



CLEVELAND HEIGHTS

Council Committee of the Whole

March 20, 2023

5:30 p.m.

City Hall – Executive Conference Room

Agenda

1. Key Bank Letter (5 min)
2. SB 36 Resolution (10 min)
3. Legislative Review/Caucus (15 min)
4. Women's Day (20 min)
5. Executive Session
 - a. *To consider the terms of a sale or lease of City-owned real property* (15 min)
 - b. *To consider the appointment of a public official*



CLEVELAND HEIGHTS

AGENDA (tentative) - CLEVELAND HEIGHTS CITY COUNCIL MEETING

March 20, 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) Amendments to the Agenda (if necessary)**
- 5) Approval of minutes from previous meeting(s): February 6, February 13, February 21, February 27**
- 6) Communications from the Mayor**
- 7) Report of the Clerk of Council**
- 8) 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)

- 9) 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; (MSES)-Municipal Services and Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.

*a. **First Readings – Consideration of Adoption Requested***

ORDINANCE NO. 037-2023(F): First Reading. An ordinance to amend certain subparagraphs of Ordinance No. 168-2022(F), relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023 and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

ORDINANCE NO. 038-2023(F): First Reading. An Ordinance establishing salary schedules, position classifications and other compensation, and benefits for officers and employees of the City; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

RESOLUTION NO. 039-2023(AS): First Reading. A Resolution reappointing Peter Titas, Deby Auerbach Brown, and Alex Pesta as members of the Parks and Recreation Advisory Board of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

b. First Reading Only

ORDINANCE NO. 040-2023(F): First Reading. An Ordinance accepting and ratifying the material terms of the CVS, Walgreens, and Walmart Settlements pursuant to the OneOhio Memorandum of Understanding consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement.

Introduced by Mayor Seren

ORDINANCE NO. 041-2023(F): First Reading. An Ordinance accepting and ratifying the material terms of the Teva and Allergan Settlements pursuant to the OneOhio Memorandum of Understanding consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement.

Introduced by Mayor Seren

c. Second Readings

RESOLUTION NO. 033-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for professional design engineering services relating to control of sanitary sewer overflows CH-13 and CH-61 and illicit connections on Hampshire Road; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

RESOLUTION NO. 034-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Cleveland Compaction for the acquisition and installation of a new Transfer Station Compactor for the Refuse and Recycling Division of the Department of Public Works; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

RESOLUTION NO. 035-2023(F): Second Reading. A Resolution acknowledging receipt from the Coventry Village Special Improvement District of a Plan for public services and improvements, and returning said Plan to the Board of Directors without comments or recommendations for changes; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____ No. Reading _____

d. Consent Agenda

Note: Individual Consent Agenda items are not discussed separately during the Council meeting, unless removed from the Consent Agenda on the request of a member of Council. Once an item is removed from the Consent Agenda it will be placed on the Regular Agenda.

RESOLUTION NO. 042-2023(CRR): First Reading. A Resolution proclaiming April 2023 to be *National Poetry Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Council President Hart

RESOLUTION NO. 043-2023(CRR): First Reading. A Resolution proclaiming April 23-29, 2023 to be *National Library Week*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

RESOLUTION NO. 044-2023(CRR): First Reading. A Resolution joining with HUD and other communities throughout the nation in the observation of April 2023 as *Fair Housing Month*; reaffirming the City of Cleveland Heights' commitment to open housing; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilman Cuda

RESOLUTION NO. 045-2023(CRR): *First Reading*. A Resolution proclaiming April 2023 to be *Autism Awareness Month* and April 2, 2023 to be *World Autism Awareness Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 046-2023(PD): *First Reading*. A Resolution proclaiming April 10-14, 2023 to be *National Community Development Week*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilman Mattox

Motion to suspend rules: _____/_____

Vote: _____
For _____ Against _____

Motion to Adopt/Second: _____/_____

Vote: _____
For _____ Against _____

9) Committee Reports

10) 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.)

11) Old Business

12) New Business

13) Council Member Comments

(Note: Council comments should directly relate to the business of the City of Cleveland Heights, rather than personal reflection or commentary. A maximum 3-minute time limit applies, but the Council President may reduce time limit based on the volume of business on the agenda, the time of evening, or other similar factors.)

14) Council President's Report

15) Adjournment

NEXT MEETING OF COUNCIL: APRIL 3, 2023



CLEVELAND HEIGHTS

AGENDA (tentative) - CLEVELAND HEIGHTS CITY COUNCIL MEETING

February 6, 2023

CITY COUNCIL MEETING

Start: 7:32pm

End: 8:14pm

President Hart Presiding

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

Excused: None

Also Present: Mayor Seren, Director Hanna

AMENDMENTS TO THE AGENDA

- Vice President Cobb made a motion to add *ORD 019-2023 to the agenda, seconded by Mattox
 - Roll Call Vote: Ayes: Mattox, Russell, Hart, Cobb, Cuda, Larson
Nays: None

Motion Passed

- Councilman Cuda made a motion to add **RES 018-2023 to the agenda, seconded by Councilor Larson
 - Voice Vote: Ayes: 6
Nays: 0

Motion Passed

APPROVAL OF MINUTES FROM PREVIOUS MEETING(S):

- January 3, 2023: REVISIONS NEEDED
- January 17, 2023: APPROVED
- January 23, 2023: APPROVED

COMMUNITCATION FROM THE MAYOR

- February is Black History Month, which we will be celebrating in Cleveland Heights as always. The Pan-African Flag will fly in addition to the American Flag on all city properties this month. The city will also host a Black History Month Celebration on Saturday, February 25th from 12pm-5pm at the Community Center.
- Expanded hours at the Community Center start this month; limited hours on Sundays, and extended afternoons on Saturdays.
- New Director of Parks and Recreation, Kelly Ledbetter, has started.
- Update on ice rinks; the north rink has been repaired, but will only last through the end of the season. An RFQ will be issued within the next week for the North Rink. Looking for a complete redesign and rebuild. Any decision about the South Rink must include a discussion from residents. NO decision has been made.
- We received a \$200,000.00 Safe Streets for All federal grant. We were one of only 14 cities in Ohio, and the only city in Cuyahoga County. Will make us eligible for future federal funding as well.
- As Mayor, he is part of a council vacancy appointment process, that is outlined in our Charter. This is not dissimilar to many other cities processes (Beachwood, South Euclid, Euclid, Lakewood, Shaker Heights etc.). It is his intention to make his selection from the applicant pool, and will take all of Council's discussion into account. This appointment will only last the 11 remaining months of this year.
- Wants to reflect on two tragedies that have occurred in Cleveland Heights recently; two people here in Cleveland Heights, lost their lives after being struck by speeding vehicles on Lee Rd. These tragedies highlight a need to address transportation and road safety; our culture and habits and environment need to change. The administration will be implementing physical changes to help improve road safety. He wants to express his condolences to the families of the two people who lost their lives.

REPORT FROM THE CLERK OF COUNCIL

Notices received for liquor permits:

- 1318 Warrensville LLC dba Blitz Bar and Grill, 1318-22 Warrensville Center Rd., Cleveland Heights, OH 44121 for the transfer of a D5/D6 liquor permit from Christophers Pub LLC dba Christophers Pub, 1318-22 Warrensville Center Rd., Cleveland Heights, OH 44121.
- Wizbang Theatre LLC dba Wizbang Theatre, 2134 Lee Rd., Cleveland Heights, OH 44118 for a new D1 liquor permit.

Matter of Record

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

LEGISLATION

a. First Reading—Consideration of Adoption Requested

RESOLUTION NO. 010-2023(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Ohio CAT for the acquisition of a 430 Caterpillar Backhoe for the Street Maintenance 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 Councilwoman Russell, Seconded by Councilman Mattox

Voice Vote: Ayes: 6
Nays: 0

Legislation Passed

RESOLUTION NO. 011-2023(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Ohio CAT for the acquisition of a 430 Caterpillar Backhoe 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 Councilwoman Russell, Seconded by Councilor Larson

Voice Vote: Ayes: 6
Nays: 0

Legislation Passed

RESOLUTION NO. 012-2023(MSES): First Reading. A Resolution authorizing an agreement with Classic Ford of Madison for the purchase of an F-350 Ford Pickup Truck upfitted with a 6 Door Steel Service Body for the Vehicle Maintenance Division of the Department of Public Works; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to Adopt by Councilwoman Russell, Seconded by Councilman Mattox

Voice Vote: Ayes: 6

Nays: 0

Legislation Passed

RESOLUTION NO. 013-2023(MSES): *First Reading*. A Resolution authorizing the Mayor to enter into an agreement with Valley Freightliner, Inc. for the acquisition of a Freightliner 114SD Plus Semi Tractor for the Street Maintenance 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 Councilwoman Russell, Seconded by Vice President Cobb

Voice Vote: Ayes: 6

Nays: 0

Legislation Passed

****RESOLUTION NO. 018-2023(COTW): *First Reading*.** A Resolution honoring Record Revolution; and declaring the necessity that this legislation become immediately effective as an emergency.

Introduced by City Council Members

Discussion: Councilman Cuda read the legislation in full, describing all that Record Revolution meant to the community over the 55 years of being in business. Rob Love (co-owner of Record Revolution) thanked Council for recognizing Record Revolution and thanked the community for their support over the years. The Mayor thanked Mr. Love for the work he did and expressed his families love for Record Revolution over the years.

Motion to Adopt by Councilman Cuda, Seconded by Councilwoman Russell

Voice Vote: Ayes: 6

Nays: 0

Legislation Passed

b. First Readings Only

***ORDINANCE NO. 019-2023(PD): First Reading.** An Ordinance authorizing a First Amendment to the development agreement with F&C Development, Inc. concerning the Cedar-Lee-Meadowbrook project, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Read into the Record

c. Second Readings

RESOLUTION NO. 006-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into a fifth amendment to the agreement with Wade Trim, Inc. of Ohio, for professional engineering services relating to the City's Sanitary Sewer Overflow Control project and the EPA partial consent decree; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilwoman Russell, Seconded by Councilman Mattox

Discussion: Councilman Mattox and Councilwoman Russell thanked Director Clinkscale and her staff for all their hard work on this complicated issue.

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

Legislation Passed

d. Consent Agenda

Note: Individual Consent Agenda items are not discussed separately during the Council meeting, unless removed from the Consent Agenda on the request of a member of Council. Once an item is removed from the Consent Agenda it will be placed on the Regular Agenda.

RESOLUTION NO. 014-2023(AS): First Reading. A Resolution appointing Bonnie Paul as a member of the Commission on Aging of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

RESOLUTION NO. 015-2023(AS): *First Reading*. A Resolution reappointing Joseph Strauss as a member of the Architectural Board of Review of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

RESOLUTION NO. 016-2023(AS): *First Reading*. A Resolution reappointing Jessica Cohen and Michael Gaynier as members of the Planning Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

RESOLUTION NO. 017-2023(CRR): *First Reading*. A Resolution proclaiming February 14, 2023 as National Donor Day; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Council Member Russell

Motion to suspend rules by Vice President Cobb, Seconded by Councilwoman Russell

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

Motion to Adopt by Councilman Mattox, Seconded by Councilwoman Russell

Roll Call Vote: Ayes: Mattox, Russell, Hart, Cobb, Cuda, Larson
 Nays: 0

COMMITTEE REPORTS

- **Public Safety and Health Committee:** The next meeting of the Public Safety and Health Committee will be held Tuesday, February 21 at 10am. Agenda will be posted soon, but they will be discussing potential sidewalk repair and sidewalk snow removal programs. Council previously passed Lead Safe Legislation; potential members will apply to be on the board. The Mayor met with Noble elementary school neighbors to discuss traffic issues around drop off/pick up time on January 26. Second meeting will be February 16, at 6pm.
- **Housing and Building Committee:** Meeting happened today to discuss apartment access for political candidates and voter registration drives, and potential legislation on short term rentals. Next meeting will be the first Monday in March.

OLD BUSINESS

- Councilman Cuda wants to know when we will be looking at the ARPA survey results; Mayor says whenever Council decides to hold that meeting. President Hart says likely this will be February 21.

COUNCILMEMBER COMMENTS

- **Councilor Larson:** Extends her condolences to the families of the two people who died in the traffic accidents this past week. Wants to get the information about these occurrences so that her committee can look into the safety of that area.
- **Councilwoman Russell:** Update on the postal service; Cleveland Heights will be receiving four new carriers, and in 3 weeks, another 4. So, we will have 8 total new carriers for the Cleveland Heights branch. Also, she and Judge Costello will be moving forward with the tenant/landlord law series, first on March 4, then June 10, then October 14. All at 10:30am at Church of the Disciples.
- **Councilman Cuda:** Congratulated Future Heights on hiring a new Executive Director, Kristine Pugsyoin.

COUNCIL PRESIDENT'S REPORT:

- Women's event will be held March 23 at the community center and we will be asking for nominations (council members cannot be nominated). Three categories this year: Amazing Women in Cleveland Heights (5 awards), Outstanding Business Women (3 awards), Inspiring Young Women (2 awards). Deadline for nominations will be March 13.

ADJOURNMENT

NEXT MEETING OF COUNCIL: TUESDAY, FEBRUARY 21, 2023

Melody Joy Hart
President of Council

Addie Balester
Clerk of Council



CLEVELAND HEIGHTS

February 13, 2023

SPECIAL CITY COUNCIL MEETING

Start: 7:30pm

End: 7:35pm

President Hart Presiding

Roll Call: Mattox, Boyd, Russell, Hart, Cobb, Cuda, Larson

AMENDMENTS TO THE AGENDA

- Vice President Cobb made a motion that **ORD 021-2023** be moved to first reading for passage, seconded by Councilman Mattox
- Roll Call: Ayes: Mattox, Boyd, Russell, Hart, Cobb, Cuda, Larson
Nays: None

Motion Passed

a. First Reading Only

ORDINANCE NO. 020-2023(PD): *First Reading*. An Ordinance providing for the issuance and sale of economic development tax increment financing revenue bonds, in a principal amount not to exceed \$14,200,000, for the purpose of paying a portion of the costs of the acquisition, construction, equipping, installation, furnishing and other improvement of a project, as defined in Section 165.01 of the Revised Code; authorizing execution and delivery of a trust agreement, a loan and service payment agreement, a bond placement agreement and related agreements, instruments and documents to provide for the revenues to pay and secure bond service charges and other required payments, the custody and application of funds and revenues, the permitted uses of bond proceeds in the financing of project costs, other requirements for the issuance, sale and delivery of the bonds and

related matters; and declaring an emergency.

Introduced by Mayor Seren

Read into the Record

ORDINANCE NO. 021-2023(PD): *First Reading*. An Ordinance authorizing the Mayor to execute an agreement with Partners Environmental Consulting, Inc. for environmental consulting services including the preparation of Phase I and Phase II Environmental Site Assessments for the former Hillside Dairy/Police Annex Property at 1418 Warrensville Center Road; declaring said Property as blighted; and declaring the necessity that this legislation become immediately effective as an emergency measure.

***For Passage*

Motion to Adopt by Councilman Mattox, Seconded by Councilwoman Russell

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

Legislation Passed

RESOLUTION NO. 022-2023(PSH): *First Reading*. A Resolution authorizing an agreement with John Megel Ford for the purchase of four 2022 used hybrid police utility vehicles; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Read into the Record

c. Second Readings

ORDINANCE NO. 019-2023(PD): *Second Reading*. An Ordinance authorizing a First Amendment to the development agreement with F&C Development, Inc. concerning the Cedar-Lee-Meadowbrook project, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilman Mattox, Seconded by Councilwoman Russell

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

Legislation Passed

6) Adjournment

NEXT MEETING OF COUNCIL: MONDAY, FEBRUARY 21, 2023

Melody Joy Hart
President of Council

Addie Balester
Clerk of Council



CLEVELAND HEIGHTS

February 21, 2023

CITY COUNCIL MEETING

Start: 7:30pm

End: 8:40pm

President Hart Presiding

Roll Call: Mattox, Boyd, Russell, Hart, Cobb, Cuda, Larson

Also Present: Mayor Seren, Director Hanna

AMENDMENTS TO THE AGENDA

- Councilwoman Russell made a motion that **RES 028-2023** be moved to first reading for passage, seconded by Councilman Mattox
 - Vice President Cobb asked if there had been a committee hearing on this legislation; wants to know if we need to give the community a chance to speak on it.
 - Mayor Seren encourages Council to have some public discussion on this legislation.
 - **Councilwoman Russell withdraws her motion to be read for first reading.**

APPROVAL OF MINUTES FROM PREVIOUS MEETING(S):

- January 3, 2023: APPROVED

COMMUNITCATION FROM THE MAYOR

- Proud to have promoted Captain Williams to his current position as commander of the new bureau of professional standards, and looks forward to looking to him.
- Remind people that this Saturday, February 25th from 12pm-5pm at the Community Center will be a celebration of Black History Month.
- The city has received low bids for certain projects:

- The city has received a low bid from Rumpke of Northern Ohio for refuse disposal (landfill)
- The city has received a low bid for the East Overlook waterline replacement from Fabrizi Trucking and Paving

Matter of Record

PUBLIC COMMENT (AGENDA ITEMS ONLY)

Meryl Johnson

- Spoke in opposition of Senate Bill 1 which would place the future of public education in the hands of the Governor, and take away the power of the State Board of Education.

LEGISLATION

a. First Readings – Consideration of Adoption Requested

RESOLUTION NO. 023-2023(PSH): First Reading. The following Final Resolution enacted by the City of **Cleveland Heights**, Ohio hereinafter referred to as the Legislative Authority/Local Public Agency or “LPA”, in the matter of the stated described project.

Introduced by Mayor Seren

Motion to Adopt by Councilwoman Larson, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 024-2023(COTW): First Reading. A Resolution opposing Senate Bill 1 which would transfer most powers and duties of the State Board of Education to the Governor, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by President Hart, Vice President Cobb, Councilwoman Boyd, Councilwoman Russell, Councilman Cuda, Councilman Mattox, Councilwoman Larson, and Mayor Seren

Motion by President Hart, Seconded by Councilwoman Russell

*Discussion: Councilman Cuda is befuddled by this legislation and is in opposition to this legislation, and encourages everybody to call their representatives to ask them to vote “no” for SB1. Councilwoman Russell also spoke in opposition of this

bill, and thanked Meryl Johnson for coming in to speak about it. Councilor Larson drew attention to a specific part of this legislation which calls out the limiting of input from the State Board of Education. Councilwoman Boyd is also in opposition of this legislation, and points out the cost to tax payers that this bill would create. Mayor Seren also spoke in opposition and was happy to sign onto this resolution with Council, because he firmly believes without a strong public education system, we cannot have a functioning democracy, and in that sense, it should be in the interest of any government to support public education. President Hart thanked those who went down to Columbus to speak at the hearing in opposition of this bill that takes away the functionality of the State Board of Education, and replaces it with what is essentially a Czar.

Roll Call: Ayes: Mattox, Boyd, Russell, Hart, Cobb, Cuda, Larson

Nays: None

Legislation Passed

b. First Reading Only

ORDINANCE NO. 025-2023(PD): First Reading. An Ordinance introducing amendments to various Sections of Part Eleven, Zoning Code, of the Codified Ordinances of the City of Cleveland Heights to update the City's regulations regarding private parking garages, driveway widths, fences, window transparency, rain barrels and gardens, non-conformities, public notice requirements, fees, and general changes to ensure consistency, and transmitting the same to the Planning Commission.

Introduced by Mayor Seren

Read into the Record
Referred to the Planning Commission

ORDINANCE NO. 026-2023(PD): First Reading. An Ordinance amending Part Thirteen, Building Code, of the Codified Ordinances of Cleveland Heights to update the City's regulations regarding rain barrels and gardens, and general changes to ensure consistency.

Introduced by Mayor Seren

Read into the Record

RESOLUTION NO. 027-2023(PD): First Reading. A Resolution authorizing the Mayor to enter into an agreement with the Home Repair Resource Center, a non-profit corporation, for the use of HOME Funds to administer the City's Down Payment Assistance loan program; providing compensation therefor; and

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

Introduced by Mayor Seren

Read into the Record

ORDINANCE NO. 028-2023(CRR): *First Reading*. An Ordinance amending Subsection (a) of Section 505.06, “Animals Prohibited in Public Parks,” of the Codified Ordinances of Cleveland Heights to permit leashed dogs in the City’s Parks under specified conditions.

Introduced by Councilwoman Russell

Read into the Record

Referred to CRR Committee for Public Hearing

RESOLUTION NO. 029-2023(F): *First Reading*. A Resolution authorizing the Mayor to enter into an agreement with the Cedar Fairmount Special Improvement District, Inc. (“Cedar Fairmount SID”) for advancement of funds in anticipation of assessment; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Read into the Record

Referred to Finance (COTW)

c. Second Readings

ORDINANCE NO. 020-2023(PD): *Second Reading As Amended*. An Ordinance providing for the issuance and sale of economic development tax increment financing revenue bonds, in a principal amount not to exceed \$14,200,000, for the purpose of paying a portion of the costs of the acquisition, construction, equipping, installation, furnishing and other improvement of a project, as defined in Section 165.01 of the Revised Code; authorizing execution and delivery of a trust agreement, a loan and service payment agreement, a bond placement agreement and related agreements, instruments and documents to provide for the revenues to pay and secure bond service charges and other required payments, the custody and application of funds and revenues, the permitted use of bond proceeds in the financing of project costs, other requirements for the issuance, sale and delivery of the bonds and related matters; and declaring an emergency.

Motion to amend by substituting the version in the packet labeled *Second Reading As Amended*, in place of the version read into the record last week, seconded by Vice President Cobb

Voice Vote: Ayes: 7
Nays: 0

Motion Passed

Motion to Adopt by Councilman Mattox, Seconded by Vice President Cobb

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

Legislation Passed

RESOLUTION NO. 022-2023(PSH): Second Reading. A Resolution authorizing an agreement with John Megel Ford for the purchase of four 2022 used hybrid police utility vehicles; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Larson, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

d. Consent Agenda

RESOLUTION NO. 030-2023(CRR): First Reading. A Resolution recognizing March 2023 as Red Cross Month in the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

RESOLUTION NO. 031-2023(CRR): First Reading. A Resolution recognizing March 2023 as National Women's History Month and March 8, 2023 as International Women's Day; and declaring the necessity that this Resolution become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to suspend rules by Councilor Larson, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
Nays: 0

Motion Passed

Motion to Adopt by Councilwoman Russell, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

COMMITTEE REPORTS

- Public Safety and Health Committee
 - Committee met today and discussed potential sidewalk repair program with Assistant Law Director Laure Wagner and TESC member Kathy Petry; next steps will be asking for input from Public Works Department, Forestry Department, Housing Department, Finance Department, CDBG Administration, and HRRC.
 - Next meeting on March 20, they hope to discuss this legislation with Director Clinkscale, and somebody from the Housing and Building Department
 - Regarding snow removal from sidewalks, Councilor Larson will be meeting with the new Future Heights executive director on Thursday.
 - Second meeting regarding the traffic discussion surrounding Noble elementary was held; most in attendance were in favor of one-way streets, rumble strips, etc. Pilot traffic calming project was suggested.
- Community Relations and Recreation Committee
 - Parks and Recreation Advisory Commission and Commission on Aging met recently, and you will hear their reports on March 6, at the CRR Committee Meeting
 - Mayor Seren gave a report to the Commission on Aging at their meeting
 - Dog lovers, come to that committee meeting/public hearing on March 6

OLD BUSINESS

- Small businesses had asked about curbside dining last year around this time; can't remember if there were outstanding permitting questions, or anything Council needs to do to revisit, so that if small businesses want to do this, we can figure this issue out ahead of time.
- Mayor indicates that the administration is working on shared spaces initiative/program and will bring the legislation to Council when approval is needed.

- Councilwoman Russell wanted to ask for an update regarding the splash-pad at Dennison; Mayor Seren said it is on the agenda for this year, and Council will be made aware when the RFP/RFQ/RFB is put out.
- Mayor Seren asked Council if any Council members went to a recent NOCCA (Northeast Ohio City Council Association); Cobb attended and said it was more of an informational/introduction to who the organization is rather than a substantive meeting.
- Mayor Seren also asked if Council has accessed NEOCANDO (through CWRU) that he signed everybody up for; Councilor Larson said she has used it before but needs a refresher course.

PUBLIC COMMENT (AGENDA ITEMS)

Gayle Lewin

- Spoke about traffic calming and complete streets program; is concerned that the complete street manual/ordinance (which she wrote) is not being used.

Severia Herrington

- Came to ask about getting a “no parking” sign across from her driveway as it very hard to get out of her driveway if there is a car parked across the street from her driveway. Has been asking about this since the beginning of winter (2022).

Phillip Cheron

- Wanted to thank the Cleveland Heights Police Department for the amazing job they did when he and his wife were carjacked in their driveway. They were very attentive, kind, and professional.

NEW BUSINESS

- Councilman Cuda wants to know if there is a way to accept comments/questions from people who are watching these meetings online.

COUNCILMEMBER COMMENTS

- Councilor Larson got an exciting email today regarding the Caledonia Ravine cleanup; heard from the Green Team that NEORSD is developing a program to improve the ravine and restore the tree canopy and NEORSD is funding the project.
- Councilman Cuda informed everybody that the Roosevelt Apartment owner came before the judge regarding the issues (specifically the building not having heat for over a month) and was fined substantially. Pointed out that this case was covered by the media. Wants people to know Council is watching and are advocates, and that this was a good first step toward holding landlords accountable, and is looking forward to discussing this in his next committee meeting on March 6.

- Councilwoman Russell reminds everybody about the tenant/landlord series at the Church of the Disciples from 10:30am-12:30pm, March 4, June 10, October 14. Legal Aid will be there, Future Heights will be there, and will answer any questions you may have.

COUNCIL PRESIDENT REPORT

- Reminds everybody to nominate special women in their lives for our Women's Day Celebration; the three categories are *Amazing Women of Cleveland Heights* (5 awards), *Women in Business* (3 awards), and *Inspiring Young Women* (2 awards). Nominations must be in by March 13, and the celebration and awards ceremony will be March 23

ADJOURNMENT

NEXT MEETING OF COUNCIL: MONDAY, MARCH 6, 2023

Melody Joy Hart
President of Council

Addie Balester
Clerk of Council



CLEVELAND HEIGHTS

February 27, 2023

SPECIAL CITY COUNCIL MEETING

Start: 5:30pm

End: 5:38pm

President Hart Presiding

***Roll Call:** Mattox, Boyd, Hart, Cobb, Cuda, Larson

Excused: Russell

Also Present: Mayor Seren, Director Hanna

*Clerk is out sick, President Hart called roll

LEGISLATION

a. First Reading—Consideration of Adoption Requested

RESOLUTION NO. 032-2023(PSH): *First Reading*. A Resolution authorizing the Mayor to apply for and accept funding under the Safe Routes to School Project, hereafter SRTS Funds, through the State of Ohio, Department of Transportation; and declaring the necessity that this legislation become immediately effective as an emergency.

Introduced by Mayor Seren

Questions: Councilor Larson does this project extend into the neighborhoods surrounding the schools? Mayor says his understanding is that it does extend somewhat into the neighborhoods surrounding. Councilor Larson asks what “adequate community endorsements” means within the legislation. The Mayor says he will double check, but believes it to mean the community signs onto the plan.

Motion to Adopt by Councilor Larson, Seconded by Councilwoman Boyd

Voice Vote: Ayes: 6
Nays: 0

Legislation Passed

b. Second Reading

RESOLUTION NO. 029-2023(F): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with the Cedar Fairmount Special Improvement District, Inc. (“Cedar Fairmount SID”) for advancement of funds in anticipation of assessment; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilman Mattox, Seconded by Councilwoman Boyd

Discussion: Councilman Cuda wants to know if this legislation obligates Council to pass other SID money advances in the future by setting a precedent? Director Hanna says he thinks the answer is no, but he says there is a policy issue that would need to be addressed if Council were to do it for one SID and not another.

Roll Call: Ayes: Larson, Cuda, Cobb, Boyd, Mattox
Nays: None
Abstained: Hart*

*Hart recused herself due to personal interest on the subject matter of this resolution

Legislation Passed

ADJOURNMENT

NEXT MEETING OF COUNCIL: MONDAY, MARCH 6, 2023

Melody Joy Hart
President of Council

Addie Balester
Clerk of Council

Proposed: 3/20/2023

ORDINANCE NO. 037-2023(F), *First Reading*

By Mayor Seren

An ordinance to amend certain subparagraphs of Ordinance No. 168-2022(F), relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023 and declaring the necessity that this legislation become immediately effective as an emergency measure.

BE IT ORDAINED by the Council of the City of Cleveland Heights that:

SECTION 1. Certain subparagraphs of Ordinance No. 168-2022(F) relating to appropriations for the current expenses and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023 be, and the same hereby are increased, decreased and/or transferred in the amounts set forth in Exhibit 1.

SECTION 2. All expenditures of the City of Cleveland Heights within the fiscal year ending December 31, 2023, shall be made within the appropriations herein provided. "Appropriation" as used herein means the total amount appropriated for the individual fund. Notwithstanding the financial detail herein presented within an individual fund, the Mayor is authorized to transfer budgeted amounts within each fund, so long as the total amount appropriated for each individual fund is not exceeded.

SECTION 3. Notice of the passage of this ordinance shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one paper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the ongoing and continuous need to preserve the faith and credit of the City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance 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 Council

ORDINANCE NO. 037-2023(F)

ADDIE BALESTER
Clerk of Council

Passed:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

ORDINANCE NO. 037-2023(F)

Exhibit 1

Fund	Department	Object	Reason	Approved Budget	Requested Change	Revised Budget	Net Effect to Budget
101 - General	2101 - Mayor's Office	Personal Services	Increase in Salary for employee	576,210.00	4,619.00	580,829.00	Increase - Unbudgeted cash will be used.
101 - General	5101 - Planning	Personal Services	Increase in Salary for employees	1,509,513.00	18,599.00	1,528,112.00	Increase - Unbudgeted cash will be used.
101 - General	6201 - Service Administration	Personal Services	Increase in Salary for employees	364,580.00	7,569.00	372,149.00	Increase - Unbudgeted cash will be used.
101 - General	8401 - Parks & Recreation Admin	Personal Services	Increase in Salary for employee	329,921.00	25,806.00	355,727.00	Increase - Unbudgeted cash will be used.
101 - General	8401 - Parks & Recreation Admin	O.T.P.S.	Increase for Recreation Programs	31,185.00	4,000.00	35,185.00	Increase - Unbudgeted cash will be used.
101 - General	8411 - Community Center Admin	Personal Services	Increase in Salary for employee	662,325.00	11,548.00	673,873.00	Increase - Unbudgeted cash will be used.
201 - SCM&R	6201 - Service Administration	Personal Services	Increase in Salary for employees	55,777.00	2,776.00	58,553.00	Increase - Unbudgeted cash will be used.

ORDINANCE NO. 037-2023(F)

Exhibit 1 Cont.

Fund	Department	Object	Reason	Approved Budget	Requested Change	Revised Budget	Net Effect to Budget
208 - CDBG	5224 - CDBG Administration	Personal Services	Increase in Salary for employees	128,170.00	1,404.00	129,574.00	Increase - Unbudgeted cash will be used.
602 - Sewer	6205 - Sewer Maint	Personal Services	Increase in Salary for employee	1,498,645.00	757.00	1,499,402.00	Increase - Unbudgeted cash will be used.
Total				5,156,326.00	77,078.00	5,233,404.00	

Proposed: 3/20/2023

ORDINANCE NO. 038-2023(F), *First
Reading*

By: Mayor Seren

An Ordinance establishing salary schedules, position classifications and other compensation, and benefits for officers and employees of the City; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Article 5, Section 4 of the Cleveland Heights Charter requires this Council to “fix by ordinance the salary, rate, or amount of compensation of all officers and employees of the City;” and

WHEREAS, Cleveland Heights Codified Ordinance Section 139.21 generally requires this Council to “establish employees’ wages, hours of work, sick leave benefits, paid hospitalization benefits, vacations, legal holidays, and all other forms of fringe benefits and other conditions of employment by ordinance.”

BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio that:

Except as otherwise specifically provided herein, effective the date stated in the separate sections hereof, the following salary schedules and other compensation for described position classifications will be in effect for such classifications as of April 1, 2023; provided, however, that if the revenues received by the City are not sufficient to meet the foregoing salaries, all salaries shall be reduced by the Mayor to a point which will not exceed the appropriated revenues of the City.

The salary of any officer or employee may, from time to time, be reduced or increased by the Mayor or his designee, but not below or above the amounts specifically fixed herein for such classifications.

Additional temporary classifications may be established by the Mayor when, in the judgment of the Mayor, job specifications and duties differ significantly from existing classifications as herein provided when a new temporary classification is warranted.

The Mayor shall advise Council when such new classification is warranted with the salary being determined by using the hourly rate for the full-time position as a maximum rate.

ORDINANCE NO. 038-2023(F)

SECTION 1. The following position classifications and salary schedules are hereby established.

Position	FLSA	SG	Min	Mid	Max
City Manager					
City Administrator	E	49	\$95,910.60	\$124,722	\$153,532
Police Chief					
Fire Chief	E	48	\$85,635.12	\$111,358.50	\$137,083
Director(s) of:					
Communications & Public Engagement					
Economic Development					
Finance					
Housing	E	47	\$76,459.20	\$99,427.56	\$122,395
Human Resources					
IT					
Law					
Parks & Recreation					
Planning					
Public Works/Capital Projects					
Assistant Community Development Director					
Assistant Economic Development Director					
Assistant Finance Director					
Assistant Fire Chief					
Assistant Housing Director					
Assistant Human Resources Director					
Assistant Law Director					
Assistant Planning Director	E	46	\$68,267.58	\$88,774.68	\$109,281.78
Assistant Public Works Director					
Building Commissioner					
Business Development Manager					
Capital Projects Manager					
Utilities Commissioner					
Facilities Superintendent					
Information Systems Manager					
Mayor's Action Center Coordinator					
Organizational Performance Coordinator	E	45	\$63,410.34	\$79,263.18	\$95,115.00
Special Assistant to Mayor					
Sustainability Coordinator					

ORDINANCE NO. 038-2023(F)

Financial Analyst Clerk of Council	E	44	\$56,616.12	\$70,770.66	\$84,924.18
CDBG Program Coordinator/ Planner City Planner I City Planner II GIS Coordinator Manager - Cain Park Supervisor - Forestry Supervisor - Sanitation Supervisor - Streets Supervisor - Vehicle Maintenance Supervisor - Water/Sewer	E	43	\$50,550.18	\$63,187.98	\$75,825.78
Digital & Government TV Program Coordinator Parks & Recreation Assistant Commissioner Senior Housing Rehabilitation Specialist Supervisor - Utility Administration	E	42	\$45,133.98	\$56,418.24	\$67,701.48
Graphic Designer Public Relations Specialist	E	41	\$40,298.16	\$50,372.70	\$60,447.24
Office Manager Supervisor – Fitness Center Supervisor - General Recreation Supervisor - Ice Programs Supervisor – Office on Aging Supervisor - Recreation & Aquatics Supervisor - Sport Programs	E	40	\$35,980.50	\$44,975.88	\$54,991.26
Executive Assistant to Mayor	NE	19	\$25.28	\$31.60	\$37.91
Central Purchasing Administrator Assistant Clerk of Council Housing Program Coordinator Housing Property Investigator Paralegal	NE	18	\$22.57	\$28.21	\$33.85
Communications Specialist Engineer/Inspector Housing Inspector Housing Inspector/ Housing Court Representative Housing Rehabilitation Specialist Human Resources Generalist Legal Secretary	NE	17	\$20.15	\$25.18	\$30.22

ORDINANCE NO. 038-2023(F)

Accountant Audio Engineer Camera Operator GIS Analyst Information Systems Technician Information Systems Technician - Senior Payroll Administrator Utility Inspector	NE	16	\$17.99	\$22.49	\$26.99
Accounts Payable Coordinator Community Relations Assistant Human Resources Coordinator Planning Technician Secretary to Director Public Works Response Specialist Special Projects Coordinator Social Media Coordinator Community Services Specialist Social Worker	NE	15	\$16.07	\$20.08	\$25.50
Administrative Assistant Mayor Intern Office Assistant Office Assistant II	NE	14	\$14.34	\$17.93	\$21.51
Finance Clerk Receptionist Utility Billing Clerk	NE	13	\$12.80	\$16.00	\$19.21
		12	\$11.43		\$17.15
Building Attendant Cashier Head Cashier Laborer	NE	11	\$10.21	\$12.76	\$15.31
Front Desk Assistant Resident Services Supervisor Van Driver	NE	10	\$9.49	\$11.39	\$17.34

ORDINANCE NO. 038-2023(F)

ELECTED OFFICIALS:

Mayor	\$115,000.00
Council Member	9,270.00
Council President	11,840.00

SEASONAL POSITIONS:

RECREATION PROGRAMS: SWIMMING POOLS:

Assistant Supervisor	10.10/hour	16.50/hour
Aquatic Program Supervisor	10.10/hour	14.48/hour
Cashier	10.10/hour	13.36/hour
Guard (A.L.S.)	10.10/hour	13.00/hour
Head Guard	10.00/hour	14.00/hour
Head Cashier	10.10/hour	13.36/hour
Head Coach (Summer)	364.14/ Per biweekly pay period	573.68/
Head Coach Assistant	260.10/ Per biweekly pay period	573.68/
Learn to Swim Coordinator	260.10/per season	573.68/season
Preschool Learn to Swim Coordinator	260.10/per season	573.68/season
Pool Attendant	10.10/hour	11.33/hour
Pool Maintenance	10.10/hour	11.33/hour
Pool Manager	10.40/hour	18.07/hour
Private Instructor Fee	2/3 of private instruction; Fees charged and collected	
Security Guard	10.10/hour	10.53/hour
Sports Assistant	10.10/hour	12.33/hour
Sports Coordinator	10.10/hour	23.65/hour

ORDINANCE NO. 038-2023(F)

Sports Supervisor	10.10/hour	23.65/hour
Tennis Court Attendant	10.10/hour	10.18/hour
Tennis Lesson Instructor	10.40/hour	18.22/hour
Tennis Program Coordinator	2,601.00/season	4,489.45/season
Umpire	10.40/hour	23.65/hour
Water Aerobics Instructor	182.07/per session	286.84/session

PLAYGROUNDS:

Private Instructor Fee (Tennis)	2/3 of private instruction; Fees charged and collected	
Summer Basketball Coordinator	13.53/hour	20.11/hour
Summer Basketball Counselor	11.44/hour	16.55/hour

CAIN PARK THEATRE:

Actor	300.00/week	500.00/week
Assistant Box Office Manager	350.00/week	550.00/week
Assistant Operations Manager	350.00/week	550.00/week
Assistant Production Manager	350.00/week	550.00/week
Assistant Stage Manager	350.00/week	550.00/week
Assistant to General Manager	400.00/week	600.00/week
Box Office Manager	350.00/week	550.00/week
Box Office Staff	10.10/hour	15.00/hour
Carpenter	300.00/week	500.00/week
Costume Shop Manager	350.00/week	550.00/week
Operations Assistant	300.00/week	500.00/week
Operations Manager	450.00/week	650.00/week

ICE SKATING RINK:

Cashier	10.10/hour	13.36/hour
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ORDINANCE NO. 038-2023(F)

Hockey Director	2,184.84	2,300.00/season
Ice Safety Guard	10.10/hour	12.20/hour
Ice Professional Private	90% of private instruction fees charged and collected. Or a flat fee of \$75.00 (if instructor teaches a minimum of four Learn to Skate classes per session) or \$150.00 (if instructor does not teach or is no longer available for the minimum number of Learn to Skate classes)	
Ice Professional Group 57.31/hour	16.65/hour	
Learn to Skate Coordinator	208.08/per week	520.00/per week
Office Assistant	10.10/hour	12.26/hour
Supervisor – Assistant	10.10/hour	15.76/hour
Supervisor – Head	10.40/hour	18.22/hour

YOUTH SPORTS PROGRAMS:

Youth Hockey Coach	10.40/hour 2,601.00/	22.96/hour or 4,592.00/season
Youth Hockey Program Coordinator	10.40/hour 2,601.00/	22.96/hour or 4,265.00/season
Youth Hockey Skating Instructor	10.40/hour	45.92/hour
Basketball Supervisor	10.10/hour 520.20/	13.91/hour or 2,296.00/season
Basketball Coordinator	10.40/hour 2,080.80/ 2,601.00/	22.96/hour or 3,171.00/winter 4,318.00/summer
Girls Softball League Supervisor	10.10/hour 1,040.40/	13.78/hour or 2,296.00/season
Youth Baseball League Supervisor	10.10/hour 1,040.40/	13.78/hour or 2,870.00/season
League / Program / Camp Assistant	10.10/hour	10.18/hour
Sports Camp Supervisor / Instructor	10.10/hour 2,601.00/	13.91/hour or 1,148.00/camp

ORDINANCE NO. 038-2023(F)

Sports Coordinator	10.40/hour	23.65/hour
Sports Program Assistant	10.10/hour	12.33/hour

ADULT SPORTS PROGRAMS:

League / Program Supervisor	10.40/hour 1,040.40/	22.96/hour or 2,296.00/season
Softball Umpire-In-Chief / Assistant Umpire in Chief	10.40/hour 1,040.40/	22.96/hour or 1,722.00/season

FIELDHOUSE / FITNESS CENTER:

Fitness Center Assistant	10.10/hour	11.07/hour
Fitness Center Coordinator	10.10/hour	13.36/hour
Fieldhouse Instructor / Aerobics Instructor	10.40/hour	13.64/hour
Front Desk Assistant	10.10/hour	14.39/hour
Personal Trainer	10.40/hour 70% of rate charged by trainer	12.64/hour or 70% of rate charged by trainer
Head of Personal Training Services	Additional 5% of total personal training program revenue (3% city portion/ 2% trainer portion) for administration of the program.	

MISCELLANEOUS:

1. The Mayor shall also serve without additional compensation as Director of Public Safety and Director of Public Services.
2. In addition to the salary herein above provided, the Director of Law and the Assistant Law Directors may be compensated at an overtime rate of not to exceed \$250.00 per hour for time spent in representing the City in court appearances and special projects over and above the normal work hours as approved by the Mayor.
3. School Crossing Guard \$40.49 per day (based upon a 4-hour day)
School Crossing Guard \$10.12 per hour
4. “Minimum” and “maximum” as used in this Section are deemed to be exclusive of provisions for longevity, sick leave and vacation conversion, health care, deferred

ORDINANCE NO. 038-2023(F)

compensation, and other forms of non-salary compensation for which express authority is provided by ordinance.

5. To reduce criminal activity and promote safe neighborhoods, the Mayor may lease or transfer City-owned property to Basic Patrol Officers and/or members of the Classified Service of the Division of Police at fair market value.
6. The Mayor shall have the authority, when deemed in the best interests of the City, to issue a monetary car allowance in lieu of issuing a City-owned vehicle to an employee.
7. The Mayor shall have the authority, when deemed in the best interests of the City, to issue a cost of living adjustment in the form of a one-time lump sum payment to an employee.
8. The Mayor shall have the authority, when deemed in the best interests of the City, to grandfather an employee whose current rate of pay exceeds the maximum range of the salary grade identified in the 2018 Compensation Study.
9. The Mayor shall have the authority, when deemed in the best interest of the City, to issue a cost of living adjustment not to exceed 2% to a grandfathered employee whose rate of pay exceeds the maximum range of the salary grade identified in the 2018 Compensation Study.

BOARD AND COMMISSION MEMBERS:

1. Architectural Board of Review, Three members, each	\$90.00/meeting attended
2. Architectural Board of Review, Two Alternate Members, each	\$90.00/meeting attended (at request of ABR Secretary)
3. Board of Zoning Appeals, Five Members, each One Alternate Member	\$90.00/meeting attended (at request of Planning and Development Director)
4. Civil Service Commission, Three Members, each	\$90.00/meeting attended
5. Planning Commission, Seven Members, each	\$90.00/month (provided the member attends at least one meeting, either regular or special during the month)

SECTION 2. POLICE

Sworn members of the Police Department who are members of the police bargaining units shall have the terms, conditions, and benefits of employment as described in the labor agreement and other related documents between the City of Cleveland Heights and the Northern Ohio Patrolmen's Benevolent Association. The agreement covers the period commencing August 2, 2021 through March 31, 2024 and may be extended by agreement of the parties. The fire arms proficiency, gun upon retirement, educational incentive bonus, and the clothing maintenance allowance shall apply to all sworn members of the Department. A copy of the labor agreement and related documents are on file in the Office of the Mayor.

SECTION 3. FIRE

Sworn members of the Fire Department who are represented by the International Association of Fire Fighters shall have the terms, conditions, and benefits of employment as described in the labor agreement and other related documents between the City of Cleveland Heights and the International Association of Fire Fighters. The agreement covers the period commencing April 1, 2021 through March 31, 2024 and may be extended by agreement of the parties. The paramedic compensation, academic achievement bonus, and the clothing maintenance allowance shall apply to all sworn members of the Department. A copy of the labor agreement and other related documents are on file in the Office of the Mayor.

SECTION 4. PUBLIC WORKS and PARKS & RECREATION Employees in the bargaining unit as described in the memorandum of understanding and other related documents between the City of Cleveland Heights and Laborer's International Union of North America, Laborer's Local 860 of Cleveland representing Service Employees, shall have the terms, conditions, and benefits of employment as described in said memorandum of understanding and other related documents. That agreement covers the time period commencing upon execution through March 31, 2025 and may be extended by agreement of the parties. A copy of the memorandum of understanding and other related documents are on file in the Office of the Mayor. Employees may be eligible for supervisor premium pay when such duties are assumed due to absence.

SECTION 5. MUNICIPAL COURT

Judge: Base pay according to the Ohio Revised Code 1901.11 is \$61,750.00
Administrative Judge compensation: \$1,500.00
Total salary: \$63,250.00

Position	Minimum	Maximum
Acting Clerk of Court	\$ 52,020.00	\$ 66,710.04
Chief Bailiff	\$ 32,148.36	\$ 83,232.00
Chief Deputy Clerk	\$ 36,414.00	\$ 67,626.00
Clerk of Court	\$ 46,818.00	\$ 93,636.00
Chief Accounting Clerk	\$ 26,010.00	\$ 41,616.00
Chief Probation Officer	\$ 31,212.00	\$ 72,828.00
Court Administrator	\$ 32,148.36	\$ 83,232.00
Deputy Bailiff	\$ 23,929.20	\$ 52,020.00
Deputy Clerk	\$ 23,929.20	\$ 45,696.00
Housing Specialist	\$ 31,212.00	\$ 63,138.00
Information Systems Technician	\$ 26,010.00	\$ 41,616.00
Law Clerk (per hour)	\$ 10.51	\$ 17.09
Magistrate	\$ 36,414.00	\$ 98,577.90
Probation Officer	\$ 31,212.00	\$ 61,924.20
Secretary	\$ 23,929.20	\$ 45,049.32
Security (per hour)	\$ 17.69	\$ 26.01

The compensation herein provided for and approved shall be payable in the manner and from the sources as provided for by applicable provisions of the Ohio Revised Code.

SECTION 6. VACATION

(a) All full-time permanent city employees shall accrue vacation leave according to the following schedule:

ALL FULL-TIME PERMANENT CITY EMPLOYEES

<u>Length of Service</u>	<u>Accrual Per Pay Period</u>
Up to and including the sixth year	3.08 hours
7 up to and including 12 years	4.60 hours
13 up to and including 18 years	6.20 hours
19 years or more	7.70 hours

Accrual of vacation days shall be by pay period and begin in the pay period in which the employee's first day of employment occurs. Vacation leave requests will be granted by the department heads in line with the needs of the department. To accommodate scheduling needs, vacation leave may be taken before actually accrued upon approval of the Mayor. When an employee terminates his employment with the city, the Mayor shall deduct from the employee's final pay periods the number of hours of vacation leave taken but not yet accrued. No more than

ORDINANCE NO. 038-2023(F)

the amount of vacation accrued in the previous twelve-month period may be carried forward into the next calendar year.

Employees shall be paid for vacation leave accrued, but unused, at the time of separation provided the paid vacation does not exceed the employee's eligible annual accrual and further provided that such employee has worked six (6) months or more.

(b.) Permanent part-time employees with a base schedule of 20 or more hours per week will accrue vacation. Permanent part-time employees shall accrue hours based on the actual hours worked in the preceding pay period divided by 80 hours multiplied by the accrual per pay period.

<u>Period</u>	<u>Length of Service</u>	<u>Accrual Per Pay</u>
	Up to and including the fourth year	1.54 hours
	5 up to and including 6 years	3.08 hours
	7 up to and including 11 years	4.6 hours
	12 up to and including 17 years	6.2 hours
	18 years or more	7.7 hours

No more than the amount of vacation accrued in the previous twelve-month period may be carried forward into the next calendar year. Exceptions to the maximum carryover amount, vacation hours payouts, and vacation hours conversion to compensatory time may be granted at the discretion of the Mayor.

Employees shall be paid for vacation leave accrued, but unused, at the time of separation provided the paid vacation does not exceed the employee's eligible annual accrual and further provided that such employee has worked six (6) months or more.

All other full-time employees who transfer from any public agency in the State of Ohio to the City of Cleveland Heights may receive credit for the length of their consecutive service in the former public agency, in accordance with the provisions of the Administrative Code, for purposes of determining accrual of vacation leave during their employment with the City of Cleveland Heights. Accrual of vacation for transfer employees shall be determined according to the schedule set out in subsection (a). Employees who wish to receive credit for their prior public service shall obtain a certified copy of their employment record from their prior employer.

Vacation leave granted under this Section shall be administered pursuant to rules adopted by the Mayor.

ORDINANCE NO. 038-2023(F)

(c) For purposes of this Section, the hourly rate of payment for accrued vacation leave shall be determined by the following formula: annual base pay at the time of employee separation divided by 2,080 hours.

SECTION 7. SICK LEAVE

(a) Full-time permanent employees may be eligible for paid sick leave. Sick leave will be accrued at the rate of 4.6 hours per pay period. Approved sick leave taken shall be charged against the employee's accumulated sick leave.

The amount of unused sick leave accumulated as of December 17, 1976 by permanent full-time employees shall be determined under the applicable terms of the Ordinances of the City of Cleveland Heights.

Employees who transfer from any public agency in the State of Ohio to the City of Cleveland Heights may receive credit for unused sick leave accrued during such prior public employment, in accordance with the provisions of the Administrative Code. Credit for accrued sick leave shall not exceed the limits specified for all other employees in subsection (a). Employees who wish to receive credit for accrued sick leave under this subsection shall obtain a certified copy of their sick leave record from their former employer within thirty (30) days of hire. Documentation received after thirty (30) days will be accepted; however, any service accrual granted will start from the beginning of the pay period in which the documentation is received.

All full-time, permanent employees who are in the employ of the City and who have been in the employ of the City for over ten (10) consecutive years may be eligible for payment for accrued unused sick leave earned at the City of Cleveland Heights, accumulated from January 1, 1969 upon termination of their employment for other than disciplinary reasons. The aforesaid requirement that the sick leave be earned at the City of Cleveland Heights shall apply only to employees hired after April 1, 1990. An employee shall be paid out one-quarter (.25) or 25% of sick time accumulated with a maximum of 960 hours for payout purposes. Therefore, the maximum payout that could be achieved is 240 hours.

Accrued Sick Leave	Conversion Ratio
0 - 960 Hours	1/4
961+ Hours	1/4 of hours up to 960

For purposes of this Section, the hourly rate of payment for accrued sick leave shall be determined by the following formula: annual base pay at the time of termination of employment divided by 2,080 hours.

ORDINANCE NO. 038-2023(F)

No employee shall be entitled to sick leave compensation in the event of injury, occupational disease or sickness resulting directly and proximately from the performance of any gainful employment or self-employment other than with the City of Cleveland Heights. A determination not to provide sick leave compensation under this Section shall be made by the Mayor, who shall adopt rules relating to the making of such determination.

Sick leave granted under this Section shall be administered pursuant to rules adopted by the Mayor.

SECTION 8. **LEGAL HOLIDAYS**

(a) The following-named days shall be deemed paid holidays for all employees. No employee shall be required to work on such holidays unless it is determined by the Mayor that public necessity requires his or her services.

1. The first day of January;
2. The third Monday in January;
3. The third Monday in February;
4. The last Monday in May;
5. The nineteenth day in June;
6. The fourth day of July;
7. The first Monday in September;
8. The eleventh day of November;
9. The fourth Thursday in November;
10. The fourth Friday in November;
11. The twenty-fifth day of December;
12. Personal Day;
13. Personal Day

(b) If any such day falls upon a Sunday, the Monday following shall be deemed to be the holiday. If any such day falls upon a Saturday, the Friday immediately preceding shall be deemed to be the holiday.

(c) Employees paid by the day or hour may be granted leaves of absence with full pay on any holiday named herein when, in the judgment of the Mayor, the public service will not be impaired by their absence.

(d) The foregoing notwithstanding, officers and employees who are exempt employees under the Fair Labor Standards Act shall receive no extra compensation if required to work on any holiday named herein.

SECTION 9. **DEFERRED COMPENSATION PLANS**

(a) The City shall sponsor a 457(b) Plan through payroll deductions, through one or more vendors subject to Council approval.

(b) The administration of the Deferred Compensation Plans shall be under the direction of a committee of three (3) members which shall include the Director of Finance, the Mayor or his or her designee, and one other employee who shall be appointed by the Mayor and shall be a

ORDINANCE NO. 038-2023(F)

participating member of the Plan. Payroll deductions shall be made in each instance by the Director of Finance.

(c) The Deferred Compensation Plans hereby authorized shall exist and serve in addition to retirement, pension or benefit systems established for the benefit of employees of the City and no deferral of income under the Deferred Compensation Plans shall effect a reduction of any retirement, pension or other benefit provided by law. However, any sum deferred under a Deferred Compensation Plan shall not be included for the purposes of any taxes withheld on behalf of any such employee, except municipal income tax.

(d) In order to encourage and reward extraordinary employee dedication and performance, the Mayor may award a particular employee additional non-salary compensation through contributions to an employee's deferred compensation account.

SECTION 10. WORK DAYS AND WORK HOURS

(a) City Hall shall be open from 8:30 a.m. to 5:00 p.m., Monday through Friday. Scheduling of employees to meet the needs of such hours of business shall be conducted through the Mayor.

(b) The normal work hours for employees of the following designated classifications shall be as follows:

1. Employees working in jobs classifications defined as exempt by the Fair Labor Standards Act, as determined by the Mayor after consultation with the Director of Law, shall work such hours as determined by the Mayor.

2. Employees working in jobs defined as non-exempt by the Fair Labor Standards Act, as determined by the Mayor after consultation with the Director of Law, shall work thirty eight (38) hours to forty (40) hours per week as determined by the Mayor. Days of the week and work hours shall be in accordance with the needs of the city, which shall be determined by the Mayor.

3. The Clerk of Courts office shall be open from 8:30 a.m. through 5:00 p.m. or as otherwise determined by the Municipal Court Judge. Employees shall work such hours as established by the Municipal Court Judge.

SECTION 11. HEALTH CARE INSURANCE AND ANCILLARY BENEFITS

(a) The City shall purchase or subscribe to and maintain in full force and effect for each full-time employee of the City a health care insurance plan, including medical-surgical protection, covering hospital and surgical benefits and related coverage, through one or more vendors subject to Council approval. Such health care insurance plan shall be maintained so long as such employee remains in the employ of the City. The City shall contribute eighty-eight percent

ORDINANCE NO. 038-2023(F)

(88%) of the cost of Base Plan B and the employee shall be responsible for any costs above the amount of established employer contribution, *i.e.*, twelve percent (12%) of the cost for coverage.

(b) All full-time employees shall be offered participation in a prescription plan through one or more vendors subject to Council approval.

(c) The City shall offer dental coverage for each full-time employee from one or more vendors subject to Council approval. Such coverage shall have a maximum benefit of \$1,500 per person. Coverage shall include two (2) yearly cleanings and check-up exams and coverage of eighty percent (80%) of basic and major services, less deductibles. Orthodontia benefits for dependents age 19 or younger also shall be offered with a \$1,000 maximum benefit per dependent.

(d) The City shall offer a vision plan for each full-time employee from one or more vendors subject to Council approval. Such coverage shall have a maximum reimbursement of \$150 per person.

(e) The City shall offer a Flexible Spending Account for qualified medical or dependent care expenses to be funded with employee gross earnings through one or more vendors subject to Council approval.

(f) The City shall offer all employees access to an Employee Assistance Program which offers short-term counseling; assistance with locating reliable childcare, general and special educational needs, and resources for the elderly; no cost attorney consultations with discount if retained; no cost financial consultations; nutritional coaching; and fitness coaching.

(g) The availability of health care insurance and ancillary benefits described in this Section to individual, part-time employees may be determined by Mayor pursuant to Codified Ordinance Section 139.20.

SECTION 12. LIFE INSURANCE

(a) The City shall purchase or subscribe for and maintain in full force and effect life insurance of \$10,000.00 for each full-time employee until the employee reaches age 70; at age 70, benefits will be reduced by thirty-five percent (35%); and at age 75, benefits will be reduced an additional twenty percent (20%) through one or more vendors subject to Council approval.

(b) The City shall purchase or subscribe for and maintain in full force and effect for each full-time employee accidental death and dismemberment insurance at no cost to employee through one or more vendors subject to Council approval.

(c) Each employee shall be provided the option to buy additional term insurance through payroll deductions through one or more vendors subject to City Council approval.

SECTION 13. LONGEVITY

In addition to their regular salary permanent employees covered by this Ordinance shall be paid for each biweekly pay period additional compensation for length of service, as follows:

:Full Time Employees

1 st through 5 th year of service	No entitlement
6 th through 10 th year of service, inclusive	16.92
11 th through 15 th year of service, inclusive	33.85
16 th through 20 th year of service, inclusive	51.24
21 st through 25 th year of service, inclusive	69.23
26 th year and thereafter	76.93

Part Time Employees

1 st through 5 th year	No entitlement
6 th through 10 th year	8.46
11 th through 15 th year	16.92
16 th through 20 th year	25.62
21 st through 25 th year	34.61
26 th year and thereafter	38.46

The longevity compensation shall take effect for the entire pay period following the employee's anniversary. All service on a full-time basis with the City shall be considered in applying this section and such service need not be continuous. For the purpose of determining credit for prior periods of employment, only full months of service shall be considered; credit shall be given for employment during authorized leaves of absence for military duty.

SECTION 14. OVERTIME

All employees working in job classifications defined as non-exempt by the Fair Labor Standards Act, as determined by the Mayor after consultation with the Director of Law, shall be compensated for overtime at a rate of one and one-half (1.5) times their regular hourly rate of pay. Overtime as used herein shall mean time actually worked over and above forty (40) hours per week when ordered to do so by the Mayor or his designee.

The Mayor shall have the authority, when deemed in the best interests of the City, to pay overtime to those individuals defined as exempt by the Fair Labor Standards Act, as determined by the Mayor in consultation with the Director of Law, at a rate not to exceed one and one-half (1.5) times their regular rate of pay.

SECTION 15. EMPLOYEE INDEMNIFICATION

The City shall comply with Chapter 2744 of the Ohio Revised Code relating to employee indemnification.

SECTION 16. PENSION

All employees shall be covered as required by law under the Public Employees Retirement System of Ohio unless covered by Ohio Police & Fire Pension Fund. The City shall make all contributions required by law.

SECTION 17.

To the extent that a provision in this Ordinance is covered by a separate labor agreement described in Sections 2, 3, 4 5, or 6 herein, the labor agreement shall supersede the provision of this Ordinance.

SECTION 18.

The provisions of this Ordinance shall be deemed to be in effect as of midnight, April 1, 2023. Effective midnight, April 1, 2023, Ordinance No. 025-2022 and all amendments thereto and provisions of all other ordinances heretofore adopted are repealed to the extent inconsistent herewith.

SECTION 19.

Notice of Passage of this Ordinance shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 20.

It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and welfare of the inhabitants of the City of Cleveland Heights, such emergency being to provide a schedule of adequate compensation for various officers and employees of the City, in order that satisfactory personnel may be retained in the City employ. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance 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.

ORDINANCE NO. 038-2023(F)

MELODY HART,
President of the Council

ADDIE BALESTER,
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 039-2023(AS), *First Reading*

By Vice President Cobb

A Resolution reappointing Peter Titas, Deby Auerbach Brown, and Alex Pesta as members of the Parks and Recreation Advisory Board of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Chapter 141 of the Ordinances of the City of Cleveland Heights provides for the establishment of the Parks and Recreation Advisory Board, consisting of twelve (12) members all of whom shall be residents of the City. Permanent members of such board shall be the Chairman of the Council Committee having jurisdiction of the subject matter thereof or a member of that Committee, a member of the Board of Education of the Cleveland Heights-University Heights School District or its designee, and a member of the Cleveland Heights-University Heights Library Board or its designee. The remaining citizen members shall be appointed by Council for four (4) year terms, expiring the last day of December. Citizen members shall serve no more than two (2) consecutive four (4) year terms or a total of eight (8) consecutive years.

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

SECTION 1. This Council hereby reappoints Peter Titas, Deby Auerbach Brown, and Alex Pesta as members of the Parks and Recreation Advisory Board for a term ending December 31, 2026.

SECTION 2. It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. 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 4. 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 for the efficient operation of the City. 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/23

ORDINANCE NO. 040-2023(F), *First Reading*

By: Mayor Seren

An Ordinance accepting and ratifying the material terms of the CVS, Walgreens, and Walmart Settlements pursuant to the OneOhio Memorandum of Understanding consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement.

WHEREAS, the City of Cleveland Heights, Ohio (“City”), is a municipal entity formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities, including Cleveland Heights, have been harmed by misfeasance, nonfeasance, and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the City has adopted, and hereby reaffirms its adoption of, the OneOhio Memorandum of Understanding (“OneOhio MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the OneOhio MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, this Council understands that an additional purpose of the OneOhio MOU is to create an effective means of distributing any potential settlement funds obtained under the OneOhio MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the OneOhio MOU binds any party to a specific outcome, but rather, any resolution under the OneOhio MOU requires acceptance by the State of Ohio and the Local Governments; and

ORDINANCE NO. 040-2023(F)

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by CVS, Walgreens, and Walmart consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement, available at <https://nationalopioidsettlement.com/>; and

WHEREAS, this Council finds it to be in the interest of the City to participate in the CVS, Walgreens, and Walmart Settlements under the terms of the OneOhio MOU.

BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby accepts and approves the proposed CVS, Walgreens, and Walmart Settlements on behalf of the City of Cleveland Heights pursuant to the terms of the OneOhio MOU.

SECTION 2. The Mayor be, and he is hereby, authorized to execute the Participation Agreement and any related documents for the CVS, Walgreens, and Walmart Settlements under the terms of the OneOhio MOU and consistent with the material terms of the July 21, 2021, National Opioid Settlement Agreement, and his execution of such documents is approved and ratified.

SECTION 3. That it is found and determined that all formal actions of the Council 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.

SECTION 4. Notice of passage of this Ordinance 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.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

ORDINANCE NO. 041-2023(F), *First Reading*

By: Mayor Seren

An Ordinance accepting and ratifying the material terms of the Teva and Allergan Settlements pursuant to the OneOhio Memorandum of Understanding consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement.

WHEREAS, the City of Cleveland Heights, Ohio (“City”), is a municipal entity formed and organized pursuant to the Constitution and laws of the State of Ohio; and

WHEREAS, the people of the State of Ohio and its communities, including Cleveland Heights, have been harmed by misfeasance, nonfeasance, and malfeasance committed by certain entities within the Opioid Pharmaceutical Supply Chain; and

WHEREAS, the State of Ohio, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Opioid Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance; and

WHEREAS, the State of Ohio, through its Governor and Attorney General, and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Ohio; and

WHEREAS, the City has adopted, and hereby reaffirms its adoption of, the OneOhio Memorandum of Understanding (“OneOhio MOU”) relating to the allocation and the use of the proceeds of any potential settlements described; and

WHEREAS, the OneOhio MOU has been collaboratively drafted to maintain all individual claims while allowing the State and Local Governments to cooperate in exploring all possible means of resolution; and

WHEREAS, this Council understands that an additional purpose of the OneOhio MOU is to create an effective means of distributing any potential settlement funds obtained under the OneOhio MOU between the State of Ohio and Local Governments in a manner and means that would promote an effective and meaningful use of the funds in abating the opioid epidemic throughout Ohio, as well as to permit collaboration and explore potentially effectuation earlier resolution of the Opioid Litigation against Opioid Pharmaceutical Supply Chain Participants; and

WHEREAS, nothing in the OneOhio MOU binds any party to a specific outcome, but rather, any resolution under the OneOhio MOU requires acceptance by the State of Ohio and the Local Governments; and

ORDINANCE NO. 041-2023(F)

WHEREAS a settlement proposal is being presented to the State of Ohio and Local Governments by manufacturers Allergan and Teva Pharmaceuticals, Ltd., ("Teva") consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement, available at <https://nationalopioidsettlement.com>; and

WHEREAS, this Council finds it to be in the interest of the City to participate in the Teva and Allergan Settlements under the terms of the OneOhio MOU.

BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby accepts and approves the proposed Teva and Allergan Settlements on behalf of the City of Cleveland Heights pursuant to the terms of the OneOhio MOU.

SECTION 2. The Mayor be, and he is hereby, authorized to execute the Participation Agreement and any related documents for the Teva and Allergan Settlements under the terms of the OneOhio MOU and consistent with the material terms of the July 21, 2021, National Opioid Settlement Agreement, and his execution of such documents is approved and ratified.

SECTION 3. That it is found and determined that all formal actions of the Council 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.

SECTION 4. Notice of passage of this Ordinance 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.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/6/2023

RESOLUTION NO. 033-2023(MSES), *Second
Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for professional design engineering services relating to control of sanitary sewer overflows CH-13 and CH-61 and illicit connections on Hampshire Road; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, it is necessary to retain an engineering firm to perform design services related to control of sanitary sewer overflows (“SSOs”) CH-13 and CH-61 and illicit connections on Hampshire Road; and

WHEREAS, the Mayor has determined that the services of Wade Trim have well served the City’s needs for professional engineering services in connection with the City’s SSO Control project and the partial consent decree; and

WHEREAS, such professional engineering services are professional services for which no bidding is necessary.

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

SECTION 1. The Mayor shall be and is hereby authorized to execute an agreement with Wade Trim, Inc. of Ohio to provide professional design engineering services relating to control of SSOs CH-13 and CH-61 and illicit connections on Hampshire Road. The terms of the agreement shall be substantially in accordance with the engineer’s proposal dated October 26, 2023, a copy of which is on file with the Clerk of Council. Compensation for the services detailed therein shall be paid for work actually performed at the rates described therein and in no event shall exceed Three Hundred Forty Thousand, Four Hundred Sixty Dollars (\$340,460.00), including expenses. All agreements and documents hereunder 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 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 timely meet partial consent decree requirements. 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

RESOLUTION NO. 033-2023(MSES)

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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/06/23

RESOLUTION NO. 034-2023(MSES), *Second
Reading*

By Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with Cleveland Compaction for the acquisition and installation of a new Transfer Station Compactor for the Refuse and Recycling Division of the Department of Public Works; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, in order to meet operational needs, it is necessary to purchase a new Transfer Station Compactor for the Refuse and Recycling Division of the Department of Public Works; and

WHEREAS, Section 171.12 of the Cleveland Heights Codified Ordinances authorizes the purchase of machinery, materials, supplies, and other articles through the cooperative purchasing program formerly known as the National Joint Powers Alliance, now known as the Sourcewell Cooperative Purchasing Program, without obtaining competitive bids; and

WHEREAS, the Mayor has determined that the selected equipment may be purchased through this Cooperative Purchasing Program at a lower price than could be obtained through bidding, and that it would be in the City's best interests to purchase said vehicle and equipment by this means.

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 any and all agreements necessary for the purchase and installation of a new Marathon M-1050XW9-30-75 Transfer Station Compactor, through the Sourcewell Cooperative Purchasing Program, pursuant to Section 171.12 of the Cleveland Heights Codified Ordinances. The total cost for the purchase and installation of the equipment shall not exceed the sum of Two Hundred Seventeen Thousand, Thirty-nine and 12/100 Dollars (\$217,039.12). All contracts hereunder 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.

RESOLUTION NO. 034-2023(MSES)

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 minimize long lead times and price fluctuations. 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/06/2023

RESOLUTION NO. 035-2023(F), *Second Reading*

By: Mayor Seren

A Resolution acknowledging receipt from the Coventry Village Special Improvement District of a Plan for public services and improvements, and returning said Plan to the Board of Directors without comments or recommendations for changes; and declaring the necessity that this legislation become immediately effective as an emergency.

WHEREAS, by Resolution No. 160-1996, this Council approved the formation of the Coventry Village Special Improvement District (“Coventry SID”); and

WHEREAS, this Council has previously approved and levied assessments for five-year public services/improvements plans for the SID; and

WHEREAS, the most recently approved Plan and assessments have expired; and

WHEREAS, the Board of Directors of the Coventry SID have adopted a proposed public services and improvements Plan for the next five (5) years and submitted it to this Council and the Mayor for their comments and recommendations pursuant to Ohio Revised Code Section 1710.06; and

WHEREAS, this Council and the Mayor have reviewed said Plan and have no comments or recommendations for changes regarding same.

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

SECTION 1. This Council hereby acknowledges receipt, on its behalf and on behalf of the Mayor, of the proposed five-year public services and improvements plan for the Coventry Village Special Improvement District, as adopted by the Board of Directors of the Coventry SID (a copy of which is attached hereto as Exhibit “A” and incorporated herein by reference). Said Plan is hereby returned to the Coventry SID, pursuant to Ohio Revised Code Section 1710.06, without comments or recommendations for changes.

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. This Resolution is hereby declared to be an emergency measure immediately 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 permit the services of the Coventry SID to continue without interruption and to meet statutory deadlines

RESOLUTION NO. 035-2023(F)

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 Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor:

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 042-2023(CRR), *First Reading*

By Council President Hart

A Resolution proclaiming April 2023 to be *National Poetry Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the Academy of American Poets established the month of April as *National Poetry Month* in 1996; and

WHEREAS, *National Poetry Month* seeks to highlight the extraordinary legacy and ongoing achievement of American poets, introduce Americans to the pleasures and benefits of reading poetry, bring poets and poetry to the public in immediate and innovative ways, and make poetry an important part of our children's education; and

WHEREAS, *National Poetry Month*, under the leadership and direction of the Academy of American Poets, is now the largest literary celebration in the world; and

WHEREAS, poetry enhances and enriches the lives of all Americans; and

WHEREAS, poetry, as an essential part of the arts and humanities, affects every aspect of life in America today, including education, the economy, and community pride and development; and

WHEREAS, poetry has produced some of the nation's leading creative artists and has inspired other artists in fields such as music, theatre, film, dance, and the visual arts; and

WHEREAS, the City of Cleveland Heights is home to the Arts; and

WHEREAS, this Council recognizes the benefits of poetry and has recognized the Poet Laureate selected by Heights Arts since the program began in 2006.

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

SECTION 1. This Council hereby proclaims April 2023 to be *National Poetry Month* in the City of Cleveland Heights and urges all residents to observe this month, to celebrate the cultural riches our community has to offer, and to recognize the important role of poetry in creating and sustaining this great city with appropriate ceremonies, activities, and programs.

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.

RESOLUTION NO. 042-2023(CRR)

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 Poetry Month* on a timely basis. Wherefore, provided it receives the affirmative vote of five (5) or more 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 043-2023(CRR), *First Reading*

By Councilwoman Russell

A Resolution proclaiming April 23-29, 2023 to be *National Library Week*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the Cleveland Heights-University Heights Public Library has been serving our community in myriad ways since 1916; and

WHEREAS, said library leads the nation as a five-star library because of its excellent staff, services, and facilities; and

WHEREAS, our library serves as a great equalizer of knowledge by providing free access to all; and

WHEREAS, our library works to meet the changing needs of our citizens, including building collections, expanding outreach services, and increasing programming; and

WHEREAS, our library provides a forum for diverse ideas and points of view that help us better understand each other and ourselves; and

WHEREAS, our librarians are trained professionals, helping people of all ages and backgrounds find and interpret the information they need to live, learn, and work; and

WHEREAS, our librarians design and offer programs to meet the community's economic needs, providing residents with resume writing classes, interviewing workshops, and job-seeking resources; and

WHEREAS, our libraries are places for education, opportunity, and lifelong learning; and

WHEREAS, libraries, librarians, library workers, and supporters across America are celebrating *National Library Week*.

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

SECTION 1. This Council hereby proclaims April 23-29, 2023 to be *National Library Week* in the City of Cleveland Heights and urges all residents to visit the library during this week to take advantage of the wonderful resources available at the library. This Council further notes that celebrations during National Library Week include:

RESOLUTION NO. 043-2023(CRR)

•*National Library Workers Day*, Tuesday of National Library Week (April 25, 2023), a day for library staff, users, administrators and Friends groups to recognize the valuable contributions made by all library workers; and

•*National Library Outreach Day*, Wednesday of National Library Week (April 26, 2023), a day to celebrate library outreach and the dedicated library professionals who are meeting their patrons where they are.

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 recognize *National Library Week* on a timely basis. Wherefore, provided it receives the affirmative note of five (5) or more 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 044-2023(CRR), *First Reading*

By Councilman Cuda

A Resolution joining with HUD and other communities throughout the nation in the observation of April 2023 as *Fair Housing Month*; reaffirming the City of Cleveland Heights' commitment to open housing; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, in celebration of the 55th anniversary of the Federal Fair Housing Law, the United States Department of Housing and Urban Development ("HUD") has promoted the observance of April as "Fair Housing Month" throughout the communities of this nation; and

WHEREAS, this City, since the year 1965, has continually and consistently approved and encouraged the concept of fair housing throughout the City of Cleveland Heights and the entire Cleveland metropolitan area; and

WHEREAS, 47 years ago, in 1976, this Council committed itself to a Resolution establishing the Nine-Point Plan to promote a well-maintained, full-service residential community, to prevent re-segregation and to develop programs with residents, community organizations, the Board of Education, the business community, and other institutions to implement this Plan; and

WHEREAS, since that time, the City of Cleveland Heights has created and operated programs to continue integration and to educate and persuade residents and non-residents of the benefits of integrated neighborhoods in this City and others across the country.

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

SECTION 1. This Council hereby proclaims April 2023 to be *Fair Housing Month* in the City of Cleveland Heights. The City joins with the United States Department of Housing and Urban Development and other communities nationwide in the observation of *Fair Housing Month* and hereby reaffirms its commitment established over 50 years ago to fair housing in Cleveland Heights and throughout the Greater Cleveland area and the nation.

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

RESOLUTION NO. 044-2023(CRR)

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 *Fair Housing Month* 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 045-2023(CRR), *First Reading*

By Mayor Seren

A Resolution proclaiming April 2023 to be *Autism Awareness Month* and April 2, 2023 to be *World Autism Awareness Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, autism, the fastest growing developmental disability in the United States, affects more than three million (3,000,000) people, and is an urgent public health crisis that demands a national response; and

WHEREAS, in recognition of the growing needs of the worldwide autistic community and to raise awareness about autism spectrum disorders and the need to provide services to individuals and families who are affected, the United Nations has sanctioned April 2nd as *World Autism Awareness Day*; and

WHEREAS, Autism Speaks, an organization dedicated to enhancing lives today and accelerating a spectrum of solutions for tomorrow, promotes the awareness of autism worldwide; and

WHEREAS, in light of the growing impact of autism spectrum disorders and the need for greater awareness, Autism Speaks holds its “Light It Up Blue!” campaign on *World Autism Awareness Day*, designed to increase awareness about autism by asking participating organizations to turn their lights blue; and

WHEREAS, the City of Cleveland Heights is honored to take part in the annual observance of *Autism Awareness Month* and *World Autism Awareness Day* in the hopes that it will lead to a better understanding of the disorder.

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

SECTION 1. This Council hereby proclaims the month of April 2023 to be *Autism Awareness Month* in the City of Cleveland Heights and further proclaims April 2, 2023 to be *World Autism Day*, to raise public awareness of autism and the myriad of issues surrounding autism, as well as to increase knowledge of the programs that have been and are being developed to support individuals with autism and their families.

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.

RESOLUTION NO. 045-2023(CRR)

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 *Autism Awareness Month* and *World Autism Day* on a timely basis. Wherefore, provided it receives the affirmative vote of five (5) or more 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 Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 3/20/2023

RESOLUTION NO. 046-2023(PD), *First Reading*

By Councilman Mattox

A Resolution proclaiming April 10-14, 2023 to be *National Community Development Week*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City of Cleveland Heights is a participant in the Community Development Block Grant (“CDBG”) program, of which the main purpose is to provide decent, safe, and sanitary housing, a suitable living environment, and economic opportunities to low- and moderate-income people; and

WHEREAS, 2023 marks the 49th anniversary of the CDBG program, which was enacted into law as part of the Housing and Community Development Act of 1974; and

WHEREAS, the City of Cleveland Heights is also a participant in the HOME Investment Partnerships (“HOME”) program which provides funding to local communities to create decent, safe, and affordable housing opportunities for low-income persons; and

WHEREAS, the City of Cleveland Heights is a partner with the Cuyahoga County Board of Health in the HUD-funded Lead Hazard Control program, which provides funding for the removal of lead based paint hazards in low to moderate income homes; and

WHEREAS, this Council recognizes that the CDBG, HOME, and Lead Hazard Control programs are a partnership of federal, state, and local governments, businesses, non-profits, community organizations, and residents, and that the services funded by the US Department of Housing and Urban Development, which are administered by the local governments and often delivered by non-profit organizations, rely heavily on the dedication and good will of our combined efforts; and

WHEREAS, this Council believes that public recognition of the vital importance of the CDBG program to national communities like Cleveland Heights is essential.

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

SECTION 1. This Council hereby proclaims April 10-14, 2023 to be *National Community Development Week* in the City of Cleveland Heights and resolves that during this week this community will give special thanks and recognition to all participants whose hard work and devotion to their neighborhoods and their low- and moderate-income residents help ensure the quality and effectiveness of the Community Development Block Grant, HOME Investment Partnerships program, and Lead Hazard Control program.

RESOLUTION NO. 046-2023(PD)

SECTION 2. The City of Cleveland Heights, along with its service providers and other community residents, hereby petitions the United States Congress to recognize the outstanding work being done locally and nationally by the Community Development Block Grant, HOME and Lead Hazard Control programs and their vital importance to the nation's communities and to their low- and moderate-income residents. The Clerk of Council is hereby directed to send a copy of this Resolution to Senator Sherrod Brown, Senator JD Vance and U.S. Representative Shontel Brown.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. 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 for *NationalCommunity Development Week* to be recognized on a timely basis. Wherefore, provided it receivesthe affirmative vote of five (5) or more of the members elected or appointed to this Council, thisResolution shall take effect and be in force immediately upon its passage; otherwise , it shall takeeffect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor