

**AGENDA
EUCLID CITY COUNCIL MEETING
MONDAY, DECEMBER 21, 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: Board of Control: 11/30/15; 12/7/15
Finance Report: November 2015
Fire Report: November 2015
Police Report: November 2015

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

ACTION

PROPOSE

1. A resolution approving the Annual Action Plan for the FY 2016 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development as recommended by the Citizens' Advisory Committee of the City of Euclid and authorizing the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development. (Sponsored by Councilpersons Holzheimer Gail and Scarniench)
Comment: Legislation provides Planning and Development authority to use Block Grant funds for purposes designated by the advisory group.
Res. (178-15)
2. An ordinance authorizing the Director of Public Service of the City of Euclid to enter into an agreement with CT Consultants, Inc., 8150 Sterling Court, Mentor, Ohio 44060, for the purpose of performing routine engineering services for a period of six months, January 1, 2016 to June 30, 2016. (Sponsored by Councilperson McLaughlin by request of the Public Service Director)
Comment: CT Consultants has provided city engineering services and a contract for 6 months will provide necessary continuity with no increase in costs.
Ord. (179-15)
3. An emergency ordinance which makes the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2016. (Sponsored by Mayor Cervenik by request of the Finance Director)
Comment: A temporary budget will allow the City to operate during the first quarter of 2016 while a permanent budget is presented and approved.
Ord. (184-15)

4. An emergency ordinance providing for the schedule of inter-transfer of funds between all funds. (Sponsored by Mayor Cervenik by request of the Finance Director) Ord. (185-15)

Comment: Transfer ordinance is required for budgeting to authorize movement between funds.

CEREMONIAL RESOLUTIONS

5. A resolution of recognition for **Kay Van Ho** recognizing her twenty seven years of outstanding of service on the Euclid Board of Education. (Sponsored by Mayor Cervenik and Entire Council) Res. (180-15)
6. A resolution of gratitude and commendation to **Patrick McLaughlin** for his service to the residents of Ward 5 and the City of Euclid as Councilperson. (Sponsored by Mayor Cervenik and Entire Council) Res. (181-15)
7. A resolution of gratitude and commendation to **Kandace Jones** for her service to the residents of Ward 3 and the City of Euclid as Councilperson. (Sponsored by Mayor Cervenik and Entire Council) Res. (182-15)
8. A resolution of congratulations for **Rebecca McFarland**, Marketing and Communications Manager for the Euclid Public Library on the occasion of her retirement after more than 40 years for service in public libraries and in recognition of her distinguished career and contributions throughout the City of Euclid and Northeast Ohio. (Sponsored by Mayor Cervenik and Entire Council) Res. (183-15)

COMMITTEE OF THE WHOLE – PUBLIC PORTION

COUNCIL MEMBERS' COMMENTS

ADJOURNMENT

Resolution No.

By: Council President Holzheimer Gail and Councilperson Scarniench

A resolution approving the Annual Action Plan for the FY 2016 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development as recommended by the Citizens' Advisory Committee of the City of Euclid and authorizing the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development.

WHEREAS, the City of Euclid is expected to receive an allocation of Nine Hundred Five Thousand and 00/100 Dollars (\$905,000.00) from the Community Development Block Grant Program of the United States Department of Housing and Urban Development in fiscal year 2016; and

WHEREAS, the Citizens' Advisory Committee of the City of Euclid, appointed by the Mayor to determine the needs of the community that can be addressed through the Community Development Block Grant Program, has designated programs which relate to those needs and allocated funds to accomplish these programs, and has submitted its recommendations in the form of the Annual Action Plan for the FY 2016 Entitlement Year to the Council and the Mayor's office for final approval; and

WHEREAS, the recommendations of the Citizens' Advisory Committee represent a sincere effort to meet the primary objectives of the Grant; namely, the provision of decent housing, a suitable living environment and expanded economic opportunities, principally for persons of low-and-moderate income; and

WHEREAS, the recommendations of the Citizens' Advisory Committee provide improved planning which coordinates housing assistance and Community Development programs and encourages a comprehensive approach to dealing with urban problems; and

WHEREAS, the Annual Action Plan for the FY 2016 Entitlement Year is consistent with the goals and objectives of the five-year Consolidated Plan developed by the City; and

WHEREAS, the Annual Action Plan for the FY 2016 Entitlement Year reflects a sincere and dedicated effort on the part of the City of Euclid to wisely use available federal funds.

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

Section 1: That this Council does hereby approve the Annual Action Plan for the FY 2016 Entitlement Year under the Community Development Block Grant Program of the United States Department of Housing and Urban Development and authorizes the Mayor to submit said Annual Action Plan to the United States Department of Housing and Urban Development.

Section 2: That the Mayor is hereby authorized to act in connection with the submission of the Annual Action Plan for the FY 2016 Entitlement Year, to provide such additional information as may be required and to enter into any and all agreements necessary to accept and expend funds for the programs contained in the Annual Action Plan for the FY 2016 Entitlement Year, including contracts with the Housing Research and Advocacy Center and the Euclid Development Corporation with such contracts to be approved in amount and Vendor/Sub-recipient by the City of Euclid Board of Control.

Section 3: A copy of the Annual Action Plan for the FY 2016 Entitlement Year is on file in the office of the City of Euclid Department of Planning and Development.

Section 4: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were, in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5: That this resolution shall take immediate effect.

Ordinance No.

By – Councilperson McLaughlin (by request)

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into an agreement with CT Consultants, Inc., 8150 Sterling Court, Mentor, Ohio 44060, for the purpose of performing routine engineering services for a period of six months, January 1, 2016 to June 30, 2016.

WHEREAS, the City of Euclid requires the services of a professional Engineer to act in the capacity of a City Engineer; and

WHEREAS, CT Consultants will perform various professional routine and specifically authorized services for the City as specified in the agreement which will be executed by the Director of Public Service and approved by the Director of Law; and

WHEREAS, the charge for services provided for the six months, January 1, 2016 to June 30, 2016, will remain the same as the agreement in existence for 2015.

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 to enter into an agreement with CT Consultants, Inc., 8150 Sterling Court, Mentor, Ohio 44060, for the purpose of performing routine engineering services for the City of Euclid for a period of six months, January 1, 2016 to June 30, 2016.

Section 2: Funds to pay for this expenditure are to be derived from the General Fund – Public Buildings/Engineering.

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

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
210	STATE HIGHWAY IMPROVEMENT	0	34,603	34,603
211	INDIGENT DRIVER	0	3,333	3,333
212	COURT COMPUTERIZATION	12,366	15,892	28,257
213	SPECIAL PROJECTS	46,852	1,588	48,440
214	ANIMAL SHELTER	22,715	6,480	29,195
216	NUISANCE ABATEMENT	0	41,667	
	TRANSFER TO GENERAL FUND		40,000	
	TOTAL NUISANCE ABATEMENT FUND			81,667
217	IND DRIVERS INTERLOCK & ALCOHOL MONITORING	0	1,825	1,825
220	STREET CONSTRUCTION, MAINT. & REPAIR	443,012	211,832	654,844
230	COMMUNITY TELEVISION	30,482	764	31,246
240	RECREATION OPERATING	156,761	126,709	283,469
250	COMMUNITY DEVELOPMENT BLOCK GRANT	221,826	342,292	564,118
252	NEIGHBORHOOD STABILIZATION PROGRAM	14,104	143,912	158,016
255	OTHER GRANTS	209,482	1,090,502	1,299,984
257	FEMA GRANT	0	0	
	TRANSFER TO GENERAL FUND		0	
	TOTAL FEMA GRANT			0
280	LAW ENFORCEMENT TRUST	12,645	60,100	72,745
290	SHORE CORPORATION	0	111,667	111,667
291	UNCLAIMED MONIES	0	1,667	
	TRANSFER TO GENERAL FUND		0	
	TOTAL UNCLAIMED MONIES			1,667
310	GENERAL PERMANENT IMPROVEMENT	0	458,523	458,523
320	RECREATION CAPITAL	0	76,779	76,779
330	SIDEWALK REPAIR & REPLACEMENT	0	0	0
350	PUBLIC BUILDING CONSTRUCTION	0	0	0
370	EUCLID ENDOWMENT	0	0	
	TRANSFER TO SHORE CORP FUND		0	
	TOTAL EUCLID ENDOWMENT FUND			0
380	SIMS PARK	0	0	0
391	BENNINGTON HAMLET T.I.F.	0	19,302	19,302
393	CMP PROPERTIES T.I.F.	0	37,437	37,437
394	HARBOR TOWN T.I.F.	0	228,306	228,306
395	DOWNTOWN DISTRICT-A T.I.F.	0	101,802	101,802
410	BOND RETIREMENT	28,467	3,236,975	3,265,442
510	WASTE WATER TREATMENT			
	OPERATIONS	1,547,228	5,397,771	
	TRANSFER TO CREEKS & SEWERS		995,000	
	TRANSFER TO EQUIP. REPLACEMENT		500,000	
	TOTAL WASTE WATER TREATMENT FUND			8,440,000
511	W. W. T. EQUIPMENT REPLACEMENT	0	271,447	271,447
512	CREEKS & SEWERS	338,388	46,624	385,011

FUND #	FUND NAME	PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
513	TWO MILL SEWER LEVY			
	ADMINISTRATION	0	0	
	TRANSFER TO CREEKS & SEWERS		0	
	TOTAL TWO MILL SEWER LEVY			0
515	PETERSON TRUNK LINE	0	2,397,814	
	TRANSFER TO WWT FUND		0	
	TOTAL PETERSON TRUNK LINE FUND			2,397,814
516	WATER LINE IMPROVEMENT	0	855,066	
	TRANSFER TO PETERSON TRUNK LINE FUND		0	
	TOTAL WATER LINE IMPROVEMENT FUND			855,066
560	BRIARDALE GOLF COURSE	0	466,667	466,667
610	WORKERS COMP RESERVE	0	0	0
630	SELF INSURANCE	0	80,333	80,333
730	RETIREES INSURANCE PAYMENTS	4,600	0	4,600
740	BUILDING DEPOSITS	0	13,333	13,333
750	STREET OPENING	0	5,000	5,000
SECTION 4 : THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED TO DRAW HIS WARRANTS FROM ANY OF THE FOREGOING APPROPRIATIONS UPON RECEIVING PROPER CERTIFICATES AND VOUCHERS THEREFORE APPROVED BY THE BOARD OF OFFICERS AUTHORIZED BY LAW TO APPROVE THE SAME, OR AN ORDINANCE OR RESOLUTION OF COUNCIL TO MAKE THE EXPENDITURES PROVIDED THAT THE CONTINGENCIES CAN ONLY BE EXTENDED UPON APPROVAL OF TWO-THIRDS VOTE OF COUNCIL FOR ITEMS OF EXPENSE CONSTITUTING A LEGAL OBLIGATION AGAINST THE CITY OF EUCLID AND FOR OTHER THAN THOSE COVERED BY THE OTHER SPECIFIC APPROPRIATIONS MADE HEREIN.				
SECTION 5 : THAT ALL APPROPRIATIONS EQUAL TO OUTSTANDING ENCUMBRANCES SHALL AT YEAR END CARRY FORWARD TO THE NEXT SUCCEEDING YEAR, SHALL NOT LAPSE AND THEREFORE, ENCUMBRANCES NEED NOT BE REAPPROPRIATED.				
SECTION 6 : THAT IT IS FOUND AND DETERMINED THAT ALL FORMAL ACTIONS OF THIS COUNCIL CONCERNING AND RELATING TO THE ADOPTION OF THIS ORDINANCE WERE ADOPTED IN AN OPEN MEETING OF THIS COUNCIL. AND THAT ALL DELIBERATIONS OF THIS COUNCIL AND OF ANY OF ITS COMMITTEES THAT RESULTED IN SUCH FORMAL ACTIONS, WERE IN MEETINGS OPEN TO THE PUBLIC, IN COMPLIANCE WITH ALL LEGAL REQUIREMENTS INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.				
SECTION 7 : THAT LINE ITEM NUMBER 510, ENTITLED "TRANSFER TO W. W. T. EQUIPMENT REPLACEMENT" SHALL REMAIN AS AMENDED IN SECTION 2 OF ORDINANCE NO. 154-1997, SO THAT IN THIS AND EVERY SUBSEQUENT YEAR AN AMOUNT NOT LESS THAN FIVE HUNDRED THOUSAND DOLLARS (\$500,000.00) SHALL BE TRANSFERRED.				
SECTION 8 : THAT THE FOLLOWING FUND IS HEREBY AUTHORIZED TO BE CREATED, 257-FEMA FUND (2013) AND THE FOLLOWING FUND IS NO LONGER NEEDED AND IS HEREBY ABOLISHED, 215-OLD WATERLINE				
SECTION 9 : THAT THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE INHABITANTS OF THE CITY OF EUCLID, AND PROVIDED IT RECEIVES THE TWO-THIRDS VOTE OF ALL MEMBERS OF COUNCIL ELECTED THERETO, SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL; OTHERWISE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.				
ATTEST:				
CLERK OF COUNCIL		PRESIDENT OF COUNCIL		
PASSED :		APPROVED :		
		MAYOR		

Ordinance No.

By – Mayor Cervenik by request of the Finance Director

An emergency ordinance providing for the schedule of inter-transfer of funds between all funds.

WHEREAS, the Council of the City of Euclid determines that it is in the best interest of the City that fund balance transfers be presented in a separate schedule of inter-fund transfers.; and

WHEREAS, the adoption of separate legislation approving inter-fund transfers is required by the Office of Auditor of State of Ohio. The Council of the City of Euclid determines that 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 and for the daily operation of a municipal department.

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

Section 1: That the Director of Finance is hereby directed and authorized to make the transfer of funds as listed in the following schedule of inter-fund transfers.

	2016 Schedule of Interfund Transfers	
<u>Transfer from Fund</u> 101-General Fund	<u>Transfer Amount</u> \$20,000	<u>Transfer to Fund</u> 214-Animal Shelter
	\$31,333	230-Community TV
	\$47,000	240-Recreation Operating
	\$111,667	290-Shore Corp
	\$47,000	630-Self Insurance Fund
	\$3,333	730-Retirees Insurance
216-Nuisance Abatement	\$40,000	101-General Fund
510-Waste Water	\$995,000	512-Creeks & Sewers
	\$500,000	511-WWT Equipment Repl

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 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 3: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Effective:

Mayor

RESOLUTION OF RECOGNITION

A resolution of recognition for **Kay Van Ho** recognizing her twenty seven years of outstanding of service on the Euclid Board of Education.

WHEREAS, **Kay Van Ho** has served on the governing board to the Euclid City School District since January 1, 1988; and

WHEREAS, **Kay Van Ho** was Board President 11 times and Board Vice President 6 times during her years of service; and

WHEREAS, **Kay Van Ho** was a Delegate to the Ohio School Boards Association Capital Conference 10 times and received the Ohio School Boards Association Service Award for twenty five years of service; and; and

WHEREAS, **Kay Van Ho** is a member of the Euclid City School District’s Leadership team and is a volunteer tutor for kindergarteners; and

WHEREAS, during her tenure, the Euclid elementary schools were replaced with four cost effective, state of the art facilities.

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 recognize **Kay Van Ho** and join the entire Euclid Community in recognizing her twenty seven years of service and leadership to the Euclid Board of Education and the Euclid City School District.

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

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 GRATITUDE AND COMMENDATION

A resolution of gratitude and commendation to **Patrick McLaughlin** for his service to the residents of Ward 5 and the City of Euclid as Councilperson.

WHEREAS, **Councilperson McLaughlin** was elected to serve as a member of Council and took office representing the 5th Ward on December 1, 2011 and serves through December 31, 2015; and

WHEREAS, **Councilperson McLaughlin** has provided leadership to the City of Euclid by Chairing the Public Service Committee, and contributing as an active member of the Executive and Finance Committee, the Business and Commercial Development Committee, the Community Assets Committee and the Parks and Recreation Committee; and

WHEREAS, **Councilperson McLaughlin** has always throughout his tenure and residency, supported many Euclid establishments through his love of music and his own demonstrated playing ability; and

WHEREAS, **Councilperson McLaughlin** will be most acutely missed by his residents who are fortunate enough to call themselves neighbors on East 210th Street, where his home was the often the focal point of many neighborhood festivities.

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

Section 1: This Council and Administration do hereby thank and commend **Patrick McLaughlin** for being an outstanding public servant, who with pride and dedication worked for a better City of Euclid as a Member of Council and wish him continued health and happiness.

Section 2: This resolution shall take immediate effect.

Resolution No.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

RESOLUTION OF GRATITUDE AND COMMENDATION

A resolution of gratitude and commendation to **Kandace Jones** for her service to the residents of Ward 3 and the City of Euclid as Councilperson.

WHEREAS, **Councilperson Jones** was elected to serve as a member of Council and took office representing the 3rd Ward on April 1, 2008 and serves through December 31, 2015; and

WHEREAS, **Councilperson Jones** has provided leadership to the City of Euclid by Chairing the Public Safety Committee, and contributing as an active member of the Executive and Finance Committee, the Business and Commercial Development Committee, the Sustainability Committee and the Housing and Building Standards Committee; and

WHEREAS, **Councilperson Jones** has always worked tirelessly to improve community livability throughout her tenure by focusing on the issues of greatest importance to her constituents; and

WHEREAS, **Councilperson Jones** will be acutely missed by her colleagues on Council and at City Hall, as well as her residents, all of whom will recall with appreciation her kind and thoughtful demeanor that she always brought to bear in the performance of her civic duties.

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

Section 1: This Council and Administration do hereby thank and commend **Kandace Jones** for being an outstanding public servant, who with pride and dedication worked for a better City of Euclid as a Member of Council and wish her continued health and happiness.

Section 2: This resolution shall take immediate effect.

Resolution No.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

RESOLUTION OF CONGRATULATIONS

A resolution of congratulations for **Rebecca McFarland**, Marketing and Communications Manager for the Euclid Public Library on the occasion of her retirement after more than 40 years for service in public libraries and in recognition of her distinguished career and contributions throughout the City of Euclid and Northeast Ohio.

WHEREAS, **Rebecca McFarland** graduated from Baldwin Wallace University and began her illustrious career at the Rocky River Public Library; and

WHEREAS, in July 1998, **Rebecca** moved to the Euclid Public Library from which she is retiring as the Manager of Marketing and Communications; and

WHEREAS, **Rebecca** has presented on numerous topics concerning the history of Northeast Ohio and is an internationally recognized expert on the life and times of Eliot Ness and has participated in projects for the History Channel and A&E Biography; and

WHEREAS, **Rebecca** serves on Euclid Landmark Commission, the Board of the Cleveland Police Historical Society and Museum, has been an active member of the Chamber of Commerce and has given tireless effort on every community event; and

WHEREAS, **Rebecca** is an avid outdoors person and will enjoy the company of family and friends in her quest for continued learning.

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

Section 1: That this Council, Administration and Community hereby pay tribute to **Rebecca McFarland** and congratulate her on her retirement and tireless efforts on behalf of the reading public, fans of local history and the betterment of the City of Euclid.

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

Section 3: That this resolution shall take immediate effect.

Resolution No.

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

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor