



August 5, 2024
Regular Meeting
7:30 PM

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

AGENDA - CLEVELAND HEIGHTS CITY COUNCIL MEETING

- 1) **Meeting called to order by Council President**
- 2) **Roll Call of Council Members**
- 3) **Excuse absent members**
- 4) **Approval of minutes from previous meeting(s)**
 - a. May 23, 2024
 - b. June 3, 2024
 - c. June 17, 2024
 - d. June 24, 2024
 - e. July 2, 2024
- 5) **Communications from the Mayor**
 - a. Request authorization to advertise and competitively bid for a contract to resurface the Dennison Park pickleball courts.

Move to Authorize
- 6) **Public Comment - Legislative Agenda Items only**

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. If there are more than 15 speakers, the time will be automatically reduced to 2-minutes. Council President reserves the right to reduce the time limit based on the volume of business on the agenda).
- 7) **New Business**
 - a. Reconsideration of **ORDINANCE NO. 102-2024(AS)**: An Ordinance amending Section 140.02, "Members," of Chapter 140, "Cleveland Heights Climate and Environmental Sustainability Committee," of the Codified Ordinances of Cleveland Heights; and declaring the necessity that this

legislation become immediately effective as an emergency measure. *(Adopted by Council June 24, 2024; Vetoed by Mayor Seren July 4, 2024).*

Introduced by Councilmember Larson
Move to Reconsider

- b. Reconsideration of **ORDINANCE NO. 103-2024(AS)**: An Ordinance amending Section 150.02, "Members," of Chapter 150, "Transportation and Mobility Committee," of the Codified Ordinances of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure. *(Adopted by Council June 24, 2024; Vetoed by Mayor Seren July 4, 2024).*

Introduced by Councilmember Larson
Move to Reconsider

8) Amendments to the Agenda (if necessary)

9) City Administrator's Report

10) Departmental Report(s)

11) Report of the Clerk of Council

- a. Notify Council that an application has been received from the Ohio Division of Liquor for the transfer of a D1/D2/D3 liquor permit from Pacific East Mayfield Inc dba Pacific East Japanese Restaurant, located at 1761-63 Coventry Rd. to MJ Joy Restaurant Group LLC dba Pacific East Japanese Restaurant, located at the same address.
- b. Notify Council that an application has been received from the Ohio Division of Liquor Control for a new C1/C2 liquor permit for Qadesh Mini Mart LLC located at 2213 N. Taylor Rd.
- c. Notify Council that all Class C and D retail permits to sell alcoholic beverages in the City of Cleveland Heights will expire on **October 1, 2024**. Every permit holder must file a timely online renewal application with the Division of Liquor Control to maintain privileges. Ohio Revised Code Section 4303.271(B) provides the legislative authority with the right to object to the renewal of a liquor permit premises and request a hearing. The legislative authority must pass a resolution that specifies the problems at the liquor permit premises and the legal grounds for the objection. The Chief Legal Officer must also submit a statement with the resolution that, in their opinion, the objection is based on substantial legal grounds within the meaning and intent of Ohio Revised Code Section 4303.29(A); both must be postmarked no later than September 3, 2024.

12) Public Comment - General

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. If there are more than 15 speakers, the time will be automatically reduced to 2-minutes. Council President reserves the right to reduce the time limit based on the volume of business on the agenda).

13) 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

RESOLUTION NO. 121-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Old Dominion Brush Company (“ODB”) for the acquisition of a leaf vac for the Streets 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
Move for Adoption

RESOLUTION NO. 122-2024(MSES): First Reading. A Resolution authorizing an agreement with Lavery Automotive Sales & Service, LLC for the purchase of two (2) Chevy Bolt EV’s; waiving competitive bidding; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 123-2024(PD): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Parkland Contracting LLC, to install the Compton Road Neighborhood Traffic Circles through the use of ARPA Funds; and declaring the necessity that this legislation be effective immediately as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 124-2024(PD): First Reading. A Resolution declaring the necessity of implementing a public services plan for the Cedar-Lee

Special Improvement District, Inc.; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

ORDINANCE NO. 125-2024(PD): First Reading. An Ordinance to accept the fact-finding recommendations in the matter of the City of Cleveland Heights and the Cleveland Heights Fire Fighters Association, Local No. 402/International Association of Fire Fighters, AFL-CIO (“Union”), SERB Case No. 2024-MED-01-0022; granting final approval of the compensation rates and benefits proposed by the tentative labor agreement with the Union for the period commencing April 1, 2024 through March 31, 2027; giving the Mayor authority to sign said agreement; amending Section 3 of Ordinance No. 38-2023, “Wage and Salary Ordinance,” to incorporate the labor agreement, and declaring an emergency.

Introduced by Mayor Seren
Move for Adoption

ORDINANCE NO. 137-2024(AS): First Reading. An Ordinance to approve current replacement pages to the Cleveland Heights Codified Ordinances; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by
Move for Adoption

ORDINANCE NO. 138-2024(F): First Reading. An Ordinance accepting and ratifying the material terms of the Kroger Co. Settlement according to the OneOhio Memorandum of Understanding consistent with the terms of the July 21, 2021, National Opioid Settlement Agreement; and declaring an emergency.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 139-2024(PD): First Reading. A Resolution authorizing the Mayor to enter into an agreement with The Heart Design Group, LLC (“HDG”) for field verification, schematic design, construction documentation, permitting, bidding assistance, construction contract administration, and related services for the public improvement of renovating the Cain Park administration and dressing room buildings; providing compensation therefor; and declaring the necessity that this legislation be effective immediately as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 140-2024(): First Reading. A Resolution authorizing the Mayor to enter into an agreement with TEMA Roofing Services, LLC (“TEMA”) for design and construction services for the public improvement of replacing the roof of the Cain Park Amphitheater; providing compensation therefor; and declaring the necessity that this legislation be effective immediately as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

b. First Readings Only

ORDINANCE NO. 127-2024(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

RESOLUTION NO. 128-2024(MSES): First Reading. A Resolution authorizing the Mayor to submit, accept, and enter into any agreements with the United States Department of Transportation for a grant under the Safe Streets and Roadways for All (“SS4A”) Planning and Demonstration Grant Program to fund a Cleveland Heights Comprehensive & Equitable Safety Demonstration project; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 129-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with GPD Group for utility engineering services associated with the replacement and rehabilitation of water lines on Altamont Road; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

ORDINANCE NO. 130-2024(AS): First Reading. An Ordinance amending Chapter 525, “Law Enforcement and Public Office” of Part Five, *General Offenses Code*, of the Codified Ordinances of the City of Cleveland Heights, by adding a new Section 525.11 “Conflicts of Interest” and a new Section 525.12 “Secondary Employment and Business Activity” and renumbering subsequent sections of Chapter 525.

Introduced by Mayor Seren

ORDINANCE NO. 131-2024(AS): First Reading. An Ordinance amending Chapter 105, “Public Records” of Part One, *Administrative Code*, of the Codified Ordinances of the City of Cleveland Heights, by adding a Section 105.03 “Rules for City Emails.”

Introduced by Mayor Seren

RESOLUTION NO. 132-2024(AS): First Reading. A Resolution confirming the Mayor’s appointment of Drew Herzig as a member of the Arts Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 133-2024(AS): A Resolution confirming the Mayor’s appointment of Deidre McPherson as a member of the Arts Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 134-2024(AS): First Reading. A Resolution confirming the Mayor’s appointment of Nathan Motta as a member of the Arts Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 135-2024(AS): First Reading. A Resolution confirming the Mayor’s appointment of Fern Haught as a member of the Transportation and Mobility Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 136-2024(AS): First Reading. A Resolution confirming the Mayor’s appointment of Gayle Lewin as a member of the Transportation and Mobility Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

c. **Second Readings**

RESOLUTION NO. 110-2024(AS): Second Reading. A Resolution confirming the Mayor's appointment of Sam Bell as a member of the Transportation and Mobility Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 111-2024(AS): Second Reading. A Resolution confirming the Mayor's appointment of Carly Beck as a member of the Climate and Environmental Sustainability Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 112-2024(AS): Second Reading. A Resolution confirming the Mayor's appointment of Mohammad Irfan as a member of the Climate and Environmental Sustainability Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 113-2024(AS): Second Reading. A Resolution confirming the Mayor's appointment of Sean Terry as a member of the Climate and Environmental Sustainability Committee of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

14) Committee Reports

15) Old Business

16) 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.)

17) Council President's Report

18) Adjournment

NEXT MEETING OF COUNCIL: AUGUST 19, 2024