



CLEVELAND HEIGHTS

AGENDA - CLEVELAND HEIGHTS CITY COUNCIL MEETING

Monday, November 21, 2022 Minutes

CITY COUNCIL MEETING

Start: 7:34pm

End: 8:37pm

President Hart Presiding

Roll Call: Present: Mattox, Moore, Russell, Hart, Cobb, Cuda, Larson

Also Present: Mayor Seren, Director Hanna

APPROVAL OF MINUTES FROM PREVIOUS MEETING:

- November 7, 2022—APPROVED

***Statement from President Hart:**

- Congratulates the Mayor, the Superintendent and the School Board for finalizing and passing the compensation agreement so that the TIF legislation can be passed this evening. She is glad we can take this important step forward toward ground breaking and that the facility sharing agreement that was written by the Mayor and agreed upon by all of Council will be passed separately.

COMMUNICATIONS FROM THE MAYOR:

- Wants to provide the appropriate credit where it is due and take a moment to thank all those who have been involved in the CLM Project; notably Brian Anderson, Director Hanna, and Director Zamft on behalf of the city. Also, would like to thank all the merchants on Lee Rd. for the support of this project and also the residents who have been important in moving this project forward. And finally would like to thank Flaherty and Collins and for them being a patient and flexible partner on this project.

REPORT OF THE CLERK OF COUNCIL:

Notify Council that two notices have been received from the Ohio Division of Liquor Control advising that applications have been made by the following:

- Myron's Beverage LLC dba Myron's Deli, 2256 Lee Rd., Cleveland Heights, OH 44118 for a transfer of a C1/C2 permit to Market on Lee LLC dba Market on Lee & Dominicks Deli, 2256 Lee Rd., Cleveland Heights, OH 44118
- Cedartown Restaurant Group LLC, 12383-87-89-93 Cedar Rd., Cleveland Heights OH 44106 for a transfer of a D2/D2X/D3/D3A/D6 permit to YLT Heights LLC dba Nighttown, 12383-87-89-93 Cedar Rd., Cleveland Heights, OH 44106

Matter of Record

Referred to: The Mayor, Chief of Police, and the Director of Law

APPOINTMENTS:

- President Hart appointed Craig Cobb to MSES Committee, and Gail Larson to HB Committee
- All Council Members appointed to Finance Committee

PUBLIC COMMENT (AGENDA and NON-AGENDA ITEMS)

Allen McCann

- Advocating for the reopening of the South Rink in the Rec Center; he believes there is additional demand that could generate additional dollars for the city. He is the commissioner of the Cleveland Heights Senior Hockey League (for adults) and right now they have a 5-league team with approx. 75 players but at one point they had as many as 12 teams, and the fact that they are limited in their ice time means they can't have as many teams.

Herschel Weiser

- Has concerns with the snow plowing schedule/work load of the city workers who plow; doesn't understand why there isn't a scheduled snow removal plan for weekends. The four-way intersections are especially dangerous.

Robin Dubin

- Presented briefly about the Bethel-The Heights Synagogue's request for ARPA funds to replace the synagogues aging HVAC system.

Michael Madorsky

- Here to advocate for Horseshoe Lake as a member of Friends of Horseshoe Lake; he was here when the sewer district outlined their plan, but he wants to make clear that what they will pay for is only the stream restoration (regrading/stone placement) but anything else like trails, bridges, benches etc. on that site will be paid for by the City/tax payers.

Jay Tekus

- Came as the President of the Youth Hockey Association; he watched the budget hearings last week and to hear that the North rink is in danger/disrepair he is surprised and feels that the communication regarding the public discussion of potential plans for the rinks has been poor.

Elana Bacon

- Concerned with snow plowing from a safety perspective. She felt unsafe driving in Cleveland Heights after the snow storm, but didn't feel that way in the surrounding cities. The intersections were horrible and dangerous, she often couldn't stop her car, even going 10mph. She felt the streets were neglected by the city.

LEGISLATION

a. First Readings – Consideration of Adoption Requested

RESOLUTION NO. 165-2022(MSES): First Reading. A Resolution authorizing the Mayor to enter into an amendment to an agreement with Valley Ford Truck, Inc. for the acquisition of a full size pick-up truck for the Utilities Division of the Department of Public Works; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt by Councilor Moore, Seconded by Councilwoman Russell

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed 7-0

RESOLUTION NO. 166-2022(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Gledhill Road Machinery Company for the purchase of a Salt-Spreader and Plow Package through the Ohio Department of Administrative Services Cooperative Purchasing Program; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt by Councilor Moore, Seconded by Councilwoman Russell

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed 7-0

ORDINANCE NO. 167-2022(MSES): First Reading. An Ordinance enacted by the City of Cleveland Heights of Cuyahoga County, Ohio, hereinafter referred to as the Local Public Agency (LPA) to accept funding from the Ohio Department of Transportation for the Monticello Blvd. signal improvement project; and declaring an emergency.

Introduced by Mayor Seren

Motion to Adopt by Councilor Moore, Seconded by Councilor Larson

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed 7-0

b. First Reading Only

ORDINANCE NO. 168-2022(F): First Reading. An Ordinance to make appropriations for the current expenses and other expenditures of the City of Cleveland Heights, Ohio, for the period of January 1, 2023 through December 31, 2023; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to amend by Substitution by President Hart, Seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Legislation Amended

RESOLUTION NO. 169-2022(PSH): First Reading. A Resolution to suspend enforcement of Section 351.09 of Part Three (Traffic Code) of the Codified Ordinances of the City of Cleveland Heights for the period ending December 31, 2023, or at such earlier time as Council may subsequently prescribe, on the following-described streets; providing for on-street overnight permit parking on

specified portions of Kensington, Hillcrest, Belmar, Glenmont and Eddington Roads; and declaring an emergency.

Introduced by Mayor Seren

Referred to Committee (PSH)

RESOLUTION NO. 170-2022(PD): First Reading. A Resolution authorizing the Mayor to enter into an amendment to an agreement with Start Right CDC, a non-profit corporation, for the use of Community Development Block Grant funds to provide funding for assistance with its Good Neighbor Home Rehab Program; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Referred to Committee (PD)

RESOLUTION NO. 171-2022(PD): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Economic and Community Development Institute for Program Management Services for Small Business Support Programs; providing compensation therefore; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Referred to Committee (PD)

ORDINANCE NO. 172-2022(PD): First Reading. An Ordinance amending Section 1311.05, *Architectural Board of Review Fees*, of Chapter 1311, *Administration, Fees and Penalty*, of Part Thirteen, *Building Code*, of the Codified Ordinances of Cleveland Heights to revise and add certain fees for procedures and services pertaining to the administration and enforcement of the Architectural Board of Review.

Introduced by Mayor Seren

Referred to Committee (PD)

ORDINANCE NO. 173-2022(PD): First Reading. An Ordinance adopting a revised Schedule of Fees for procedures and services pertaining to the administration and enforcement of the Zoning Code.

Introduced by Mayor Seren

Referred to Committee (PD)

ORDINANCE NO. 174-2022(PD): First Reading. An Ordinance designating a schedule of fees for procedures and services related to the administration and enforcement of the provisions of Chapter 143, *Landmark Commission*, of the Codified Ordinances of the City of Cleveland Heights.

Introduced by Mayor Seren

Referred to Committee (PD)

c. Second Readings

ORDINANCE NO. 160-2022(PSH): Second Reading as Amended. An Ordinance amending Schedule I “Through Streets” of the Appendix “Traffic Schedules” of Part Three “Traffic Code” of the Codified Ordinances of the City of Cleveland Heights to remove all or portions of Euclid Heights Boulevard, Lee Boulevard, Lee Road, North Taylor Road, and South Taylor Road from the list designating “through streets” in the City of Cleveland Heights.

Motion to Amend by Substitution by Councilor Larson, Seconded by Councilor Moore

Voice Vote: Ayes: 7
Nays: 0

Legislation Amended

Motion to Adopt by Councilor Larson, Seconded by Councilor Moore

*Discussion: Councilor Larson says this legislation was discussed in Committee this morning and the amended version is a good start toward meeting the city’s VisionZero and Green and Complete Street goals, and said in discussion during the meeting, Councilman Cuda would like to see more data used as rationale for street selection and Mayor Seren gave his rationale (including density of residences and absence of medians). Drivers will be given warnings while we roll out the changes, and speed limit changes will be well marked. Councilman Cuda thanked the Mayor for providing the information he requested during COTW prior to this meeting.

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 161-2022(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Rubicon Global, LLC, for Software Services for the Department of Public Works, Division of Refuse Collection; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 162-2022(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an amendment to an agreement with Valley Freightliner & Western Star, for the acquisition of a Freightliner 114SD Tandem Axle Cab and Chassis for the Department of Public Works; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 163-2022(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with the County of Cuyahoga to perform certain services to help maintain the City's sanitary and storm sewers; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

ORDINANCE NO. 164-2022(MSES): Second Reading. An Ordinance authorizing the Mayor to enter into an agreement with, and requesting the cooperative of, the County of Cuyahoga, Ohio ("COUNTY"), in the matter of the

Resurfacing of Warrensville Center Road from Mayfield Road to the South Corporation Line in the City of Cleveland Heights (“MUNICIPALITY”); and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

d. Fifth Readings

ORDINANCE NO. 148-2022(PD): Fifth Reading as Amended. An Ordinance declaring certain improvements to real property located in the City of Cleveland Heights, Ohio to be a public purpose; declaring such improvements to be exempt from real property taxation for a period of years; making provision for the collection of service payments in lieu of taxes; establishing an urban redevelopment tax increment equivalent fund for the deposit of such service payments; authorizing a compensation agreement with the Cleveland Heights-University Heights City School District; providing related authorizations pursuant to Ohio Revised Code Sections 5709.41, 5709.42 and 5709.43, and declaring an emergency.

Motion to Amend by Substitution by Councilman Mattox, Seconded by Councilwoman Russell

Voice Vote: Ayes: 7
Nays: 0

Legislation Amended

Motion to Adopt by Councilman Mattox, Seconded by Councilor Moore

*Discussion: Councilor Larson says she is grateful for the school district and administration that they came to an agreement that the facility agreement will be separated from this legislation, and she will be voting yes. Councilman Cuda is very appreciative for Council President’s role in keeping this legislation moving forward and the momentum of this going toward other projects. Councilor Moore says “let’s do the damn thing.”

Roll Call: Ayes: Mattox, Moore, Russell, Hart, Cobb, Cuda, Larson
Nays: none

Legislation Passed

9) Committee Reports

- a.) Finance Committee
 - Budget Hearings conducted 11/15, 11/16, 11/17, 11/21 and videos are posted; next hearing is 11/29 which will be Capital Budget and Summary.
- b.) Housing and Building Committee
 - Next meeting is December 5, 2022 at 4:30pm; tenants/landlords welcome to come and talk about their concerns. Meeting will be held in chambers.
- c.) Municipal Services and Environmental Sustainability Committee
 - Update from tonight's meeting; discussed legislation passed tonight; discussed multi-unit building recycling requirements.
- d.) Planning and Development Committee
 - Working on scheduling next meeting
- e.) Public Safety and Health Committee
 - Update from today's meeting; discussed sidewalk repair and sidewalk snow removal potential legislation. Next meeting 12/5 at 10am
- f.) Administrative Services Committee
 - Next meeting moved to 11/29 at 11:30am; will discuss draft legislation for charter review.
- g.) Community Relations and Recreation Committee
 - No report; thanked the Mayor for Mayor's Call Center and that she has put together some legislation that will be heard soon to go along with the Call Center.
- h.) Committee of the Whole
 - Finance Committee is being moved/included in COTW from now on

Old Business

- None

New Business

- None

COUNCIL MEMBER COMMENTS

Councilor Larson: Nothing this evening

Councilman Cuda: Encourages people to keep tuning into the budget hearings as they continue.

Vice President Cobb: Nothing this evening

Councilman Mattox: Wants to extend thanks to the City for honoring Barbara Boyd at the Community Center event.

Councilor Moore: Wants to take a moment to reflect on the shooting that happened in Colorado Springs yesterday at the gay nightclub where 22 injured and 5 killed. Everybody she knows in the LGBTQA community is increasingly scared for their lives; it seems the rhetoric of the far right is forcing people into extremists' crosshairs and as somebody who loves people in this community it scares her. She wants to say that thoughts and prayers are not enough, but it is hard to know what can do. It was thanks to a veteran who was in the audience at the club who stopped the gunman, and he had made the statement that he thought he was done with war. She hopes here in Cleveland Heights we can be a part of changing that.

Councilwoman Russell: Wants to thank Judge Costello for a wonderful Tenant/Landlord Law 101 event, and thank the other council people who were able to attend. She appeals to landlords to be good landlords, and give people a decent place to stay; and tenants make sure to treat the home you rent like it is your own.

Council President's Report

Attended the Tenant/Landlord Law 101 event and thought it was very helpful and people in attendance had lots of resources to take advantage of. Again, please watch the budget hearings, you will hear a lot about the city's finances. Lastly, she is very happy that we are moving forward with the CLM Project, but wants to make it clear she had no role in the passage of this. It is key to the viability of the school and the city, and are glad the school board understands the need for development.

Adjournment

NEXT MEETING OF COUNCIL: MONDAY, DECEMBER 5, 2022



Melody Joy Hart
President of Council



Addie Balester
Clerk of Council