



CLEVELAND HEIGHTS

Council Committee of the Whole

January 3, 2023

6:00 p.m.

City Hall – Executive Conference Room

Agenda

1. Legislative Review/Caucus (10 minutes)
2. Mayor's Action Center Legislation Discussion (10-15 minutes)
3. USPS Post Delays Legislation Discussion (10-15 minutes)
4. Committee(s) Meeting Schedule for 2023 (10-15 minutes)
5. Key Bank letter discussion (10 minutes)
6. Legislation/Agenda Deadlines (5 minutes)
7. Committee/Board Vacancies (5 minutes)
8. Update on applications received for Council vacancy and CRC (5 minutes)



CLEVELAND HEIGHTS

AGENDA (tentative) - CLEVELAND HEIGHTS CITY COUNCIL MEETING

January 3, 2023

Regular Meeting

7:30 p.m.

**Cleveland Heights City Hall
Council Chambers
40 Severance Cir
Cleveland Heights, Ohio**

- 1) Meeting called to order by Council President**
- 2) Roll Call of Council Members**
- 3) Excuse absent members**
- 4) Swearing in of Gail Larson**
- 5) Amendments to the Agenda (if necessary)**
- 6) Approval of the minutes from previous meeting(s):** December 16, 2022 and December 27, 2022
- 7) Communications from the Mayor**
- 8) Report of the Clerk of Council**

Notify Council that a notice has been received from the Ohio Division of Liquor Control advising that an application has been made by the following:

- Race Fuel 12404 Inc., 12404 Cedar Rd. Cleveland Heights, OH 44106 for a new C1/C2 permit.

- 9) Public Comment - Agenda Items only**

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda. Comments unrelated to the agenda may be made after Committee Reports)

- 10) LEGISLATION**

Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MS)-Municipal Services; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 1-2022 for a list of Council Committee subject matter areas.

a. First Readings – Consideration of Adoption Requested

RESOLUTION NO. 001-2023(CRR): First Reading. A Resolution proclaiming January 11, 2023 as National Human Trafficking Awareness Day; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

b. First Readings Only

RESOLUTION NO. 002-2023(F): First Reading. A Resolution authorizing the Mayor to execute an agreement with Schonhardt & Associates for the provision of assistance to the City's Finance Department in the preparation of the 2022-2024 Annual Comprehensive Finance Reports; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

10) Committee Reports

- a.) Administrative Services Committee**
 - Assignment(s): Commission/Board Restructuring
- b.) Community Relations and Recreation Committee**

- c.) Finance Committee
- d.) Housing and Building Committee
 - Assignment(s): Access by Political Candidates to Multi-Unit Dwellings (Cuda), Civil Option (Hart)
- e.) Municipal Services Committee
 - Assignment(s): Sewer Rates
- f.) Planning and Development Committee
 - Assignment(s): GAP Financing
- g.) Public Safety and Health Committee
- h.) Committee of the Whole
 - Assignment(s): Charter Review Commission Selection, Council Position Appointment

11) Public Comment - General

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda.)

12) Old Business

13) New Business

14) Council Member Comments

(Note: A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda.)

15) Council President's Report

16) Adjournment

NEXT MEETING OF COUNCIL: TUESDAY, JANUARY 17, 2023



CLEVELAND HEIGHTS

December 16, 2022

CITY COUNCIL MEETING

Start: 10:04am

End: 11:00am

President Hart Presiding

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

Also Present: Director Hanna

***Motion to add Resolution 183-2022 to first readings only**

Motion by Vice President Cobb, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
Nays: 0

LEGISLATION

a. First Readings—Consideration of Adoption Requested

ORDINANCE NO. 182-2022(F): First Reading. An Ordinance to amend certain subparagraphs of Ordinance No. 139-2021(F) and subsequent amending and subsequent amending ordinance, relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2022 and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt by President Hart, Seconded by Vice President Cobb

*Discussion: Councilor Larson had a couple of questions for Director Unetic. Councilman Cuda had a couple of questions regarding Cain Park operations/expenses, answered by Administrator Sinnott. Councilwoman Russell

had a question about CDBG funds, Administrator Sinnott said it would be looked into.

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

Legislation Passed

RESOLUTION NO. 184-2022(F): *First Reading*. A Resolution authorizing an directing the Mayor to enter into a contract with CivicPlus for the installation and maintenance of a meeting management software program entitled CivicClerk; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by President Hart

Motion to Adopt by President Hart, Seconded by Vice President Cobb

*Discussion: Councilor Larson thanked the Clerk and President for the research done regarding this type of system/program.

Voice Vote: Ayes: 7
 Nays: 0

Legislation Passed

RESOLUTION NO. 185-2022(MSES): *First Reading*. A Resolution declaring climate change an emergency that threatens our city, region, state, nation, humanity, and the natural world, and which demands a massive-scale mobilization to address, mitigate, and prepare for the impacts of climate change; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilor Moore and Councilor Larson

Motion to Adopt by Councilor Moore, Seconded by Councilor Larson

*Discussion: Councilor Moore spoke on this issue and this piece of legislation in more depth. Councilor Larson expressed her reasons for co-sponsoring this legislation. Councilman Cuda shared his enthusiasm for this legislation. Councilwoman Russell thanked Councilor Moore for this legislation.

Voice Vote: Ayes: 7
 Nays: 0

Legislation Passed

b. Second Readings

ORDINANCE NO. 177-2022(PSH): Second Reading. An Ordinance authorizing the Mayor to enter into a renewal of a License Agreement with the Ohio Bell Telephone Company, dba AT&T for a municipal parking lot at 13172 Cedar Road; providing compensation therefor; and declaring the necessity that this Resolution become immediately effective as an emergency measure.

Motion to Adopt by Councilor Larson, Seconded by Councilwoman Russell

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 178-2022(MSES): Second Reading. A Resolution agreeing to allow Cuyahoga County to operate an Electric Public Utility in the City of Cleveland Heights pursuant to its powers under the State of Ohio and the Laws established by the Government of Cuyahoga County.

Motion to Adopt by Councilor Moore, Seconded by Councilwoman Russell

*Discussion: Councilor Moore gave a brief update from the MSES meeting that took place and where this piece of legislation was discussed in detail.

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 179-2022(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with the Cuyahoga County Board of Health for funding for lead remediation work to be performed on residential properties in the City; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Councilwoman Russell

*Discussion: Councilor Moore gave a brief update from the MSES meeting that took place where this piece of legislation was discussed in detail.

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

ORDINANCE NO. 180-2022(PD): Second Reading. An Ordinance authorizing the Mayor to execute an agreement for the sale of certain real property located at 2228 Noble Road (primary address) consisting of several contiguous parcels; and

declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilman Mattox, Seconded by Councilor Larson

Discussion: Councilwoman Russell asked if council would be able to meet the developers for this project, Councilman Mattox said yes, as the project develops.

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

c. *First Readings Only*

RESOLUTION NO. 183-2022(AS): *First Reading*. A Resolution authorizing the Mayor to execute and intergovernmental contract with the Public Entities Pool of Ohio for the calendar year 2023; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

d. *Third Readings*

ORDINANCE NO. 168-2022(F): *Third Reading As Amended*. 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.

Motion to Adopt by President Hart, Seconded by Vice President Cobb

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

COMMITTEE REPORTS

- a.)** Administrative Services Committee
 - Application for Charter Review Commission will be available on the Cleveland Heights website soon.
- b.)** Community Relations and Recreation Committee
 - Parks and Recs Advisory Board had a discussion on their priorities come 2023 at their most recent meeting.

- c.) Finance Committee
 - Nothing to report
- d.) Housing and Building Committee
 - Nothing to report
- e.) Municipal Services and Environmental Sustainability Committee
 - Expressed gratitude to the Mayor for being helpful and generous providing staff and contacts so that the MSES Committee can do their jobs properly and in a transparent way.
- f.) Planning and Development Committee
 - GAP Financing discussion and ARPA discussions continue; next meeting will be in the first two weeks in January.
- g.) Public Safety and Health Committee
 - Next meeting will be January 17, at 10am.
- h.) Committee of the Whole
 - Nothing to report

OLD BUSINESS

NEW BUSINESS

- i. Councilman Cuda would like to have more communication with the public on how they feel Council is doing; potentially a questionnaire about how the new government is working, particularly from council's standpoint.
- ii. Councilwoman Russell brought up the bond issue regarding the ice rinks and senior center, asked if law director could investigate that; if there was a legal issue because of the bond issue.

COUNCIL MEMBER COMMENTS

- i. Councilor Larson: Just wanted to say happy holidays and looking forward to 2023.
- ii. Councilman Cuda: Commented on lead remediation in Cleveland Heights, specifically the piece of legislation passed tonight. Also expressed that he appreciated the budget process this year.
- iii. Vice President Cobb: Looking back at the first year of this new form of government, and while there have been growing pains, Council has done a good job this year; having filled a Council vacancy, passed lead safe legislation this year, passed final pieces of legislation for CLM Development that had been stalled for years, approved legislation for the Taylor-Tudor development, passed legislation putting a charter amendment on the ballot to make a clerk position, then voted on and hired a clerk, had in depth and transparent budget hearings, an*Cd approved the Mayor's appointment of a well-qualified City Administrator, and a well-qualified Finance Director. Overall this first year has been a success and looks forward to 2023. Thanks our city employees for their hard work.

- iv. Council Woman Russell: The Toy's for Tots drive did very well and tomorrow, December 17, is Cleveland Reads. Anybody can take their children and fill up a bag full of books. Has been getting a lot of phone calls about the mail service; she found out that Cleveland Heights has 75 routes, and are short 20 mail carriers. This shortage is an issue across Cuyahoga County.
- v. Councilor Moore: Read a prepared statement that effective today, she must resign her position on city council.
- vi. Councilman Mattox: Nothing to comment.

*Other council members expressed their sadness about Councilor Moore's resignation and thanked her for her hard work.

COUNCIL PRESIDENT'S REPORT

- i. It has been a good year for the city and we have had some great accomplishments, including Pay to Stay legislation, Lead Safe Legislation, finalized the TIF Legislation for the CLM Project, Taylor-Tudor and Park Synagogue developments are moving forward, right to inquiry process to improve information flow, and a new process for budget hearings—improving transparency—which Council passed the budget tonight, among other things. Happy holiday's and thank you all for your hard work.

ADJOURNMENT

NEXT MEETING OF COUNCIL: TUESDAY, JANUARY 3, 2023



CLEVELAND HEIGHTS

December 27, 2022

SPECIAL CITY COUNCIL MEETING

Start: 11:00am

End: 11:03am

President Hart Presiding

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

Excused: Russell

Also Present: Mayor Seren, Assistant Director Wagner

*President Hart announced that the remaining Council members voted to accept Councilor Moore's resignation (announced at the December 16, 2022 meeting) during a Committee of the Whole Meeting on December 21, 2022.

LEGISLATION

b. Second Readings

RESOLUTION NO. 183-2022(AS): Second Reading. A Resolution authorizing the Mayor to execute an intergovernmental contract with the Public Entities Pool of Ohio for the calendar year 2023; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion by Vice President Cobb, Seconded by Councilor Larson

Voice Vote: Ayes: 5
Nays: 0

Legislation Passed

ADJOURNMENT

NEXT MEETING OF COUNCIL: TUESDAY, JANUARY 3, 2023

Proposed: 01/03/2023

RESOLUTION NO. 001-2023(CRR), *First Reading*

By Councilwoman Russell

A Resolution proclaiming January 11, 2023 as National Human Trafficking Awareness Day; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, every country in the world is affected by human trafficking, as countries of origin, transit, or destination—or even all three; and

WHEREAS, in 2017 the International Labour Organization estimates there were 24.9 million victims of human trafficking around the world, including both sex trafficking, or commercial sexual exploitation, and forced labor exploitation, both in the private sector and state-imposed; and

WHEREAS, as of June 2022, Ohio ranks fifth in the nation for human trafficking cases at a rate of 3.84 victims per 100,000 state residents; and

WHEREAS, the methods for trafficking in persons include abuse of power, deception, coercion, and threats of or use of force; and

WHEREAS, the most trafficked forced labor occurs in agriculture, construction, garments and textiles, catering and restaurants, domestic work, the provision of healthcare services, entertainment and the sex industry; and

WHEREAS, sexual exploitation (e.g., sex trafficking) is by far the most commonly identified form of human trafficking, while other forms of exploitation are under-reported; and

WHEREAS, the Blue Campaign's—the Department of Homeland Security's campaign to end human trafficking—largest initiative is #WearBlueDay on January 11th, to raise awareness of human trafficking, inviting the public to take photos of themselves, friends, family, and colleagues wearing blue clothing and share them on social media along with the #WearBlueDay hashtag.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

RESOLUTION NO. 001-2023(CRR)

SECTION 1. This Council hereby proclaims January 11, 2023 as National Human Trafficking Awareness Day and urges all of its residents to educate themselves on the issues and to encourage and support those affected within, and outside of, our community.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its content, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to recognize National Human Trafficking Awareness Day on a timely basis. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 1/03/23

RESOLUTION NO. 002-2023(F), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to execute an agreement with Schonhardt & Associates for the provision of assistance to the City's Finance Department in the preparation of the 2022-2024 Annual Comprehensive Finance Reports; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City is required to prepare and submit to the Auditor of State Annual Comprehensive Financial Reports ("ACFR's"); and

WHEREAS, it is common for communities to retain outside resources to assist in the preparation of ACFR's to ensure the utilization of the most current and proposed governmental financial reporting requirements, and to permit City staff to prepare and file reports in a timely manner while maintaining other normal daily operations and duties; and

WHEREAS, after review of available options, the Director of Finance has recommended the retention of Schonhardt & Associates to provide such services; and

WHEREAS, such services are professional services for which no bidding is necessary, and the proposed fees are reasonable and competitive.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor be, and he is hereby, authorized to execute an agreement with Schonhardt & Associates ("Schonhardt") for technical accounting and management oversight services in accordance with the terms and conditions set forth in the proposal from Schonhardt dated December 9, 2022, a copy of which is on file with the Clerk of Council. The agreement shall be for assistance with the preparation of the 2022, 2023 and 2024 ACFR's, and shall provide for total fees and expenses in an amount not to exceed the sum of Sixty Thousand Dollars (\$60,000.00). The agreement shall contain such other terms as recommended by the Mayor and Director of Law, and shall be approved as to form by the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet State deadlines. Wherefore, provided it receives the affirmative vote of five (5) or more of the members

RESOLUTION NO. 002-2023(F)

elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor