cuyahoga Housing Consortium and authorizing the Mayor and/or his designee to take all actions necessary to obligate and expend the HOME funds in accordance with the Plan. (Sponsored by Mayor Cervenik) Ord. (098-15)

Comment: Funding from the Home Fund allocation will be used to support the down- payment assistance program administered through EDCOR.

7. A resolution authorizing the Mayor of the City of Euclid to execute an Agreement by and between the City of Euclid and the International Brotherhood of Teamsters Local 416, as exclusive bargaining agent for Inspectors in the Department of Building and Housing, to be effective January 1, 2015 through December 31, 2017. (Sponsored by Mayor Cervenik) Res. (103-15)

Comment: Inspectors in the Housing and Building Department have reached a contract agreement with the city for the 3 years ending December 31, 2017, on the same economic basis as the other collective bargaining agreements.

8. Alternative Tax Budget Information (Sponsored by Councilperson Holzheimer Gail by request of the Finance Director) Ord. (106-15)

Comment: Legislation starts the annual budget process

9. An emergency ordinance authorizing the Mayor or his designee to enter into a professional services agreement with City Architecture for design and engineering services for intersection and public space improvements at various locations on Euclid Avenue in an amount not to exceed Fifty Seven Thousand and 00/100 Dollars (\$57,000). (Sponsored by Councilpersons Caviness, Scarniench and Jones by request of the Director of Planning and Development) Ord. (099-15)

Comments: City Architecture was selected through a competitive process as authorized by Council Res. 103-2014 for planned improvements involving the East 260th Street and Euclid Avenue intersection and electronic message board.

10. An ordinance requiring the Department of Planning and Development to request deconstruction bids for the removal of residential and commercial structures as an alternate in the demolition bids unless the structure to be removed interferes with the health and or safety of the public. (Sponsored by Councilpersons Caviness and Delaney) Ord. (107-15)

11. An ordinance placing a moratorium on the acquisition of residential land bank parcels until the current inventory falls below 80 permanent parcels or \$1,000,000 in appraised market value. (Sponsored by Councilpersons Caviness and Delaney) Ord. (108-15)
12. A ordinance requiring the Departments of Planning and Development and Building and Housing to submit proposed residential and commercial demolitions to Council for approval prior to entering into contracts for asbestos and demolition services. (Sponsored by Councilpersons Caviness and Delaney) Ord. (109-15)

CEREMONIAL RESOLUTIONS

13. A resolution of congratulations to **Michael D'Arcy** for his accomplishment in achieving the designation of **Valedictorian** of the Euclid High School graduating class of 2015. (Sponsored by Entire Council) Res. (104-15)
14. A resolution of congratulations to **Nicole Hughes** for her accomplishment in achieving the designation of **Salutatorian** of the Euclid High School graduating class of 2015 (Sponsored by Entire Council) Res. (105-15)

COMMITTEE OF THE WHOLE – PUBLIC PORTION

COUNCIL MEMBERS' COMMENTS

MOTION TO RECESS FOR SUMMER BREAK

ADJOURNMENT

Ordinance No.

By – Planning and Zoning Commission

An emergency ordinance authorizing the sale of Permanent Parcel Number 643-23-096, 890 East 260th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Patti Becker for the amount of One Thousand Dollars (\$1,000.00) 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, at its meeting on June 9, 2015 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 643-23-096, 890 East 260th Street, from the Euclid Land Bank, to Patti Becker for the amount of One Thousand Dollars (\$1,000.00); and

WHEREAS, Patti Becker owns adjacent property, Permanent Parcel Number 643-23-097 and desires to purchase the 643-23-096 parcel for property expansion; 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; and

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 sale to be finalized in a timely manner.

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

Section 1: That the sale of Permanent Parcel Number 643-23-096, 890 East 260th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Patti Becker for the amount of One Thousand Dollars (\$1,000.00) as authorized by Ordinance Nos. 98-2010 and 101-2011.

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 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

Passed:

President of Council

Approved:

Mayor

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Number 645-03-020, 111 East 270th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Roger Luthanen for the amount of One Dollar (\$1.00) 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, Roger Luthanen desires to purchase the 645-03-020 parcel for new home construction; and

WHEREAS, at its meeting on June 9, 2015 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 645-03-020, 111 East 270th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Roger Luthanen for an amount of One Dollar (\$1.00) subject to conditions; 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; on condition that the purchaser commits to construct a new house within one (1) year of the transfer of the property; and

WHEREAS, at the Planning and Zoning meeting on June 9, 2015, adjacent property owners expressed a desire for the subject project to properly address storm water drainage.

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

Section 1: That the sale of Permanent Parcel Number 645-03-020, 111 East 270th Street, Euclid, Ohio 44132, from the Euclid Land Bank, to Roger Luthanen for the amount of One Dollar (\$1.00) 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 the condition that the purchaser shall construct a new house within one (1) year of the transfer of the property and based on pricing policies adopted in Ordinance 98-2010 and amended by Ordinance 101-2011.

Section 3: That the sale shall be further subject to the condition that the purchaser adhere to all state and local requirements related to storm water runoff and site drainage.

Section 4: 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 5: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

Passed:

Effective:

President of Council

Approved:

Mayor

Ordinance No.

By – Charter Review Commission

An ordinance providing for the submission to the electorate of the City of Euclid, the question of whether Article X, Section 2, entitled Charter Review Commission shall be amended so as to require Euclid City Council to place on the ballot for the consideration by the electorate any proposed charter amendment(s) passed by the Charter Review Commission.

WHEREAS, the Charter Review Commission has considered the present methods of forwarding proposed charter amendments to the ballot for consideration by the electorate of the City of Euclid; and

WHEREAS, the Charter of the City of Euclid as presently written allows for Council discretion in whether to forward to the ballot for the consideration of the electorate any proposed charter amendments that have been duly passed by the Charter Review Commission; and

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 municipal department; and

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

Section 1: That pursuant to the requirements of Article X, Section 1 of the Charter of the City of Euclid, the Council hereby authorizes the submission to the electors of the City of Euclid at an election to be held on November 3, 2015, at the usual place of voting of a proposed amendment to the Charter of the City of Euclid amending Article X, Section 2 to read as follows:

ARTICLE X

AMENDMENTS TO THE CHARTER

SECTION 2. CHARTER REVIEW COMMISSION

Within one month after the regular general election held in the year 1990, and within thirty (30) days after the regular general election to be held each eighth year thereafter, the Mayor shall appoint five (5) members and the Council shall appoint four (4) members to a commission of nine (9) qualified electors of the City of Euclid to be known as a Charter Commission. Should a vacancy occur, the Mayor should appoint a replacement member if vacancy was from the Mayor appointees. Council shall follow the same procedure in appointments of replacements. Vacancies should be filled within thirty (30) days of notice of resignation or vacancy. Should a vacant position remain unfilled or initial appointments not made with the timelines contained in this section, then the vacancy shall be filled by appointment by the other appointing authority.

Said Commissioners shall serve a term not to exceed two (2) years beginning on the date of appointment, or until two-thirds of the members of the Commission vote to adjourn sine die. Such Commission shall review and **recommend forward** to the Council of the City any alterations,

revisions, and amendments to the Charter as in its judgment seem desirable. The Council shall thereafter submit to the electors any such proposed alterations, revisions or amendments to the Charter, in a manner provided in Section 1 of this Article.

Section 2: That the ballot for said election shall at the top thereof, be entitled:

CHARTER AMENDMENT
OF
THE CITY OF EUCLID

And the question shall be submitted on said ballot in the words as follows:

“Shall Article X, Section 2 of the Charter of the City of Euclid be amended so that the Euclid City Council shall be required to forward to the ballot for the consideration of the electorate any proposed charter amendments that have been duly passed by the Charter Review Commission;” and to read as follows:

Within one month after the regular general election held in the year 1990, and within thirty (30) days after the regular general election to be held each eighth year thereafter, the Mayor shall appoint five (5) members and the Council shall appoint four (4) members to a commission of nine (9) qualified electors of the City of Euclid to be known as a Charter Commission. Should a vacancy occur, the Mayor should appoint a replacement member if vacancy was from the Mayor appointees. Council shall follow the same procedure in appointments of replacements. Vacancies should be filled within thirty (30) days of notice of resignation or vacancy. Should a vacant position remain unfilled or initial appointments not made with the timelines contained in this section, then the vacancy shall be filled by appointment by the other appointing authority.

Said Commissioners shall serve a term not to exceed two (2) years beginning on the date of appointment, or until two-thirds of the members of the Commission vote to adjourn sine die. Such Commission shall review and forward to the Council of the City any alterations, revisions, and amendments to the Charter as in its judgment seem desirable. The Council shall thereafter submit to the electors any such proposed alterations, revisions or amendments.

Section 3: That the Director of Law for the City of Euclid is hereby authorized to review the wording of the proposed Charter amendment as well as ballot language with appropriate election officials and to revise the language as necessary to comply with any applicable legal requirements so long as the intent of the amendment is not changed.

Section 4: That the Clerk of Council shall cause the full text of the Charter amendment to be published once a week for not less than two consecutive weeks in a newspaper published in the municipal corporation, with the first publication being at least fifteen days prior to the election at which the amendment is to be submitted to the electors. If no newspaper is published in the municipal corporation, then such publication shall be made in a newspaper of general circulation within the municipal corporation.

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 the Clerk of Council be, and she is hereby authorized and directed to certify to the election authorities described by general law a duly authorized copy of this ordinance forthwith upon its passage.

Section 7: That this ordinance is declared to be an emergency measure and provided it receives the affirmative vote of two-thirds of all members elected to Council, shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise, to be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

Passed:

Effective:

President of Council

Approved:

Mayor

Resolution No.

By – Mayor Cervenik

A resolution authorizing the acceptance of the Fiscal Year 2014 Assistance to Firefighters Grant (AFG) in the amount of \$234,273.00 for the purchase of self-contained breathing apparatus (SCBA) and associated equipment for use by the Department of Fire.

WHEREAS, the new SCBA and associated equipment will meet current National Fire Protection Association (NFPA) standards and Occupational Safety and Health Administration (OHSA) regulations for respiratory protection; and

WHEREAS, the grant will allow the City to purchase SCBA and associated equipment to replace the current inventory of SCBA purchased by the City in 2001 that have reached the end of their useful life and are considered obsolete for firefighting by federal standards since they are more than 10 years old; and

WHEREAS, the City will accept bids and through Board of Control will choose a vendor for purchase of the SCBA and associated equipment; and

WHEREAS, with the grant, the City will be required to match the grant in the amount of \$24, 427.00; and

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

Section 1: That the Mayor, as Ex-Officio Director of Public Safety, or his designee, be and is hereby authorized to take the necessary steps to execute any and all documents required to accept and administer the Fiscal Year 2014 Assistance to Firefighters Grant (AFG) in the amount of \$234,273.00 for the purchase of self-contained breathing apparatus (SCBA) and associated equipment for use by the Department of Fire.

Section 2: That the City match, in the amount of \$23,427.00 is derived from the General Permanent 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 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 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 or his designee to accept and expend grant funds in the amount of \$174,206.00 from the U.S. Environmental Protection Agency's Great Lakes Shoreline Cities Green Infrastructure Grant Program for the Sims Park and Downtown Municipal Parking Lot Green Infrastructure Projects.

WHEREAS, the Great Lakes Shoreline Cities Green Infrastructure Grant Program was created by the U.S. Environmental Protection Agency to provide funding to eligible shoreline cities for green infrastructure projects that will improve the water quality of the Great Lakes; and

WHEREAS, the U.S. Environmental Protection Agency has awarded \$174,206.00 to the City of Euclid for the Sims Park and Downtown Municipal Parking Lot Green Infrastructure projects; and

WHEREAS, the Sims Park and Downtown Municipal Green Infrastructure Projects will prevent an estimated 603,000 gallons of untreated storm water runoff from entering Lake Erie each year through the installation of bio-swales, rain gardens and pervious concrete at the two city-owned properties; and

WHEREAS, in association with the Downtown Municipal Parking Lot Green Infrastructure project, the City will undertake a comprehensive rehabilitation of the parking lot surface; and

WHEREAS, the City's contribution to the green infrastructure projects and parking lot rehabilitation, including the required fifty percent match, will be derived from the Downtown Euclid TIF District A Municipal Public Improvement Tax Increment Equivalent Fund, the Sims Park Improvement Fund, and the Community Development Block Grant fund; and

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 expenditure of funds and installation of green infrastructure improvements in a timely manner to meet the respective funding program deadlines.

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 or his designee to accept grant funds in the amount of \$174,206.00 from the U.S. Environmental Protection Agency's Great Lakes Shoreline Cities Green Infrastructure Grant Program for the Sims Park and Downtown Municipal Parking Lot Green Infrastructure Projects and to execute all documents necessary to accept and expend the grant funds.

Section 2: That the Mayor or his designee is further authorized to enter into all necessary agreements for professional and contractor services to complete the green infrastructure projects and parking lot rehabilitation, provided that such agreements shall be approved in amount and vendor by the Board of Control.

Section 3: That the City's contribution to the green infrastructure projects and parking lot rehabilitation, including the required fifty percent match, will be derived from the Downtown Euclid TIF District A Municipal Public Improvement Tax Increment Equivalent Fund, the Sims Park Improvement Fund, and the Community Development Block Grant fund.

Section 4: That all agreements shall be in a form as approved by the Director of Law.

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 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 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

Ordinance No.

By – Mayor Cervenik

An emergency ordinance adopting the City of Euclid Cuyahoga Housing Consortium HOME Program Commitment Plan dated June 15, 2015 (Attachment A) as authorized by the Cuyahoga Housing Consortium and authorizing the Mayor and/or his designee to take all actions necessary to obligate and expend the HOME funds in accordance with the Plan.

WHEREAS, the City of Euclid is a member of the Cuyahoga Housing Consortium and has entered into a Consortium Agreement authorized by Ordinance Number 78-2008 and amended by Ordinance Number 36-2011; and

WHEREAS, the Consortium Agreement allows the City to create programs for the use of HOME funds for eligible projects; and

WHEREAS, the City of Euclid Cuyahoga Housing Consortium HOME Program Commitment Plan is necessary in order to commit and expend funds; and

WHEREAS, the City of Euclid Cuyahoga Housing Consortium HOME Program Commitment Plan is permitted by the Cuyahoga Housing Consortium as part of a comprehensive approach to addressing Euclid's housing needs; and

WHEREAS, the subject matter of this ordinance constitutes an emergency measure necessary for the immediate preservation of public peace, property, health, safety and the welfare of the City of Euclid and in order to allocate the available HOME funds to allow timely expenditure in accordance with HUD HOME Program guidelines.

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

Section 1: That the Council of the City of Euclid hereby adopts the City of Euclid Cuyahoga Housing Consortium HOME Program Commitment Plan dated June 15, 2015 (Attachment A) as approved by the Cuyahoga Housing Consortium.

Section 2: That the Mayor or his designee shall be authorized to take all actions and enter into all agreements necessary for the obligation and expenditure of the HOME funds in accordance with the HOME Program Commitment Plan (Attachment A) including agreements with Cuyahoga County and the Euclid Development Corporation (EDCOR).

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:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Attachment A

City of Euclid

Cuyahoga Housing Consortium

HOME Program Commitment Plan

June 15, 2015

1. **EDCOR DOWN PAYMENT ASSISTANCE PROGRAM:** Total: \$156,869.00
 - a. Allocation of \$156,869 from Euclid's 2014 HOME Investments Partnership
Program allocation of \$156,869.

Resolution No.

By – Mayor Cervenik

A resolution authorizing the Mayor of the City of Euclid to execute an Agreement by and between the City of Euclid and the International Brotherhood of Teamsters Local 416, as exclusive bargaining agent for Inspectors in the Department of Building and Housing, to be effective January 1, 2015 through December 31, 2017.

WHEREAS, pursuant to Ohio Revised Code Chapter 4117, negotiations were held between the City of Euclid and the International Association of Machinists and Aerospace Workers, Local 1363 to determine equitable compensation, benefits, working hours, and other employment matters for Mechanics and Mechanic Helpers in the Department of Motor Maintenance; and

WHEREAS, the terms of the new contract include a one and one-half percent (1½%) hourly rate increase for the period of January 1, 2015, through December 31, 2015; a two percent (2%) increase effective January 1, 2016; and a two percent (2%) increase effective January 1, 2017; and

WHEREAS, the clothing allowance for Inspectors will remain at \$1000 per year for the life of the agreement with the Inspectors responsible for uniform clothing except for uniform shirts; and

WHEREAS, there will be a single classification as Inspector with premiums for Ohio Building Commission issued licenses that will allow for permit inspection services; and

WHEREAS, employee will participate in the comprehensive health care and wellness plan with employee premiums effective April 1, 2015;

WHEREAS, provisions of the contract regarding sub-contracting have been included that will allow for the use of outside contractors to augment the work of the unit, as needed, and provide flexibility to the administration of the department; and

WHEREAS, the terms and conditions of the Agreement have been ratified by the members of the collective bargaining unit.

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 be, and he is hereby authorized, empowered and directed to execute an Agreement by and between the City of Euclid and the International Brotherhood of Teamsters Local 416, as exclusive bargaining agent for Inspectors in the Department of Building and Housing, effective January 1, 2015 through December 31, 2017.

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:

Clerk of Council

Passed:

President of Council

Approved:

Mayor

ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit CITY OF EUCLID

For the Fiscal Year Commencing JANUARY 1, 2016

Fiscal Officer Signature _____ Date _____

COUNTY OF CUYAHOGA

Background

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

Under the law in effect prior to June 3, 2002, the budget commission could only waive the tax budget for a subdivision or other taxing unit that was receiving a share of the county undivided local government fund or the county undivided local government revenue assistance fund under an alternative method or formula pursuant to ORC Sections 5747.53 and 5747.63. Thus, tax budgets could be waived only for counties, municipalities, townships, and park districts. This restriction is now removed.

Ohio Revised Code Section 5705.281

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

County Budget Commission Duties

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

County Budget Commission Action

On October 11, 2002, during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (including Schools) to adopt a tax budget as provided under ORC Section 5705.281, but shall require the filing of this Alternative Tax Budget Information document on an annual basis.

Alternative Tax Budget Information Filing Deadline

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

Ordinance No.

By – Councilpersons Caviness, Scarniench and Jones (by request)

An emergency ordinance authorizing the Mayor or his designee to enter into a professional services agreement with City Architecture for design and engineering services for intersection and public space improvements at various locations on Euclid Avenue in an amount not to exceed Fifty Seven Thousand and 00/100 Dollars (\$57,000).

WHEREAS, the conceptual Euclid Avenue Corridor Transportation for Livable Communities Initiative (TLCI) Plan, entitled “Destination Euclid: The Euclid Avenue Recreationway Corridor” Plan, dated December, 2013, was approved and accepted by Euclid City Council through Resolution Number 143-2013; and

WHEREAS, the Euclid Avenue Recreationway Corridor Plan established recommendations to improve the transportation system, enhance the appearance and support redevelopment in the Euclid Avenue corridor area; and

WHEREAS, pursuant to Euclid City Council Resolution No. 103-2014, the Director of Planning and Development solicited statements of qualifications from interested firms for engineering and design services for the implementation of intersection and public space improvements at various locations on Euclid Avenue as recommended by the Euclid Avenue Recreationway Corridor Plan; and

WHEREAS, the team of City Architecture and GPD Group was found to be the most qualified respondent to provide the requested design and engineering services; and

WHEREAS, City Architecture has provided a proposal for professional services as on file with the Clerk of Council for the design and engineering of intersection and public space improvements on Euclid Avenue; and

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 uninterrupted professional services for the implementation of the Euclid Avenue intersection and public space improvement project.

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

Section 1: That the Mayor or his designee be and is hereby authorized and empowered to enter into an Agreement with City Architecture for design and engineering services for intersection and public space improvements at various locations on Euclid Avenue in an amount not to exceed Fifty Seven Thousand and 00/100 Dollars (\$57,000). The Agreement shall be in the form as approved by the Director of Law and as on file with the Clerk of Council.

Section 2: That funds to pay for this expenditure are to be derived from the Community Development Block Grant 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:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By: Councilpersons Delaney and Caviness

An ordinance requiring the Department of Planning and Development to request deconstruction bids for the removal of residential and commercial structures as an alternate in the demolition bids unless the structure to be removed interferes with the health and or safety of the public.

WHEREAS, the Council of the City of Euclid has determined that deconstruction of residential and commercial properties identified for demolition can have a positive ecological benefit, have a higher value and can be more easily reclaimed than salvaged materials from the demolition process. Reselling or reusing reduces the need to manufacture new materials, further reducing the need for natural resources. Deconstruction creates jobs, preserves old architecture, and saves energy; and

WHEREAS, the Department of Planning and Development should establish criteria to resell, reuse, or recycle a minimum of 65% of a structure. This should include salvaging all metals, salvageable masonry units, roof rafters, floor joists and flooring, doors, windows, cabinets, lighting, plumbing fixtures, roofing material, crown molding, brick, granite, intact; and

WHEREAS, the Department of Planning and Development should include deconstruction as a bid alternate.

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

Section 1: That the Department of Planning and Development establish criteria for deconstruction as a bid alternate.

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 ordinance shall be in full force and effect from and after the earliest period allowed by la

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By: Councilpersons Delaney and Caviness

An ordinance placing a moratorium on the acquisition of residential land bank parcels until the current inventory falls below 80 permanent parcels or \$1,000,000 in appraised market value.

WHEREAS, the Council of the City of Euclid has determined that residential land bank parcels create a substantial burden on the use of City resources and the number of land bank parcels is growing at an unsustainable rate; and

WHEREAS, a moratorium prohibiting the ownership of additional land bank parcels will allow time to discuss modification of the protocols previously established with the Cuyahoga County land bank and develop new methods for disposal of the current inventory; and

WHEREAS, the number of residential parcels carried in the land bank will be capped 80 permanent parcels or \$1,000,000 in appraised market value, unless an exception is made based upon a specific parcel being acquired for imminent purchase.

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

Section 1: That a moratorium is placed on the acquisition of additional residential land bank parcels until the current inventory falls below 80 permanent parcels or \$1,000,000 in appraised market value unless an exception is made by Council.

Section 2. That the Departments of Planning and Development work with the Cuyahoga County land bank to revise the protocols for parcels transferring the City land bank.

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 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: Councilpersons Delaney and Caviness

An ordinance requiring the Departments of Planning and Development and Building and Housing to submit proposed residential and commercial demolitions to Council for approval prior to entering into contracts for asbestos and demolition services.

WHEREAS, the Council of the City of Euclid has determined that residential and commercial properties identified for demolition should have a further level of review by the full Council prior to the letting of contracts for asbestos and demolition services; and

WHEREAS, Council review will provide for a thorough discussion of alternatives to demolition.

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

Section 1: That the Departments of Planning and Development and Building and Housing to submit proposed residential and commercial demolitions to Council for approval prior to entering into contracts for asbestos and demolition services.

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 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 OF CONGRATULATIONS

A resolution of congratulations to **Michael D’Arcy** for his accomplishment in achieving the designation of **Valedictorian** of the Euclid High School graduating class of 2015.

WHEREAS, **Michael D’Arcy** is graduating from Euclid High School having successfully completed 83 college credits and with over \$50,000 in scholarships; and

WHEREAS, **Michael** will complete his collegiate education through the Honors College at Cleveland State University in the fall, where he will study computer science; and

WHEREAS, **Michael** distinguished himself as an excellent student, receiving, among others, the Parker Hannifin Scholarship, the President’s Award, and the National Merit Scholarship; and

WHEREAS, **Michael** also distinguished himself as an excellent athlete, winning the Lake Erie League Swimming Championship at Bedford in 2014.

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

Section 1: That this Council and Administration do hereby honor and extend our congratulations to **Michael D’Arcy** on achieving the designation of **Valedictorian** of the Euclid High School Class of 2015, and his many outstanding accomplishments throughout his high school career.

Section 2: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to **Michael D’Arcy**.

Section 3: That this resolution shall take immediate effect.

Resolution No.

By - Mayor Cervenik, Councilpersons
Holzheimer Gail, Caviness, Delaney,
Gorshe, Jarosz, Jones, Langman,
McLaughlin, Scarniench

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

RESOLUTION OF CONGRATULATIONS

A resolution of congratulations to **Nicole Hughes** for her accomplishment in achieving the designation of **Salutatorian** of the Euclid High School graduating class of 2015.

WHEREAS, **Nicole Hughes** has been an active member of the National Honor Society, the varsity soccer team, the varsity diving team, the varsity chorale, and Academic Challenge; and

WHEREAS, **Nicole** successfully completed college classes and expanded her knowledge by taking advantage of post secondary and dual enrollment options at Euclid High School; and

WHEREAS, **Nicole** was recognized for her achievement at the 2015 Senior Awards Night, where she was awarded the Phi Beta Kappa Award, the Sports Hall of Fame Award, the Joe and Dorothy Belavich Scholarship, the Sam Taylor Memorial Scholarship, and the Legal Trust Fund Scholarship; and

WHEREAS, **Nicole** was recognized by her fellow students in being crowned the 2014 Homecoming Queen; and

WHEREAS, **Nicole** will continue her collegiate education at the University of Cincinnati next fall, where she will be studying engineering and history.

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

Section 1: That this Council and Administration do hereby honor and extend our congratulations to **Nicole Hughes** on achieving the designation of **Salutatorian** of the Euclid High School Class of 2015, and her many outstanding accomplishments throughout her high school career.

Section 2: That the Clerk of this Council is hereby authorized and directed to certify a copy of this resolution to **Nicole Hughes**.

Section 3: That this resolution shall take immediate effect.

Resolution No.

By - Mayor Cervenik, Councilpersons
Holzheimer Gail, Caviness, Delaney,
Gorshe, Jarosz, Jones, Langman,
McLaughlin, Scarniench

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor