

**AGENDA  
EUCLID CITY COUNCIL MEETING  
TUESDAY, JUNE 21, 2022 AT 7:00 PM  
EUCLID MUNICIPAL CENTER COUNCIL CHAMBER**

**PERMISSIBLE PRELIMINARIES:**

**FIRST GAVEL**

**PLEDGE OF ALLEGIANCE**

**EUCLID CITY COUNCIL MEETING BUSINESS:**

**SECOND GAVEL**

**ROLL CALL OF MEMBERS**

**COMMUNICATIONS:**

- TRIPLE DEUCE TAVERN, LLC DBA TRIPLE DEUCE TAVERN, 783 E. 222, EUCLID, 44123

**COUNCIL MINUTES:**

- April 4, 2022
- April 18, 2022
- May 2, 2022
- May 16, 2022

**ADMINISTRATION REPORTS & COMMUNICATIONS:**

**COMMITTEE DOCUMENTATION:**

- Board of Control dated: May 31, 2022
- Euclid Avenue Revitalization Committee: May 25, 2022
- Public Service and Utilities Committee: June 1, 2022
- Council Work Session: June 21, 2022

**COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY**

**LEGISLATION**

**ACTION**

**PROPOSED**

1. A resolution to accept and expend a grant from the Ripepi Family through Excel K-9 Services, Inc. Corporate Headquarters Kennel and Training Campus, 6454 Winchell Rd, Hiram Township, Ohio 44234 for a K-9 dog for use by the Euclid Police Department. (Sponsored by Mayor Holzheimer Gail)  
  
**Comment: This would accept a grant for a K-9 dog for use by the EPD.**  
  
Res. (067-22)
2. An ordinance authorizing the Mayor of the City of Euclid renew their contract with 3S Towing and Recovery, 1090 East 305 St, Wickliffe, OH 44092, for the towing of junk, abandoned and impounded vehicles or vehicles that must otherwise be removed at the direction of the Euclid Police Department for the period from January 1, 2023 through December 31, 2025. (Sponsored by Mayor Holzheimer Gail)  
  
**Comment: This would renew the towing contract with 3S Towing Co.**  
  
Ord. (068-22)
3. An ordinance repealing Section 1129.05 Tattooing Prohibited of Chapter 1129 General Offenses, of the Health and Sanitation Code of the Codified Ordinances of the City of Euclid, due to conflicting regulations in the  
  
Ord. (069-22)

Planning and Zoning Code. (Sponsored by Mayor Holzheimer Gail and Councilperson Tolton)

**Comment: This repeals an outdated code section.**

4. A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit a grant application to Cuyahoga County for American Rescue Plan Act funds for the creation of the Heritage Park Home Repair Pilot Grant Program. (Sponsored by Mayor Holzheimer Gail and Councilperson Caviness) Res. (070-22)

**Comment: This would authorize a grant application for county ARPA funds for Heritage Park Home Repair Pilot Grant Program.**

5. A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit four (4) grant applications to Cuyahoga County for American Rescue Plan Act funds for the Hero Park Trail Project, Euclid Animal Shelter Fencing Project, Phase 2 Window Replacement Project at Shore Cultural Centre, and Sidewalk Snow Plow Project. (Sponsored by Mayor Holzheimer Gail and All Members of Council) Res. (071-22)

**Comment: This would authorize a grant application for county ARPA funds for 4 programs.**

**First Reading**

6. An ordinance enacting a special assessment upon all property within the City of Euclid to be used for the payment of street lighting within the City. (Sponsored by Mayor Holzheimer Gail) Ord. (072-22)

**Comment: This will continue the assessment of street lighting.**

**First Reading**

7. An ordinance authorizing the continuation of the solid waste collection fee for residential accounts for the years 2023 and 2024. (Sponsored by Mayor Holzheimer Gail) Ord. (073-22)

**Comment: This will continue the assessment of waste collection.**

8. Alternative Tax Budget Information (Sponsored by Council President Mancuso by request of the Finance Director) Ord. (074-22)

**Comment: This is an annual piece required by Cuyahoga County.**

9. An emergency ordinance amending 32-2022 which makes the annual appropriation for all expenditures for the city of euclid for the period ending december 31, 2022. (Sponsored by Council President Mancuso by request of the Director of Finance) Ord. (075-22)

**Comment: This would amend the 2022 Budget.**

10. An emergency ordinance providing for the schedule of inter-transfer of funds between all funds. (Sponsored by Mayor Holzheimer Gail by request of the Director of Finance) Ord. (076-22)

**Comment: This would approve a budget transfer.**

11. An emergency ordinance authorizing the Mayor of the City of Euclid or her designee to enter into an agreement with F.P. Allega Concrete for the replacement of certain sidewalks on E 254<sup>th</sup> Street, in an amount not to exceed Fifty-One Thousand Two Hundred Dollars and Zero Cents (\$51,200). (Sponsored by Mayor Holzimer Gail and Councilperson Epps) Ord. (077-22)

**Comment: This would authorize sidewalk replacement on East 254<sup>th</sup> Street.**

12. An ordinance enacting Section 501.31 Parental Responsibility of Chapter 501 General Provisions; Administration and Enforcement of the General Offenses Code of the Codified Ordinances for the City of Euclid to hold Ord. (078-22)

parents and guardians responsible for certain acts of minors. (Sponsored by Councilperson Jarosz)

**Comment: This would hold parents/guardians accountable for certain acts of minors.**

**COMMITTEE OF THE WHOLE – PUBLIC PORTION**

**COUNCIL MEMBERS' COMMENTS**

**ADJOURNMENT**

Resolution No.

By – Mayor Holzheimer Gail

A resolution to accept and expend a grant from the Ripepi Family through Excel K-9 Services, Inc. Corporate Headquarters Kennel and Training Campus, 6454 Winchell Rd, Hiram Township, Ohio 44234 for a K-9 dog for use by the Euclid Police Department.

WHEREAS, the Ripepi Family announced the recipients of police K-9 grants from funds raised during The Danny Ripepi Memorial Concert that was held to honor Danny Ripepi, who was killed in September 2020 when a dump truck caused a highway sign to fall onto his vehicle; and

WHEREAS, The K-9 grants were awarded to five entities and the Euclid Police Department was one of the recipients of the K-9 grant; and

WHEREAS, the Euclid Police Department does not currently have a K-9 on staff as one K-9 recently passed away and one retired from service; and

WHEREAS, the Euclid Police Department will receive the K-9 sometime in the summer of 2022 after the dog completes the six-week training course at Excel K-9 Services; and

WHEREAS, The City of Euclid does not receive any grant monies directly. Monies will go from the Ripepi Family to Excel K-9 Services, Inc. to pay for the K-9 and training.

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, Cuyahoga County, Ohio:

Section 1: The Mayor or her designee is authorized to accept and expend a grant from the Ripepi Family through Excel K-9 Services, Inc. Corporate Headquarters Kennel and Training Campus, 6454 Winchell Rd, Hiram Township, Ohio 44234 for a K9 dog for use by the Euclid Police Department.

Section 2: That it is found and determined that all formal actions of this Council concerning and 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, including Section 121.22 of the Ohio Revised Code.

Section 3: That this resolution shall take immediate effect.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the Mayor of the City of Euclid renew their contract with 3S Towing and Recovery, 1090 East 305 St, Wickliffe, OH 44092, for the towing of junk, abandoned and impounded vehicles or vehicles that must otherwise be removed at the direction of the Euclid Police Department for the period from January 1, 2023 through December 31, 2025.

WHEREAS, in 2016, requests for proposals were advertised and the city obtained proposals from three towing vendors and they presented their proposals to the Public Safety Committee on October 19, 2016; and

WHEREAS, it was found and determined that 3S Towing and Recovery provided the lowest and best proposal of all three proposals submitted and the city entered into a contract with 3S for two (2) years with an option for renewal; and

WHEREAS, Euclid City Council renewed the contract with 3S through December 31, 2022 through Ordinance 108-2020; and

WHEREAS, the Euclid Police Department continues to be pleased with the superior performance, response time, access to their database and inventory, and customer service of 3S Towing and Recovery and request that the contract be extended for three (3) more years through December 31, 2025; and

WHEREAS, the towing services are provided at no cost to the city, and 3S Towing did not increase their prices over the last 5 years. They are asking for an increase this contract term regarding the storage prices at an increase of \$5/day which is still below industry standards.

Now, therefore, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor of the City of Euclid is authorized to enter into a contract with 3S Towing and Recovery, 1090 East 305 St, Wickliffe, OH 44092, for the towing of junk, abandoned and impounded vehicles or vehicles that must otherwise be removed at the direction of the Euclid Police Department for the period from January 1, 2023 through December 31, 2025.

Section 2: That 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 any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Tolton

An ordinance repealing Section 1129.05 Tattooing Prohibited of Chapter 1129 General Offenses, of the Health and Sanitation Code of the Codified Ordinances of the City of Euclid, due to conflicting regulations in the Planning and Zoning Code.

WHEREAS, tattooing was prohibited with the passage of Ordinance 250-1976, which was passed on November 1, 1976; and

WHEREAS, tattooing is a regulated use in the City's Planning and Zoning Code in 1359.06(t) and is a conditionally permitted use in the U-4, Neighborhood and Retail Services, and U-5, General Commercial, Zoning Districts; and

WHEREAS, Section 1129.05 conflicts with regulations in the City's Planning and Zoning Code, which permit tattooing subject to regulations and conditional use permits, and, therefore, should be repealed to clarify the City's regulations.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Section 1129.05 Tattooing Prohibited of Chapter 1129 General Offenses, of the Health and Sanitation Code of the Codified Ordinances of the City of Euclid is hereby repealed:

**1129.05 TATTOOING PROHIBITED.**

~~No person shall tattoo another person or permit himself or herself to be tattooed within the City.~~

Section 2: That 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 any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

Resolution No.

By: Mayor Holzheimer Gail and Councilperson Caviness

A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit a grant application to Cuyahoga County for American Rescue Plan Act funds for the creation of the Heritage Park Home Repair Pilot Grant Program.

WHEREAS, the City of Euclid's County Councilmember, Sunny Simon, has solicited applications from municipalities within her District for the \$6 million in American Rescue Plan Act (ARPA) funding allocated to her District and that such funds will be subject to the approval of Cuyahoga County Council; and

WHEREAS, the City is proposing the Heritage Park Home Repair Pilot Grant Program, which will assist owner-occupants in the Heritage Park Neighborhood with home repairs, giving priority to residents who receive the homestead property tax exemption. As proposed, the Pilot Grant Program will have a total budget of \$300,000, with \$200,000 being asked in Cuyahoga County ARPA grant application and the City matching the grant request with \$100,000 from its own ARPA allocation; and

WHEREAS, the City of Euclid's 2017 Master Plan identifies the Heritage Park Neighborhood, which is bounded approximately by the City's border with Cleveland to the west, E 219<sup>th</sup> Street to the east, the railroad tracks to the north, and Euclid Avenue to the south, as an area to preserve viable housing structures; and

WHEREAS, investing in the Heritage Park Neighborhood by providing home repair grants will help to stabilize and maintain the housing stock, build the tax base in the Neighborhood, recover property owners' equity in their homes, and prevent future blight and need for the City to demolish additional residential structures; and

WHEREAS, the Heritage Park Neighborhood has been disproportionately impacted by the Great Recession, with 32 residential demolitions taking place between 2008 and 2021 (approximately 11.5% of all residential structures in the Neighborhood). Additionally, the Heritage Park Neighborhood continues to be impacted by unequal access to capital for home improvements and repairs; and

WHEREAS, Census Tract 1527.01, which comprises most of the Heritage Park Neighborhood, is a Qualified Census Tract (QCT) with over 85% of the residents identifying as Black or African American; and

WHEREAS, under ARPA guidelines, households and populations residing in QCTs are presumed to be disproportionately impacted by the public health emergency or its negative economic impacts, and home repairs or weatherization are enumerated eligible uses for funds to respond to negative economic impacts of the public health emergency; and

WHEREAS, in Resolution 58-2020, passed on June 15, 2020, the City declared racism a public health crisis and committed itself to addressing racism in all forms, including the legacy effects of redlining and discrimination in housing.

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That this Council authorizes the Mayor or her designee to execute and submit a Cuyahoga County ARPA grant application for the Heritage Park Home Repair Pilot Grant Program for a total amount of Two Hundred Thousand and 00/100 Dollars (\$200,000.00).

Section 2: That funds to pay for the \$100,000 match will be derived from the City's ARPA Funds.

Section 3: That 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 any of its committees that resulted in such formal action were, in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this resolution shall take immediate effect.

Attest:

\_\_\_\_\_  
Clerk of Council

Passed:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor

Resolution No.

By: Mayor Holzheimer Gail and All Members of City Council

A resolution authorizing the Mayor of the City of Euclid or her designee to execute and submit four (4) grant applications to Cuyahoga County for American Rescue Plan Act funds for the Hero Park Trail Project, Euclid Animal Shelter Fencing Project, Phase 2 Window Replacement Project at Shore Cultural Centre, and Sidewalk Snow Plow Project.

WHEREAS, the City of Euclid's County Councilmember, Sunny Simon, has solicited applications from municipalities within her District for the \$6 million in American Rescue Plan Act (ARPA) funding allocated to her District and that such funds will be subject to the approval of Cuyahoga County Council; and

WHEREAS, the City of Euclid administration and City Council have identified four (4) community projects that will help address concerns of our community, align with the priorities of County Councilwoman Simon, and align with goals of the City of Euclid's Master Plan; and

WHEREAS, the City of Euclid's 2017 Master Plan calls for the continued enhancement of existing neighborhood parks, improving walkability, and preservation and maintenance of community assets; and

WHEREAS, Hero Park Trail Project ("the Project") includes the engineering and construction of an approximately 3,365-foot long trail around the stormwater retention basin with proposed signage and seating nodes along the trail. The Project builds off the recent replacement of the playground equipment at Hero Park and the \$100,000 county funding request will fill the gap of remaining total project funds; and

WHEREAS, the Euclid Animal Shelter project includes the replacement of existing fencing, addition of another outdoor run to allow more dogs to be outside at the same time; and a small roof repair for a total project amount request of Thirty-Two Thousand Dollars (\$32,000); and

WHEREAS, the Window Replacement at Shore Cultural Centre would fund a second phase of window replacement at Shore Cultural Centre in the amount of Two Hundred Fifty Thousand Dollars (\$250,000) to continue the improvements to our community asset that is home to community service, arts and cultural organization, local makers and emerging small businesses; and

WHEREAS, the Sidewalk Snow Plow Project would fund the purchase of two (2) new sidewalk snowplows to enable the City to clear major sidewalks of snow in order to improve safety and accessibility throughout Euclid in the amount of Ninety Thousand Dollars (\$90,000).

NOW, THEREFORE, be it resolved by the Council of the City of Euclid, State of Ohio:

Section 1: That this Council authorizes the Mayor or her designee to execute and submit four Cuyahoga County ARPA grant applications for the Hero Park Trail Project in the amount of One Hundred Thousand and 00/100 Dollars (\$100,000.00), Euclid Animal Shelter Fencing Project in the amount of Thirty Two Thousand Dollars (\$32,000), Phase 2 Window Replacement at Shore Cultural Centre in the amount of Two Hundred Fifty Thousand Dollars (\$250,000), and Sidewalk Snow Plow Project in the amount of Ninety Thousand Dollars (\$90,000).

Section 2: That 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 any of its committees that resulted in such formal action were, in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this resolution shall take immediate effect.

Attest:

\_\_\_\_\_  
Clerk of Council

Passed:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor

Ordinance No.

By -- Mayor Holzheimer Gail

An ordinance enacting a special assessment upon all property within the City of Euclid to be used for the payment of street lighting within the City.

WHEREAS, within the City of Euclid street lighting provides benefits for all property owners as it helps to increase the safety of the community; and

WHEREAS, the safety of the citizens is a concern of this Council and Administration and through the enactment of this special assessment the City will have the ability to maintain its current level of street lighting; and

WHEREAS, the decisions made by the State Legislator and Governor to reduce the local government fund and estate tax provision threaten the ability of the City to maintain basic City services; and

WHEREAS, with the most recent real property valuation, the millage was increased to 1.50 mills to allow for the collection of the funds necessary to offset the expense of the street lighting; and

WHEREAS, 1.50 mills will continue to provide adequate revenue to cover the annual cost of street lighting.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: It is hereby deemed necessary to provide for the payment of electric power for street lighting by special assessments on all parcels benefited, which is hereby determined to be all parcels of land within the municipality, except parcels owned by the State of Ohio and other tax exempt parcels.

Section 2: No expenditure shall be made nor any portion of this special assessment used to improve or install additional lighting facilities except to the extent that funds are available after provision for or payment of all costs of electric power.

Section 3: The cost of said improvement, namely the lighting of streets within the municipality, less two percent (2%) for the cost of intersections shall be assessed upon all of the lots and lands within this City which said lots and lands are hereby determined to be specifically benefited by said street lighting. Said assessment shall be levied at the rate of 1.50 mills annually. The cost of said improvement shall include the expense of the preliminary and other surveys and printing and publishing of notices, resolutions and ordinances required, and the serving of said notices, and the cost of construction, if any. No bond shall be issued in anticipation of the collection of said special assessments.

Section 4: The amount of said special assessments shall be certified by the Clerk of Council to the County Fiscal Officer, as provided by law, to be placed by the County Fiscal Officer upon the tax duplicate for 2023, 2024 and 2025 for collection as other taxes in 2023 and 2024.

Section 5: The Director of Finance is hereby authorized and directed to prepare an estimated assessment of the cost of electric power to provide street lighting and file said estimated costs with the office of the Clerk of Council, showing thereon the amount of the assessment against each lot or parcel of land to be assessed. Said estimated assessment shall be filed in the office of said Clerk and shall be available for public inspection.

Section 6: That it is found and determined that all formal actions of this Council concerning and 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, including Section 121.22 of the Ohio Revised Code.

Section 7: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

Passed:

Effective:

\_\_\_\_\_  
President of Council

Approved:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the continuation of the solid waste collection fee for residential accounts for the years 2023 and 2024.

WHEREAS, the City of Euclid wishes to maintain the highest level of public services to City residents and faces continued elimination of the estate tax and prior reduction in the state/local government funds, both due to state legislative action; and

WHEREAS, the collection and disposal of garbage and refuse in the City is a matter which affects the public health, welfare and safety of all City residents; and

WHEREAS, the Council of the City of Euclid has provided for the fee since 2010; and

WHEREAS, the Council has determined that provisions should be continued allowing for a reduced rate for senior and other persons based upon income qualifications; and

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That it has been determined that a portion of the cost of garbage, waste and refuse collection shall be borne by the property owner. The cost shall be eleven dollars (\$11.00) per month and shall be assessed through the collection of property taxes as a special assessment for the years 2023 and 2024.

Section 2: That the fee shall be reduced to five (\$5.00) per month for seniors 65 years of age and older who are owner-occupied home owners, regardless of income, and who make application to the Director of Finance; or permanently and/or totally disabled persons provided those individuals make an application to the Director of Finance and demonstrate that their household income, inclusive of Social Security benefits, does not exceed 31,500.00. Said application to be developed by the Director and shall include the requirement to provide a copy of the most recently filed federal income tax return.

Section 3: That the amount of said special assessments for each shall be certified by the Clerk of Council to the County Fiscal Officer or other designated Cuyahoga County Official as provided by law to be placed by said official upon the tax duplicate and collected as other taxes as part of the annual tax collections to be levied and collected in the same calendar year.

Section 4: That the Director of Law is authorized to take all steps permitted by law to collect delinquent fees.

Section 5: That it is found and determined that all formal actions of this Council concerning and 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, including Section 121.22 of the Ohio Revised Code.

Section 6: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor

## ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit CITY OF EUCLID

For the Fiscal Year Commencing JANUARY 1, 2023

Fiscal Officer Signature \_\_\_\_\_ Date \_\_\_\_\_

# COUNTY OF CUYAHOGA

### **Background**

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

Under the law in effect prior to June 3, 2002, the budget commission could only waive the tax budget for a subdivision or other taxing unit that was receiving a share of the county undivided local government fund or the county undivided local government revenue assistance fund under an alternative method or formula pursuant to ORC Sections 5747.53 and 5747.63. Thus, tax budgets could be waived only for counties, municipalities, townships, and park districts. This restriction is now removed.

### **Ohio Revised Code Section 5705.281**

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

### **County Budget Commission Duties**

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

### **County Budget Commission Action**

On October 11, 2002, during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (Including Schools) to adopt a tax budget as provided under ORC Section 5705.281, but shall require the filing of this Alternative Tax Budget Information document on an annual basis.

### **Alternative Tax Budget Information Filing Deadline**

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

# GUIDELINES FOR COMPLETING THE ALTERNATIVE TAX BUDGET INFORMATION

## SCHEDULE 1

The general purpose of schedule 1 is to meet the requirement of Ohio Revised Code (ORC) Section 5705.04 which requires the taxing authority of each subdivision to divide the taxes levied into separate levies. For help use the schedule B issued by the budget commission for the current year and add any new levies. This will help to ensure that no levies are missed.

In column 1 list only those individual funds which are requesting general property tax revenue. In column 2 purpose refers to the following terms, inside, current expenses, and special levy for example. In column 4 levy type refers to renewal, additional, and replacement for example. In column 9 identify the amount of general property tax you wish to request.

## NOTE:

The general purpose of column 9 is to demonstrate the need to produce property tax revenues to cover the estimated expenditures for the budget year. ORC Section 5705.341 states in part;

"Nothing in this section or any section of the ORC shall permit or require the levying of any rate of taxation, whether within the 10 mill limitation or whether the levy has been approved by the electors, the political subdivision or the charter of a municipal corporation in excess of such 10 mill limitation, unless such rate of taxation for the ensuing fiscal year is clearly required by a budget properly and lawfully, adopted under this chapter or by other information required per ORC 5705.281."

Property tax revenue includes real estate taxes, personal property taxes, homestead and rollback, and the personal property 10,000 exempt monies.

## SCHEDULE 2

The general purpose of schedule 2 is to produce an Official Certificate of Estimated Resources for all funds.

In column 3, total estimated receipts should include all revenues plus transfers in. All taxing authorities, except school districts, must submit a list of all tax transfers.

## SCHEDULE 3

The general purpose of schedule 3 is to provide inside/charter millage for debt service. The basic security for payment of general obligation debt is the requirement of the levy of ad valorem property taxes within the 10 mill limitation imposed by Ohio law. Ohio law requires a levy and collection of ad valorem property tax to pay debt service on general obligation debt as it becomes due, unless that debt service is paid from other sources.

## SCHEDULE 4

The general purpose of schedule 4 is to provide for the proper amount of millage to cover debt service requirements on voted bond issues. Major capital improvement projects are sometimes financed through the use of voted bonds. The taxing authority seeks voter approval of general obligation bonds and of the levy of property taxes outside the indirect debt limitation in whatever amount is necessary to pay debt service on those bonds.

## SCHEDULE 5

The general purpose of schedule 5 is to properly account for tax anticipation notes. See schedule 5 for more details.

# DIVISION OF TAXES LEVIED

(Levies Inside & Outside 10 Mill Limitation, Inclusive Of Debt Levies)  
(List All Levies Of The Taxing Authority)

## CITY OF EUCLID

I Fund	II Purpose	III Authorized By Voters On MM/DD/YY	IV Levy Type	V Number Of Years Levy To Run	VI Tax Year Begins/ Ends	VII Collection Year Begins/ Ends	VIII Maximum Rate Authorized	IX \$ AMOUNT Requested Of Budget Commission
GENERAL	Current Expenses	Charter	Charter Reducible	Continual			6.72	1,913,853
RECREATION OPERATING	Current Expenses	Charter	Charter Reducible	Continual			1.30	370,239
GENERAL PERMANENT IMPROVEMENT	Permanent Improvements	Charter	Charter Reducible	continual			1.00	284,800
RECREATION CAPITAL	Permanent Improvements	Charter	Charter Reducible	Continual			0.70	199,359
BOND RETIREMENT	Sinking Fund			Continual			3.88	2,708,588
Totals							13.60	5,476,840

# STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

CITY OF EUCLID

## SCHEDULE 2

I Fund BY Type	II Beginning Estimated Unencumbered Fund Balance	III Total Estimated General Property Taxes	IV Total Estimated Receipts	V Total Resources Available For Expenditures	VI Total Estimated Expenditures & Encumbrances	VII Ending Estimated Unencumbered Balance
GENERAL FUND	6,719,974	1,913,853	43,000,000	51,633,827	48,000,000	3,633,827
STATE HIGHWAY	89,507	0	169,000	258,507	150,000	108,507
INDIGENT DRIVER	25,719	0	7,000	32,719	20,000	12,719
COURT COMPUTERIZATION	63,458	0	50,000	113,458	75,000	38,458
COURT SPECIAL PROJECTS	58,688	0	50,000	108,688	50,000	58,688
ANIMAL SHELTER	6,041	0	105,000	111,041	110,000	1,041
NUISANCE ABATEMENT	74,306	0	200,000	274,306	250,000	24,306
INDIGENT DRIVER/ALCOHOL MONITORING	3,863	0	5,000	8,863	8,000	863
STREET MAINTENANCE & REPAIR	4,633	0	3,000,000	3,004,633	2,900,000	104,633
COMMUNITY TELEVISION	0	0	0	0	0	0
RECREATION OPERATING	6,004	370,239	200,000	576,243	575,000	1,243
CDBG	474,283	0	1,000,000	1,474,283	1,474,283	0
NEIGHBORHOOD STABILIZATION	0	0	0	0	0	0
HOME	33,598	0	0	33,598	33,598	0
OTHER GRANTS	292,626	0	1,745,000	2,037,626	2,037,626	0
CARES	0	0	150,000	150,000	150,000	0
ARP ACT FUND	6,000,000	0	0	0	0	0
COPS Grant	0	0	250,000	250,000	250,000	0
Sub-Totals	13,852,700	2,284,092	49,931,000	60,067,793	56,083,507	3,984,286

# STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

## SCHEDULE 2 (Continued)

CITY OF EUCLID

I Fund BY Type	II Beginning Estimated Unencumbered Fund Balance	III Total Estimated General Property Taxes	IV Total Estimated Receipts	V Total Resources Available For Expenditures	VI Total Estimated Expenditures & Encumbrances	VII Ending Estimated Unencumbered Balance
SAFER			750,000	750,000	750,000	0
LAW ENFORCEMENT TRUST	13,250	0	50,000	63,250	63,250	0
SHORE CORP	7,133	0	390,000	397,133	370,000	27,133
UNCLAIMED MONIES	112,478	0	0	112,478	0	112,478
GENERAL PERMANENT IMPROVEMENT	96,805	284,800	300,000	681,605	675,000	6,805
RECREATION CAPITAL IMPROVEMENT	25,243	199,359	0	224,602	200,000	24,602
SIDEWALK REPAIR & MAINTENANCE	63	0	0	63	0	63
PUBLIC BUILDING CONSTRUCTION	0	0	0	0	0	0
EUCLID ENDOWMENT	0	0	0	0	0	0
SIMS PARK	0	0	0	0	0	0
BENNINGTON HAMLET TIF	4,870	0	85,000	89,870	70,000	19,870
CMP PROPERTIES TIF	9,122	0	60,000	69,122	50,000	19,122
HARBOR TOWN TIF	2,732	0	300,000	302,732	300,000	2,732
DOWNTOWN DISTRICT A TIF	12,053	0	75,000	87,053	75,000	12,053
O'REILLY PUBLIC IMPROVEMENT TIF	5,607	0	20,000	25,607	25,000	607
SID WATERFRONT DISTRICT	614	0	0	614	0	0
DOLLAR GENERAL TIF	10,000	0	10,000	0	0	0
BOND RETIREMENT	486,609	2,708,588	2,000,000	5,205,197	4,000,000	1,205,197
WASTE WATER TREATMENT	5,306,587	0	24,000,000	29,306,587	20,000,000	9,306,587
WWWT EQUIPMENT REPLACEMENT	285,912	0	650,000	945,912	625,000	320,912
Sub-Totals	6,389,078	3,192,748	28,690,000	38,281,826	26,453,250	11,828,576

# STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

CITY OF EUCLID

## SCHEDULE 2 (Continued)

I Fund BY Type	II Beginning Estimated Unencumbered Fund Balance	III Total Estimated General Property Taxes	IV Total Estimated Receipts	V Total Resources Available For Expenditures	VI Total Estimated Expenditures & Encumbrances	VII Ending Estimated Unencumbered Balance
CREEKS AND SEWERS	241	0	1,321,000	1,321,241	1,060,000	271,241
PETERSON TRUNK LINE	13,401,223	0	350,000	13,751,223	5,857,000	7,894,223
WATER LINE IMPROVEMENT	4,853,798	0	280,000	4,933,798	2,780,000	2,153,798
BRIARDALE GOLF COURSE	57,732	0	850,000	907,732	850,000	57,732
SELF INSURANCE	319	0	280,000	280,319	250,000	30,319
RETIRES INSURANCE	15,882	0	5,000	20,882	20,000	882
BUILDING DEPOSITS	110,179	0	100,000	210,179	145,000	65,179
STREET OPENING	101,650	0	50,000	151,650	50,000	101,650
REVOLVING FUND	249,332	0	0	249,332		249,332
Sub-Totals	18,590,356	0	3,236,000	912,362	465,000	447,362
Totals	38,842,134	5,476,840	81,857,000	99,261,980	83,001,757	16,260,223

# UNVOTED GENERAL OBLIGATION DEBT

(Include General Obligation Debt To Be Paid From Inside/Charter Millage Only)  
 (Do Not Include General Obligation Debt Being Paid By Other Sources)  
 (Do Not Include Special Obligation Bonds & Revenue Bonds)

**CITY OF EUCLID** SCHEDULE 3

I Purpose Of Bonds Or Notes	II Date Of Issue	III Final Maturity Date	IV Principal Amount Outstanding At The Beginning Of The Year	V Amount Required To Meet Budget Year Principal & Interest Payments	VI Amount Receivable From Other Sources to Meet Debt Payments
2019 Series GO Bond Refunding	04/27/2019	2028	1,777,000	375,623	0
2020 Refunding VP Series 2011B **/**	04/27/2020	2031	5,041,000	614,266	462,338
VP Series 2015	06/03/2015	2030	4,504,000	620,313	0
General Obligation Various Purpose Imp. and Refunding Bonds 2021 ***	04/28/2021	2050	7,390,000	1,084,618	111,965
OTHER SOURCES: * Waterline & Peterson ** Waterline *** Peterson					
Totals			18,712,000	2,694,820	574,303

# VOTED DEBT OUTSIDE 10 MILL LIMIT

(Bonds Or Notes Must Actually Be Issued In Order To Commence Collection Of Property Taxes For Debt Service)

## CITY OF EUCLID

### SCHEDULE 4

I Purpose Of Notes Or Bonds	II Authorized By Voters On MM/DD/YY	III Date Of Issue	IV Final Maturity Date	V Principal Amount Outstanding At The Beginning Of The Year	VI Amount Required To Meet Budget Year Principal & Interest Payments
Totals				0	0

# TAX ANTICIPATION NOTES

(Schools Only)

## SCHEDULE 5

Tax anticipation notes are issued in anticipation of the collection of the proceeds of a property tax levy. The amount of money required to cover debt service must be deposited into a bond retirement fund, from collections and distribution of the tax levy, in the amounts and at the times required to pay those debt charges as provided in the legislation authorizing the tax anticipation notes. (ORC Section 133.24)

The appropriation to the fund which normally receives the tax levy proceeds is limited to the balance available after deducting the amounts to be applied to debt service.

After the issuance of general obligation securities or of securities to which section 133.24 of the ORC applies, the taxing authority of the subdivision shall include in its annual tax budget, and levy a property tax in a sufficient amount, with any other monies available for the purpose, to pay the debt charges on the securities payable from property tax. (ORC Section 133.25)

	Name Of Tax Anticipation Note Issue	Name Of Tax Anticipation Note Issue
<b>Amount Required To Meet Budget Year Principal &amp; Interest Payments:</b>		
Principal Due		
Principal Due Date		
Interest Due		
Interest Due Date		
Interest Due		
Interest Due Date		
Total		
Name Of The Special Debt Service Fund		
<b>Amount Of Debt Service To Be Apportioned To The Following Settlements:</b>		
February Real		
August Real		
June Tangible		
October Tangible		
Total		
Name Of Fund To Be Charged		

1st Amendments to Appropriation Ordinance 2022

Action	Fund			\$	Description
1. Increase General Fund	101-221	Fire	Other	33,000.00	Repearters for fire vehicles not in original budgets
2. Increase General Fund	101-411	Planning & Development	Other	75,000.00	Colision Bend Incentive Grant Ord 063-2022
3. Increase General Fund	101-511	Public Works	Other	900,500.00	Increase in project cost (Euclid Ave & 185th St.) Ord 041-2022 & Ord 042-2022
4. Increase General Fund	101-511	Public Works	Other	47,000.00	Increase in project cost (Pool Demo) Ord 062-2022
5. Increase General Fund	101-541	Motor Maintenance	Other	35,000.00	Increase cost of gasoline
6. Increase General Fund	101-711	General Services	Other	64,500.00	Reimbursement to HUD for Tree Removals that were not eligible expenses for CDBG but were charged to the fund
7. Increase General Fund	101-711	General Services	Other	25,000.00	Increase in Natural Gas
8. Increase General Fund	101-711	General Services	Other	50,000.00	Increase in Electricty
9. Increase General Fund	101-711	General Services	Other	65,000.00	Increase in Street/Traffic Lighting
10. Increase General Fund	101-912	Transfers		25,000.00	To Shore Corp for utilities
<b>TOTAL GENERAL FUND</b>				<u>1,320,000.00</u>	
10. Increase Shore Corp	290		Other	25,000.00	Increase in Electricity and Natural Gas
11. Increase to Unclaimed Fund	291		Other	1,000.00	For reimbursement of unclaimed funds
12. Increase to SID Waterfront District	397		Other	250.00	For auditor and treasurers fees from settlement
13. Increase Waste Water	510		Other	250,000.00	increase in Electricity and Natural Gas

1,596,250.00  
130,089,909.00  
128,493,659.00  
1,596,250.00

BY: Council President Charlene Mancuso (per request of the Finance Director)

AN EMERGENCY ORDINANCE AMENDING 32-2022 WHICH MAKES THE ANNUAL APPROPRIATION FOR ALL EXPENDITURES FOR THE CITY OF EUCLID FOR THE PERIOD ENDING DECEMBER 31, 2022.

WHEREAS, IN ORDER TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, IT IS NECESSARY THAT THE FOLLOWING SUMS OF MONEY, OR AS MUCH THEREOF AS MAY BE AUTHORIZED BY LAW, AS MAY BE NEEDED OR DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY, BE APPROPRIATED FOR THE CORPORATE PURPOSES AND OBJECTS OF SAID CITY AS HEREINAFTER SPECIFIED.

WHEREAS, THE SUBJECT MATTER OF THIS ORDINANCE CONSTITUTES AN EMERGENCY IN THAT THE SAME PROVIDES FOR THE PRESERVATION OF THE PUBLIC PEACE, SAFETY AND WELFARE OF THE CITIZENS OF THE CITY OF EUCLID, AND FOR THE DAILY OPERATION OF A MUNICIPAL DEPARTMENT.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF EUCLID, THE STATE OF OHIO.

SECTION 1: THAT TO PROVIDE FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF EUCLID, OVER A PERIOD ENDING DECEMBER 31, 2022. THE FOLLOWING SUMS BE AND THEY ARE HEREBY SET ASIDE AND APPROPRIATED AS HEREINAFTER SET FORTH.

SECTION 2: THAT THE EXPENDITURES OF EACH FUND FOR THE CITY OF EUCLID CAN NOT EXCEED THE APPROPRIATION AS AMENDED, FOR THAT FUND.

SECTION 3: THAT THERE BE AND THERE IS HEREBY APPROPRIATED FROM THE FOLLOWING FUNDS, THE DETAIL OF WHICH IS SHOWN BELOW:

101 GENERAL FUND		PERSONAL SERVICES	OTHER EXPENDITURES	TOTAL
<u>Legislative Departments</u>				
101-111	COUNCIL	184,685	8,829	193,514
<u>Judicial Departments</u>				
101-121	COURT	1,569,814	441,600	2,011,414
<u>Executive Departments</u>				
101-131	MAYOR	476,753	20,400	497,153
101-132	HUMAN RESOURCES	10,000	20,500	30,500
101-133	CIVIL SERVICE	19,554	40,200	59,754
101-134	BOARDS & COMMISSIONS	-	-	-
<u>Law Department</u>				
101-141	LAW DEPARTMENT	866,065	235,950	1,102,015
<u>Finance Department</u>				
101-151	FINANCE	423,378	107,600	530,978
101-152	TAX	232,243	965,800	1,198,043
101-153	VITALS	-	298,152	298,152
101-154	INFORMATION TECH	256,865	267,923	524,788
<u>Police Department</u>				
101-211	POLICE	13,960,641	1,389,899	15,350,540
101-212	POLICE ADMIN	833,828	251,836	1,085,664
101-213	CORRECTIONS	-	450,000	450,000
<u>Fire Department</u>				
101-221	FIRE (FIGHTING, PREVENTION, INSPECTIONS)	11,296,758	244,100	11,540,858
101-222	FIRE ADMIN	90,323	21,450	111,773
<u>Protective Inspection Department</u>				
101-311	BUILDING / HOUSING	905,608	236,070	1,141,678
101-331	PLANNING AND ZONING	196,379	10,550	206,929
<u>CS &amp; ED Department</u>				
101-411	PLANNING AND DEVELOPMENT	365,286	420,104	785,390
<u>Service Department</u>				
101-511	PUBLIC WORKS	172,209	1,650,300	1,822,509
101-521	PUBLIC BUILDINGS	672,024	274,150	946,174
101-531	HIGHWAYS AND STREETS	-	-	-
101-541	MOTOR MAINTENANCE	750,400	620,950	1,371,350
101-551	PARKS	1,098,497	114,210	1,212,707
101-561	ENGINEERING	-	71,150	71,150
101-571	SANITATION	-	2,876,300	2,876,300
<u>Recreation</u>				
101-611	RECREATION	-	-	-
101-621	SENIOR CENTER	310,635	49,700	360,335
<u>General Services</u>				
101-711	GENERAL SERVICES	10,000	2,399,350	2,409,350
<u>TRANSFERS</u>				
101-912	TO ANIMAL SHELTER - FUND 214	-	100,000	100,000
	TO SHORE CORP. - FUND 290	-	219,000	219,000
	TO SELF-INSUR. LIABILITY - FUND 630	-	280,000	280,000
	TOTAL TRANSFERS OUT	-	280,000	280,000
101-913	ADVANCES TO GOLF COURSE FUND 560	-	-	-
	TOTAL GENERAL FUND			48,788,018
<u>SPECIAL REVENUE FUNDS</u>		<u>PERSONAL SERVICES</u>	<u>OTHER EXPENDITURES</u>	<u>TOTAL</u>

210	STATE HIGHWAY		149,000	149,000
211	INDIGENT DRIVER ALCOHOL PROGRAM		140,000	140,000
212	COURT COMPUTERIZATION		250,000	250,000
213	COURT SPECIAL PROJECTS		250,000	250,000
214	ANIMAL SHELTER	108,560	17,830	126,390
216	NUISANCE ABATEMENT	183,171	199,000	382,171
217	INDIGENT DRIVER INTERLOCK & ALCOHOL		30,000	30,000
220	STREET MAINTENANCE & CONSTRUCTION	1,107,075	3,705,625	4,812,700
230	COMMUNITY TV		1,809	1,809
240	RECREATION OPERATING	453,813	406,051	859,864
250	COMMUNITY DEVELOPMENT BLOCK GRANT	349,950	976,450	1,326,400
252	NEIGHBORHOOD STABILIZATION GRANT		102,802	102,802
253	HOME PROGRAM		100,000	100,000
255	OTHER GRANTS		5,000,000	5,000,000
258	CARES ACT		277	277
259	ARP ACT		19,409,948	19,409,948
261	COP GRANT	242,023	-	242,023
262	SAFER GRANT	656,306	-	656,306
280	LAW ENFORCEMENT TRUST		200,000	200,000
290	SHORE CORPORATION	280,201	160,800	441,001
291	UNCLAIMED MONIES		1,000	1,000
<b>TOTAL SPECIAL REVENUE FUNDS</b>				<b>34,481,691</b>
<b>CAPITAL PROJECTS FUNDS</b>				
		<b>PERSONAL SERVICES</b>	<b>OTHER EXPENDITURES</b>	<b>TOTAL</b>
310	GENERAL PERMANENT IMPROVEMENT		914,385	914,385
320	RECREATION CAPITAL		900,000	900,000
330	SIDEWALK REPAIR AND REPLACEMENT		-	-
380	SIMS PARK		4,307	4,307
391	BENNINGTON HAMLET TIF		110,000	110,000
393	CMP PROPERTIES TIF		100,000	100,000
394	HARBOR TOWN TIF		650,000	650,000
395	DOWNTOWN DISTRICT TIF		165,000	165,000
396	O'REILLEY PUBLIC IMPROVEMENT TIF		60,000	60,000
397	SID WATERFRONT DISTRICT		250	250
<b>TOTAL CAPITAL PROJECTS FUNDS</b>				<b>2,903,942</b>
<b>DEBT SERVICE FUNDS</b>				
		<b>PERSONAL SERVICES</b>	<b>OTHER EXPENDITURES</b>	<b>TOTAL</b>
410	BOND RETIREMENT		4,732,165	4,732,165
<b>TOTAL DEBT SERVICE FUNDS</b>				<b>4,732,165</b>
<b>ENTERPRISE FUNDS</b>				
		<b>PERSONAL SERVICES</b>	<b>OTHER EXPENDITURES</b>	<b>TOTAL</b>
510	WASTE WATER TREATMENT	4,115,246	23,155,065	27,270,311
511	EQUIPMENT REPLACEMENT		621,000	621,000
512	CREEKS AND SEWERS	1,151,166	189,000	1,340,166
515	PETERSON TRUNK LINE		5,910,635	5,910,635
516	WATERLINE IMPROVEMENT		3,610,481	3,610,481
560	BRIARDALE GOLF COURSE		-	-
<b>TOTAL ENTERPRISE FUNDS</b>				<b>38,752,593</b>
<b>INTERNAL SERVICE FUNDS</b>				
		<b>SERVICES</b>	<b>EXPENDITURES</b>	<b>TOTAL</b>
630	SELF INSURANCE		321,000	321,000
<b>TOTAL INTERNAL SERVICE FUND</b>				<b>321,000</b>
<b>TRUST &amp; AGENCY FUNDS</b>				
		<b>SERVICES</b>	<b>EXPENDITURES</b>	<b>TOTAL</b>
730	RETIRES-INSURANCE PYMTS		500	500
740	BUILDING DEPOSITS		100,000	100,000
750	STREET OPENINGS		10,000	10,000
760	REVOLVING		-	-
<b>TOTAL TRUST &amp; AGENCY FUND</b>				<b>110,500</b>
<b>TOTAL ALL FUNDS</b>				<b>\$ 130,089,909</b>

SECTION 4: THAT THE DIRECTOR OF FINANCE IS HEREBY AUTHORIZED TO DRAW HIS WARRANTS FROM ANY OF THE FOREGOING APPROPRIATIONS UPON RECEIVING PROPER CERTIFICATES AND VOUCHERS THEREFORE APPROVED BY THE BOARD OF OFFICERS AUTHORIZED BY LAW TO APPROVE THE SAME, OR AN ORDINANCE OR RESOLUTION OF COUNCIL TO MAKE THE EXPENDITURES PROVIDED THAT THE CONTINGENCIES CAN ONLY BE EXTENDED UPON APPROVAL OF TWO-THIRDS VOTE OF COUNCIL FOR ITEMS OF EXPENSE CONSTITUTING A LEGAL OBLIGATION AGAINST THE CITY OF EUCLID AND FOR OTHER THAN THOSE COVERED BY THE OTHER SPECIFIC APPROPRIATIONS MADE HEREIN.

SECTION 5: THAT ALL APPROPRIATIONS EQUAL TO OUTSTANDING ENCUMBRANCES SHALL AT YEAR END CARRY FORWARD TO THE NEXT SUCCEEDING YEAR, SHALL NOT LAPSE AND THEREFORE, ENCUMBRANCES NEED NOT BE REAPPROPRIATED.

SECTION 6: THAT IT IS FOUND AND DETERMINED THAT ALL FORMAL ACTIONS OF THIS COUNCIL CONCERNING AND RELATING TO THE ADOPTION OF THIS ORDINANCE 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 ACTIONS, WERE IN MEETINGS OPEN TO THE PUBLIC, IN COMPLIANCE WITH ALL LEGAL REQUIREMENTS INCLUDING SECTION 121.22 OF THE OHIO REVISED CODE.

SECTION 7: THAT THIS ORDINANCE IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE OF THE INHABITANTS OF THE CITY OF EUCLID, AND PROVIDED IT RECEIVES THE TWO-THIRDS VOTE OF ALL MEMBERS OF COUNCIL ELECTED THERETO, SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL; OTHERWISE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER THE EARLIEST PERIOD ALLOWED BY LAW.

ATTEST:

\_\_\_\_\_  
CLERK OF COUNCIL

\_\_\_\_\_  
PRESIDENT OF COUNCIL

PASSED:

APPROVED:

\_\_\_\_\_  
MAYOR

Ordinance No.

By -- Mayor Holzheimer Gail by request of the Finance Director

An emergency ordinance providing for the schedule of inter-transfer of funds between all funds.

WHEREAS, the Council of the City of Euclid determines that it is in the best interest of the City that fund balance transfers be presented in a separate schedule of inter-fund transfers.; and

WHEREAS, the adoption of separate legislation approving inter-fund transfers is required by the Office of Auditor of State of Ohio. The Council of the City of Euclid determines that this ordinance constitutes an emergency in that the same provides for the preservation of the public peace, safety and welfare of the citizens of the city and for the daily operation of a municipal department.

NOW, THEREFORE, be it ordained by the Council of the city of Euclid, State of Ohio:

Section 1: That the Director of Finance is hereby directed and authorized to make the transfer of funds as listed in the following schedule of inter-fund transfers.

	<b>2022 Schedule of Interfund Transfers</b>	
<u>Transfer from Fund</u>	<u>Transfer Amount</u>	<u>Transfer to Fund</u>
101-General Fund	\$25,000	290 – Shore Corp

Section 2: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting 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 all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

\_\_\_\_\_  
Mayor

Ordinance No.

By – Mayor Holzheimer Gail and Councilperson Epps

An emergency ordinance authorizing the Mayor of the City of Euclid or her designee to enter into an agreement with F.P. Allega Concrete for the replacement of certain sidewalks on E 254<sup>th</sup> Street, in an amount not to exceed Fifty-One Thousand Two Hundred Dollars and Zero Cents (\$51,200).

WHEREAS, the City solicited bids for the Euclid Neighborhood Sidewalk Replacement Program between November 3, 2021 and December 6, 2021 with Coolidge Avenue as the base bid and E 254<sup>th</sup> Street as the bid alternate; and

WHEREAS, bids were received on December 6, 2021 and on December 13, 2021 the Board of Control awarded a contract to F.P. Allega Concrete as the lowest and best bidder for the base bid in the amount of \$46,550.00; and

WHEREAS, because the cost to replace certain sidewalks on E 254<sup>th</sup> Street was included in the CDBG Annual Action Plan and budget, as approved in Ordinance 149-2021 passed on December 20, 2021, the City desires to accept the bid alternate to replace certain sidewalks on E 254<sup>th</sup> Street in the amount of \$51,200; and

WHEREAS, this ordinance is hereby declared to be an emergency in that it provides for the health and safety of the community and it will allow administration to commence the park playground reconstruction project in a timely manner.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That the Mayor of the City of Euclid or her designee is authorized to enter into an agreement with F.P. Allega Concrete for the replacement of certain sidewalks on E 254<sup>th</sup> Street.

Section 2: That the cost of replacing certain sidewalks on E 254<sup>th</sup> Street shall not exceed \$51,200.00 and shall come from the Community Development Block Grant Fund.

Section 3: That 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 any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, safety and welfare of the citizens of the City of Euclid, and provided it receives the two-thirds vote of all members of Council elected thereto, shall be in full force and effect from after it passage and approval; otherwise to be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

\_\_\_\_\_  
Mayor

Ordinance No.

By –Councilperson Jarosz

An ordinance enacting Section 501.31 Parental Responsibility of Chapter 501 General Provisions; Administration and Enforcement of the General Offenses Code of the Codified Ordinances for the City of Euclid to hold parents and guardians responsible for certain acts of minors.

WHEREAS, like many surrounding communities, Euclid is experiencing a rise in criminal activity; and

WHEREAS, using EPD criminal offense data through 3/31/2022, homicides, sex offenses, felony/aggravated assault, theft, auto theft, and weapons offenses are all on pace to far exceed their 5-year annual averages; and

WHEREAS, additionally, discussions with several EPD officers suggest a growing criminal trend among our juvenile population. In March 2022, there were 53 counts of juvenile criminal charges. This compares to 4 counts of juvenile criminal charges in March of 2021 and 6 in March of 2020; and

WHEREAS, in many instances, there are no consequences for such offences which only emboldens and increases the likelihood of future transgressions against our community; and

WHEREAS, the goal of this legislation is to provide a modicum of deterrence by first formally notifying the parent/legal guardian of the juvenile's criminal activity in hopes that it will be addressed at home. It will also send a message that this community will no longer tolerate such behavior.

NOW, THEREFORE, be it ordained by the Council of the City of Euclid, State of Ohio:

Section 1: That Section 501.31 Parental Responsibility of Chapter 501 General Provisions; Administration and Enforcement of the General Offenses Code of the Codified Ordinances for the City of Euclid is hereby enacted to read as follows:

**501.31 PARENTAL RESPONSIBILITY**

(a) A parent who has parental rights and responsibilities for the care of a child under eighteen years of age and is the residential parent and legal custodian of such child; a guardian who has custody of a child; or, other custodian of a child, is charged with the control of the child and shall have the power to exercise parental control and authority over the child.

(b) It shall be unlawful for a parent, legal custodian, legal guardian, or other person lawfully charged with the care of a child under eighteen years of age, to knowingly fail to supervise such child. It shall be no defense that a parent or person charged with parental control and authority over the child was completely indifferent to the activities or conduct or whereabouts of such child. Parental responsibility to supervise such child and exercise parental control with regard to such child includes, but is not limited to the following duties:

(1) To keep illegal drugs out of the home and out of the possession of such child, except those drugs duly prescribed by a licensed physician or other authorized medical professional;

(2) To keep firearms out of the possession of such child except those used for hunting or other legal activities in accordance with state law and with the knowledge and supervision of a parent or other individual charged with parental control and authority over the child;

(3) To exercise and have in place reasonable controls so as to prevent such child from maliciously or willfully damaging, defacing or destroying real or personal property belonging to others, including the City of Euclid;

(4) To exercise and have in place reasonable controls so as to prevent such child from engaging in theft of property or keeping in his or her possession property known to be stolen;

(5) To exercise and have in place reasonable controls so as to prevent such child from engaging in violent assaultive behavior directed at persons.

An adjudication that a child under the age of eighteen years of age has been found a "delinquent child," as such is defined in Ohio R.C. 2151.02 for criminal conduct other than that which would lead to a "status" crime violation, such as a curfew or truancy violation, or has been found guilty of a criminal conviction when said child has been tried as an adult three times within any two-year period, shall be prima facie evidence that said parent or person charged with parental control and authority over the child failed to supervise the child.

This chapter shall not apply to a public children services agency as defined in Ohio R.C. 2151.11, to foster parents, or teachers and other employees of any public or private school.

In a prosecution of a person for failing to supervise a child under subsection hereof, it is an affirmative defense:

- (1) If the victim of the act that brings the child within the jurisdiction of the juvenile court or other court; or
- (2) parent, legal custodian, legal guardian, or other person reported the act to the appropriate authorities; or caused a complaint to be filed against the child pursuant to Ohio R.C. 2151.27, except for where the child is a juvenile traffic offender.

Whenever a child is arrested or detained for the commission of any delinquent act within the City, the parent or person charged with parental control and authority over the child shall be notified by the Euclid Police Department in writing for the first offense, advising the parent of such arrest or detention, the reason therefor, and the parent's responsibility under this chapter. A written record of such notifications shall be kept by the Police Department.

An adjudication that a child has committed any delinquent act or a finding that said child is responsible for a violation which is deemed a civil infraction and the parent or person charged with parental control and authority over the child has received notification on a prior occasion of the same or similar delinquent act shall be prima facie evidence that said person failed to exercise reasonable parental control.

Whoever violates this chapter is guilty of a violation of the parental responsibility ordinance.

- (1) Upon first conviction, a violation of this chapter is a minor misdemeanor.
- (2) If the offender has been previously convicted of a violation of the parental responsibility ordinance, a violation of this chapter is a misdemeanor of the fourth degree.
- (3) Upon the third or subsequent violation of this chapter, a violation of this chapter is a misdemeanor of the third degree.

Section 2: That Section 501.31 Parental Responsibility of Chapter 501 General Provisions; Administration and Enforcement of the General Offenses Code of the Codified Ordinances for the City of Euclid is hereby enacted.

Section 3: That it is found and determined that all formal actions of this Council concerning and 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, including Section 121.22 of the Ohio Revised Code.

Section 4: That this ordinance shall be in full force and effect from and after the earliest period allowed by law.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council

Passed:

Approved:

Effective:

\_\_\_\_\_  
Mayor