

**AGENDA
EUCLID CITY COUNCIL MEETING
TUESDAY, JANUARY 17, 2023 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:

COUNCIL MINUTES:

- January 3, 2023

ADMINISTRATION REPORTS & COMMUNICATIONS:

COMMITTEE DOCUMENTATION:

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

ACTION	LEGISLATION	PROPOSED
1.	<p>A resolution amending Resolution No. 106-2020 to request that additional property owned by the City of Euclid be included in the Downtown Euclid Improvement District. (Sponsored by Mayor Holzheimer Gail)</p> <p>Comment: This would amend the Downtown Euclid Improvement District to include additional city-owned parcels.</p>	Res. (006-23)
2.	<p>A resolution declaring it necessary to implement the Plan of Services adopted by the Downtown Euclid Improvement District and the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan. (Sponsored by Mayor Holzheimer Gail)</p> <p>Comment: This would authorize Plan of Services and subsequent assessments adopted by the Downtown Euclid Improvement District.</p>	Res. (007-23)
3.	<p>An emergency ordinance authorizing the Mayor's Office of the City of Euclid to advertise for bids and enter into a contract for the Sidewalk Replacement Program within the City of Euclid. (Sponsored by Mayor Holzheimer Gail)</p> <p>Comment: This would authorize the bids and contract for the Sidewalk Replacement Program.</p>	Ord. (008-23)
4.	<p>An ordinance authorizing the Mayor's Office of the City of Euclid to advertise for bids and enter into a contract for the Grass Cutting/Yard Clean-Up Program within the City of Euclid. (Sponsored by Mayor Holzheimer Gail)</p> <p>Comment: This would authorize the bids and contract for the Grass Cutting/Yard Clean-Up Program.</p>	Ord. (009-23)

5. An emergency ordinance authorizing the Director of Planning and Development to advertise for bids and enter into a contract for labor and materials necessary for the construction of the Hero Park Trail project. (Sponsored by Councilpersons Jarosz and Tolton by request of the Director of Planning and Development) Ord. (004-23)

Comment: This would authorize the bids and contract for labor and materials necessary for the construction of the Hero Park Trail project.

6. A resolution appointing Tara Hannum to serve as the City of Euclid's representative on the Downtown Euclid Improvement Corporation. (Sponsored by All Members of Council) Res. (005-23)

Comment: This would appoint Councilperson Hannum, as Ward 5 Councilperson, to serve as the representative to the Downtown Euclid Improvement Corporation.

Third Reading

7. An ordinance enacting Chapter 768 "Video Surveillance Systems for Apartment Complexes" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid to require apartment complexes to install video surveillance systems and provide access to the Euclid Police Department. (Sponsored by Mayor Holzheimer Gail) (Sent to Safety Committee) (Sent to Council by Safety Committee with recommendation for passage as amended) Ord. (144a-22)

Comments: This would require video surveillance systems at apartment complexes of 50 or more units.

Third Reading

8. An ordinance amending Euclid Codified Ordinances Chapter 767 "Security Guards" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid to provide for the registration of armed security guards and businesses who engage same and to require a uniform when acting as an armed security guard. (Sponsored by Councilperson Tanner) Ord. (117b-22)

Comment: This would require individuals acting as security guards to wear identifying uniforms.

9. An ordinance to budget seventy-five thousand dollars (\$75,000.00) in Euclid City Council's budget in the event they need to engage outside legal counsel to assist them in matters. (Sponsored by Councilpersons Epps, Tanner and Tolton) (To be referred to Executive and Finance Committee) Ord. (010-23)

Comment: This would request \$75,000 to be budgeted for outside counsel to be engaged by Euclid City Council if needed.

**COMMITTEE OF THE WHOLE – PUBLIC PORTION
COUNCIL MEMBERS' COMMENT
ADJOURNMENT**

City of Euclid
Legislation Fact Sheet

Ordinance Re: Downtown Euclid Special Improvement District –
Inclusion of additional City-owned property (006-23)

Background/Justification

This section intended to provide background and justification for the above ordinance and specify any related adopted plans.

This is an amended resolution requesting that additional properties owned by the City of Euclid be included in the Downtown Euclid Special Improvement District. The original resolution (106-2020) authorized certain parcels owned by the City be included in the SID, however in the time since, more property has been added to and acquired in the District.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

If the resolution passes and Euclid-owned properties are included in the SID, then the annual total SID assessment for 2023 will be \$64,661.81 funded by account 101-411-52205.

Request of Council

- Passage
- Emergency Passage Comment: _____
- _____ of Three Readings
- Send To Council Committee Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

Following passage of the proposed resolution, the City of Euclid will have all properties owned within the District included in the SID assessment. A resolution of necessity will need to be heard and approved by Council as part of the next step of the process.

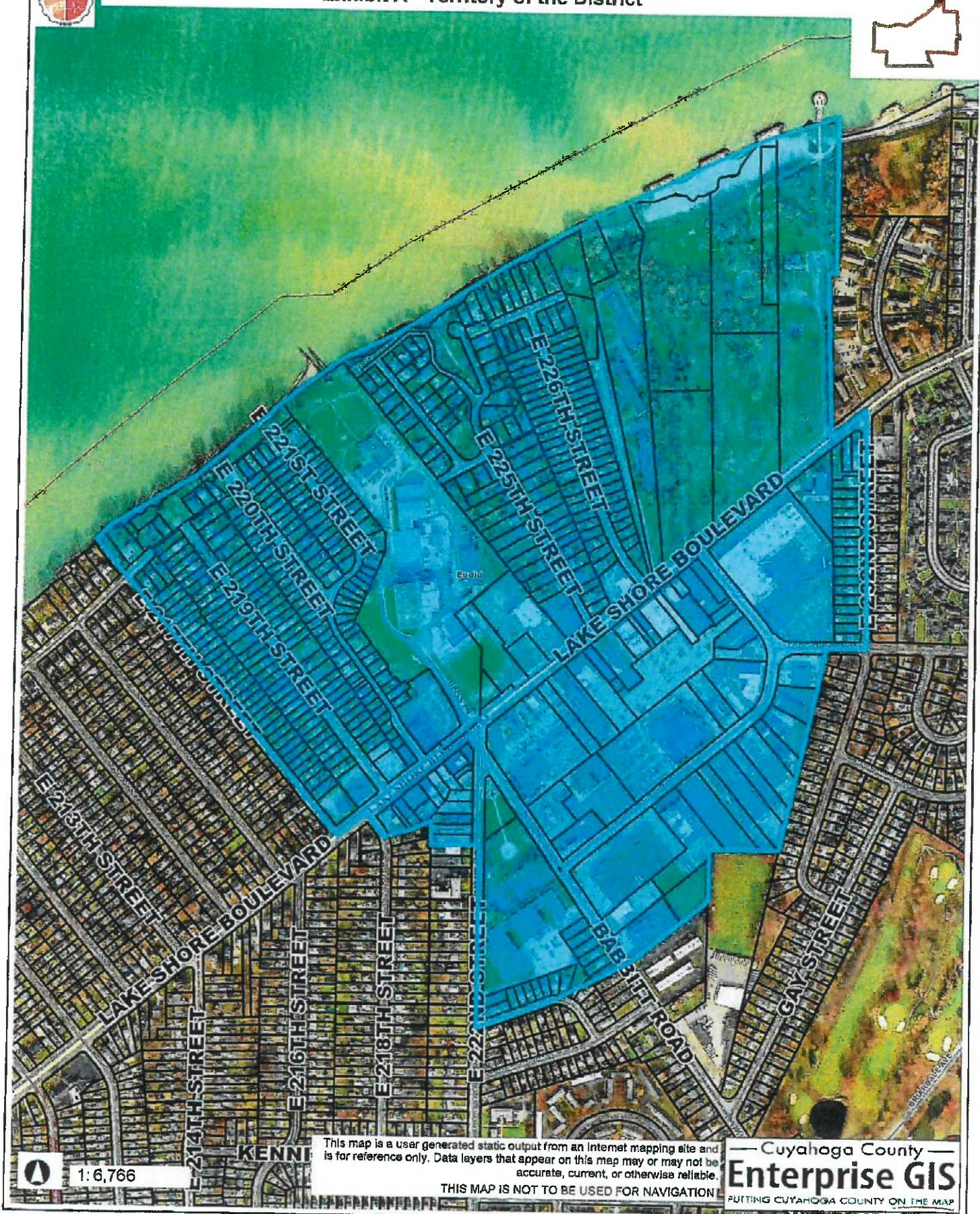
For further information or to answer additional questions, please contact:

Name	Phone	Email
Callie Cripps	216-289-8141	ccripps@cityofeuclid.com

Attachments



Exhibit A - Territory of the District



1:6,766

KENNI

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.
 THIS MAP IS NOT TO BE USED FOR NAVIGATION

— Cuyahoga County —
Enterprise GIS
 PUTTING CUYAHOGA COUNTY ON THE MAP

Resolution No.

By: Mayor Holzheimer Gail

A resolution amending Resolution No. 106-2020 to request that additional property owned by the City of Euclid be included in the Downtown Euclid Improvement District.

WHEREAS, the Downtown Euclid Improvement District Special Improvement District (SID) was created by petition; and

WHEREAS, the City previously declared its intent in writing to submit its property located within the District to be part of the District; and

WHEREAS, this Council adopted Resolution No. 106-2020 passed on September 21, 2020, to include those properties owned by the City of Euclid as set forth in an exhibit to that resolution be included within the Downtown Euclid Improvement District; and

WHEREAS, additional properties failed to be included at that time, but is needed to be included in the District, as described in Exhibit A attached herein.

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

Section 1. That this Council hereby requests that Resolution No. 106-2020 be amended in writing to add all properties owned by the City of Euclid, as described in Exhibit A, which exists within the District, be included in the District.

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 take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

Exhibit A

Parcel	Address	Owner
64208077	21701 LAKE SHORE BLVD	EUCLID CITY OF
64210044	22201 LAKE SHORE BLVD	EUCLID CITY OF
64210045	22259 LAKE SHORE BLVD	EUCLID CITY OF
64210051	22311 LAKE SHORE BLVD	EUCLID CITY OF
64425002	22490 LAKE SHORE BLVD	EUCLID CITY OF
64211048	LAKE SHORE BLVD - REAR	EUCLID CITY OF
64425014	22671 SHORE CENTER DR	EUCLID LAND REUTILIZATION
64425024	E 228 ST	EUCLID CITY OF
64424029	200 E. 228 ST	EUCLID CITY OF
64301001	E 222 ST	EUCLID CITY OF
64301002	291 E 222 ST	EUCLID CITY OF
64211045	E 222 ST	EUCLID CITY OF
64210047	22305 LAKE SHORE BLVD	CITY OF EUCLID
64402024	LAKE SHORE BLVD	EUCLID CITY OF
64402003	LAKE SHORE BLVD	EUCLID CITY OF
64402001	LAKE SHORE BLVD	EUCLID CITY OF
64404018	23131 LAKE SHORE BLVD	EUCLID CITY OF
64401017	LAKE SHORE BLVD	EUCLID CITY OF
64401018	LAKE SHORE BLVD	EUCLID CITY OF

City of Euclid Legislation Fact Sheet

Ordinance Re: Downtown Special Improvement District
Resolution of Necessity (007-23 Fact Sheet)

Background/Justification

This section intended to provide the background and justification for the above ordinance.

This resolution supports the property owners' petitions to authorize the Downtown Euclid Improvement District, implement a Comprehensive Services Plan and declares it necessary to levy special assessments for the services set forth in the plan.

It is required that passage of this resolution take before the ordinance to proceed can be passed by City Council.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

The City of Euclid shall deliver a certified copy of this resolution to the City Finance Director and County Fiscal Officer after its passage. If the resolution passes and Euclid-owned properties are levied a special assessment, then the annual total SID payment for 2023 will be \$64,661.81, funded by account 101-411-52205.

Request of Council

Passage

Emergency Passage

First of Three Readings

Send To Council Committee

Comment:

Sponsor of Legislation

Mayor Gail

Conclusion/Next Steps

This section will indicate what needs done once Council takes action

Upon passage of the resolution, an ordinance to proceed needs be heard by the Euclid City Council as the next step in order to authorize the levying of assessments.

For further information or to answer additional questions, please contact:

Name	Phone	Email
Callie Cripps	(216) 289-8141	ccripps@cityofeuclid.com

Attachments

Resolution No.

By: Mayor Holzheimer Gail

A resolution declaring it necessary to implement the Plan of Services adopted by the Downtown Euclid Improvement District and the necessity to levy a special assessment for the services set forth in said plan upon the lots and lands benefiting under the plan.

WHEREAS, the property owners have initiated a petition to authorize the Downtown Euclid Improvement District (SID) and to approve the plan for improvements and services and have filed the petitions with this Council along with the Articles of Incorporation for Special Improvement District, Inc. a non-profit corporation to be responsible for the operation of the SID; and

WHEREAS, the petition to authorize the Downtown Euclid Improvement District was approved by this Council by Resolution 127-2022, passed November 21, 2022; and

WHEREAS, this Council by the same resolution authorized that the properties of the municipal corporation within said boundaries as described in the petition are included in the district; and

WHEREAS, the property owners located in the district have included in their initial petition the approval of the Plan for Services to be provided by the Downtown Euclid Improvement District pursuant to the Ohio Revised Code Chapter 1710; and

WHEREAS, the petition to approve the Plan of Services to be provided by the Downtown Euclid Improvement District was accepted and approved by this Council by Resolution 127-2022, passed November 21, 2022; and

WHEREAS, the Plan for Services calls for the provisions of these services to the Downtown Euclid Improvement District to be funded by special assessment; and

WHEREAS, Section 1710.02 and 1710.06 of the Ohio Revised Code authorizes the participating subdivision to levy a special assessment to pay for the cost of the services as set forth in said Plan in that the services included in the Plan are deemed to be a special benefit to the property-owners within the District.

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

Section 1. It is declared necessary to implement the Plan of Services of the Downtown Euclid Improvement District (hereafter "SID") in the City of Euclid, Ohio. Boundaries are set per the Plan of Services of the Downtown Euclid Improvement District of as approved by this Council in Resolution 127-2022.

Section 2. The Plan and estimate of cost of the services prepared by the SID providing for a total estimated cost of approximately \$170,000 per year for each of the five (5) years of the Plan, are now on file in the office of the Clerk of Council, respective to Resolution 127-2022, are approved, and the Plan shall be performed as shown therein. The lots and land benefiting from and to be assessed are for the services set forth in the Plan are shown in Parcel Assessment List attached hereto and incorporated by reference.

Section 3. This Council finds and determines that 1) the Plan of Services is conducive to the public health, convenience and welfare of this City and inhabitants thereof, and 2) the lots and lands to be assessed as described in Parcel Assessment List hereof are especially benefited by the services set forth in the Plan in amounts equal to or greater than the assessed amounts.

Section 4. A portion of the cost of the services set forth in the Plan shall be assessed as per the Plan of Services of the Downtown Euclid Improvement District as approved by this Council in Resolution 127-2022. This Council hereby determines said assessment for services to be per the Plan of Services of the Downtown Euclid Improvement District for all such lots and lands as described in Parcel Assessment List. The portion of the cost of the services to be paid by the City shall be provided in the Plan and as approved by Resolution 127-2022.

Section 5. That the Downtown Euclid Improvement District is authorized and directed to prepare and file with Council in the office of the Clerk of Council an assessment report in accordance with the method of assessment provided for in this resolution. Such assessment report shall show the lots and

lands assessed and the amount of assessment as to each. When the estimated assessments have been so filed, the Council Clerk shall cause notice of the adoption of this resolution and the filing of the estimated assessment to be served in a manner provided by law on the owner of all lots and lands to be assessed.

Section 6. That the assessment to be levied shall be paid in semi-annual installments and that the term of the assessment shall be for five (5) years from January 1, 2023 through December 31, 2027; and further provided that the owner of any property assessed may, at his/her option, pay such assessment in cash within thirty (30) days after passage of the assessing ordinance.

Section 7: The Clerk of Council is directed to certify a copy of this Resolution to the City Finance Director and County Fiscal Officer.

Section 8: The assessment to be levied and collected pursuant to this Resolution may be levied and collected in whole or in part prior to the performance of the Plan.

Section 9: 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 10: That this resolution take immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

PARCEL ASSESSMENT LIST

Parcel	Address	Owner	Total SID Assessment (2023)
64211007	21900 LAKE SHORE BLVD	21920 LAKESHORE BOULEVARD LLC	\$ 477.41
64425004	22400 LAKE SHORE BLVD	22300 LAKE SHORE BOULEVARD LLC	\$ 1,092.93
64425005	22374-22481 LAKE SHORE BLVD	22300 LAKE SHORE BOULEVARD LLC	\$ 1,866.01
64425006	22324 LAKE SHORE BLVD	22300 LAKE SHORE BOULEVARD LLC	\$ 850.77
64425007	22304-18 LAKE SHORE BLVD	22300 LAKE SHORE BOULEVARD LLC	\$ 8,431.51
64424024	22780 LAKE SHORE BLVD	ABDEL-HAQ, FAHED	\$ 2,400.92
64211003	22050-56 LAKE SHORE BLVD	22050 LAKESHORE BLVD LLC	\$ 531.93
64211047	22066 TO 22074 LAKE SHORE BLVD	B-H Lake Shore Blvd Corp	\$ 966.15
64211002	LAKE SHORE BLVD	B-H Lake Shore Blvd Corp	\$ 7.20
64426009	22466 SHORE CENTER DR	Bo-Den, Llc	\$ 1,436.33
64425014	22671 SHORE CENTER DR	CITY OF EUCLID	\$ 810.92
64425020	22451-67 SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 2,089.32
64425008	22501 SHORE CENTER DR	MW CENTERS SHORE LLC- ETAL	\$ 7,961.81
64428077	22690 SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 701.67
64428071	22680 SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 1,778.70
64428081	22620 SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 856.16
64426006	22600 SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 1,256.35
64426008	SHORE CENTER AVE	MW CENTERS SHORE LLC- ETAL	\$ 628.84
64425023	263 BABBITT RD	MW CENTERS SHORE LLC- ETAL	\$ 2,031.96
64426004	22480 SHORE CENTER DR	MW CENTERS SHORE LLC- ETAL	\$ 1,177.01
64424006	22626-22628 LAKE SHORE BLVD	D. Carlson Properties, LLC	\$ 461.84
64424028	240 E 228 ST	Dollar Bank,	\$ 1,398.37
64428076	22701 SHORE CENTER AVE	HELP FOUNDATION INC	\$ 794.07
64426002	333 BABBITT RD	EATON FAMILY CREDIT UNION INC.	\$ 1,346.95
64428075	22746 SHORE CENTER AVE	Danny Properties DBA Hani Muntaser	\$ 913.81
64208077	21701 LAKE SHORE BLVD	EUCLID CITY OF	\$ 1,338.76
64210044	22201 LAKE SHORE BLVD	EUCLID CITY OF	\$ 24,933.59
64210045	22259 LAKE SHORE BLVD	EUCLID CITY OF	\$ 919.79
64210051	22311 LAKE SHORE BLVD	EUCLID CITY OF	\$ 1,166.25
64425002	22490 LAKE SHORE BLVD	EUCLID CITY OF	\$ 1,116.02
64211048	LAKE SHORE BLVD - REAR	EUCLID CITY OF	\$ 15.85
64425024	E 228 ST	EUCLID CITY OF	\$ 768.33
64424029	200 E. 228 ST	EUCLID CITY OF	\$ 426.81
64301001	E 222 ST	EUCLID CITY OF	\$ 4,589.48
64301002	291 E 222 ST	EUCLID CITY OF	\$ 14,639.15
64211045	E 222 ST	EUCLID CITY OF	\$ 751.85
64210047	22305 LAKE SHORE BLVD	CITY OF EUCLID	\$ 1,314.69
64402024	LAKE SHORE BLVD	EUCLID CITY OF	\$ 2,880.43
64402003	LAKE SHORE BLVD	EUCLID CITY OF	\$ 792.16
64402001	LAKE SHORE BLVD	EUCLID CITY OF	\$ 3,825.28
64404018	23131 LAKE SHORE BLVD	EUCLID CITY OF	\$ 3,588.29
64401017	LAKE SHORE BLVD	EUCLID CITY OF	\$ 119.87
64401018	LAKE SHORE BLVD	EUCLID CITY OF	\$ 664.29
64428073	22700 SHORE CENTER AVE	RPEL 22700 SHORE CENTER LLC	\$ 714.49
64425003	22480 LAKE SHORE BLVD	Fifth Third Bank Of N E Ohio	\$ 1,251.40
64425013	22480 LAKE SHORE BLVD	Fifth Third Bank Of N E Ohio	\$ 17.01
64210049	22595 LAKE SHORE BLVD	WN EUCLID, LLC	\$ 1,615.11
64211044	E 222 ST	FX NET LEASE HOLDINGS LLC	\$ 449.13
64211043	234 EAST 222 ST.	FX NET LEASE HOLDINGS LLC	\$ 594.26
64211042	250 E 222 ST	FX NET LEASE HOLDINGS LLC	\$ 1,012.52
64211041	254 E 222 ST	FX NET LEASE HOLDINGS LLC	\$ 479.08
64211040	260 E 222 ST	FX NET LEASE HOLDINGS LLC	\$ 518.04
64425001	22574 LAKE SHORE BLVD	HASROUNI, INC	\$ 965.28

64428079	22741-22751 SHORE CENTER AVE	HELP FOUNDATION INC	\$ 2,153.77
64211006	21930 LAKE SHORE BLVD	HOVANCSEK PROPERITES III, LLC	\$ 1,048.08
64210040	22481 LAKE SHORE BLVD	INLAND DIVERSIFIED EUCLID LAKESHORE, L.L.C.	\$ 3,047.48
64425009	22530 LAKE SHORE BLVD	Silverhorn Properties	\$ 1,223.77
64424027	22770 LAKE SHORE BLVD	Irish American Club-East	\$ 836.90
64428074	22776 SHORE CENTER AVE	Jameson Properties Ltd Liab	\$ 2,794.03
64208081	21901 LAKE SHORE BLVD	JCHS LAKESHORE PROPERTIES, LLC	\$ 2,010.29
64211046	21898 LAKE SHORE BLVD	K.R.I.T.1 LLC	\$ 120.75
64425010	22550 LAKE SHORE BLVD	K.R.I.T.1 LLC	\$ 280.50
64425011	22560 LAKE SHORE BLVD	K.R.I.T.1. LLC	\$ 408.53
64211001	22078 LAKE SHORE BLVD	Knauss, James F	\$ 1,596.48
64424023	22624 LAKE SHORE BLVD	LAKE THEATRE PROPERTIES LLC	\$ 1,196.25
64425012	22578 LAKE SHORE BLVD	LAKE THEATRE PROPERTIES, LLC	\$ 313.61
64208045	21801 LAKE SHORE BLVD	LAKESHORE BUILDING COMPLEX, LLC	\$ 2,637.14
64424005	22800 LAKE SHORE BLVD	LAKESHORE PLAZA HOLDING, LLC	\$ 13,935.04
64211005	22034 LAKE SHORE BLVD	LAWRENCE, R. GREGORY	\$ 543.27
64426005	22400 SHORE CENTER DR	Mrsly Euclid Llc A Delaware	\$ 7,218.69
64210048	22401 LAKE SHORE BLVD	K & Z Mutual Realty, LLC	\$ 2,331.83
64425016	285 BABBITT RD	National City Bk Of Cleve	\$ 3,379.65
64208084	22001 LAKE SHORE BLVD	PCC EUCLID, LLC	\$ 2,981.91
64211004	22048 LAKE SHORE BLVD	Somers, Irving E. (Trs)	\$ 466.43
64211008	21812 LAKE SHORE BLVD	OM Sai Shiv LLC	\$ 1,731.16
64426003	321 BABBITT RD	WSAKO LLC	\$ 925.73
64428072	22761 SHORE CENTER AVE	YNOT PROPERTIES INC	\$ 1,201.15
64208044	E 219 ST	YURCH PROPERTIES, LLC	\$ 425.07
64208083	21935 LAKE SHORE BLVD	YURCH PROPERTIES, LLC	\$ 1,456.33

City of Euclid
Legislation Fact Sheet

Ordinance Re: Advertise for bids and enter into a contract for
the Sidewalk Replacement program (008-23)

Background/Justification

This section intended to provide the background and justification for the above ordinance.

The City of Euclid 's Housing Department is responsible for residential compliance regarding sidewalk conditions. Ord. 903.02 states " The owners of abutting lots and lands shall keep the sidewalks, curbing, gutters and tree lawns in repair, free from any nuisance, in good order and properly maintained". Over the course of the last two seasons, this program replaced 444 slabs of sidewalks. This number is a combination of those we paid for due to the violation being caused by the tree lawn tree and those that residents pay for due to violations on other slabs. As a reminder, this program was created and successfully piloted in 2021 for three main reasons: contractors were/continue to be unavailable when there are three or less slabs for the project, costs were and are still astronomical for the work and we continue to commit to assisting where our tree lawn trees have caused the violation.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

Funds for this program will be from Nuisance.

Request of Council

Passage

Emergency Passage

First of Three Readings

Send To Council Committee

Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

Upon passage, the Mayor's Office will advertise for bids and enter into a contract for the Sidewalk Replacement program.

For further information, please contact:

Name

Phone

Email

Kristal Grida

289-8268

kgrida@cityofeuclid.com

Attachments

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the Mayor’s Office of the City of Euclid to advertise for bids and enter into a contract for the Sidewalk Replacement Program within the City of Euclid.

WHEREAS, the City of Euclid’s Housing Department is responsible for residential compliance regarding sidewalk conditions, and

WHEREAS, Euclid Codified Ordinance 903.02 states “the owners of abutting lots and lands shall keep the sidewalks, curbing, gutters and tree lawns in repair, free from any nuisance, in good order and properly maintained”.

WHEREAS, while this code section remains in place, the Housing Department requests to perform a pilot program in 2021; and

WHEREAS, this program will address both the sidewalk blocks that are in violation due to the tree lawn tree and all other sidewalk blocks. The overall goal of this program is to work on maintaining safe sidewalks throughout the City; and

WHEREAS, 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 to start soliciting for bids so this program can commence at the end of the winter season.

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

Section 1: That the Mayor’s office be, and she is hereby authorized, empowered and directed to advertise for bids and enter into a contract for the Sidewalk Replacement program to be in accordance with specifications on file in the office of the Mayor. Said contract shall be entered into after advertising for not less than two consecutive weeks in a newspaper of general circulation in the City of Euclid and awarded by the Board of Control to the lowest and best bidder. The specifications on file in the office of the Mayor are hereby approved. The contract shall be in form approved by the Director of Law and shall be in conformance with such specifications. It shall be executed by the Mayor’s Office. The Board of Control is hereby authorized to waive any minor or technical irregularities that may occur during the bid process.

Section 2: Funds to pay for this expenditure are to be derived from Nuisance Abatement Funds.

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

City of Euclid
Legislation Fact Sheet

Ordinance Re: Advertise for bids and enter into a contract for
Grass Cutting/Yard Clean-Up program (009-23)

Background/Justification

This section intended to provide the background and justification for the above ordinance.

The City of Euclid's Building, Housing and Nuisance Department is responsible for handling all complaints about tall grass and unkempt property. We have a history of securing vendors that are responsible for abating these nuisances when there is non-compliance from the home owner. Securing vendors to assist in eradicating the properties that don't abate the nuisance on their own helps us address these types of neighborhood concerns.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

All funds for these services come from the Nuisance Abatement Fund.

Request of Council

Passage

Emergency Passage

First of Three Readings

Send To Council Committee

Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

Upon passage, the Mayor's Office will advertise for bids and enter into a contract for Grass Cutting/Yard Clean-Up program with the best and lowest bidders

For further information, please contact:

Name

Phone

Email

Kristal Grida

289-8268

kgrida@cityofeuclid.com

Attachments

Ordinance No.

By – Mayor Holzheimer Gail

An ordinance authorizing the Mayor’s Office of the City of Euclid to advertise for bids and enter into a contract for the Grass Cutting/Yard Clean-Up Program within the City of Euclid.

WHEREAS, Section 529.03 of the Codified Ordinances of the City of Euclid authorizes the Code Official, to abate nuisance weeds, tall grass and landscaping where the property owner fails to do so upon notification, and levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, Section 1755.28 of the Codified Ordinances of the City of Euclid authorizes City to cut grass and weeds that extend or stand more than six inches above grade where the property owner fails to do so, and upon notification, levy an assessment against the property for the cost to the City if the property owner fails to pay the City; and

WHEREAS, to facilitate the Grass Cutting/Yard Clean-Up Program, the City seeks to advertise for bids and enter into a contract with landscapers who will abate the nuisances per the mandates of the Euclid Codified Ordinances; and

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

Section 1: That the Mayor’s office be, and she is hereby authorized, empowered and directed to advertise for bids and enter into a contract for Grass Cutting/Yard Clean-Up program to be in accordance with specifications on file in the office of the Mayor. Said contract shall be entered into after advertising for not less than two consecutive weeks in a newspaper of general circulation in the City of Euclid and awarded by the Board of Control to the lowest and best bidder. The specifications on file in the office of the Mayor are hereby approved. The contract shall be in form approved by the Director of Law and shall be in conformance with such specifications. It shall be executed by the Mayor’s Office. The Board of Control is hereby authorized to waive any minor or technical irregularities that may occur during the bid process.

Section 2: Funds to pay for this expenditure are to be derived from Nuisance Abatement Funds.

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

City of Euclid Legislation Fact Sheet

Resolution Re: Advertising for Bids for Hero Park Trail (004-23)

Background/Justification

This section intended to provide the background and justification for the above ordinance.

This ordinance authorizes the Director of Planning and Development to advertise for bids and enter into a contract for the construction of the Hero Park Trail.

The Hero Park Trail project was developed in partnership with the community as part of a master planning process in late 2021 and early 2022. The master plan for Hero Park features an approximately two-thirds-of-a-mile, six-foot wide multi-purpose path, seating, and signage. The Hero Park Trail project begins to execute this master plan with the construction of the multi-purpose path; seating and signage are secondary phases for the project.

The project is funded through Community Development Block Grant and Other Grants Funds. Due to timing constraints imposed by those grants, it is requested the ordinance be passed on emergency so that the Department of Planning and Development can to finalize the construction drawings and bid documents with the project engineer, Stephen Hovancsek & Associates, publish the bid specs for interested parties to review and respond, execute a contract, and begin construction in a timely manner.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

The cost of the Hero Park Trail will be paid for using Community Development Block Grant Funds (\$150,000 approved via Res. 149-2021), Community Development Supplemental Grant Funds (\$50,000 awarded via County Council Resolution R2022-0102), Cuyahoga County ARPA Funds (\$100,000 awarded via County Council Resolution R2022-0205), and a grant from America Walks (\$1,500).

Request of Council

Passage

Emergency Passage

First of Three Readings

Send To Council Committee

Comment:

Comment:

Sponsor of Legislation

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

The Director of Planning and Development will work with Stephen Hovancsek & Associates to finalize documents related to the bid process, bid the project, and award the contract through the Board of Control.

For further information or to answer additional questions, please contact:

Name	Phone	Email
Patrick Grogan-Myers	(216) 289-8160	pgrogan-myers@cityofeuclid.com

Attachments

Ordinance No.

By – Councilpersons Jarosz and Tolton (by request)

An emergency ordinance authorizing the Director of Planning and Development to advertise for bids and enter into a contract for labor and materials necessary for the construction of the Hero Park Trail project.

WHEREAS, the Hero Park Trail project will include grading, culverting, utility work, and paving associated with the construction of a new, two-thirds of a mile paved walking trail at Hero Park around the circumference of the stormwater retention basin; and

WHEREAS, Stephen Hovancsek & Associates, Inc. will prepare documents that will be used to bid this project; and

WHEREAS, the Hero Park Trail is funded by Community Development Block Grant funds and grants such as Community Development Supplemental Grant, Cuyahoga County American Rescue Plan Act funds, and America Walks grant; and

WHEREAS, this ordinance is hereby declared an emergency in that it provides for the public health and safety of its residents and in order to solicit bids for this project in a timely fashion; and

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

Section 1: That the Director of Planning and Development is hereby authorized, empowered, and directed to advertise for bids and enter into a contract for labor and materials necessary for the construction of the Hero Park Trail in accordance with plans on file in the office of the Director of Planning and Development. Said contract shall be entered into after advertising for not less than two consecutive weeks in a newspaper of general circulation in the City of Euclid and awarded by the Board of Control to the lowest and best bidder. The contract shall be in a form approved by the Director of Law and shall be in conformance with such specifications as developed by the Director of Planning and Development. The contract shall be executed by the Director of Planning and Development. The Board of Control is hereby authorized to waive any minor or technical irregularities that may occur during the bid process.

Section 2: Funds to pay for this expenditure are to be derived from the Community Development Block Grant Fund, (Account Code 250-821-52205) in the amount of \$100,000, and the Other Grants Fund (Account Code 255-821-52205) \$50,000.00 from the Community Development Supplemental Grant, \$100,000 from the Cuyahoga County American Rescue Plan Act funds, and \$1,500 from the America Walks Grant.

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 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 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

City of Euclid Legislation Fact Sheet

Ordinance Re: Appointment of members to the Downtown
Euclid Improvement District Board (005-23)

Background/Justification

This section intended to provide the background and justification for the above ordinance.

This piece of legislation updates the City's representation on the Board of Directors of the Downtown Euclid Improvement Corporation to include the new Ward 5 Councilperson, Tara Hannum. Pursuant to Ohio Revised Code and the Articles of Incorporation, a person appointed by the legislative authority of the City of Euclid and the municipal executive of said City shall serve on the Downtown Special Improvement District's Board of Directors.

Mirroring Resolution 128-2022, which appointed then-Ward 5 Councilperson Christine McIntosh to the Board of Directors, and considering the Downtown Euclid Improvement Corporation is situated in Ward 5, it is recommended that the most appropriate legislative appointment be the Councilperson most involved in the district.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

There is no financial impact to the City.

Request of Council

Passage

Emergency Passage

First of Three Readings

Send To Council Committee

Comment: _____

Sponsor of Legislation

All Members of Council

Conclusion/Next Steps

This section will indicate what needs done once Council takes action

Upon passage of the resolution, Tara Hannum will be appointed to the Board of Directors for the Downtown Improvement Corporation.

For further information or to answer additional questions, please contact:

Name

Phone

Email

Callie Cripps

(216) 289-8141

ccripps@cityofeuclid.com

Attachments

Resolution No.

By: All Members of Council

A resolution appointing Tara Hannum to serve as the City of Euclid's representative on the Downtown Euclid Improvement Corporation.

WHEREAS, Euclid City Council approved the creation of a special improvement district as authorized by Chapter 1710 of the Ohio Revised Code called the Downtown Euclid Improvement District; and

WHEREAS, the Ohio Revised Code provides for the creation of a special improvement district to oversee the projects within the district, which is governed by a board of directors; and,

WHEREAS, pursuant to Chapter 1710 of the Ohio Revised Code and the Articles of Incorporation for the Downtown Euclid Improvement District Corporation, the special improvement Board of Directors shall include (i) a person appointed by the legislative authority of the City of Euclid, and (ii) the municipal executive of the City of Euclid, which per the Articles of Incorporation shall be the Mayor of the City of Euclid, or alternatively if so designated by the Mayor to serve in his or her stead, an employee of the City involved with its planning or economic development functions who shall serve at the pleasure of the Mayor; and,

WHEREAS, by virtue of the Downtown Euclid Improvement District being located in Ward 5, Councilperson Tara Hannum is hereby appointed by Euclid City Council as the Downtown Euclid Improvement District Board member.

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

Section 1. That Councilperson Tara Hannum is hereby appointed to the Downtown Euclid Improvement District Board of Directors, to serve in the capacity as a representative of the City of Euclid, and who is directed to serve the interests of the City of Euclid in such capacity when discharging the duties as a member of the Board.

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 takes immediate effect.

Attest:

Clerk of Council

President of Council

Passed:

Approved:

Mayor

City of Euclid
Legislation Fact Sheet

Ordinance Re: SURVEILLANCE CAMERAS (144A-22)

Background/Justification

This section intended to provide background and justification for the above ordinance and specify any related adopted plans.

The Chief of Police has recommended that the City of Euclid enact legislation requiring video surveillance for apartment complexes to enhance the safety and welfare of the community and assist the City in providing effective policing to the citizens of Euclid. With an increase in crimes and vehicle thefts, security and surveillance cameras would be helpful in preventing and solving crimes. Surveillance cameras would be mandated at building entrances and exits and in parking lots. This would be for apartment complexes with 50+ units. Neighboring city of Richmond Heights implemented this ordinance a year ago and it has been helpful to that police department in solving crimes. This piece was heard in Safety Committee on 12/14/22 and was voted to go back to full Council with recommendation for passage as amended: include parking garages as additional locations for cameras.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

None to the City.

Request of Council

Passage

Emergency Passage

_____ of Three Readings

Send To Council Committee

Comment: Enter text here.

Comment: Safety committee

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

Send letters to affected apartment complex owners.

For further information or to answer additional questions, please contact:

	Phone	Email
Law Director Sweeney	216 289 2746	ksweeney@cityofeuclid.com

Attachments

Ordinance No.

By- Mayor Holzheimer Gail

An ordinance enacting Chapter 768 "Video Surveillance Systems for Apartment Complexes" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid to require apartment complexes to install video surveillance systems and provide access to the Euclid Police Department.

WHEREAS, the Chief of Police has recommended that the City of Euclid enact legislation requiring video surveillance for apartment complexes to enhance the safety and welfare of the community and assist the City in providing effective policing to the citizens of Euclid;

WHEREAS, with an increase in crimes and vehicle thefts, security and surveillance cameras would be helpful in preventing and solving crimes; and

WHEREAS, surveillance cameras would be mandated at building entrances and exits and in parking lots and parking garages; and

WHEREAS, neighboring City of Richmond Heights implemented this ordinance a year ago and it has been helpful to that police department in solving crimes.

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

Section 1: That Chapter 768 "Video Surveillance Systems for Apartment Complexes" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid be and the same is hereby enacted to read as follows:

CHAPTER 768

VIDEO SURVEILLANCE SYSTEMS FOR APARTMENT COMPLEXES

- 768.01 Video Surveillance Systems required for Apartment Complexes.
- 768.02 Access to video.
- 768.03 Minimum technological standards.
- 768.04 Minimum coverage standards, site assessment, signage.
- 768.05 Inspections.
- 768.06 Enforcement; civil penalties.
- 768.07 Exemptions.
- 768.08 Appeal process.
- 768.09 Severability.

787.01 VIDEO SURVEILLANCE SYSTEMS REQUIRED FOR APARTMENT COMPLEXES.

Every apartment complex in the City is required to install a video surveillance system. For the purposes of this chapter, "apartment complex" shall mean any building or group of buildings comprised of fifty (50) or more individual rental units. Any apartment complex which installed surveillance systems prior to the effective date of this chapter must ensure the systems are in full compliance with this chapter. Video surveillance systems shall be in operation twenty-four (24) hours a day, seven (7) days a week, and shall meet the minimum technological standards established in this chapter.

787.02 ACCESS TO VIDEO.

If a crime occurs on the complex property, the owner or management shall provide access to the video containing the recorded event to the Euclid Police Department. The apartment complex shall retain the continuous digital images recorded by its system(s) for not less than thirty (30) days. The owner or management shall also provide an emergency contact telephone number for use by the Euclid Police Department.

787.03 MINIMUM TECHNOLOGICAL STANDARDS.

The video surveillance system must be capable of delineating on playback of the system the activity and physical features of persons or areas within the premises and must be able to record such images on a form of media as approved by the Euclid Police Department upon inspection thereof. The Euclid Police Department shall review the video surveillance system standards annually to ensure that they are consistent with current technology. If the

video surveillance system is web-enabled or has wireless capability, the Euclid Police Department shall be provided the ability to access the live system upon initiation by the apartment complex during incidents requiring a police response or intervention.

787.04 MINIMUM COVERAGE STANDARDS, SITE ASSESSMENT, SIGNAGE.

The video surveillance system shall have, at a minimum, a camera at each exterior entrance and exit positioned to capture faces of people entering and exiting. Cameras must also be placed at entrances and exits of parking lots and parking garages. The placement of cameras included in video surveillance systems required under this chapter must be approved by the Euclid Police Department. The Euclid Police Department, or their IT Department designees, will conduct an assessment of video surveillance systems at each site required to install a video surveillance system, and upon approval of the installation, will issue an approval notice which will be placed in plain view inside the premises. This approval notice will also inform residents and visitors of the existence of the video surveillance system.

787.05 INSPECTIONS.

The video surveillance system shall be subject to regular inspection by the Euclid Police Department, which shall be authorized to inspect at all reasonable times any video surveillance system to determine if the system conforms with this chapter and regulations adopted by Council resolution. If the video surveillance system does not so conform the apartment complex owner must take immediate steps to bring the system into conformance.

787.06 ENFORCEMENT; CIVIL PENALTIES.

(a) Apartment complexes subject to the mandatory requirements of this chapter shall have six (6) months from the effective date of this chapter to comply with the regulations set forth in this chapter.

(b) The violation of any provision of this chapter by any owner or management of an apartment complex subject to this chapter shall result in a notice of violation from the Euclid Police Department. The Euclid Police Department is authorized to investigate all alleged violations. Violators shall have thirty (30) days after receipt of the notice to provide proof of compliance to the Euclid Police Department. If the violation continues after the thirty (30)-day period, the Chief of Police or his/her designee shall issue a citation against the violator and the violator shall pay a fine in the amount of five hundred dollars (\$500.00).

(c) In addition to the foregoing, the violation of any provision of this chapter shall be and is hereby declared to be a public nuisance and contrary to the public interest and shall, at the discretion of the City, create a cause of action for injunctive relief.

(d) For purposes of this chapter, each day that a violation continues shall be a separate violation.

787.07 EXEMPTIONS.

An apartment complex which is required to install a video surveillance system may, on an annual basis, apply to the Euclid Police Department for an exemption from the provisions of this chapter. The Chief of Police or his/her designee may exempt an apartment complex for a period of twelve (12) months if the Chief of Police or his/her designee finds that the apartment complex has or will undertake alternate security procedures which are substantially equal to or more effective in preventing criminal activity and in assisting in the apprehension of the perpetrators of crime or for the protection of residents and the community. The Chief of Police may also authorize alternate procedures on an experimental basis. Such an exemption shall carry a maximum duration of twelve (12) months, and an owner or management must reapply for an exemption at the end of the exemption period or bring the system into conformance with this chapter. The Chief of Police may also authorize temporary extensions of time for installation when an apartment complex owner or management demonstrates that it is temporarily unable to comply for good cause shown.

787.08 APPEAL PROCESS.

(a) Any apartment complex found to be in violation of this chapter by the Chief of Police or his/her designee shall have the right to a hearing before the Planning and Zoning Commission.

(b) The Chief of Police or his/her designee shall give the applicant written notice of the violation. The notice shall set forth the grounds for the violation, and shall inform the owner or management of the apartment complex that he/she has ten (10) days from the date of mailing of the notice to file a written request for a hearing before the Planning and Zoning Commission.

(c) Within ten (10) days of mailing of the written notice of violation by the Chief of Police or his/her designee, the owner or management of the apartment complex may appeal by requesting a hearing before the Planning and Zoning Commission. Such a request must be made in writing and must set forth the specific grounds for the appeal. If the owner or management of the apartment complex files a timely request for a hearing, the Planning and Zoning Commission shall set a time and place for the hearing at their next regularly scheduled meeting. All parties involved shall have the right to offer testimonial, documentary and tangible evidence bearing on the issues, to be represented by counsel, and to confront and cross-examine any witness against them. The decision of the Planning and Zoning Commission as to whether there was a violation of this chapter shall be in writing, is final and shall be rendered at the conclusion of the hearing.

787.09 SEVERABILITY.

If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this chapter.

Section 2: That Chapter 768 "Video Surveillance Systems for Apartment Complexes" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid be and the same 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

City of Euclid
Legislation Fact Sheet

Ordinance Re: Armed Security Guards (117b-22)

Background/Justification

This section intended to provide background and justification for the above ordinance and specify any related adopted plans.

767.04 Uniforms. Anyone engaged as an armed security guard in the city shall be required to wear an identifying uniform consisting of the word "Security" in prominent letters of no less than 3 inches both on the front and back of the uniform.

This ordinance is to make it clear to the police and to the public that whenever or wherever there is private security, the security personnel will be clearly identified. This will be an additional way to protect both entities.

This matter was heard in Safety Committee on 12/14. The only portion of the original piece that will remain are the 767.04 Uniforms section.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

None by the City. Any funding for security personnel will be the responsibility of the business or private entity that has hired the security personnel.

Request of Council

Passage

Emergency Passage

_____ of Three Readings

Send To Council Committee

Comment: Enter text here.

Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

For further information or to answer additional questions, please contact:

	Phone	Email
Councilman Wallace Tanner	(216) 309-1145	wtanner@cityofeuclid.com

Attachments

Ordinance No.

By- Councilperson Tanner

An ordinance amending Euclid Codified Ordinances Chapter 767 "Security Guards" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid to provide for the registration of armed security guards and businesses who engage same and to require a uniform when acting as an armed security guard.

WHEREAS, through a discussion in a Safety Committee meeting held October 5, 2022, it was learned that there are some deficiencies in our Security Guards Chapter 767 as it relates to the registration of security guards, security companies, businesses who utilize same; and

WHEREAS, Euclid City Council believes there should be a registration component for security guards who conduct business in the city and the businesses who engage security guards; and

WHEREAS, considering the new laws in Ohio regarding carrying concealed weapons, it is also in the best interests of the City and for the safety of its residents and visitors to require armed security guards to be clearly identified by a uniform.

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

Section 1: That Chapter 767 "Security Guards" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid be and the same is hereby amended to read as follows:

CHAPTER 767 SECURITY GUARDS

~~767.01~~ Definitions.

~~767.02~~ Armed Security Guard Registration

~~767.03~~ Business Registration

~~767.01~~ ~~767.05~~ 767.01 Security guards at apartments.

~~767.02~~ ~~767.06~~ 767.02 Additional requirements.

~~767.03~~ ~~767.07~~ 767.03 Security guards for large retail store areas.

767.04 Uniforms

767.99 Penalty.

~~767.01~~ DEFINITIONS

~~(a) "Armed Security Guard" shall mean a uniformed guard armed with a handgun who is a security guard provider or engaged in the business of security services pursuant to Ohio Revised Code Chapter 4749.~~

~~(b) "Employ or hire" shall mean assigned or employed directly or indirectly by such business whether part-time, temporary or on a permanent basis regardless of whether the guard is an employee of such business or is engaged or employed by a contractor in the business of security services.~~

~~(c) "Security guard provider" means any person who engages in the business of security services.~~

~~(d) "Business of security services" means either of the following:~~

~~(1) Furnishing, for hire, watchpersons, guards, private patrol officers, or other persons whose primary duties are to protect persons or property;~~

~~(2) Furnishing, for hire, guard dogs, or armored motor vehicle security services, in connection with the protection of persons or property.~~

~~(e) "Public place" means any place which is open to and accepts or solicits the patronage of the general public such as a retail store or establishment, including those dispensing personal service, and that is not a private residence.~~

767.02 SECURITY GUARD REGISTRATION

~~(a) No individual, corporation or partnership shall operate as a security guard provider or shall engage in the business of security services within the City until such individual, corporation or partnership has registered with the Safety Director and upon registration has provided the Safety Director the following:~~

~~(1) The name, current address and Social Security number, if an individual or partnership, of the individual, partnership or corporation holding the Class A, B or C license issued by the State of Ohio Department of Commerce pursuant to Ohio R.C. 4749.03, under which such individual, partnership or corporation is operating. A copy of such license shall also be supplied to the Safety Director upon registration; and~~

~~(2) The names, current addresses and Social Security numbers of all employees engaged in the business of security services and copies of the identification cards furnished by the State of Ohio Department of Commerce to such employees.~~

767.03 BUSINESS REGISTRATION

~~Any private entity in the City of Euclid conducting business within a public place that hires an armed security guard whose assignment for any duration is to guard persons or property in such a public place openly in the presence of the general public shall register, or cause to be registered, with the Safety Director all required information as set forth in E.C.O. 767.02 and also advise the Safety Director of the duration, dates and times of said engagement of security guard services.~~

767.01-767.05 767.01 SECURITY GUARDS AT APARTMENTS.

The owner of any dwelling, building, structure or apartment complex, which contains 400 or more dwelling units with a private parking lot for use by the tenants therein, shall provide one private policeman or security guard to patrol the buildings and private parking lot(s) 24 hours a day, with one additional private policeman or security guard on weekdays between the hours of 5:00 p.m. and 1:00 a.m. of the following day, and between the hours of 7:00 p.m. and 3:00 a.m. of the following day on Friday and Saturday, but if the dwelling, building, structure or apartment complex contains 700 or more dwelling units with a private parking lot(s), one private policeman or security guard to patrol the buildings and private parking lot shall be provided 24 hours a day, with two additional private policemen or security guards on weekdays between the hours of 5:00 p.m. and 1:00 a.m. of the following day, and between the hours of 7:00 p.m. and 3:00 a.m. of the following day on Friday and Saturday.

767.02-767.06 767.02 ADDITIONAL REQUIREMENTS.

The Director of Public Safety may determine that it is necessary that the owner of any dwelling, building, structure or apartment complex consisting of more than one building, which contains less than 400 dwelling units with a private parking lot for use by the tenants therein, shall provide at least one private policeman or security guard to patrol the buildings and private parking lot at all hours of each day. Such determination by the Director of Public Safety cannot and shall not be made until after a hearing on the matter is held by the Director of Public Safety after due notice to the owners of the apartment complex and each tenant and adjacent property owner is published once a week for two consecutive weeks in a newspaper of general circulation in the City. The Director of Public Safety shall, at the public hearing, solicit comments, discussion and public debate concerning the need for such security. The Director of Public Safety may order the owner to hire a security guard pursuant to this section upon a finding from the evidence submitted at the public hearing that a security guard is necessary for the protection of the health, safety and welfare of the tenants of the apartment complex and the adjacent property owners and that the lack of a security guard is and does create significant danger to the health, safety and welfare of the tenants of the apartment complex and of the adjacent property owners. The order of the Director of Public Safety shall be submitted in writing to the owner of the apartment complex, to the Chief of Police, to the Mayor and to Council.

767.03-767.07 767.03 SECURITY GUARDS FOR LARGE RETAIL STORE AREAS.

The owner or operator of any retail store area comprising a size of 100,000 square feet or greater, whether operated as one store or subdivided into two or more stores sharing common access or parking, shall provide, at the owner's expense, as minimum security, at least two private police officers or security guards to patrol the store(s) and parking lot(s) during all hours that the store or stores are open for business. At least one of such private police officers or security guards shall be assigned to patrol the parking lot(s). Upon application approved by the Chief of Police, an alternative security plan may be utilized that is equivalent and exceeds the minimum requirements.

767.04 UNIFORMS

Anyone engaged as an armed security guard in the city shall be required to wear an identifying uniform consisting of the word "Security" in prominent letters of no less than 3 inches both on the front and back of the uniform.

767.99 PENALTY.

Whoever violates any of the provisions of this chapter is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than sixty days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

Section 2: That Chapter 767 "Security Guards" of the Business Regulation and Taxation Code of the Codified Ordinances of the City of Euclid be and the same is hereby amended.

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

City of Euclid
Legislation Fact Sheet

Ordinance Re: *ORDINANCE TO RETAIN CITY COUNCIL LEGAL REPRESENTATION (010-23)*

Background/Justification

This section intended to provide background and justification for the above ordinance and specify any related adopted plans.

The goal/intent of this legislation would require city council to retain legal representation and allocate the funds for such in this years 2023 budget.

Currently our law director is the only legal representative for two separate entities that are by originality and creation separate branches of government. The Law Director represents The City, but works at the pleasure of the Mayor. Euclid City Council, like many other cities shall have a legal representative to lean on for legislation and to rely on for a separate legal opinion in and on all legislation and/or City Council business that Euclid City Council sees fit.

There are many important issues that need to be tackled this year that impact our community for generations to come. We need to be sure we are checking and balancing everything and everyone. That is what this democracy was formed to do and in our current system, we are missing this key element to ensure we are truly separate branches and to ensure Council has the tools it needs at our disposal to effectively represent our constituents and to be good stewards of the peoples money.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

This legislation would require an allocation in this 2023 budget. I think a not to exceed in the amount of \$75,000 is a good place to start for this legislation at its introduction. This is being introduced with recommendation to be sent to E&F to discuss in an open and transparent way with all of City Council to determine what we are all comfortable with.

Request of Council

Passage

Emergency Passage

Comment: Sponsored by: Councilpersons Epps, Tolton & Tanner

_____ of Three Readings

Send To Council Committee

Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

E&F meeting would need to be scheduled with this item on its agenda so that an open and transparent conversation can be had with full council in front of the public as to the merits of this proposed legislation and the framework for implementation

For further information or to answer additional questions, please contact:

	Phone	Email
Councilperson Epps	216-200-0249	mepps@cityofeuclid.com

Attachments

City of Euclid
Legislation Fact Sheet

Ordinance Re: *ORDINANCE TO RETAIN CITY COUNCIL LEGAL REPRESENTATION (010-23)*

Background/Justification

This section intended to provide background and justification for the above ordinance and specify any related adopted plans.

The goal/intent of this legislation would require city council to retain legal representation and allocate the funds for such in this years 2023 budget.

Currently our law director is the only legal representative for two separate entities that are by originality and creation separate branches of government. The Law Director represents The City, but works at the pleasure of the Mayor. Euclid City Council, like many other cities shall have a legal representative to lean on for legislation and to rely on for a separate legal opinion in and on all legislation and/or City Council business that Euclid City Council sees fit.

There are many important issues that need to be tackled this year that impact our community for generations to come. We need to be sure we are checking and balancing everything and everyone. That is what this democracy was formed to do and in our current system, we are missing this key element to ensure we are truly separate branches and to ensure Council has the tools it needs at our disposal to effectively represent our constituents and to be good stewards of the peoples money.

Financial Impact

This section will specify the fund and amount for the ordinance as well as indicate if the budget covers the expenses. Describe any additional financial impacts below.

This legislation would require an allocation in this 2023 budget. I think a not to exceed in the amount of \$75,000 is a good place to start for this legislation at its introduction. This is being introduced with recommendation to be sent to E&F to discuss in an open and transparent way with all of City Council to determine what we are all comfortable with.

Request of Council

Passage

Emergency Passage

Comment: Sponsored by: Councilpersons Epps, Tolton & Tanner

_____ of Three Readings

Send To Council Committee

Comment: Enter text here.

Conclusion/Next Steps

This section will indicate what needs done once Council takes action.

E&F meeting would need to be scheduled with this item on its agenda so that an open and transparent conversation can be had with full council in front of the public as to the merits of this proposed legislation and the framework for implementation

For further information or to answer additional questions, please contact:

	Phone	Email
Councilperson Epps	216-200-0249	mepps@cityofeuclid.com

Attachments

Ordinance No.

By –Councilpersons Epps, Tanner and Tolton

An ordinance to budget seventy-five thousand dollars (\$75,000.00) in Euclid City Council's budget in the event they need to engage outside legal counsel to assist them in matters.

WHEREAS, currently our law director is the only legal representative for two separate entities that are by originality and creation separate branches of government; and

WHEREAS, the Law Director represents the City of Euclid, but works at the pleasure of the Mayor; and

WHEREAS, Euclid City Council, like many other cities shall have a legal representative to lean on for legislation and to rely on for a separate legal opinion in and on all legislation and/or City Council business that Euclid City Council sees fit; and

WHEREAS, Euclid City Council would like to add to its budget to allow for them to retain outside legal counsel if necessary.

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

Section 1: That seventy five thousand dollars (\$75,000.00) shall be added to Euclid City Council's budget in the event they need to engage outside legal counsel to assist them in matters.

Section 2: Funds are to be derived from the General Fund.

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