AGENDA
EUCLID CITY COUNCIL MEETING
MONDAY, DECEMBER 7, 2020 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: NONE AT THIS TIME

COUNCIL MINUTES: OCTOBER 19, 2020

ADMINISTRATION REPORTS & COMMUNICATIONS:

COMMITTEE DOCUMENTATION:

- **BOARD OF CONTROL HELD: NOVEMBER 16TH, 23RD, AND 30TH, 2020.**
- **CITY PROGRAMMING & RECREATION COMMITTEE HELD: NOVEMBER 30TH, 2020**
- **PUBLIC SERVICE AND UTILITIES COMMITTEE HELD: DECEMBER 2ND, 2020**

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

LEGISLATION

ACTION		**PROPOSED**
1.	An emergency ordinance authorizing the Mayor of the City of Euclid and/or Judge of the Euclid Municipal Court to enter into a contract with Pioneer Technology Group, LLC, 1100 Central Park Drive, Sanford, Florida 32771 for a case management system for the Euclid Municipal Court in an amount not to exceed three hundred and sixty thousand dollars ($360,000.00). (Sponsored by Mayor Holzheimer Gail) **Comment: This would authorize the purchase of a case management system for Euclid Municipal Court.**	Ord. (151-20)
2.	A resolution granting a Use District Exception pursuant to Chapters 1375.01(a)(3) and 1359.03(e)(6) of the Codified Ordinances of the City of Euclid, to owner/applicant R&U LLC, Donald Frey II, Member, to permit a residential use within a mixed-use structure located at 26991 Tungsten Road, Permanent Parcel Number 648-28-014 a U6 Industrial Manufacturing District. (Sponsored by the Planning and Zoning Commission) **Comment: This would approve a UDE to allow a residential use in an industrial district.**	Res. (146-20)
3.	An ordinance authorizing the sale of Permanent Parcel Number 642-12-008, vacant land at 340 East 222nd Street, from the Euclid Land Bank, to Eva Kelly for the amount of One Thousand Dollars ($1,000.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by the Planning and Zoning Commission) **Comment: This would approve the sale of a landbank parcel.**	Ord. (142-20)

4. An ordinance authorizing the sale of Permanent Parcel Number 644-17-030, vacant land at 474 East 250^{h} Street, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by the Planning and Zoning Commission) — Ord. (143-20)

Comment: This would approve the sale of a landbank parcel.

5. An ordinance authorizing the sale of Permanent Parcel Number 644-28-063, vacant land at 23299 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by the Planning and Zoning Commission) — Ord. (144-20)

Comment: This would approve the sale of a landbank parcel.

6. An ordinance authorizing the sale of Permanent Parcel Number 644-29-043, vacant land at 23329 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) as authorized by Ordinance Nos. 98-2010 and 101-2011. (Sponsored by the Planning and Zoning Commission) — Ord. (145-20)

Comment: This would approve the sale of a landbank parcel.

7. A resolution approving the fiscal year 2021 Entitlement Year Annual Action Plan 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 Mayor Holzheimer Gail and Councilperson Moore) — Res. (150-20)

Comment: This would approve the 2021 Entitlement Year Annual Action Plan under the CDBG Program.

8. 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 All Members of Council by request of the Director of Finance) — Res. (148-20)

Comment: This would allow the taking of advances from the County from Euclid's Real Estate Taxes, Personal Property Taxes, and Special Assessments.

9. An emergency ordinance which makes the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2021. (Sponsored by Council president Mancuso by request of the Director of Finance) — Ord. (149-20)

Comment: This would approve the temporary budget for 2021.

10. An ordinance authorizing the Mayor of the City of Euclid to enter into a Memorandum of Understanding with Cuyahoga County regarding the Bicycle and Scooter Share Licensing Agreement. (Sponsored by Mayor Holzheimer Gail) — Ord. (147-20)

Comment: This would approve a MOU with the county for use of scooters and electric bicycles in the city.

Second Reading	11.	An ordinance amending Section 371.05 "Lights, Signal Devices, Brakes on Bicycles;" Section 371.06 "Riding Bicycles Upon Sidewalks;" Section 371.08 "Safe Riding Regulations for Bicycles;" Section 371.09 "Parking; Locks;" and, Section 371.17 "Helmets" and repealing Section 371.13 "Purchase and Sale of Secondhand Bicycles" and Section 371.17 "Suspension of Riding Privileges; Impounding of Bicycles" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid to remove outdated sections pertaining to bicycles and the riding of same. (Sponsored by Councilperson McIntosh) **Comment: This updates our code relating to bicycles and the riding of same.**	Ord. (141-20)

COMMITTEE OF THE WHOLE – PUBLIC PORTION

COUNCIL MEMBERS' COMMENTS

ADJOURNMENT

The Euclid City Council meeting for December 7th, 2020 will be held electronically. This is permissive per the Ohio legislature's passage of Amended House Bill 404, which extends the temporary authorizations that public bodies received in H.B. 197 to meet remotely, now with a July 1, 2021 expiration date.

The public shall have access by choosing any of the following options.
Live Viewing can be done on:
Spectrum, Channel 1020
U-Verse, Channel 99
ECTV LIVE (Link located on the front page of www.cityofeuclid.com)

You can also listen to the council meeting as a Zoom Webinar by calling 1-301-715-8592. The meeting ID is 951-6870-0744. You may also click on the Zoom Webinar link provided on the City Council page of the website to view and listen via your electronic device.

This meeting is held via the Zoom Webinar function which enables participants to listen and/or speak if you choose. Reservations are required to speak at either or both of the public portions of the meeting.
Reservations for the **"Committee of the Whole for Legislative Matters Only"** are due no later than 6pm on December 7, 2020.

Reservations for the **"Committee of the Whole – Public Portion"** are due prior to the last agenda item.

Please email Kristal Grida at kgrida@cityofeuclid.com or call 216-289-8268 to make your reservation.

Reservations are required to protect your call-in number from public view.

In all cases, please remember comments and questions are limited to five (5) minutes per E.C.O. 121.18.

(151-20)

Ordinance No.

By - Mayor Holzheimer Gail

An emergency ordinance authorizing the Mayor of the City of Euclid and/or Judge of the Euclid Municipal Court to enter into a contract with Pioneer Technology Group, LLC, 1100 Central Park Drive, Sanford, Florida 32771 for a case management system for the Euclid Municipal Court in an amount not to exceed three hundred and sixty thousand dollars ($360,000.00).

WHEREAS, Pioneer Technology Group, LLC, has a case management product known as Benchmark which includes functionality for all court types and incorporates ancillary systems that add significant efficiency to the case management system; and

WHEREAS, Benchmark provides an integrated system including e-filing, e-citations, text messaging court dates, improved public access to case information, document imaging, case calendars to schedule court appearances, bench processing of case decisions, e-signature and enhanced processing for collection of court costs and fines; and

WHEREAS, the existing legacy system has been utilized by the Court since the early 2000's and lacks upgrades to allow for e-filing, text messaging, web access to documents, and bench processing; and

WHEREAS, more than 20 Ohio courts, including 11 Ohio municipal or county courts utilize Benchmark, including Willoughby, Medina, Lorain and Lakewood. Pioneer Technology Group has opened an Ohio office to serve its expanding base in the state.

WHEREAS, the Court reviewed software systems from four companies who are leading software providers for Ohio Municipal Courts. Function and pricing were superior with the Benchmark case management system.

WHEREAS, the breakdown of costs includes the following: perpetual master license agreement ($110,000.00); conversion from existing system and training (est. $215,000.00); and, annual maintenance ($35,000.00) for a total not to exceed three hundred and sixty thousand dollars ($360,000.00).

WHEREAS, Euclid City Council hereby declares this to be an emergency measure in order to commence the implementation and conversion from the current system to the new Benchmark system in a timely fashion.

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

Section 1: That the Mayor of the City of Euclid and/or Judge of the Euclid Municipal Court to enter into a contract with Pioneer Technology Group, LLC, 1100 Central Park Drive, Sanford, Florida 32771 for a case management system for the Euclid Municipal Court in an amount not to exceed three hundred and sixty thousand dollars ($360,000.00).

Section 2: Funds to pay for this expenditure are to be derived from the Euclid Municipal Court's General Fund and Technology Fund.

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

Section 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

(146-20)

Resolution No.

By – Planning & Zoning Commission

A resolution granting a Use District Exception pursuant to Chapters 1375.01(a)(3) and 1359.03(e)(6) of the Codified Ordinances of the City of Euclid, to owner/applicant R&U LLC, Donald Frey II, Member, to permit a residential use within a mixed-use structure located at 26991 Tungsten Road, Permanent Parcel Number 648-28-014 a U6 Industrial Manufacturing District.

WHEREAS, at its meeting on November 10, 2020 the Planning and Zoning Commission approved a Use District Exception to owner/applicant R&U LLC, Donald Frey II, Member, to permit a residential use within a mixed-use structure located at 26991 Tungsten Road, Permanent Parcel Number 648-28-014 a U6 Industrial Manufacturing District; 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

WHEREAS, pursuant to Section 1301.12(b) of the Euclid Codified Ordinances the Commission may impose such requirements and conditions regarding the location, character and other features of the proposed uses or structures as the Commission deems necessary to carry out the intent and purpose of the Zoning Code and to otherwise safeguard the public safety and welfare; 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 pursuant to Chapters 1375.01(a)(3) and 1359.03(e)(6) of the Codified Ordinances of the City of Euclid, to owner/applicant R&U LLC, Donald Frey II, Member, to permit a residential use within a mixed-use structure located at 26991 Tungsten Road, Permanent Parcel Number 648-28-014 a U6 Industrial Manufacturing District.

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:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

(142-20)

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Number 642-12-008, vacant land at 340 East 222nd Street, from the Euclid Land Bank, to Eva Kelly for the amount of One Thousand Dollars ($1,000.00) as authorized by Ordinance Nos. 98-2010 and 101-2011.

WHEREAS, Ordinance 98-2010, passed by Council on June 21, 2010 and amended by Ordinance 101-2011 on June 20, 2011, authorizes the sale of properties in the Euclid Land Bank for private use; and

WHEREAS, at its meeting on November 10, 2020 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 642-12-008, vacant land, from the Euclid Land Bank, to Eva Kelly for the amount of One Thousand Dollars ($1,000.00); and

WHEREAS, Eva Kelly owns the adjacent property, Permanent Parcel Number 642-12-009, and desires to purchase the 642-12-008 parcel for property expansion; and

WHEREAS, in accordance with the Euclid Land Bank Disposition Policies, in approving the sales price the Planning and Zoning Commission concurred with the pricing policies adopted in Ordinance 101-2011, which warrant a price below the Cuyahoga County Auditor's market value; and

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 642-12-008, vacant land at 340 East 222nd Street, from the Euclid Land Bank, to Eva Kelly for the amount of One Thousand Dollars ($1,000.00) as authorized by Ordinance Nos. 98-2010 and 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

Passed:

Effective:

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President of Council

Approved:

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Mayor

(143-20)

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Number 644-17-030, vacant land at 474 East 250h Street, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, 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, at its meeting on November 10, 2020 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 644-17-030 to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00); and

WHEREAS, Frank Amato, President, Amato Homes desires to purchase the 644-17-030 parcel for development of one (1) detached single family home; and

WHEREAS, the sale is recommended with the condition the construction of the home commences within one (1) year of the property transfer; 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

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

Section 1: That the sale of Permanent Parcel 644-17-030, vacant land at 474 East 250h Street, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) with the condition the construction of one (1) detached single family home commences within one (1) year of the property transfer, as authorized by Ordinance Nos. 98-2010 and 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor

(144-20)

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Number 644-28-063, vacant land at 23299 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, 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, at its meeting on November 10, 2020 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 644-28-063 to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00); and

WHEREAS, Frank Amato, President, Amato Homes desires to purchase the 644-28-063 parcel for development of one (1) detached single family home; and

WHEREAS, the sale is recommended with the condition the construction of the home commences within one (1) year of the property transfer; 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

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

Section 1: That the sale of Permanent Parcel 644-28-063, vacant land at 23299 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) with the condition the construction of one (1) detached single family home commences within one (1) year of the property transfer, as authorized by Ordinance Nos. 98-2010 and 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor

(145-20)

Ordinance No.

By – Planning and Zoning Commission

An ordinance authorizing the sale of Permanent Parcel Number 644-29-043, vacant land at 23329 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, 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, at its meeting on November 10, 2020 the Planning and Zoning Commission recommended approval of the sale of Permanent Parcel Number 644-29-043 to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00); and

WHEREAS, Frank Amato, President, Amato Homes desires to purchase the 644-29-043 parcel for development of one (1) detached single family home; and

WHEREAS, the sale is recommended with the condition the construction of the home commences within one (1) year of the property transfer; 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

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

Section 1: That the sale of Permanent Parcel 64-29-043, vacant land at 23329 Williams Avenue, from the Euclid Land Bank, to Frank Amato, President, Amato Homes, for the amount of One Dollar ($1.00) with the condition the construction of one (1) detached single family home commences within one (1) year of the property transfer, as authorized by Ordinance Nos. 98-2010 and 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 shall be in full force and effect from and after the earliest period allowed by law.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

Effective:

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Mayor

(150-20)

Resolution No.

By: Mayor Holzheimer Gail and Councilperson Moore

A resolution approving the fiscal year 2021 Entitlement Year Annual Action Plan 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 One Million Forty Nine Thousand Seven Hundred Eighty Seven and 00/100 Dollars ($1,049,787.00) from the Community Development Block Grant Program of the United States Department of Housing and Urban Development in fiscal year 2021; 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

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 Action Plan for the fiscal year 2021 Entitlement Year is consistent with the goals and objectives of the five-year Consolidated Plan developed by the City; and

WHEREAS, the Action Plan for the fiscal year 2021 Entitlement Year reflects an 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 fiscal year 2020 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 fiscal year 2021 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 fiscal year 2021 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 fiscal year 2021 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.

Attest:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

(148-20)

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 2021 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:

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Clerk of Council

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President of Council

Passed:

Approved:

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Mayor

ORDINANCE NO. (149-20)

BY: Council President Charlene Mancuso (per request of the Finance Director)

AN EMERGENCY ORDINANCE # ____-2020 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2021.

WHEREAS, IN ORDER TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, IT IS NECESSARY THAT THE FOLLOWING SUMS OF MONEY, OR AS MUCH THEREOF AS MAY BE AUTHORIZED BY LAW, AS MAY BE NEEDED OR DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY, BE APPROPRIATED FOR THE CORPORATE PURPOSES AND OBJECTS OF SAID CITY AS HEREINAFTER SPECIFIED.

WHEREAS, THE SUBJECT MATTER OF THIS ORDINANCE CONSTITUTES AN EMERGENCY IN THAT THE SAME PROVIDES FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF EUCLID, AND FOR THE DAILY OPERATION OF A MUNICIPAL DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE STATE OF OHIO.

SECTION 1 : THAT TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, OVER A PERIOD ENDING DECEMBER 31, 2021. THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS HEREINAFTER SET FORTH.

SECTION 2 : THAT THE EXPENDITURES OF EACH FUND FOR THE CITY OF EUCLID CAN NOT EXCEED THE APPROPRIATION AS AMENDED, FOR THAT FUND.

SECTION 3 : THAT THERE BE AND THERE IS HEREBY APPROPRIATED FROM THE FOLLOWING FUNDS, THE DETAIL OF WHICH IS SHOWN BELOW:

101 GENERAL FUND		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
	Legislative Departments			
101-111	COUNCIL	69,565	2,830	72,395
	Judicial Departments			
101-121	COURT	629,810	96,120	725,930
	Executive Departments			
101-131	MAYOR	124,187	2,560	126,747
101-132	HUMAN RESOURCES	-	900	900
101-133	CIVIL SERVICE	7,792	8,080	15,872
101-134	BOARDS & COMMISSIONS	-	-	
	Law Department			
101-141	LAW DEPARTMENT	271,248	94,890	366,138
	Finance Department			
101-151	FINANCE	205,990	41,140	247,130
101-152	TAX	112,232	35,640	147,872
101-153	VITALS	10,572	143,446	154,017
101-154	INFORMATION TECH	65,822	55,816	121,638
	Police Department			
101-211	POLICE	5,152,412	502,258	5,654,670
101-212	POLICE ADMIN	291,872	57,740	349,612
101-213	CORRECTIONS	-	160,000	160,000
	Fire Department			
101-221	FIRE (FIGHTING, PREVENTION, INSPECTIONS)	4,407,998	56,240	4,464,238
101-222	FIRE ADMIN	25,882	7,790	33,672
	Protective Inspection Department			
101-311	BUILDING / HOUSING	381,551	85,580	467,131
101-331	PLANNING AND ZONING	100,556	2,506	103,062
	CS & ED Department			
101-411	PLANNING AND DEVELOPMENT	101,988	43,270	145,259
	Service Department			
101-511	PUBLIC WORKS	40,421	1,987	42,408
101-521	PUBLIC BUILDINGS	275,907	55,924	331,831
101-531	HIGHWAYS AND STREETS	-	-	-
101-541	MOTOR MAINTENANCE	297,955	193,340	491,295
101-551	PARKS	405,814	13,020	418,834
101-561	ENGINEERING	-	29,780	29,780
101-571	SANITATION	-	1,049,297	1,049,297
	Recreation			
101-611	RECREATION	-	-	
101-621	SENIOR CENTER	95,161	20,288	115,449
	General Services			
101-711	GENERAL SERVICES	-	911,160	911,160

101-912	**TRANSFERS**				
	TO INDIGENT DRIVER -	FUND 211	-	-	
	TO ANIMAL SHELTER -	FUND 214	-		
	TO COMMUNITY TV -	FUND 230	-		
	TO RECREATION OPERATING -	FUND 240	-		
	TO SHORE CORP. -	FUND 290	-		
	TO PERMANENT IMPROVEMENT -	FUND 310	-		
	TO BOND RETIREMENT	FUND 410	-		
	TO SELF-INSUR. LIABILITY -	FUND 630	-		
	TOTAL TRANSFERS OUT			-	-
101-913	ADVANCES				
	TO GOLF COURSE	FUND 560		40,000	40,000
	TOTAL GENERAL FUND				**16,786,339**

SPECIAL REVENUE FUNDS		**PERSONAL SERVICES**	**OTHER EXPENDITURES**	**TOTAL**
210	STATE HIGHWAY	-	59,600	59,600
211	INDIGENT DRIVER ALCOHOL PROGRAM	-	56,000	56,000
212	COURT COMPUTERIZATION	-	100,000	100,000
213	COURT SPECIAL PROJECTS	-	88,000	88,000
214	ANIMAL SHELTER	34,980	6,972	41,952
216	NUISANCE ABATEMENT	-	35,600	35,600
217	INDIGENT DRIVER INTERLOCK & ALCOHOL	-	20,000	20,000
220	STREET MAINTENANCE & CONSTRUCTION	441,241	769,352	1,210,593
230	COMMUNITY TV	-	-	-
240	RECREATION OPERATING	178,086	160,720	338,806
250	COMMUNITY DEVELOPMENT BLOCK GRANT	150,202	304,180	454,382
253	HOME Program Fund	-	16,799	16,799
252	NEIGHBORHOOD STABILIZATION GRANT	-	46,000	46,000
255	OTHER GRANTS	-	20,206,618	20,206,618
258	CARES Act	-	-	-
280	LAW ENFORCEMENT TRUST	-	62,800	62,800
281			-	
290	SHORE CORPORATION	-	98,000	98,000
291	UNCLAIMED MONIES	-	-	-
	TOTAL SPECIAL REVENUE FUNDS			**22,835,151**

CAPITAL PROJECTS FUNDS		**PERSONAL SERVICES**	**OTHER EXPENDITURES**	**TOTAL**
310	GENERAL PERMANENT IMPROVEMENT	-	537,869	537,869
320	RECREATION CAPITAL	-	200,000	200,000
330	SIDEWALK REPAIR AND REPLACEMENT	-	20	20
370	EUCLID ENDOWMENT	-	-	-
380	SIMS PARK	-	1,722	1,722
391	BENNINGTON HAMLET TIF	-	40,000	40,000
393	CMP PROPERTIES TIF	-	24,000	24,000
394	HARBOR TOWN TIF	-	24,000	24,000
395	DOWNTOWN DISTRICT TIF	-	60,000	60,000
	TOTAL CAPITAL PROJECTS FUNDS			**887,611**

DEBT SERVICE FUNDS		**PERSONAL SERVICES**	**OTHER EXPENDITURES**	**TOTAL**
410	BOND RETIREMENT	-	1,475,053	1,475,053
	TOTAL DEBT SERVICE FUNDS			**1,475,053**

ENTERPRISE FUNDS		**PERSONAL SERVICES**	**OTHER EXPENDITURES**	**TOTAL**
510	WASTE WATER TREATMENT	1,583,958	20,147,000	21,730,958
511	EQUIPMENT REPLACEMENT	-	262,000	262,000
512	CREEKS AND SEWERS	448,046	79,120	527,166
515	PETERSON TRUNK LINE	-	3,098,100	3,098,100
516	WATERLINE IMPROVEMENT	-	1,620,000	1,620,000
560	BRIARDALE GOLF COURSE	-	340,000	340,000
630	SELF INSURANCE	-	129,600	129,600
	TOTAL ENTERPRISE FUNDS			**27,707,823**

TRUST AND AGENCY FUNDS		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
730	RETIREES - INSURANCE	-	-	-
740	BUILDING DEPOSITS	-	40,000	40,000
750	STREET OPENING	-	20,000	20,000
	TOTAL TRUST AND AGENCY FUNDS			**60,000**
	TOTAL ALL FUNDS			**$ 69,751,976**

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 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

(147-20)

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the Mayor of the City of Euclid to enter into a Memorandum of Understanding with Cuyahoga County regarding the Bicycle and Scooter Share Licensing Agreement.

WHEREAS, the County has adopted an ordinance enacting Chapters 723 and 1303 of the Cuyahoga County Code authorizing Bicycle and Scooter Share Licensing; and

WHEREAS, Euclid City Council adopted an ordinance 115-2020 amending Sections 301 and 371 of the Codified Ordinances of the City of Euclid to provide for regulations concerning electric scooters and shared mobility devices; and

WHEREAS, Chapter 1303 of the Cuyahoga County Code authorizes the Director of Sustainability to enter into agreements with municipalities within Cuyahoga County to expand Bicycle and Scooter Share operations throughout the County and to distribute payment of fees collected under the Bicycle and Scooter Share program to the municipalities; and

WHEREAS, the County will direct all Bicycle and Scooter Share companies that have a license from the County ("Companies") to remit the per trip fee established under County Code § 1303.01(C) directly to the City for all trips that originated in the City on a monthly basis.

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

Section 1: That the Mayor be, and she is hereby authorized, empowered and directed to enter into a Memorandum of Understanding with Cuyahoga County regarding the Bicycle and Scooter Share Licensing Agreement.

Section 2: The Memorandum of Understanding shall first be approved as to form by the Director of Law and be on file with the Clerk of Council.

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

(141-20)

Ordinance No.

By- Councilperson McIntosh

An ordinance amending Section 371.05 "Lights, Signal Devices, Brakes on Bicycles;" Section 371.06 "Riding Bicycles Upon Sidewalks;" Section 371.08 "Safe Riding Regulations for Bicycles;" Section 371.09 "Parking; Locks;" and, Section 371.17 "Helmets" and repealing Section 371.13 "Purchase and Sale of Secondhand Bicycles" and Section 371.17 "Suspension of Riding Privileges; Impounding of Bicycles" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid to remove outdated sections pertaining to bicycles and the riding of same.

WHEREAS, As part of our 2020-2021 Council goals, Council has committed to reviewing, updating and/or repealing outdated city ordinances; and

WHEREAS, this piece of legislation updates multiple codes pertaining to bicycles to keep in line with current practices and enforcement; and

WHEREAS, additionally, two sections are recommended for repeal as they are outdated and have been in place since 1939; and

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

Section 1: That Section 371.05 "Lights, Signal Devices, Brakes on Bicycles;" Section 371.06 "Riding Bicycles Upon Sidewalks;" Section 371.08 "Safe Riding Regulations for Bicycles;" Section 371.09 "Parking; Locks;" and, Section 371.17 "Helmets" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid be and the same are hereby amended to read as follows:

371.05 LIGHTS, SIGNAL DEVICES, BRAKES ON BICYCLES.

(a) Every bicycle when in use at the times specified in Ohio R.C. 4513.03 or a substantially equivalent municipal ordinance shall be equipped with the following:

(1) A lamp on the front that shall emit a white light visible from a distance of at least 500 feet to the front and 300 feet to the sides. A generator-powered lamp that emits light only when the bicycle is moving may be used to meet this requirement.

(Ord. 81-2016. Passed 6-20-16.)

(2) A red reflector on the rear of a type approved by the Director of Public Safety that shall be visible from all distances from 100 feet to 600 feet to the rear when directly in front of lawful lower beams of head lamps on a motor vehicle.

(3) A lamp emitting a red light visible from a distance of 500 feet to the rear shall be used in addition to the red reflector.

(4) An essentially colorless reflector on the front of a type approved by the Director.

(5) Either with tires with retroreflective sidewalls or with an essentially colorless or amber reflector mounted on the spokes of the front wheel and an essentially colorless or red reflector mounted on the spokes of the rear wheel. Each reflector shall be visible on each side of the wheel from a distance of 600 feet when directly in front of lawful lower beams of head lamps on a motor vehicle. Retroreflective tires or reflectors shall be of a type approved by the Director.

~~(b) No person shall operate a bicycle unless it is equipped with a bell or other device capable of giving a signal audible for a distance of at least 100 feet, except that a bicycle shall not be equipped with nor shall any person use upon a bicycle any siren or whistle.~~

~~(c)~~ (b) Every bicycle shall be equipped with an adequate brake when used on a street or highway.

371.06 RIDING BICYCLES UPON SIDEWALKS.

~~(a) No person shall ride a bicycle upon a sidewalk within a business district.~~

~~(b) No person shall ride a bicycle upon a sidewalk when the Chief of Police or an officer designated by him or her has prohibited the riding of bicycles thereon and has erected signs on or along the sidewalks setting forth such prohibition.~~

(a) Except as provided in subsection (b) below, it shall be legal to operate a bicycle upon a sidewalk when sidewalks are available and not congested with pedestrian traffic. If the sidewalk is congested with pedestrian traffic, any bicycle operator using the sidewalk shall walk the bicycle.

(b) No person shall ride a bicycle upon a sidewalk, upon or along which signs have been erected by authority of the Director of Public Safety prohibiting such bicycle riding; or if the bicycle is wider than the customary widths of two-wheeled bicycles.

(c) A person riding a bicycle upon and along a sidewalk, or across a roadway upon and along a crosswalk, shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian. This audible signal may be given by the voice or by a bell or other warning device capable of giving an audible signal and shall be given at such a distance and in such a manner as not to startle person or persons being overtaken and passed.

(d) A person operating a bicycle upon a sidewalk, before overtaking and passing a blind person carrying a white cane or guided by a dog, shall dismount and overtake or pass on foot, if necessary for safety.

(e) A person shall not operate a bicycle from a sidewalk so as to suddenly leave a curb or other place of safety and move into the path of a vehicle that is so close as to constitute an immediate hazard.

(f) No person shall operate a bicycle on a sidewalk at a speed greater than an ordinary walk when approaching or entering a crosswalk or approaching or crossing a driveway if a vehicle is approaching the crosswalk or driveway. This paragraph does not require reduced speeds for bicycles when other vehicles are not present.

371.08 SAFE RIDING REGULATIONS FOR BICYCLES.

(a) Whenever a person is riding a bicycle upon a sidewalk or street, such person shall yield the right of way to any pedestrian and shall give an audible signal before attempting to overtake and pass a pedestrian or another bicycle. This audible signal must be given only by bell or other warning device capable of giving an audible signal and shall be given at such a distance and in such a manner as not to startle the person being overtaken and passed.

(b) Whenever a person is riding a bicycle upon a sidewalk, the person, before overtaking and passing a blind person carrying a white or metallic cane, shall dismount and overtake or pass on foot.

~~(c) When a bicycle is operated on the street, the operator shall give hand signals before turning, changing lanes or stopping. Such signals shall conform with Section 331.14.~~

~~(d)~~ (c) No person shall operate a bicycle:

(1) Without due regard for the safety and rights of pedestrians and drivers and occupants of all other vehicles, and so as to endanger the life, limb or property of any person while in the lawful use of the streets or sidewalks or any other public or private property;

(2) Without exercising reasonable and ordinary control over such bicycle;

(3) In a weaving or zigzag course, unless such irregular course is necessary for safe operation in compliance with law;

(4) Without both hands upon the handle grips, except when necessary to give the required hand and arm signals, or as provided in Section 373.02(d); or

(5) At a speed greater than is reasonable and prudent under the conditions then existing.

~~(e)~~ (d) The operator of a bicycle emerging from or turning into an alley, driveway or building shall, upon approaching a sidewalk or the sidewalk area extending across any alley, driveway or building, yield the right of way to all pedestrians approaching on such sidewalk area. Upon entering the street, such operator shall yield the right of way to all vehicles approaching on such street.

~~(f)~~ (e) No person shall engage in trick riding on streets or sidewalks or on public property.

371.09 PARKING; LOCKS.

(a) No person shall park a bicycle upon a sidewalk in such a manner as to interfere with pedestrian traffic or damage the property of another.

(b) No person shall park a bicycle upon a roadway in such a manner as to interfere with vehicular traffic.

~~(c) No bicycle shall remain unlocked when parked upon any public way or place.~~

371.17 HELMETS.

(a) No person under the age of fourteen years shall operate a bicycle, skateboard, roller-skates, or in-line skates within the City unless such person is wearing a protective helmet on his or her head, with the chinstrap fastened under the chin. Such helmet shall be fitted to the size of the operator and shall meet or exceed the standards set by ANSI (American National Standards Institute) or SNELL (Snell Memorial Foundation).

(b) No person under the age of fourteen years shall be passenger on a bicycle or skateboard unless such person is wearing a protective helmet on his or her head, with the chinstrap fastened under the chin. Such helmet shall be fitted to the size of the operator and shall meet or exceed the standards set by ANSI (American National Standards Institute) or SNELL (Snell Memorial Foundation). This requirement shall also apply to a person who rides upon a bicycle while in a restraining seat, which is attached to the bicycle or in a trailer towed by the bicycle.

(c) Upon violation of division (a) and/or (b), the offender shall be issued a written warning with instructional and informational materials concerning the use of protective helmets.

(d) The Police Department shall maintain a record of each and every written warning issued pursuant to division (c), including without limitation a record of all repeat offenders.

(e) Failure to wear a protective helmet as herein described shall not be considered evidence of either comparative or contributory negligence in any civil suit arising out of any accident in which a person under eighteen years of age is injured, nor shall failure to wear a protective helmet be admissible as evidence in the trial of any civil action.

(f) The Police Department will maintain an educational posture towards the enforcement of this section in order to provide citizens with safety information concerning the use of protective helmets.

~~(g) The City shall initiate a protective helmet bank for those that cannot afford to purchase helmets. The helmet bank will be funded through donations and shall be administered pursuant to such rules and regulations promulgated by the Police Department.~~

Section 2: That Section 371.13 "Purchase and Sale of Secondhand Bicycles" and Section 371.17 "Suspension of Riding Privileges; Impounding of Bicycles" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid be and the same are hereby repealed as follows:

~~**371.13 PURCHASE AND SALE OF SECONDHAND BICYCLES.**~~

~~All persons engaged in the business of buying secondhand bicycles shall make a report daily to the Chief of Police of the name and address of the person from whom each secondhand bicycle is purchased, together with the frame number and the license plate, if any, found thereon. It shall be the duty of every person who sells or transfers ownership of any bicycle licensed hereunder to report such sale or transfer to the Chief of Police within seven days and to surrender the registration card and license plate issued to such licensee.~~

~~**371.16 SUSPENSION OF RIDING PRIVILEGES; IMPOUNDING OF BICYCLES.**~~

~~(a) In addition to the penalties provided in Sections 307.01 and 307.02, a court may prohibit any person who violates or fails to comply with any of the provisions of this chapter relating to bicycles from riding a bicycle for a period not to exceed three months. In addition, any person violating or failing to comply with any of the provisions of this chapter relating to bicycles may be punished by having his or her bicycle impounded for a period not exceeding thirty days.~~

~~(b) Whenever any bicycle is operated by any minor under the age of eighteen years in violation of any provision of this chapter, such bicycle may be seized by any member of the Police Department and impounded. Such bicycle so impounded shall be surrendered to the parent or guardian of such minor without charge after a full explanation to such parent or guardian of the reason for impounding the bicycle. A complete record of each such impounding shall be kept in the office of the Chief of Police.~~

Section 3: That Section 371.05 "Lights, Signal Devices, Brakes on Bicycles;" Section 371.06 "Riding Bicycles Upon Sidewalks;" Section 371.08 "Safe Riding Regulations for Bicycles;" Section 371.09 "Parking; Locks;" and, Section 371.17 "Helmets" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid be and the same are hereby amended.

Section 4: That Section 371.13 "Purchase and Sale of Secondhand Bicycles" and Section 371.17 "Suspension of Riding Privileges; Impounding of Bicycles" of Chapter 371 "Bicycles and Motorcycles Generally" of the Traffic Code of the Codified Ordinances of the City of Euclid be and the same are 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 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