



September 9, 2024
Regular Meeting
5:00 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) **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. 173-2024(F): First Reading. A Resolution approving the report of the Assessment Equalization Board appointed to hear objections to the estimated assessments for the public services plan for the Cedar Lee Special Improvement District, Inc. (“Cedar Lee SID”); and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

ORDINANCE NO. 174-2024(F): First Reading. An Ordinance determining to proceed with the implementation through assessment of the cost of a public services plan for the Cedar Lee Special Improvement District, Inc (“Cedar Lee SID”); levying assessments for said purpose; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

RESOLUTION NO. 175-2024(PD): First Reading. Resolution authorizing the Mayor to apply for grant funding under the Cuyahoga County Department of Development's Community Development Supplemental Grant program to install benches in public parks, streetscapes and spaces throughout Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren
Move for Adoption

b. Second Readings

ORDINANCE NO. 167-2024(AS): Second Reading. An Ordinance amending Section 111.23, "Publication of Ordinances and Resolutions," of the Codified Ordinances of the City of Cleveland Heights, OH.

Introduced by Councilmember Cobb
Move for Adoption

5) Discussion of Council's 2025 Expense Budget

a. Draft Expense Budget

6) Adjournment

NEXT MEETING OF COUNCIL: SEPTEMBER 16, 2024

Proposed: 09/09/2024

RESOLUTION NO. 173-2024(F), *First Reading*

By Mayor Seren

A Resolution approving the report of the Assessment Equalization Board appointed to hear objections to the estimated assessments for the public services plan for the Cedar Lee Special Improvement District, Inc. ("Cedar Lee SID"); and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, this Council, by its adoption of Resolution Nos. 124-2024 and 150-2024, did appointed an Assessment Equalization Board to hear objections to the public services plan for the Cedar Lee SID; and

WHEREAS, said Board did meet on September 4, 2024, and did hear and determine all objections before it; and

WHEREAS, said Board has submitted its report and recommendations to this Council, which is attached hereto as **Exhibit A**.

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

SECTION 1. The report of the Assessment Equalization Board appointed by Resolution Nos. 124-2024 and 150-2024, attached hereto as **Exhibit A**, is hereby accepted and approved.

SECTION 2. The estimated assessments, as equalized by said Board, and the recommendations to this Council with respect thereto, are hereby directed to be placed on file with the Clerk of Council.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 4. 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. 173-2024(F)

SECTION 5. 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 that the assessment must be filed with the Cuyahoga County Fiscal Officer by September 10, 2024, if it is to be added to the 2022 Tax Duplicate. 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.

TONY CUDA
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor



September 4, 2024

To the Council of the City of Cleveland Heights, Ohio

Council Members:

This is to report that a meeting of the Assessment Equalization Board, appointed pursuant to Resolution Nos. 116-2024 and 124-2024, was held on Wednesday, September 4, 2024 at 5:00pm. The meeting was held at City Hall in the Executive Conference Room.

The meeting was held to consider the equalization of assessments requested in all objections, timely filed against Resolution No. 124-2024, entitled,

"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."

The Clerk of Council received one objection and all parcel owners were invited to be heard at the meeting.

The Board therefore recommends to Council that the assessment lists prepared pursuant to Resolution No. 124-2024 and heretofore filed with the Clerk of Council and advertised pursuant to law be filed with no adjustments and so certified to the County Fiscal Officer.

Respectfully submitted,

A handwritten signature in blue ink that reads "Addie Balester".

Addie Balester, Secretary
Assessment Equalization Board

A handwritten signature in blue ink that reads "Barbara Anderson".
Barbara AndersonA handwritten signature in blue ink that reads "Helen Hertz".
Helen Hertz

Lorna Rudolph

Proposed: 09/09/2024

RESOLUTION NO. 174-2024(F), *First Reading*

By Mayor Seren

An Ordinance determining to proceed with the implementation through assessment of the cost of a public services plan for the Cedar Lee Special Improvement District, Inc (“Cedar Lee SID”); levying assessments for said purpose; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, this Council, by its adoption of Resolution No. 124-2024, declared the necessity of implementing, through assessment, a public services plan for the Cedar Lee SID; and

WHEREAS, pursuant thereto, estimated assessments were duly prepared and filed with the Director of Finance/Clerk of Council; and

WHEREAS, one objection was filed to said estimated assessments; and

WHEREAS, the Assessment Equalization Board appointed pursuant to this Council’s adoption of Resolution No. has heard and determined all objections and has filed its report and recommendations with this Council; and

WHEREAS, this Council has adopted Resolution No. 173-2024(F), approving and accepting said report, and has ordered the estimated assessments equalized in accordance with the recommendations of said Board and filed with the Director of Finance/Clerk of Council; and

WHEREAS, this Council has determined to proceed with the levying of said equalized assessments in accordance with Resolution No. 124-2024.

WHEREAS, this Ordinance was adopted by the concurrence of not less than three-fourths of the seven members elected to this Council.

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

SECTION 1. It is the determination of this Council to proceed with the levying of an assessment on the following parcels in the Cedar Lee Special Improvement District, Inc. (“Cedar Lee SID”) in accordance with the provisions of the Resolution of Necessity (Resolution 124-2024).

SECTION 2. One hundred percent (100%) of the cost and expense of the public services plan, in the amount of One Hundred Fifty-five Thousand, Nine Hundred Sixty-five Dollars (\$155,965.00) for Year One; One Hundred Fifty-eight Thousand, Two Hundred

ORDINANCE NO. 174-2024(F)

Sixty-five Dollars (\$158,265.00) for Year Two; One Hundred Seventy-seven Thousand, Eight Hundred Sixty-five Dollars (\$177,865.00) for Year Three; One Hundred Seventy-six Thousand, Six Hundred Dollars (\$176,600.00) for Year Four, and One Hundred Eighty-four Thousand, Eight Hundred Fifty Dollars (\$184,850.00) for Year Five, shall be and hereby is assessed of the aforementioned lots and lands as specified in Resolution No. 124-2024 in proportion to their current tax value as of the date of this Ordinance.

SECTION 3. Each annual installation of the assessment against each of the aforementioned parcels of land shall be certified to the County Auditor and placed on the tax duplicate according to law, and shall be collected as other taxes; provided however that each property owner shall have the option of paying the first annual installation of the assessment in cash to the City within thirty (30) days of the adoption of this Ordinance, and each of the subsequent two assessments by August 15th of each year.

SECTION 4. All assessments levied pursuant to this Ordinance shall be filed with the Clerk of Council.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 6. Notice of the 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. Said notice shall comply with all requirements of Ohio Revised Code.

SECTION 7. The Director of Finance/Clerk of Council is hereby directed to cause notice of the levy of the assessments herein provided for to be filed with the Cuyahoga County Auditor.

SECTION 8. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet statutory deadlines. Wherefore, provided it receives the affirmative vote of five 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 immediately upon its passage; otherwise, it shall take effect and be in force immediately upon its passage.

TONY CUDA
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor



Date: September 5, 2024

To: City Council

From: Karen Knittel, Assistant Planning Director
Brian Iorio, Assistant Director fo Community Development

Subject: Cuyahoga County Community Development Supplemental Grant (CDSG) Application

Purpose Statement: To authorize the Mayor to submit an CDSG grant application to the Cuyahoga County Department of Development requesting \$50,000 to be used to address accessibility upgrades in Cleveland Heights Parks.

Is this legislation recurring: Yes: _____ No: X

Is emergency language necessary: Yes: X No: _____

If yes, why?

The CBSG Applications need to be submitted to Cuyahoga County Department of Development no later than 4:00p.m. on September 16, 2024.

Is passage on first reading necessary: Yes: X No: _____

If yes, why?

Application deadline is September 16th.

If funding is required, is it already budgeted for? Yes: _____ No: X

If not already budgeted for, where will funding come from?

This would be a 2025 project; the Planning Department is including a request for \$50,000 in the 2025 capital budget to be used for accessibility upgrades to our parks. These funds can be used as match for this CDSG application.

Proposed: 09/09/2024

RESOLUTION NO. 175-2024(PD), *First Reading*

By Mayor Seren

Resolution authorizing the Mayor to apply for grant funding under the Cuyahoga County Department of Development's Community Development Supplemental Grant program to install benches in public parks, streetscapes and spaces throughout Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, Cuyahoga County has initiated a program named the Community Development Supplemental Grant ("CDSG") program, which is a competitive grant of up to Fifty Thousand Dollars (\$50,000.00) awarded to help strengthen cities, encourage regional collaboration, and improve the quality of life for county residents; and

WHEREAS, the CDSG program is funded through the County Casino Revenue Fund and requires no matching funds; and

WHEREAS, the City is interested in applying for said grant to install benches to beautify parks, streetscapes, and other public spaces throughout the City; and

WHEREAS, benches address a community need and improves the quality of life for City residents; and

WHEREAS, said application to the CDSG program would be in the interests of the City and its residents

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

SECTION 1. The Mayor be, and is hereby, authorized to apply to the Department of Development, County of Cuyahoga, State of Ohio, for funding in a sum of up to Fifty Thousand Dollars (\$50,000.00), under the Community Development Supplemental Grant program, to make accessible improvements to public parks. The Mayor is further authorized and directed to execute any and all documents necessary for acceptance of said grant, upon forms approved by the Director of Law, should it be awarded.

SECTION 2. Notice of 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

RESOLUTION NO. 175-2024(PD)

to meet the application deadline. 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.

TONY CUDA
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved: _____

KAHLIL SEREN
Mayor



Date: August 29, 2024

To: City Council

From: Addie Balester, Clerk of Council

Subject: Publication of Legislation

Purpose Statement: To amend our ordinances to provide for the online publication of legislation in order to increase efficiency and will be more cost effective.

Is this legislation recurring: Yes: _____ No: X

Is emergency language necessary: Yes: _____ No: X

If yes, why?

N/a

Is passage on first reading necessary: Yes: _____ No: X

If yes, why?

N/a

If funding is required, is it already budgeted for? Yes: _____ No: _____

If not already budgeted for, where will funding come from?

Funding not required

Proposed: 09/03/2024

ORDINANCE NO. 167-2024(AS), *Second Reading*

By Councilmember Cobb

An Ordinance amending Section 111.23, "Publication of Ordinances and Resolutions," of the Codified Ordinances of the City of Cleveland Heights, OH.

WHEREAS, Article III, Section 8 of the Charter of the City of Cleveland Heights, provides that the Council may, by Ordinance, determine the method and manner of giving public notice of passage of ordinances or resolutions of a general or permanent nature; and

WHEREAS, newspaper publication has become costly and problematic, with lead times of at least six days with only weekly publication; and

WHEREAS, while the language of the City Charter is the controlling authority, it is noteworthy that Section 731.21 of the Ohio Revised Code has been amended and now allows publication of municipal ordinances and resolutions on an official municipal website; and

WHEREAS, this Council desires to provide for the online publication of its legislation, which will be timelier, more efficient, and more cost-effective, and will likely reach a broader audience than newspaper publication.

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

SECTION 1. Section 111.23, Publication of Ordinances and Resolution, of Chapter 111, Council, of the Codified Ordinances of the City of Cleveland Heights shall be and hereby is amended to read as follows:

111.23 PUBLICATION OF ORDINANCES AND RESOLUTIONS.

Pursuant to Section 8 of Article III of the City Charter, the method and manner of giving public notice of passage of ordinances and resolutions of a general and permanent nature shall be as follows: the title and either an abstract thereof prepared by the Director of Law or the full text thereof, as may be directed by Council in a section of such ordinance or resolution, or by separate resolution shall be published. ~~Provided, further, that if such ordinance or resolution is printed publication, it need not be published otherwise.~~ Such publication shall either be by notice or advertisement printed once in one (1) newspaper of general circulation in the City, or by posting in full on the City of Cleveland Heights website.-

ORDINANCE NO. 167-2024(AS)

SECTION 2. 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 3. This Ordinance shall take effect and be in force from and after the earliest time allowed by law.

TONY CUDA
President of Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor