



May 6, 2024
Regular Meeting
7:30 PM

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

MEETING MINUTES

1) **Meeting called to order by Council President**

Start: 7:33 pm

2) **Roll Call of Council Members**

Present: Gail Larson, Jim Petras, Craig Cobb, Tony Cuda, Davida Russell, Anthony Mattox Jr.

Excused: Jim Posch

Absent: None

3) **Excuse absent members**

Jim Posch excused

4) **Amendments to the Agenda (if necessary)**

None

5) **Approval of minutes from previous meeting(s)**

a. **March 18, 2024**

APPROVED

b. April 1, 2024

APPROVED

6) **NEORSD - Lower Lake Dam Replacement Project Update**

Matt Scharver, Director of Watershed Programs

Gave a PowerPoint presentation with an updated on the progress with the Lower Lake Dam Replacement Project (Horseshoe Lake Project)

7) **Library Update**

Nancy Levin, Director of Heights Libraries

A representative from the Library gave a presentation with several updates from the Heights Libraries, including the grand opening of the new Noble Rd branch which will be held June 2nd.

On June 17th the Coventry Peace Park at the Coventry Road branch will close for the start of the renovations to the park.

8) Communications from the Mayor

First, the Mayor spoke briefly regarding the TWG/Noble project; the process has been extensive, and he thanked the project partners for all their work and efforts. From his perspective, there is a need regionally--and in this particular community as well--high-quality affordable housing. He is committed to the residents of that neighborhood, that every cent of the purchase price the city receives for that property will be put back into that business district and that community.

Second, this year, the city is NOT participating in "No Mow May". This year we will be celebrating "More Grow May" where we encourage people to perhaps replace their turf-grass with something else, like a pollinator garden or rain garden. Encourages people to sign up for an Urban Garden Project that will seek to gather data about how our yards are being used. Participants who sign up will receive a yard sign which will indicate they are participants.

Lastly, the Mayor presented two proclamations to merit scholar recipients from CHHS.

9) City Administrator's Report

Nothing to Report

10) City Departmental Report(s)

Director Ledbetter (Parks and Recreation) gave an update to the public garages in the City. Work is ongoing at the Cedar-Lee garage, but is anticipated to be completed soon. They are collecting scope regarding the Coventry garage and the Surrey garage so that those projects can be bid out soon. They are gathering cost estimates for upgrades to Cain Park so that they can start the bid process there as well. Work was completed on repairing cracks to the main pool at Cumberland Pool; they do anticipate that the opening of Cumberland Pool will be on time for the June 3rd opening day.

11) Report of the Clerk of Council

- a. Notice to Council that an application has been received from the Ohio Division of Liquor Control for the transfer of a D5/D6 liquor permit from BUTTER HOSPITALITY LLC DBA MOJO to LEEREST LLC DBA COZUMEL. This matter has been referred to the Mayor and Chief of Police.

READ INTO THE RECORD

- b. Notice to Council that an application has been received from the Ohio Division of Liquor Control for a new D1 liquor permit for ZOMA ETHIOPIAN RESTAURANT LLC DBA ZOMA. This matter has been referred to the Mayor and Chief of Police.

READ INTO THE RECORD

12) 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.)

Speakers

Diane Hallum	Citizen	Does not support TWG Development; does not feel the “all are welcome” slogan of the city is true.
Cynthia Banks	Citizen	Was not originally a supporter of the TWG development but does support it now; had some suggestions with regard to the format of community input meetings in general
Cecil Gamble Jr.	Citizen	Supports the TWG project as somebody who will have to look at it every day.
Melody Joy Hart	Citizen	Would like council to pass 081-2024(Cedar-Lee SID Plan) tonight so that they have time to collect signatures; is in support of the TWG project.
Tonya Horn	Citizen	Was not originally a supporter of the TWG development but does support it now.
CJ Nash	Citizen	Was not originally a supporter of the TWG development but does

		support it now.
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13) **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.)

Speakers

Don Seidel	Citizen	Requests a response to earlier emails on EMS billing.
Linda Striefsky	Board Member (CRC)	Announced a public meeting of the CRC to get public input.
Lynn Quintrell	Citizen	Public parking concerns in the Cedar-Fairmount area.
Barb Sosnowski	Citizen	City resources – wood chips, leaf humus, mowing of city properties.
Karen Rego	Citizen	Thanked the community for all the wonderful donations to Oxford Elementary
Lita Gonzalez	Citizen	Spoke about Officer Jason West Memorial Fund
Angel Fasolo	Citizen	Does not support council's appointment of Jim Posch to the vacancy on City Council
Alice Jeresko	Citizen	Spoke on behalf of Quiet Clean Heights on the effects of gas leaf blowers, air quality, and a climate action plan.

14) **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. 065-2024(F): First Reading. An Ordinance to amend certain subparagraphs of Ordinance No. 198-2023, relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2024, repeal the prior version of Ordinance No. 198-2023; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 066-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc., for professional engineering services relating to design/control of SSO CH-30; and declaring the necessity that this legislation become immediately effective as an emergency.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 067-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Classic Ford of Madison for the acquisition of one 2024 Ford F-350 DRW Cab Chassis, one 2024 Ford F-250 Super Cab and one 2024 Ford Escape for 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 amend legislation to refer to the purchase of two trucks from

Classic Ford rather than three vehicles and strike the language providing for the purchase of the 2024 Ford Escape: Anthony Mattox Jr.
Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

MOTION PASSED

Motion to adopt: Anthony Mattox Jr.

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 068-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with MTech for the acquisition of a Global M3 Mechanical Street Sweeper for 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: Gail Larson

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 069-2024(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with MTech for the acquisition of a V20 Standard Street Sweeper for 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: Gail Larson

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 071-2024(MSES): First Reading. A Resolution authorizing an agreement with Ken Ganley Ford, Inc., for the purchase of ten (10) 2025 Ford Utility Hybrid Police Interceptors for the Police Department; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Gail Larson

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 072-2024(MSES): First Reading. A Resolution authorizing an agreement with Hall Public Safety Upfitters for the purchase and installation of upfitting equipment for ten (10) 2025 Ford Utility Hybrid Police Interceptors for the Police Department; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 073-2024(MSES): First Reading. A Resolution authorizing an agreement with Chagrin Valley Dispatch for the purchase of in-car and portable radios for ten (10) 2025 Ford Utility Hybrid Police Interceptors for the Police Department; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 074-2024(PSH): First Reading. A Resolution approving

the County 911 Plan as adopted by the Cuyahoga County 9-1-1 Program Review Committee; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Gail Larson

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 075-2024(PSH): First Reading. A Resolution selecting Euclid Mayor Kirsten Holzheimer-Gail to serve as a member of the Cuyahoga County 9-1-1 Program Review Committee; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 076-2024(CRR): First Reading. A Resolution recognizing May 10, 2024 as *National Provider Appreciation Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by President Cuda, Vice President Russell, Councilmember Larson, Councilmember Cobb, Councilmember Mattox, Councilmember Petras, and Councilmember Posch

Motion to adopt: Gail Larson

Seconded: Craig Cobb

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida

Russell, Jim Petras
No: None

LEGISLATION PASSED

b. First Readings Only

ORDINANCE NO. 070-2024(CRR): First Reading. An Ordinance authorizing and approving the presentation of entertainment programs in Cain Park for the year 2024; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

ORDINANCE NO. 077-2024(CRR): First Reading. An Ordinance approving the application filed by the Mayor and authorizing the establishment of a Designated Outdoor Refreshment Area ("DORA").

Introduced by President Cuda and Vice President Russell

READ INTO THE RECORD

ORDINANCE NO. 078-2024(MSES): First Reading. An Ordinance authorizing the Mayor to take all actions necessary to apply for and accept one or more Northeast Ohio Public Energy Council 2024 Energized Community Grants; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

ORDINANCE NO. 079-2024(PD): First Reading. An Ordinance authorizing the Mayor to execute a third amendment to an agreement for the sale of certain real property located at 2228 Noble Road (primary address) consisting of several contiguous parcels; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

ORDINANCE NO. 080-2024(PD): First Reading. An Ordinance authorizing the Mayor to enter into a Development Agreement with TWG Development, LLC for the construction of a residential development at 2228 Noble Road (several parcels); and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

RESOLUTION NO. 081-2024(PD): First Reading. A Resolution acknowledging receipt from the Cedar-Lee 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.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Davida Russell

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

RESOLUTION NO. 082-2024(COTW): First Reading. A Resolution establishing supplemental processes and procedures for City Council development of legislation.

Introduced by President Cuda

READ INTO THE RECORD

c. **Second Readings**

RESOLUTION NO. 055-2024(COTW): Second Reading. A Resolution supporting U.S. House Bill 82 (H.R. 82), the Social Security Fairness Act, sponsored by Rep. Graves (R-LA-6), the companion bill U.S. Senate Bill 597 (S. 597), sponsored by Senator Sherrod Brown (D-OH), which seeks the elimination of the Government Pension Offset ("GPO") and the Windfall Elimination Provision ("WEP").

Introduced by Vice President Russell

Motion to adopt: Gail Larson

Seconded: Davida Russell

Discussion: Councilmember Cobb is going to vote in favor of the legislation, but has concerns that the House Bill will need to be fixed to address funding issues. Vice President Russell pointed out that it is a bi-partisan bill; once an employee starts work for a public entity are losing rights to social security which they have paid into. Social security benefits for public employees are offset by two-thirds and this is devastating our seniors. She is totally in support of these two bills.

Yes: Craig Cobb, Tony Cuda, Gail Larson, Anthony Mattox Jr., Davida Russell, Jim Petras

No: None

LEGISLATION PASSED

15) Committee Reports

HB: Update from his committee meeting regarding short-term rental legislation. The committee voted to return it to COTW for consideration. The next HB Committee meeting is Tuesday, May 14th at 4 pm.

F: Update from her committee meeting this morning regarding non-profit ARPA allocations. Contracts with non-profits are being negotiated and will be given to the council for consideration soon.

MSES: Update from her committee meeting; Cleveland Heights Green Team announced that two cameras will be installed by the Cuyahoga County Crime Task Force to catch people dumping in the Caledonia ravine; gave several updates as to events for Bike Month. The next meeting will be May 20, at 10am.

PSH: Thanked Director Clinkscale and Chief Briton for helping to make the traffic changes and signage installation at Noble Elementary.

PD: The committee will meet this Wednesday at 10:30 am. Thanked Cleveland Heights Unions that helped "adopt" Oxford Elementary School.

16) Old Business

Vice President Russell announced the next tenant/landlord session on June 29th at the new Noble Library branch at 10am.

17) New Business

18) 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.)

Larson: Asked the public to support Noble Fest 2024 which kicks off Friday, May 17th and continues Saturday, May 18th. More information at nobleneighbors.com

19) Council President's Report

Council will likely vote on the Nobility Court legislation at the May 20 meeting so look forward to that.

20) Adjournment

End: 9:29 pm

NEXT MEETING OF COUNCIL: MAY 20, 2024

APPROVED: June 03, 2024

A handwritten signature in black ink, appearing to read 'T. Cuda'.

Tony Cuda
President of Council

A handwritten signature in blue ink, appearing to read 'Addie Balester'.

Addie Balester
Clerk of Council