

**AGENDA
EUCLID CITY COUNCIL MEETING
TUESDAY, SEPTEMBER 8, 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:

ADMINISTRATION REPORTS & COMMUNICATIONS:

REPORTS & COMMITTEE MINUTES: Police Report: April, May 2015
Fire Report: June 2015
Finance Report: June, July 2015
Planning and Development Report: 2014 Annual
Board of Control: 6/15/15, 6/22/15, 6/29/15, 7/9/15,
7/13/15, 7/20/15, 7/27/15, 8/3/15, 8/10/15, 8/17/15,
8/24/15

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

1. A resolution appointing Judith Lovett as Acting Clerk of Council. (Sponsored by Council President Holzheimer Gail) Res. (129-15)
2. An emergency ordinance authorizing the sale of Permanent Parcel Number 649-07-025, 1824 Glendridge Drive, from the Euclid Land Bank, to Michael Sanderson, Crete Financial, LLC for the amount of One Dollar (\$1.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by Planning and Zoning) Ord. (115-15)
3. An emergency ordinance authorizing the sale of Permanent Parcel Number 645-21-001, 301 East 260th Street, from the Euclid Land Bank, to Rosetta and Darnell Jordan and Marcia Patterson, Co-Applicants, for the amount of Two Hundred Dollars (\$200.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by Planning and Zoning) Ord. (116-15)
4. An emergency ordinance authorizing the sale of Permanent Parcel Number 644-16-036, 640 East 260th Street, from the Euclid Land Bank, to Robert L. Kinkoff, Sr. 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. (117-15)
- First Reading** 5. A resolution granting a Use District Exception, pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid, to Martin D. Prendergast, resident and applicant, to permit an electrical contractor shop where said business type is not permitted for a structure located at 544 East 200th Street, Euclid, Ohio, a U4-Local Retail or Wholesale District, Permanent Parcel No.641-15-025. (Sponsored by Planning and Zoning with recommendation for passage) Res. (118-15)

First Reading 6. A resolution granting a Use District Exception, pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid, to Allison Stewart, the applicant, to permit a hair salon in a ground floor tenant space of an office building located at 25701 Lakeland Boulevard, Euclid, Ohio, a U8-Office Building District, Permanent Parcel No. 643-25-010. (Sponsored by Planning and Zoning with recommendation for passage) Res. (126-15)

First Reading Public Hearing October 19, 2015 7. An ordinance to amend Section 1 of Ordinance No. 2812, as amended, and the map and map designations, which map and map designations, as amended, form a part of Ordinance No. 2812, as relates to and designates U3, U4 and U6 use districts relative to said property. (Sponsored by Planning and Zoning with recommendation for passage) Ord. (128-15)

8. A resolution in support of the Euclid Historical Society's grant application to the Ohio History Connection's 2015 History Fund to provide funds for the project of installing air conditioning on the first floor of the museum, with dehumidification extending to the basement, needed to preserve artifacts. (Sponsored by Councilperson Scarniench) Res. (127-15)

Comment: Grant application, if successful, will be coupled with private donations and Society raised funds to complete the project. City will cover any shortfall from the 2016 capital budget.

9. 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 \$35,655.00. (Sponsored by Councilperson McLaughlin by request of the Public Service Director) Ord. (119-15)

Comment: Analysis will provide report to the City as to adequacy of sanitary sewer rates to support current operating costs and construction costs under the consent decree.

10. An ordinance authorizing the Mayor to apply for, accept and enter into a Supplemental Water Pollution Control Loan Fund agreement on behalf of the City of Euclid with the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, and the Ohio Water Development Authority, through the Water Pollution Control Loan Fund, for construction of the WWTP Sludge Transfer Force Main Sewer Project; designating a dedicated repayment source for the loan; and declaring an emergency. (Sponsored by Mayor Cervenik) Ord. (120-15)

Comment: Supplemental loan will provide funding for the resurfacing of Babbitt Road

11. An ordinance authorizing the Mayor of the City of Euclid or his designee to apply, accept and enter into agreements for loans from the WPCLF/DEFA and to designate engineering firms for project planning, design and construction management for the Effingham SSO Elimination Project and to designate a dedicated source for the repayment of the loans. (Sponsored by Councilperson McLaughlin by request of the Public Service Director) Ord. (121-15)

Comment: The SSO elimination program is designed to prevent the overflow of sanitary sewage into the storm system with all sanitary overflow points eliminated as part of the US EPA consent decree.

12. A resolution authorizing the Director of Finance of the City of Euclid to take advances on the collection of Real Estate Taxes, Personal Property Taxes, and Special Assessments. (Sponsored by Entire Council by request of the Finance Director) Res. (122-15)

Comment: Annual budgeting requirement that allows for timely and steady distribution of real property tax dollars to support city services.

13. A Resolution adopting the rate of each tax necessary to be levied both inside and outside the ten-mill limitation, as certified by the Cuyahoga County Budget Commission. (Sponsored by Mayor Cervenik and Entire Council) Res. (123-15)

Comment: Establishing millage rates is the first step in the annual budget process.

14. An emergency ordinance authorizing the Director of Public Service of the City of Euclid to renew the Service Agreement between the City of Euclid and Johnson Controls, Inc. for maintenance of chillers at the C.E. Orr Ice Arena for a period of one year commencing on August 1, 2015. (Sponsored by Councilperson McLaughlin by request of the Public Service Director). Ord. (125-15)

Comment: Johnson Control has provided superior service to the city to maintain the chillers in the ice arena.

15. An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for criminal nuisance abatement as provided in Chapter 529 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilperson Gorshe by request of the Public Service Director) Ord. (130-15)

Comment: Assessments are for nuisance activity billed to property owners but not paid as of August 31, 2015.

16. An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass, weeds and trees as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilperson Gorshe by request of the Public Service Director) Ord. (131-15)

Comment: Assessments are for grass cutting billed to property owners but not paid as of August 31, 2015

17. An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for demolition, including the costs of asbestos assessment, abatement and monitoring of properties as provided in Chapter 1753 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilperson Gorshe by request of the Public Service Director) Ord. (132-15)

Comment: Assessment is for demolition of the former Stevenson's building.

18. An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the abating of nuisances such as garbage and debris as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilperson Gorshe by request of the Public Service Director) Ord. (133-15)

Comment: Assessments are for nuisance abatement and property clean-up billed to property owners but not paid as of August 31, 2015

19. A resolution authorizing the Mayor of the City of Euclid or his designee to prepare and submit an application to participate in the 2016 Ohio Public Works Commission State Capital Improvement Program (Issue I), and to execute contracts as required. (Sponsored by Councilperson McLaughlin by request of the Public Service Director) Res. (124-15)

Comment: Resolution allows the city to nominate infrastructure projects for low interest loans and grants from the state.

20. An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract(s), after advertising for bids, for the City's requirements of uniforms for the years 2016, 2017 & 2018 (Sponsored by Ord. (113-15)

Councilperson McLaughlin by request of the Public Service Director)

Comment: Uniforms are provided by collective bargaining to employees in Building & Housing, Streets & Public Buildings; Parks Maintenance & Animal Control; Wastewater and Motor Maintenance.

21. An ordinance authorizing the Director of Public Service of the City of Euclid to enter into various contracts, after advertising for bids, for the purchase and delivery of all required chemicals necessary in the operation of the Treatment Plant for the years 2016 and 2017. (Sponsored by Councilperson McLaughlin by request of the Public Service Director) Ord. (114-15)

Comment: Various chemicals are used for processing of wastewater and odor control and the Lakeshore and Lakeland Boulevard plants.

COMMITTEE OF THE WHOLE – PUBLIC PORTION

COUNCIL MEMBERS' COMMENTS

ADJOURNMENT

Resolution No.

By – Council President Holzheimer Gail

A resolution appointing Judith Lovett as Acting Clerk of Council.

WHEREAS, Sherisse Coleman, Clerk of Council has resigned as of September 4, 2015.

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

Section 1: That Judith Lovett is hereby appointed Acting Clerk of Council.

Section 2: That all previous ordinances on this subject are repealed

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.

Section4: That this resolution shall take immediate effect

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Planning and Zoning Commission

An emergency ordinance authorizing the sale of Permanent Parcel Number 649-07-025, 1824 Glenridge Drive, from the Euclid Land Bank, to Michael Sanderson, Crete Financial, LLC 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, Michael Sanderson, Crete Financial, LLC owns the adjacent property, Permanent Parcel Number 649-07-026, and desires to purchase the 649-07-025 parcel for property expansion; and

WHEREAS, the purchased parcel is to be consolidated within six (6) months of transfer into the purchaser's parcel with final approval subject to review and approval of the City Engineer; and

WHEREAS, at its meeting on July 14, 2015 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 649-07-025, 1824 Glenridge Drive, to Michael Sanderson, Crete Financial, LLC for an amount of One Dollar (\$1.00); and

WHEREAS, in accordance with the Euclid Land Bank Disposition Policies, in approving the sales price the Planning and Zoning Commission concurred with the pricing policies adopted in Ordinance 101-2011, which warrant a price below the Cuyahoga County Auditor's market value; 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 649-07-025, from the Euclid Land Bank to Crete Financial, LLC 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 consolidation of Permanent Parcel Number 649-07-025 to the purchaser's parcel, 649-07-026, with the condition that said consolidation be completed within six (6) months of transfer with final approval, subject to review and approval of the City Engineer.

Section 3: 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 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 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.

Ordinance No.

By – Planning and Zoning Commission

An emergency ordinance authorizing the sale of Permanent Parcel Number 645-21-001, 301 East 260th Street, from the Euclid Land Bank, to Rosetta and Darnell Jordan and Marcia Patterson, Co-Applicants, for the amount of Two Hundred Dollars (\$200.00) 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, Rosetta and Darnell Jordan and Marcia Patterson own the adjacent properties, Permanent Parcel Numbers 645-20-033 and 645-21-002 respectively, and desire to purchase the 645-21-001 parcel for property expansion; and

WHEREAS, the purchased parcel is to be split and consolidated to the respective applicants primary parcels within six (6) months of transfer into the purchasers' parcels with final approval subject to review and approval of the City Engineer; and

WHEREAS, at its meeting on July 14, 2015 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 645-21-001, 301 East 260th Street, from the Euclid Land Bank, to Rosetta and Darnell Jordan and Marcia Patterson, Co-Applicants for an amount of Two Hundred Dollars (\$200.00); and

WHEREAS, in accordance with the Euclid Land Bank Disposition Policies, in approving the sales price the Planning and Zoning Commission concurred with the pricing policies adopted in Ordinance 101-2011, which warrant a price below the Cuyahoga County Auditor's market value; 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 645-21-001, 301 East 260th Street, from the Euclid Land Bank, to Rosetta and Darnell Jordan and Marcia Patterson, Co-Applicants, for the amount of Two Hundred Dollars (\$200.00) as authorized by Ordinance No. 98-2010 and amended by Ordinance 101-2011 is hereby approved.

Section 2: That City Council approves the split and consolidation of Permanent Parcel Number 645-21-001 to the respective primary purchasers' parcels with the condition that said split and consolidation of lots be completed within six (6) months of transfer with final approval, subject to review and approval of the City Engineer.

Section 3: 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 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 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.

Ordinance No.

By – Planning and Zoning Commission

An emergency ordinance authorizing the sale of Permanent Parcel Number 644-16-036, 640 East 260th Street, from the Euclid Land Bank, to Robert L. Kinkoff, Sr. 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, Robert L. Kinkoff, Sr. owns the adjacent property, Permanent Parcel Number 644-16-035, and desires to purchase the 644-16-036 parcel for property expansion; and

WHEREAS, at its meeting on July 14, 2015 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 644-16-036, 640 East 260th Street, from the Euclid Land Bank, to Robert L. Kinkoff, Sr. for the amount of One Thousand Dollars (\$1,000.00); and

WHEREAS, in accordance with the Euclid Land Bank Disposition Policies, in approving the sales price the Planning and Zoning Commission concurred with the pricing policies adopted in Ordinance 101-2011, which warrant a price below the Cuyahoga County Auditor's market value; 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 644-16-036, 640 East 260th Street, from the Euclid Land Bank, to Robert L. Kinkoff, Sr. for the amount of One Thousand Dollars (\$1,000.00) as authorized by Ordinance No. 98-2010 and amended by Ordinance 101-2011 is hereby approved.

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

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance 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 – 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 Martin D. Prendergast, the applicant, to permit an electrical contractor shop where said business type is not permitted for the structure located at 544 East 200th Street, Euclid, Ohio, a U4-Local Retail or Wholesale District, Permanent Parcel No.641-15-025.

WHEREAS, at its meeting on July 14, 2015, the Planning and Zoning Commission approved a Use District Exception to Martin D. Prendergast to operate an electrical contractor shop, at 544 East 200th Street, Euclid, Ohio; and

WHEREAS, the use district exception is approved with the following conditions; 1) outdoor storage limited to four (4) vehicles in the rear fenced area; 2) front landscape be trimmed/replaced and maintained to height no higher than three (3) feet; 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, Martin D. Prendergast, applicant, to permit an electrical contractor shop where said business type is not permitted for the structure located at 544 East 200th Street, Euclid, Ohio, a U4-Local Retail or Wholesale District, Permanent Parcel No. 641-15-025.

Section 2: That 1) outdoor storage limited to four (4) vehicles in the rear fenced area; 2) front landscape be trimmed/replaced and maintained to height no higher than three (3) feet.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this resolution shall take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

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 Allison Stewart, the applicant, to permit a hair salon in a ground floor tenant space of an office building located at 25701 Lakeland Boulevard, Euclid, Ohio, a U8-Office Building District, Permanent Parcel No. 643-25-010.

WHEREAS, at its meeting on June 9, 2015, the Planning and Zoning Commission approved a Use District Exception to Allison Stewart to permit a hair salon in a ground floor tenant space of an office building located at 25701 Lakeland Boulevard; 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 Allison Stewart, the applicant, to permit a hair salon in a ground floor tenant space of an office building located at 25701 Lakeland Boulevard, Euclid, Ohio, a U8-Office Building District, Permanent Parcel No. 643-25-010.

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

President of Council

Passed:

Approved:

Mayor

PP#'s 646-01-001 through 008, and 028
19510-19870 St. Clair Avenue
U3, U4 to U6

(128-15)

Ordinance No.

By - Planning and Zoning Commission

An ordinance to amend Section 1 of Ordinance No. 2812, as amended, and the map and map designations, which map and map designations, as amended, form a part of Ordinance No. 2812, as relates to and designates U3, U4 and U6 use districts relative to said property.

WHEREAS, public notice and hearings have been given in connection with the changing of U3, U4 and U6 use districts relative to the hereinafter described property as is established by Ordinance No. 2812, as passed by the Council of the Village of Euclid on the 13th day of December, 1922, which ordinance has from time to time been amended; and

WHEREAS, the amendment of said Ordinance No. 2812, which pertains to the hereinafter described property, by transferring said property from U3 and U4 use districts to U6 use district, has been referred to the City Planning and Zoning Commission; and

WHEREAS, the City Planning and Zoning Commission has considered such amendment and proposed change at its regularly scheduled meeting on August 11, 2015, which will add to the present U6 use district by inclusion of the property hereinafter described, and has recommended approval to Council; and

WHEREAS, in the interest of the general welfare of the City of Euclid and in order to promote the general advantage of public peace, safety, morals, convenience and prosperity of the inhabitants of the City of Euclid, this Council is of the opinion that the U-6 use district should be extended to include the property hereinafter described.

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

Section 1: That the following property:

PP# 646-01-001 through 646-01-008, 028

Situated in the City of Euclid, County of Cuyahoga, and State of Ohio and known as being parts of Sublots No. 10 (proposed) through Sublot No. 13 (proposed) inclusive and all as Sublots No. 14 (proposed) through Sublot No. 20 (proposed) inclusive in the Joseph Laronge Company's St. Clair City Farms Subdivision (not recorded) of part of Original Euclid Township Tract No. 14 and is bounded and described as follows:

Beginning in the southerly line of St. Clair Avenue, 60 feet in width, at a point located South 51°53' West a distance of 422.74 feet as measured along said southerly line of St. Clair Avenue from its intersection with the westerly line of East 200th Street (formerly Cut Road), 60 feet in width, said point of beginning being the northeasterly corner of land (PPN 646-01-008) conveyed to Martin M. Lisac by instrument dated December 30, 2002 and recorded in AFN 200212301418 of Cuyahoga County Records;

Thence South 38°07' East along the easterly line of said land of Lisac, the same being the easterly line said Sublot No. 20 (proposed), a distance of 205.61 feet to the southeasterly corner of the same;

Thence South 25°56'45" West along the southerly line of said land of Lisac and along the extension of the same a distance of 250.2 feet to the southeasterly corner of Parcel No. 2 (PPN 646-01-003) of lands conveyed to Euclid Properties, LLC by instrument dated July 29, 2013 and recorded in AFN 201307290815 of Cuyahoga County Records, the same being the southeasterly corner of Sublot No. 15 (proposed);

Thence South 1°30'35" West along the rear line of said land of Euclid Properties, LLC and along the rear line of Parcel No. 1 (PPN 646-01-002) of lands so conveyed a distance of 108.3 feet to an angle therein;

Thence South 70°34' West continuing along the rear line of said Parcel No. 1 of lands of Euclid Properties, LLC and along its extension westerly a distance of 212.08 feet to the southwesterly corner of land (PPN 646-01-028) conveyed to Del Brocco Sewer, Inc. by instrument dated January 30, 2002 and recorded in

AFN 200201300366 of Cuyahoga County records, the being the southwesterly corner of Sublot No. 10 (proposed);

Thence 38°07' West along the westerly line of said land of Del Brocco Sewer, Inc., the same being the westerly line of said Sublot No. 10 (proposed), to its intersection with the municipal corporation line between the City of Euclid and the City of Cleveland;

Thence northerly, along said municipal corporation line between the City of Euclid and the City of Cleveland to its intersection with the aforesaid southerly line of St. Clair Avenue;

Thence North 51°53' East along said southerly line of St. Clair Avenue to the point of beginning.

Section 2: That so much of Section 1 of Ordinance No. 2812, as amended, as relates to the U6 use district shall be extended to include the territory described in Section 1 hereinabove.

Section 3: That the map as adopted December 13, 1922 and as thereafter amended, is hereby amended to conform with the change of property described in Section 1 of the ordinance from U3 and U4 use districts to U6 use district.

Section 4: That so much of Ordinance No. 2812, as amended, and the map and map designations as placed the above described property in U3 and U4 use districts, is hereby repealed.

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 of 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Resolution No.

By – Councilperson Scarniench

A resolution in support of the Euclid Historical Society’s grant application to the Ohio History Connection’s 2015 History Fund to provide funds for the project of installing air conditioning on the first floor of the museum, with dehumidification extending to the basement, needed to preserve artifacts.

WHEREAS, the estimated cost of the project is \$25,000 and the grant is a 60/40 matching grant; and

WHEREAS, the Euclid Historical Society’s has capital funds and pledges to cover their portion of the grant; and

WHEREAS, recipients of the grant will be announced in February of 2016 and if awarded, the project is required to start after May 1, 2016; and

WHEREAS, the City of Euclid would guarantee any shortfall of funds needed to cover the Euclid Historical Society’s portion of the grant; and

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

Section 1: That the City of Euclid supports the Euclid Historical Society’s grant application to the Ohio History Connection’s 2015 History Fund to provide funds for the project of installing air conditioning on the first floor of the museum, with dehumidification extending to the basement, needed to preserve artifacts.

Section 2: That the City of Euclid will provide funds necessary for project completion beyond the Ohio History Connection grant and the Euclid Historical Society’s capital funds with the City funds for the 2016 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:

Mayor

Ordinance No.

By – Councilperson 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 \$35,655.00.

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 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 \$35,655.00.

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:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By Mayor Cervenik

AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT AND ENTER INTO A SUPPLEMENTAL WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE CITY OF EUCLID WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY, DIVISION OF ENVIRONMENTAL AND FINANCIAL ASSISTANCE, AND THE OHIO WATER DEVELOPMENT AUTHORITY, THROUGH THE WATER POLLUTION CONTROL LOAN FUND, FOR CONSTRUCTION OF THE WWTP SLUDGE TRANSFER FORCE MAIN SEWER PROJECT; DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Euclid has executed a Water Pollution Control Loan Fund (WPCLF) loan for the construction of the City's WWTP Sludge Transfer Force Main Sewer Project through the Ohio Environmental Protection Agency (OEPA) and the Ohio Water Development Fund (OWDA) in the principal amount of \$2,170,010.85, the agreement for which was authorized under Ordinance No. 147-2013; and

WHEREAS, the City of Euclid is in the process of construction of the improvements to the WWTP Sludge Transfer Force Main Sewer Project for which a Water Pollution Control Loan Fund (WPCLF) loan through the Ohio Environmental Protection Agency (OEPA) was executed, as noted above; and

WHEREAS, the City of Euclid has agreed on a time schedule with the U.S. Environmental Protection Agency, U.S. Department of Justice and the Ohio EPA for design and construction of various wastewater facilities improvements; and

WHEREAS, the City of Euclid intends to apply for a Supplemental Water Pollution Control Loan Fund (WPCLF) loan to assist the City to pay for additional unanticipated cost of construction of the wastewater facilities of the aforementioned wastewater facilities improvements; and

WHEREAS, the Ohio Water Pollution Control Loan Fund requires the government authority to pass legislation for application for a loan and the execution of an agreement, as well as designation of a dedicated repayment source(s).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE COUNTY OF CUYAHOGA, STATE OF OHIO:

SECTION 1. That the Mayor be and is hereby authorized to apply for a WPCLF Supplemental loan, sign all documents for and enter into a Water Pollution Control Loan Fund supplemental agreement with the Ohio Environmental Protection Agency and the Ohio Water Development Authority for construction of unanticipated and unforeseen improvements to the WWTP Sludge Transfer Force Main Sewer Project on behalf of the City of Euclid, Ohio.

SECTION 2. That the Council and administration of the City of Euclid hereby designate sewer user fee revenue for a dedicated source of repayment to the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, through the Water Pollution Control Loan Fund.

SECTION 3. That, if approved, the Mayor is hereby authorized to execute any and all documentation that may be required by the Ohio EPA and the OWDA to secure and administer a WPCLF Supplemental Cooperative Agreement for a loan for the purpose stated therein.

SECTION 4. That the Council and administration of the City of Euclid hereby request that the Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, through the Water Pollution Control Loan Fund, consider and fund its application.

SECTION 5. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal actions were conducted in meetings open to the public and 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 immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the community; and for further reason to comply with the U.S. EPA, U.S. Department of Justice, Ohio EPA WPCLF and Ohio Water Development Authority time constraints which must be met in order to receive such a loan and/or to remain in compliance with previous agreements with said agencies; and provided that it receives the affirmative vote of two-thirds of the members elected to Council, it shall be in full force and take effect immediately upon its passage by Council and approval by the Mayor; otherwise, it shall be in full force and take effect from and after the earliest period allowed by law.

Attest: _____
Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Mayor of the City of Euclid or his designee to apply, accept and enter into agreements for loans from the WPCLF/DEFA and to designate engineering firms for project planning, design and construction management for the Effingham SSO Elimination Project and to designate a dedicated source for the repayment of the loans.

WHEREAS, based upon the projected construction costs and related fees for engineering and construction services, the estimated project cost is \$950,000.

WHEREAS, the projects, contained in the consent decree required by the United States Environmental Protection Agency, are essential to the successful implementation of the Long Term Control Plan.

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 he is hereby authorized, empowered and directed to apply, accept and enter into agreements for loans from the WPCLF/DEFA and to designate engineering firms for project planning, design and construction management for the to be in accordance with specifications on file in the office of the Director of Public Service. The agreements shall be in form approved by the Director of Law and shall be in conformance with such specifications. They shall be executed by the Director of Public Service.

Section 2: That, if the loans are approved, the Mayor or his designee is hereby authorized to execute any and all documentation that may be required by the Ohio EPA and the OWDA to secure and administer a WPCLF Cooperative Agreement for a loan for the purpose stated therein.

Section 3: That the Council of the City of Euclid does hereby ratify the designation of Osborn Engineering to serve as project design engineer and construction management for the Effingham SSO Elimination Project.

Section 4: That the Council and Administration hereby designate sewer user fee revenue as the dedicated source of repayment to the Ohio EPA, Division of Environmental and Financial Assistance, through the Water Pollution Control Fund, with the fund to be derived from the Waste Water Treatment Operation Fund.

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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Resolution No.

By – All Members of Council (by request)

A resolution authorizing the Director of Finance of the City of Euclid to take advances on the collection of Real Estate Taxes, Personal Property Taxes, and Special Assessments.

WHEREAS, it is necessary in the anticipation of the collection of current revenue in and for the fiscal year 2016 for the Director of Finance to take advances on the collection of real estate taxes, personal property taxes and special assessments to pay the current operating expenses of the various departments of the City of Euclid.

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

Section 1: That the Director of Finance be, and he is hereby authorized, empowered and directed to take advances on the collection of real estate taxes, personal property taxes and special assessments in amounts authorized by law. Proceeds therefrom shall be used only for the purposes for which taxes were levied, collected, and appropriated.

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

President of Council

Passed:

Approved:

Mayor

(123-15)

Resolution No.

By – Mayor Cervenik and All Members of Council

A Resolution adopting the rate of each tax necessary to be levied both inside and outside the ten-mill limitation, as certified by the Cuyahoga County Budget Commission.

WHEREAS, this Council, in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2016, and thereon to the Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without and what part within the ten mill tax limitation; therefore be it

RESOLVED, by the Council of City of Euclid, Cuyahoga County, Ohio that the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted, and be it further

RESOLVED, that there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

SCHEDULE A

SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET COMMISSION AND COUNTY AUDITOR’S ESTIMATED TAX RATES

Est. Tax Valuation: \$396,231,090

FUND	County Auditor’s Estimate of Tax Rate to be Levied	
	INSIDE 10 MILL LIMIT	OUTSIDE 10 MILL LIMIT
Bond Retirement General	3.88	
		6.72
Permanent Improvement		1.00
Recreation		1.30
Recreation Capital		.70
Sub Total	3.88	9.72
TOTAL		13.60

and be it further

RESOLVED, that the Clerk of Council be and he is hereby directed to certify a copy of this resolution to the County Fiscal Officer of said County.

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 of 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.

That this resolution shall go into immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

By – Councilperson McLaughlin (by request)

An emergency ordinance authorizing the Director of Public Service of the City of Euclid to renew the Service Agreement between the City of Euclid and Johnson Controls, Inc. for maintenance of chillers at the C.E. Orr Ice Arena for a period of one year commencing on August 1, 2015.

WHEREAS, the City is satisfied with Johnson’s Control, Inc.’s performance under the existing contract with the City, which is scheduled to renew on August 1, 2015; and,

WHEREAS, the extension agreement will be for a period of one year commencing on August 1st, 2015, for the annual sum of \$27,573.00; and,

WHEREAS, funds to be paid for the extension will be derived from the Recreation Operating Account; 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 a municipal department; and

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

Section 1: That the Director of Public Service of the City of Euclid is hereby authorized to renew the service agreement with Johnson Controls, Inc. for maintenance of the chillers at the C.E. Orr Ice Arena for a period of one year, commencing on August 1, 2015, in the amount of \$27,573.00.

Section 2: That funding for the total contract of \$27,573.00 come from the Recreation Operating Account.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Ordinance No.

Councilperson Gorshe (by request)

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for criminal nuisance abated in Chapter 529 of the Codified Ordinances of the City of Euclid.

WHEREAS, Section 529.07 of the Codified Ordinances of the City of Euclid provides that certain activities occurring in the vicinity of any residential or commercial property, and engaged in by an owner, occupant, or invitee of the owner, occupant or person on any commercial or residential property, are public nuisances; and,

WHEREAS, The Housing Manager or certified Building Official, upon finding that two or more nuisance activities, or one felony offense have occurred within any twelve month period, caused written notice to be served on the owner of the property declaring that the property is a nuisance property; and,

WHEREAS, The City did give notice to the property owner that if additional nuisance activity occurs, the City may abate the nuisance by abating the activity using administrative and law enforcement actions, and the costs of such abatement, \$200 per instance levied on the nuisance property; and,

WHEREAS, the subject matter of this ordinance constitutes an emergency in that the same provides for the preservation of the peace, safety and welfare of the citizens of the City of Euclid, and for the daily operation of a municipal department, and to the benefit of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of nuisance abatement under Chapter 529 of the Codified Ordinances of Euclid, be as follows:

<u>Address</u>	<u>Permanent Parcel No.</u>	<u>Amount</u>
23721 Colbourne Rd.	643-30-039	\$400.00
265 East 246 th St.	644-18-027	\$300.00
341 East 246 th St.	644-18-007	\$400.00
22030 Westport	642-25-076	\$200.00
262 East 210 th St.	642-17-072	\$100.00
275 East 206 th St.	642-18-143	\$200.00
20150 Euclid Ave.	649-05-004	\$200.00

As found by this Council, notice of the intended filing of assessments has been given as required by Chapter 529, be and they are hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the lots and lands attached hereto the amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the files of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any law.

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that relate to this Ordinance 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 the Clerk of Council is hereby authorized and directed to cause a copy of this Ordinance to be served on the County Fiscal Office who shall place the same upon the tax duplicate of said County, to be collected in the same manner as other assessments, together with all lawful interest and penalties, pursuant to the Ohio Revised Code.

Section 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public health, 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 to office, it 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 time it is allowed by law.

Council

President of Council

Approved:

Ordinance No.

By - Councilman Gorshe (by request)

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass, weeds, and trees as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid.

WHEREAS, Section 529.03 of the Codified Ordinances of the City of Euclid authorizes the Housing Manager or certified Building Official, to abate nuisances weeds, tall grass and landscaping where the property owner fails to do so upon notification, and levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, Section 1755.28 of the Codified Ordinances of the City of Euclid authorizes City to cut grass and weeds that extend or stand more than six inches above grade where the property owner fails to do so, and upon notification, levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, under all of the above ordinance sections, the City did give notice to various property owners setting forth the nature of the nuisance, the estimate of the cost of abating the nuisance if done by the City, a reasonable time determined by the Housing Manager or certified Building Official within which the owner shall abate the nuisance or pay the estimated cost to the City, and the statement that unless the nuisance is abated within the stated time it may be abated by the City and the cost of abatement assessed on the real estate involved; and

WHEREAS, said property owners failed to abate the nuisances on their respective property and failed to compensate City for its nuisance abatement, and as such, the properties shall be assessed on the tax duplicate for the city's cost of abatement of the nuisance; 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 a municipal department, and to meet the deadline of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of cutting grass, weeds and trees under Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid, be as follows:

See list of 656 parcels for a total of \$291,235.00 on file with Clerk of Council

As found by this Council, notice of the intended filing of assessments has been given as required by Sections 529.03 and 1755.28, be and the same is hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the lots and lands attached hereto the several amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the office of the Clerk of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any statutory limitations.

Section 2: That the Clerk of Council is hereby authorized and directed to cause a copy of this Ordinance to be served upon the Fiscal Office of Cuyahoga County, Ohio, who shall place the same upon the tax duplicate of said County, to be collected in the same manner as other taxes and assessments, together with all lawful interest and penalties, pursuant to the Ohio Revised Code.

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 Councilperson Gorshe (by request)

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for demolition, including asbestos assessment, abatement and monitoring of properties as provided in Chapter 1753 of the Codified Ordinances of the City of Euclid;

WHEREAS, Chapter 1753 of the Codified Ordinances of the City of Euclid requires the owner of a property to incur the cost of demolition of a structure; and,

WHEREAS, Section 1753.08 of the Codified Ordinances of the City of Euclid authorizes the Commissioner or Building Manager to certify to the Cuyahoga County Fiscal Office the cost of demolition if the expenses and cost of demolition are not covered by the owner of the premises; and,

WHEREAS, The City did give notice to various property owners setting forth the nature of the nuisance of their property, the right to condemn and/or demolish the property, appeal rights, a reasonable time determined by the Housing Manager or certified appraiser within which the owner shall rehabilitate or demolish the premises, and the statement that unless the nuisance is abated voluntarily, it may be abated by the City and the cost of demolition assessed on the real estate involved; and,

WHEREAS, As said property owners failed to abate the nuisances on their respective properties and failed to compensate the City for costs incurred in the demolition of their structures, the properties shall be assessed on the tax duplicate for the city's cost of demolition, asbestos assessment, abatement and monitoring; and,

WHEREAS, The subject matter of this ordinance constitutes an emergency in that the same provides for the preservation of the health, safety and welfare of the citizens of the City of Euclid, and for the daily operation of a municipal department, and to the benefit of the City of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of demolition, asbestos assessment, abatement and monitoring as provided in Chapter 1753 of the Codified Ordinances of the City of Euclid, be as follows:

180 East 238th Street, Permanent Parcel Number 644-05-058, for a total of \$24,934.28

As found by this Council, notice of the intended filing of assessments has been given as required by Chapter 1753, be and the same is hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the lots and lands attached hereto the amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the office of the Clerk of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any law.

Section 2: That the Clerk of Council is hereby authorized and directed to cause a copy of this Ordinance to be served upon the County Fiscal Office who shall place the same upon the tax duplicate of said County, to be collected in the same manner as other assessments, together with all lawful interest and penalties, pursuant to the Ohio Revised Code.

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 this Ordinance 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 health and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected to office, it 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 time it is approved by law.

Council

President of Council

Approved:

Ordinance No.

By - Councilman Gorshe (by request)

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the abating of nuisances such as garbage and debris as provided in Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid.

WHEREAS, Section 529.03 of the Codified Ordinances of the City of Euclid authorizes the Housing Manager or certified Building Official, to abate nuisances involving sidewalks, unsecured vacant property, or abandoned unusable property or other debris where the property owner fails to do so upon notification, and levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, under all of the above ordinance sections, the City did give notice to various property owners setting forth the nature of the nuisance, the estimate of the cost of abating the nuisance if done by the City, a reasonable time determined by the Housing Manager or certified Building Official within which the owner shall abate the nuisance or pay the estimated cost to the City, and the statement that unless the nuisance is abated within the stated time it may be abated by the City and the cost of abatement assessed on the real estate involved; and

WHEREAS, said property owners failed to abate the nuisances on their respective property and failed to compensate City for its nuisance abatement, and as such, the properties shall be assessed on the tax duplicate for the city's cost of abatement of the nuisance; 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 a municipal department, and to meet the deadline of Cuyahoga County Fiscal Office.

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

Section 1: That the assessment of the cost and expense of abating nuisances such as garbage and debris under Sections 529.03 and 1755.28 of the Codified Ordinances of the City of Euclid, be as follows:

See list of 149 parcels for a total of \$35,196.09 on file with Clerk of Council

As found by this Council, notice of the intended filing of assessments has been given as required by Sections 529.03 and 1755.28, be and the same is hereby adopted and confirmed, and that there be and there is hereby levied and assessed upon the lots and lands attached hereto the several amounts reported as aforesaid, which assessments together with the descriptions of said lots and lands are now on file in the office of the Clerk of Council, and which assessments are in proportion to the special benefits to said property and are not in excess of any statutory limitations.

Section 2: That the Clerk of Council is hereby authorized and directed to cause a copy of this Ordinance to be served upon the Fiscal Office of Cuyahoga County, Ohio, who shall place the same upon the tax duplicate of said County, to be collected in the same manner as other taxes and assessments, together with all lawful interest and penalties, pursuant to the Ohio Revised Code.

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.

Resolution No.

By – Councilperson McLaughlin (by request)

A resolution authorizing the Mayor of the City of Euclid or his designee to prepare and submit an application to participate in the 2016 Ohio Public Works Commission State Capital Improvement Program (Issue I), and to execute contracts as required.

WHEREAS, the State Capital Improvement Program provides financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Euclid is planning to make on-going capital improvements to the following:

1. North and South Marginal Road Resurfacing
2. East 222nd Street Road Reconstruction – Marginal to Lakeshore
3. Loan Assistance/Interest Forgiveness Program

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

Section 1: That the Mayor or his designee is hereby authorized to apply to the Ohio Public Works Commission for funds as described above and execute contracts as required.

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

President of Council

Passed:

Approved:

Mayor

Ordinance No.
By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract(s), after advertising for bids, for the City’s requirements of uniforms for the years 2016, 2017 & 2018.

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

Section 1: That the Director of Public Service of the City of Euclid is hereby authorized, empowered and directed to advertise for bids and enter into a contract(s) for the City’s requirements of uniforms for the years 2016, 2017 & 2018, 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 General Fund – various, Community Block Grants, Highways & Streets – Maintenance, Creeks & Sewers-Storm Damage.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into various contracts, after advertising for bids, for the purchase and delivery of all required chemicals necessary in the operation of the Treatment Plant for the years 2016 and 2017:

- Polymers (2) for the Lakeland Facility and the Lakeshore Plant
- Sodium Hypochlorite for the Lakeshore Plant
- Sodium Bisulfite for the Lakeshore Plant
- Aluminum Sulfate for the Lakeshore Plant
- Mixed oxidant odor control chemical (VX-456 or equivalent) for Lakeland facility.

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 various contracts for the purchase and delivery of all required chemicals necessary in the operation of the Treatment Plant for the years 2016 and 2017: Polymers (2) for the Lakeland Facility and the Lakeshore Plant; Sodium Hypochlorite for the Lakeshore Plant; Sodium Bisulfite for the Lakeshore Plant; Aluminum Sulfate for the Lakeshore Plant; Mixed Oxidant odor control chemical (VX-456 or equivalent) for the Lakeland facility to be in accordance with specifications on file in the office of the Director of Public Service. Said contracts 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 contracts 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 Waste Water Treatment Operation Fund.

Section 3: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor