

EUCLID CITY COUNCIL MEETING JULY 20, 2020

The Euclid City Council meeting was held on Monday, July 20, 2020 at 7:00 p.m. using virtual meeting abilities via Zoom. President Mancuso presided.

Good evening and thank you for joining us for the Euclid City Council meeting, on this Monday, July 20, 2020. I'm going ask Councilman Jarosz if he would start us off with the Pledge of Allegiance. Councilman Jarosz.....

Thank you, sir.

Madame Clerk, would you please take the roll of Council members?

Members Present: Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Mancuso

Thank you. Before we go on I'd like to read the following statement.....The Euclid City Council meeting for this July 20th is being held electronically this is permissive per the Ohio State legislator's passage of "H, House Bill 197 Amendment G 0351-2. The public has electronic access to such meetings you may view the Council meeting live through the following Spectrum channel 1020, U-verse channel 99 and Euclid Community Television channel on YouTube.com. If you have questions or comments for the Committee of the Whole for legislative Matters comments should be e-mailed to the Clerk of Council, Barbara Allen at BAllen@cityofeuclid.com or faxed to 216-289-2779, no later than 6:00 p.m. before the start of the meeting. Please include your name and address with your questions or comments so that your comments will be read. Questions and Comments are limited to 5 minutes per E C O 121.18. If you have questions or comments, for our Committee of the Whole for the Public Portion of the Council meeting, again please e-mail Clerk of Council, Barbara Allen at ballen@cityofeuclid.com or fax them to 216-289-2779 no later than the beginning of the discussions of the last item on the agenda. Please include your name and address with your questions or comments, questions or comments are limited to 5 minutes per the E C O 121.18 and with that I'm going to ask if there any communications?

Others Present: Mayor Kirsten Holzheimer Gail, Law Director Sweeney, Planning and Development Director Holody, Assistant Service Director Finotti, Community Projects Manager Allison Lukacsy-Love and Council Clerk Allen.

COMMUNICATIONS

Clerk Allen – No Council President, none at this time.

COUNCIL MINUTES

President Mancuso – Thank you, thank you and we will now go to Administration Reports and Communications, Mayor Gail.....

Clerk Allen - Council minutes?

Councilwoman Caviness – Council minutes, Madame Chair.

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President Mancuso – I’m sorry okay we did miss Council minutes, yes, Councilwoman Caviness, thank you.

Councilwoman Caviness – Yes thank you Madame Chair. I move to accept the Council minutes from May 18th, 2020.

President Mancuso – And do I have a second? So moved by Councilwoman, Councilwoman McIntosh.

All in favor, hands

Yes: Unanimous

Any opposed: Seeing none, now we will go to Administration Reports and Communications. So sorry, Mayor Gail.....

ADMINISTRATIVE REPORTS AND COMMUNICATIONS

Mayor Holzheimer Gail – Thank you Madame Chair, good evening members of council, I’ll try to keep this brief, I know we have a lengthy agenda. Obviously the Coronavirus continues to be with us, and we’ve seen rises across this state just as a reminder the Governor has issued an order that Counties that are in the red alert level 3 are required to wear masks, so Cuyahoga County is in red alert level 3 because of the risk, the increased risks of exposure and the spread of the Coronavirus so thank you to all of our residents and businesses who have been following the order and the guidance that we’ve had, I’ve seen a lot more people wearing masks than I used to so keep up the good work, just as a reminder the order is in effect as long as we are in red and that means that you need to wear a face covering when you’re indoors at any public location that’s not of your residents and outdoors when you can’t keep 6 feet distance. Really a great rule is just please wear your mask whenever you can. That is one of the few ways we can stop this spread, so again continue to wear your mask, maintain social distance, wash your hands, sanitize common surfaces, that really is the only way at this point until a vaccine or until a treatment is found that we can stop the spread and keep our economy open, so thank you Euclid for doing your part, we look forward to you continuing to do your part so that we can get back to some sense of regular business. We know that testing is important so I want to thank our Faith in the City Group who has been working on bringing testing to the City of Euclid, Imani Church of Christ will be the first site, they are working with the County Board of Health and Metro Health and will be offering a pop-up testing site on Thursday, July 30th from 9:00 am to 12:00 noon. Imani, this is at their 222nd location, 832 East 222nd, and it is a drive through, drive up or walk up testing so it is outside and you do need to pre-register. There is information on the County Board of Health website, it goes LIVE tomorrow so registration can begin tomorrow, July 21st and again the testing is July 30th, from 9:00 a.m. to 12:00, we’ll make sure we have information on the front of the website and it is listed on the County Board of Health website as well. But I do want to thank the Faith in the City group who has made this one of their priorities, I, I know that there’s another testing date that is, that they’re working towards arranging for later in August that will most likely take place in the city parking lot over by the ice rink so look forward to providing those details as soon as we have them available and I do want to thank Imani Church for providing that and Pastor Michelle Humphrey and the Faith in the City for helping to make that happen. Keep Euclid Beautiful is hosting for the second year in a row they’re Yard of the Year Award so keep your eyes open for that house that you’ve always been impressed with that does a really nice job of landscaping or just taking care of their house. You can nominate anyone it is available on our website and I believe through the first week of August you can nominate somebody, so you

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just need to share their address and street you don't need their name and then share information, or the reason why you think they're deserving of being the Yard of the Year award, again on our website through the Keep Euclid Beautiful. Keep Euclid Beautiful is also partnering with the Cleveland Rock Gym, they will be hosting a clean-up this Saturday, July 25th from 9:00 am to 11:00 am anyone interested does need to wear a mask and does need to pre-register, we are trying to keep it to a limited number to make, make sure we can maintain social distance. They will be meeting at Brush Avenue and E. 260th at 9:00 and I believe you can go back to the Rock Gym and climb if you would like at the completion of the clean-up, so thank you to the Cleveland Rock Gym and Keep Euclid Beautiful for bringing that event together. The Service Department has a couple of recycling events coming up over the next month or so they, were, are able to secure a shredding company so we will be having a community shred day on Saturday August 22nd from 9:00 am to 12:00 noon again watch the website for more information as we get closer to that date. August is computer round-up month, the county will be dropping off the container and placed in front of the service garage at 25200 Lakeland Boulevard, residents can drop off computer equipment anytime during the month. And then if you want to plan a little bit ahead, they will also be doing a tire round up on, from the week of September 14th to the 19th. Thank you to the Service Department for coordinating those. And then just a quick congratulations to Sean McSween who will be receiving an Eagle Scout tomorrow evening. He is a St. Ignatius and Our Lady of the Lake graduate from Boy scout Troop 143 which is out of Our Lady of the Lake Parish, he will be achieving his Eagle Scout and his Eagle Scout project was taking care of some of the head stones at the Euclid Cemetery so, and doing some cleanup around the Euclid Cemetery so we really appreciate his work and wish him a great, continued success and congratulations on that wonderful achievement to Sean McSween. And then lastly I just want to make sure everyone knows, Pulp has opened in downtown Euclid at 22404 Lakeshore Boulevard. This is a Euclid Resident owned business, he and his family were there on opening day and appreciate the members of council, Councilwoman McIntosh was able to come, please stop in and welcome him, it really is a great addition to the downtown, we wish him much success and I continue to see some new interest in investment in downtown Euclid and in other areas so we will continue to work hard to make sure we can do what we can to fill up our empty spaces. So with that Madame Chair I will turn it over to Council.

President Mancuso – Thank you.

COMMITTEE DOCUMENTATION

President Mancuso – We will now go on to our committee documentation and Councilwoman Caviness and her Public Safety committee.....

Councilwoman Caviness – Thank you Madame Chair. The Public Safety Committee was held virtually per House Bill 197 amendment G-0351-2 on June 29th, 2020. The meeting was called to order by Councilwoman Stephana Caviness, the meeting agendas were as follows, number 1 the deer population, the recap and next steps to population control which was a survey and number 2 the progress report for police reform in the City of Euclid. Councilmembers present were Councilwoman, Councilwomen Gorshe and Jukic, Councilman Epps and Jarosz and Councilpersons present not on committee were Council President Mancuso, Councilwoman McIntosh and Councilman Wojtila. Administration staff present was Mayor Holzheimer Gail and the guest was Mr. Geoffery Westerfield from the Wildlife Management Department of ODNR to discuss agenda number 1 and number 1 was the deer population the damage management non-lethal vs population control and the question was hunting. Mr. Westerfield from ODNR referenced their urban deer hunting survey that they

Page 3 of 59

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have introduced and accomplished in various municipalities in Ohio. Programs such as sharp shooting and bow hunting were discussed, several factors play into the decision making process for control, number 1 letting the residents drive the decision for control through a survey, non-lethal vs. lethal and areas where the deer population is most troublesome, two if culling is decided upon, the next steps to consider are a) financial responsibility b) culling method c) contractor d) location and e) the weather or the season. The actions taken were we decided upon composing and distributing a citywide survey with the assistance of our Council Clerk, Mrs. Barbara Allen and the City Administration. Handouts for that item agenda where Highland Heights Deer Survey to use as an example, the Human vs Deer conflict document and the Ohio Technical Management Guide. Item 2 progress report for Police reform in the City of Euclid. First in the series of conversations Mayor Holzheimer Gail represented police as the Safety Director, Mayor Gail provided an overview of programs and training that are already in place such as no chokeholds, trained and adopt as a policy with our Euclid Police Department. Escalation was also introduced or discussed implicit bias, ethics and professionalism, use of force or response to resistance and officers have been trained to use the least amount of force and procedural justice training just to name a few of the trainings that they've received. She mentioned that in 2019 the EPD received over 3,285 of elective training hours of elective training, I'm sorry, and in addition the Mayor touched upon the use of body camera's, the Use of Force Committee designed to review all use of force reports and a new program that EPD, the EPD will be a part of called Lexipol. Per the internet Lexipol provides fully developed states specific law enforcement policies researched and written by subject matter experts vetted by attorneys. Our policies are based on nation-wide standards it states. Lexipol will also review any pertinent ordinances and where necessary make recommendations for amendments. Actions taken for this item where none, handouts none, but the communication that we received for the entire committee and especially for item 2 was from the Indian Hills Apartments and they're concerned about their safety related to the prolific drug activity and prostitution in regards, and also in addition we received a couple of e-mails requesting that we consider our Citizen Police Review Committee and that ends my report for the Public Safety Committee Madame Chair.

President Mancuso – Thank you, we will now go to Councilman Moore and his Euclid Avenue Revitalization Committee. Councilman Moore.....

Councilman Moore – Thank you Madame Chair. The Euclid Avenue Revitalization Committee held a meeting on July 1, 2020 virtually via Zoom. Our meeting agenda items where one the introduction of the Euclid Avenue Revitalization Committee, two overview of the Euclid Avenue TLCI, three overview of the Euclid Master Plan and four community and neighborhood engagement discussion. Administration staff present where none, Councilmembers present were myself, Councilwoman Stephana Caviness, Councilman Marcus Epps, Councilman Kris Jarosz and Councilman John Wojtila. The issues discussed where the introduction of the Euclid Avenue Revitalization Committee as a body, we discussed an overview of the Euclid Avenue TLCI plan we also discussed an overview of the Euclid Master Plan, we discussed the importance of community and neighborhood engagement also discussed where the quick wins that could be possible to move the excitement of the committee forward and the importance of acknowledging those things that have already happened and what will be happening in the Euclid Avenue Corridor. There was no action taken and there is not a meeting scheduled yet and that concludes my report. Thank you ma'am.

President Mancuso – Thank you, then on July 6, 2020 there was an Executive and Finance Committee meeting, with a single agenda item being a discussion with outside council and our Law Director on pending or imminent litigation

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concerning the Euclid City Schools and the City of Euclid shared income tax. As we were going to discuss imminent, imminent law suit we went, we made a motion and seconded to recess into the Executive Session, took a roll count which was unanimous and went into Executive Session to have such discussions with our outside council and Law Director. Following the Executive Session discussions we came back into Council Chambers, back on line in a live and adjourned our meeting as there was no action to be taken in that evening and that is the summary for the Executive and Finance Committee meeting. The next committee meeting is a Business Development, the Planning and Housing Committee so I will turn to Councilman Jarosz to give us a summary of that. Councilman Jarosz.....

Councilman Jarosz – Thank you Madame Chair. On July 8th, we held a Business Development, City Planning and Housing committee meeting. There were three agenda items, the first was Lakefront Special Improvement District, a SID, as designed into Law as signed into Law by Ohio Senate Bill 51 special guests where Scudder D. Mackey, PhD Chief office of Coastal Management, Ohio Department of Natural Resources, Howard Marlow, President of Coastal Strategies and Dan Ginolfi Director of Coast Resilience of Coastal Strategies. Legislation will from this agenda item will be introduced at a future City Council meeting, second agenda item was Euclid Waterfront Improvement Plan Phase II East authorization for construction legislation to be introduced at future City Council meetings, and the third was a review of Euclid land bank policies. Administration staff present was Mayor Kirsten Holzheimer Gail, Director of Planning and Development Jonathon Holody and Community Projects Manager Allison Lukacsy-Love, Committee members present were Chair Jarosz, Councilpersons Moore and McIntosh, and Councilpersons Gorshe and Wojtila were excused. Issues where discussed 1. High-rising water levels have led to significant erosion and property damage along the Lake Erie Shoreline, erosion mitigation is very expensive and often cost prohibited for many property owners, Ohio Senate Bill 51 allows for the creation of the special improvement district or SID to help finance mitigation and restoration efforts. A SID is ultimately a financing mechanism to allow for property owners to pay for improvements through property tax and assessments that run with the property for up to 30 years. First step is the creation of a Special Improvement District, this legislation is expected to be put before council at the next meeting or soon thereafter, Euclid Waterfront Improvement Plan is ready for the next steps authorization for Phase II East is needed to start construction this fall. The committee discussed project, progress, and funding legislation can begin construction and paying for it with Grant funds already on hand will be proposed at the next City Council meeting. The last agenda item was regarding Euclid Land Bank policies one goal of city council is to review land bank policies, we held preliminary discussions during this committee meeting, the chair has suggested all members review the land bank policies and submit any recommended changes to the chair for review and discussion at future committee meetings. There were no actions taken and there were PowerPoint presentations for all three agenda items. Thank you.

President Mancuso – Thank you and I will turn to Councilwoman Caviness.....

Councilwoman Caviness – Thank you Madame Chair, I move and receive and accept the following committee documentations; the Board of Control dated June 15th and June 22nd, June 29th, July 6th, July 13th, 2020; The Public Safety Committee held on June 29th, 2020; the Euclid Avenue Revitalization Committee held on July the 1st, 2020; the Executive and Finance Committee meeting held on July 6th, 2020; and the Business Development, City Planning and Housing Committee held on July 8th, 2020.

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President Mancuso – Thank you, do I have a second? So moved by Councilman Moore.

All in favor

Yeah: Unanimous

Any opposed: Seeing none.

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

We will now move on to our committee of the whole for legislative matters where our Council Clerk will read into the record questions or comments about items on the agenda this evening. Everybody should be aware that we will answer the questions being asked of us or respond to comments when we actually discuss the agenda item as it comes forward. So Council Clerk if you could read into the record our legislative comments or questions.....

Clerk Allen – Thank you Council President. Our first one comes in on, came in today July 20th at 12:09 p.m. from Emily Holody, Communications Liaison for Euclid's Faith in the City at 34 East 212th Street Euclid, Ohio 44123. We, the members of Faith in the City, ask the city of Euclid to allocate funds from the Local Coronavirus Relief Fund (item #15 from tonight's meeting) towards Coronavirus Testing. Cuyahoga County has the second highest number of Covid-19 Coronavirus cases with 10,553 and second highest number of Covid-19 Coronavirus deaths with 421 in the state of Ohio (as of Sunday July 19th, 2020.) Ohio Gov. Mike DeWine and state health officials, say testing helps them track the virus and protect others who might be vulnerable. "Testing is an important tool in the fight against the coronavirus," shared DeWine spokesman Dan Tierney on 7/9/2020. Testing for the Covid-19 Coronavirus is not readily available in the City of Euclid. Funds from the Local Coronavirus Relief Fund can and should be set aside to provide free community testing for Euclid residents. We thank you for your time and consideration.

Clerk Allen – The next one comes from Mr. Lewis Milner, at today July 20th, 2020 at 1:01 P.M. Lew Milner is at 19711 Edgecliff Dr. Euclid, Ohio Item #8: vehicle protection barriers: 1. Is this new legislation retroactive to all Day Care Centers within Euclid? If so, will there be an inspection of all such centers to check for compliance? If current centers are grandfathered, then if the center changes ownership will the new standards apply? 2. Can the protective post barriers be placed in the area between the sidewalks and the street? Thank you.

Clerk Allen – And the last comes from Alisa Boles, also today, July 20th, 2020 at 4:22 p.m. Item 1 Council President Mancuso should recuse herself from this vote. She consistently claims she has no conflict of interest, but she never explains to the public why, when asked by the public in 2018, she said that she has no part of the easements for this project, when in fact she signed one of the easements as a trustee for Lake Edge Beach Club. Furthermore, The Law Director claims Mancuso qualifies for an exception because the path is for the public good. However, she has yet to address the EXCEPTION to that EXCEPTION, where there is a conflict when the official is getting a unique benefit that the rest of the public is not getting. In this case, Mancuso and her beach club are getting erosion protection at taxpayer expense. Something other Lakefront owners are paying tens of thousands of dollars for out of pocket. They are free to make such a deal in exchange for public access to their private club. It is a crime, however, for an official to VOTE on matters related to a project when she has such a direct interest in when they are before Council. The Law Director made the weak distinction last time this issue was

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raised that Mancuso's property was not involved with this next phase. This is inconsistent with the map of the overall project that has been part of the plan for over a decade. Not only is Mancuso's beach club a critical link in the ongoing overall trail construction, it is a mere few steps away from this next phase. Finally, why is this an emergency ordinance? This project has been in planning for years. The public is still waiting for you to discuss an emergency ordinance that was presented in early June to provide for direct public access to these virtual meetings and COVID is the actual ongoing emergency. Item 2 Has Lake Edge, the Council President's Beach Club, been assessed for the private staircase that is being built for them just a few yards from the Council President's front door? If not, what is the rationale for assessing Luikart and not Lake Edge? Because this is part of the greater project, which the Council President has a direct interest in, she should recuse herself from this vote as well. Item 17 what dates were the goal discussions that led to this resolution? Were all meetings where these discussions took place open to the public? Were agenda to all these meetings posted to the public 24 hours in advance?

Clerk Allen – And that's will, that's all Council President.

President Mancuso – Okay, thank you. So with that we will move on to our first agenda item and I'm going to ask my colleagues as we do have a very robust agenda this evening if you can try to group whenever possible your questions together so that we're sure that we get everybody's questions answered or discussed but we can also be able to move on with some decisions. So we'll go to the first agenda item, Madame Clerk if you would please read it into the record.

LEGISLATION

1. Ordinance 65-2020 (080-20) Authorizing Mark Haynes Construction Inc. for the Eastern Portion of Phase II of the Waterfront Improvements Plan
An emergency ordinance authorizing the Mayor of the City of Euclid to enter into a construction contract with Mark Haynes Construction, Inc. (3130 State Route 18 East, Norwalk, Ohio 44857) for the sum of funding currently committed for the eastern portion of Phase II of the Euclid Waterfront Improvements Plan (hereafter also known as Euclid Phase IV (d)-1 Shoreline Improvements).

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Jarosz; seconded by Councilman Moore.

All in favor
Yeas: Unanimous

And we will go to Director Holody to begin discussion, Director Holody.....

Director Holody – Thank you Madame Chair, I'll ask that Community Projects Manager Allison Lukacsy Love provide a brief summary of this item.
President Mancuso – Thank you, Ms. Love.....

Allison Lukacsy-Love – Thank you Council President. Thank you Director. This evening we are seeking authorization for construction of Phase II East of the Euclid Waterfront Improvements plan to award the contract to the apparent low

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bidder, Mark Haynes Construction which is the current contractor on Phase II West of the same Euclid Waterfront Improvement plan. We plan to award the monies in hand at this meeting which totals \$3 million .67, \$3.67 million dollars, excuse me and we do plan to continue to fund raise to meet their base bid which was just over \$4.76 million or the total project cost which is over \$5 million dollars. As we continue to fund raise we just found out that we received another grant today which will go towards one of the alternates in this project, so exciting to see that progress and to address one of the comments or the question rather that came in, this is an emergency because a delay would potentially jeopardize the contractors ability to procure he material under the current bid prices, and in order to get them to be able to do the work this fall and stabilize the shoreline in the period of time that we are permitted to do in water work, by the state you really do need to seek this authorization and be able to provide a notice of award within the next few days as opposed to delaying it for a month.

President Mancuso – Thank you. I'd like to now take any questions or discussion by councilmembers. Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair, to Mrs. Lukacsy-Love, thank you very much for your answers to my questions I truly appreciate the quick return answer and conversation. I have two, one comment and one question. One comment is in the bid or the contract that we give this evening to Mark Haynes I would like it to be stressed that we would like to have minority and women owned businesses as well as Euclid workers be within, you know where they're hiring and such, I'd also like to request that the Construction Manager or Project Manager take a census of their workers and businesses are from so that when we are curious as to if they're going through what our desires are that they're kind of doing the best they can to make sure that our Euclidean's are working on these projects and our Euclid businesses are being asked to participate even though they can go to the area's to bid on a package when they're put out publically, I just really want to make that clear that we would like to see that happen especially since they've been getting the lion's share of the work and I think that that they should be mindful of that. That's my comment. My question is, is the fifth whereas we talk about the city continues to fund raise, several months maybe even a year, we're kind of in some sort of void with this Covid-19 but the Western Reserve Land Conservancy was going to go out the public to ask for money and ask if they wanted to give money toward this project, can anyone provide an update as to where we are, are we done with that journey, did we get any commitments of private funding for the project? Thank you very much.

President Mancuso – Thank you.

Allison Lukacsy-Love – Sure to the councilwoman, we engaged with Western Reserve Land Conservancy to undergo a fund raising feasibility study and they did think that it was feasible for us to raise up to a ½ million dollar, ½ million dollars through a capital campaign. We have raised \$200,000 towards that \$500,000 from, through the capital campaign it is, it has been a soft campaign due to Covid and we do look forward to relaunching that in the future when everyone's financial situation is a bit more certain. We also worked with Western Reserve Land Conservancy on a public grant which allowed us to acquire the 6.8 acre near Lakeside Cove property, the property behind the Lakeside Cove Apartments which is now an expansion of Sims Park, and that was with the Western Reserve Land Conservancy through that agreement.

President Mancuso – Thank you. Other discussion? Councilwoman Caviness.....

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Councilwoman Caviness – Thank you Madame Chair and thank you Mrs. Lukacsy-Love for answering my questions so rapidly that I sent to you but I would like to comment on them now if you don't mind, one question was that I asked if how many union subcontractors and this is in regards to Phase I, how many union subcontractors were involved in the construction of Phase I since we know that Mark Haynes is not a union contractor and you stated that there were four, one other issue that I had asked about is how many black owned companies were involved as subcontractors in Phase I or at least how many blacks were involved in the construction of Phase I and I stress blacks as opposed to minorities because we know that minorities could involve any other ethnic group or women so how many were involved in what was your answer again Mrs. Lukacsy- Love?

Allison Lukacsy-Love – There are no black owned businesses in, that were involved in the Phase II West part of the project and we don't keep demographics the city nor the contractor on the employees of each of these subcontractors, I personally witnessed some African Americans working on the site but I couldn't provide an accurate number of how many are involved in the total procurement fabrication everything that's kind of behind the scenes in addition to what you see happening on site.

Councilwoman Caviness – Okay, is there any way that you're thinking of improving those numbers or is that something that is already set in stone with this new phase, at this current time?

Allison Lukacsy-Love – Sure, so when we brought the contract before council and we're seeking authorization to bid in May, we did state that a MOU would be part interval to the contract, any contractor who was awarded this Phase II East contract will sign with us, and that prioritizes not only hiring union contracts but local women and majority owned, that is you know, when available there are not always those types of firms that are available for this type of work or skilled in this type of work which is a very specialized type of coastal infrastructure but that has been a, a message that we set out to all of the bidding contractors through the bid specs and whomever the contract is awarded to we do hope it's Mark Haynes Construction and they will be entering into that MOU and have provided us sub-contractors that do meet some of those requirements.

Councilwoman Caviness – Okay, thank you, thank you Madame Chair.

President Mancuso – Thank you. Other discussion?

Mayor Holzheimer Gail – Madame Chair if I could add something.

President Mancuso – Mayor Gail.....

Mayor Holzheimer Gail – Thank you, I did just want to follow up both from Councilwoman Gorshe and Councilwoman Caviness, cause I think it's really important for the community to know and just I want to reiterate what the MOU, you know this is the second phase, we learned some things from the first and so we wanted to make sure that we got not only the best contractor but that we also you know understand that diversity and union is important and so we, we required as part of this bidding process that the winning contractor would enter into a Memorandum of Understanding with the city that spells out a couple of things. One obviously of course is the prevailing wage, that's of course a given, we also wanted to make sure that the contractor was EEO compliant business as certified by the state so we get that certification and they agree to follow equal opportunity, equal employment opportunity. The contractor will hire union labor, trade union for the subcontracting if they are not themselves labor all of

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the subcontractors will be with labor, labor unions and that the contractor commits to advertising and otherwise making active efforts to pursue minority owned, women owned and Euclid based contracts companies for the subcontracts and we did require as part of this MOU that the contractor does provide documentation you know spelling out what they've done to outreach to those organizations and solicit those bids, so we did want to make sure that we built that extra important effort into this contract. So thank you both for those questions.

President Mancuso – Thank you, Councilman Epps I think you had your hand up?

Councilman Epps – Thank you Council President. Mayor Gail went into a little more detail, I just wanted to know more of the specifics, it sounded kind of vague and not that some of these things were mandatory when I was listening to Ms. Love and so thank you Mayor Gail for chiming in and with some extra details. Thank you.

President Mancuso – Okay, any other discussion? Councilman Wojtila.....

Councilman Wojtila – Thank you Madame Chair. I know from watching the committee meeting that and you've stated earlier Ms. Love that the \$5.9 million would take us would there be anything if we are successful in getting the full \$5.9 million which would include the base bid plus the alternates and is there, is there a Phase III after that? Because Phase II West or East the end of it for now or is there more that we're looking at beyond Phase II East?

Allison Lukacsy-Love – Sure, thank you Councilman, so the overall Euclid Waterfront Improvements Plan has three phases in it, the first being the fishing pier, the second which we sub phased into West and East being this ¾ mile trail and the third is a potential marina, so if we were able to fund raise up to the \$5.88 plus which is as you stated the base bid plus the 5 alternates, that would be the entirety of Phase II East with all of the storm water components, and benches and I'm just sort of, all of those amenities with the exception of anything that maybe further developed commercially potentially a new lakefront park at the far East end at about E. 248th Street, but that would be something that we look forward to working with the private market to do you know as we progress through this phase. So the \$3.67 allows us to get going right away with the funding that's already been dedicated to the city from Federal, State and Local as well as the capital campaign funds and that, getting to that \$5.88 which we certainly do hope for through the State Capital Grant and some other opportunities this fall will allow us to complete Phase II in its entirety.

Councilman Wojtila – Thank you and, and if we are successful in getting more monies, what is the right term, does that have to come back to council or because the way it's written that we can authorize up to amounts that are already or dedicated that would not need to come back to council?

Allison Lukacsy-Love – We do plan to bring it back to council to authorize any additional funds and we, we would have to also seek that for an additional award to Mark Haynes for this Phase II East. Anything above that \$3.67

Councilman Wojtila – Thank you and then my last question has to do with the construction oversite for Smith, Smith Group. I know, I know you said that it's coming in August, I, I would think that since we've already done Phase II West, now we're moving on to Phase II East that maybe our costs for construction oversite with Smith could be a little bit less cause I thought it was high last time

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and I don't know if you know where those funds will be coming from for Smith or do we wait until August?

President Mancuso – Ms. Love.....

Allison Lukacsy-Love – I think we'll leave that discussion until August, there's always the opportunity for the Harbor Town TIF and a few other sources we, we will look forward to bringing there 2020 contract to the August 17th Meeting.

Councilman Wojtila – Thank you very much.

President Mancuso – Other discussion? Seeing none, Oh, Councilman Epps.....

Councilman Epps – Thank you Council President. I did have one other question and maybe it's for Nick in the Service Department, what portion of this Phase and I'll generalize it first, what portion or what phase is going to address or deal with the sand. Been doing, spending quite a bit of time on the lakefront myself with my family lately and do we have whatever machine already in house that filters the sand, that sand is very, very, very unsafe, the kids come home with cuts and scrapes and all the time from not only inside the water but from the sand as well. Do we have the ability to filter the sand and is the part of any of this? I think we're spending quite a bit of money and putting a lot into it and again we've been enjoying it but the, the sand is a huge deterrent for people. Do we have that equipment and is there a plan to do something about that?

President Mancuso – Ms. Love, Allison.....

Councilman Epps – Nick?

Allison Lukacsy-Love – I believe that was directed to Assistant Service Director Nick Finotti.

Assistant Service Director Finotti – Yes, yes we do have a sand dollar that we comb the beach with, probably about once a week right now but it's a constant battle washing up on trying to keep up with all the debris on the beach.

Councilman Epps – Once a week?

Councilman Epps – We've been there quite a bit and it, it is a disaster. It's a disaster it looks like it hasn't been touched all summer. You're telling me that it just gets brushed up daily from out of the water or.....

Assistant Service Director Finotti – Weekly with storms and the changing current, yes, are you talking about the west side of the pier or the east side?

Councilman Epps – I'm talking about the west side of the pier?

Assistant Service Director Finotti – Yeah, they've been going weekly and there's some stuff under the surface that it doesn't pick up it just combs the top layer of the surface and sometimes a couple times a year we'll take down more machinery and get a little deeper.

Councilman Epps – Gotcha, what day do we go and do that? I'd like to take a look at the process.

Assistant Service Director Finotti – I'll have to ask them for this week what they're thinking.

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Councilman Epps – Okay, alright, I appreciate, if you could e-mail me that, let me know I'd like to be on site and take a look at the process and see how that all works out.

Assistant Service Director Finotti – Definitely, no problem.

Councilman Epps – Thank you.

President Mancuso – Thank you. Any other discussion? Seeing none, I'll entertain a motion for, to close debate. So moved by Councilwoman McIntosh; seconded by Councilman Jarosz.

All in favor.

Yeas: Unanimous

Any Opposed: Seeing none, I'll also entertain a motion to suspend the rules to forgo the second and third reading, so moved by Councilman Moore; seconded by Councilwoman Jukic.

All in favor

Yeas: Unanimous

Any opposed: Do we have an opposed? Did I see a hand, no, no, okay? Great, alright Madame Clerk would you please call the roles on the merits of the ordinance.

Clerk Allen – Roll call – Yes: Moore, Jarosz, McIntosh, Wojtila, Jukic, Mancuso
No: Epps, Gorshe, Caviness

Ordinance Passes.

Thank you. We will now go to, would you please read the second agenda item into the record Madame Clerk.

2. Ordinance 66-2020 (069-20) Tax duplicate for assessments for stairs for Luikart Drive Association

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the construction of stairs for the Luikart Drive Association ("LDA") in association with the Waterfront Improvement Project being constructed by the City of Euclid.

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Jarosz; seconded by Councilwoman Jukic.

All in favor

Yeas: Unanimous

President Mancuso – Are we going to go to, or to Law Director Sweeney first?

Director Sweeney – I'm happy to talk about the assessment first and if Allison needs to assist with tag teaming about the projects specifics we can do that. So....

President Mancuso – Great.

Director Sweeney – Thank you Madame Chair. So Luikart Drive did not have steps leading down to the beach so as part of their easement agreement we were

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paying \$35,000 and Luikart Drive was paying \$35,000 for the new steps and also part of the easement agreement we agreed that their \$35,000 share could be spread over three years of assessments. So we sent, I sent invoices out in beginning of July asked for the money within a couple of weeks and surprisingly out of the 19 different property owners 17 have paid, 6, 17 have paid, so 2 still need to be assessed of those 17, 4 have paid in full for the full three years of assessments, so they've paid for their share of steps in full. So the way the three years assessments is calculated its \$614.00 per year; per resident over the three years it comes out to be about \$1842. And some change so I sent council an amended piece this afternoon, just leaving the last two parcels that need to be assessed. So it goes again, 19 parcels down to 2 parcels and those two are specifically listed on the amended piece I provided to council and to Barb, but I will read those 2, so right after section 1 I would ask for this piece to be amended to say I'll, I'll read section 1, that parts not amended but the other part will be, section 1 that the assessment of the cost at the expense of the stairs for the Luikhart Drive Association in association with the Waterfront Improvement Project being constructed by the City of Euclid be as follows: parcel number 644-03-053 90 Luikart Drive for \$614.00 and then the next one is 644-03-022 and that is 120 Luikart Drive again for \$614.00. I'm happy to answer any other questions you may have or if you have any for Ms. Love, happy to help with that.

President Mancuso – Thank you before we go to Ms. Lukacsy-Love for any more detail I'd like to make a motion that we amend that section that our Law Director just read to us that you got copies of today, I need a second on that amendment. So moved by Councilman Jarosz, any further discussion on the amendment, which is just the two properties. Councilman Moore.....

Councilman Moore – Thank you Madame Chair, I guess I'm a little hesitant because would we not just do the assessment for all of the parcels regardless if they paid in my mind I'm thinking because if there's a transfer of ownership within say 6 months you have an assessment just on two properties even though they've already paid, I, I guess it, I guess I'm thinking it makes sense to have the legislation state all of the parcels because that's what we need to be paid every year, not just the two, so I'm a little, I'm not sure why we're just asking for the two even though the other ones have already paid and we'll need two to be paid right now. I guess I need a little bit more explanation on that sorry.

Director Sweeney – Thank you, Madame Chair to the Councilman. Just like your grass cutting assessments, demolition assessments, abatement assessments, those are on a yearly basis and we send those down to Cuyahoga County so we aren't going to assess anybody for 2021 or 2022 yet because it's still premature. So everybody's who was, every person who was due in 2020 before next year's assessments 17 people paid, 2 have not, so I can't put those other parcels on this piece of, on this piece of legislation because we don't want those parcels assessed. Now these two that are listed here if they do transfer to somebody else, the new owner is going to pay these because it is technically a lien on their taxes, so we're going to get the money from these two folks. The other 17 paid so we don't have any obligations from them and as I mentioned also 4 people have paid for all three years in advance. We've deposited that money and so we're pretty close to this you know 1/3 of \$35,000 that we were to collect this year. Does that clarify things for you?

Councilman Moore – Yes, Madame Chair to Law Director Sweeney, yes, thank you very much, that makes it crystal clear now I appreciate it. Thank you.

Director Sweeney – Thank you.

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President Mancuso – Thank you. So we have a motion and a second on the floor is there any further discussion on the motion? Seeing none, Madame Clerk would you call the roll on the motion to amend.

Clerk Allen – Roll call –

Yes: Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness, Moore, Mancuso

The amendment passes.

President Mancuso – Thank you. We'll now go back to Ms. Lukacsy-Love did you want to add anything else on the Luikart Drive steps or their ability to pay for those steps through assessment?

Allison Lukacsy-Love – Sure Council President, all I'll add is that this was a voluntary assessment that the LDA, Luikart Drive Association, elected to do in order to provide private access down to this amenity which is the public trail and that was captured in their 2017 easement agreement and it is assessed per household to the 19 different households that are a member of that Association and that is per their bylaws.

President Mancuso – Thank you. Law Director Sweeney.....

Law Director Sweeney – Thank you I did want to address Ms. Boles question that she presented earlier, the reason why some of the other associations do not have assessments is because they already had stairs leading down to the waterfront, so where there were stairs we've replaced the stairs and in this case there were no stairs so we added stairs, I want to make sure that's right Allison?

Allison Lukacsy-Love – Correct

President Mancuso – Other discussion? Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair and again thank you to Mrs. Love for the conversation or e-mail we had today regarding the actual cost of the project to add the stairs which they weren't there before the \$139,000 that because they went out for bid, for a \$35,000 project that we are giving them a \$139,000 of value for only \$35,000 collectively so I would like to see a SID for the rest of the lakeshore residents that we talked about in the committee meeting Councilman Jarosz's Committee meeting to get that SID going so that other residents could have some of the same benefits that these 19 plus others are going to get. We're giving, we're selling something at a fire sale in my opinion for \$35,000 that when the actual cost is \$139. We're going to the Western Reserve Land Conservancy to have them go out and ask Euclid High School Alumni and VSJS Alumni to you put some cash into the bucket and I think we should be looking seriously into that SID so that other residents who are paying for their own shore up of their own erosion to upwards of \$100 to \$250,000 should be able to get some relief so that's my commentary on that. Thank you very much.

President Mancuso – Thank you. Other discussion? Seeing none. I'll entertain a motion to close debate. So moved by Councilman Jarosz, seconded by Councilman Epps.

All in favor

Yeas: Unanimous

Any opposed: Seeing none, I will then have a motion to suspend the rules to forgo the second and third reading. So moved by Councilman Moore; seconded by Councilwoman McIntosh.

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All in favor
Yeas: Unanimous
Opposed: Seeing none.

Madame Clerk would you call the roll on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Jarosz, McIntosh, Wojtila, Jukic, Moore
No: Gorshe, Caviness, Epps

Ordinance Passes as amended.

President Mancuso – Thank you

Clerk Allen – I’m sorry I didn’t grab your vote Council President.

President Mancuso – Yes.

Clerk Allen - Thank you again it passes as amended.

President Mancuso - would you please read the third agenda item into the record.

3. Resolution (068-20) Sale of property to Denidrea Bailey for daycare facility at 445 East 200th Street.

A resolution granting a Conditional Use Permit pursuant to Section 1359.03(d)(4) of the Codified Ordinances of the City of Euclid, to Denidrea Bailey, potential purchaser, to operate a day care facility at 445 East 200th Street, on a total of three (3) parcels, one of which is a U4 – Retail or Wholesale Store District, and two (on Tracy Avenue) in a U2-Two Family House District, Permanent Parcels 641-16-011, 090, & 091.

President Mancuso – Thank you. I’ll entertain a motion for passage to begin discussion. So moved by Councilwoman Caviness; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous

President Mancuso – And Director Holody to begin discussion.....

Director Holody – Thank you Madame Chair. This will allow a new daycare center to move into the first floor of this property which used to be the home of Decker Appliance, the property will be improved with a new parking area on the rear lots as well as an enclosed play area and also a dumpster and dumpster enclosure. The daycare will employ 10 – 12 individuals and it will serve up to 40 children. This item was reviewed and recommended for approval by the Planning and Zoning Commission at it’s June meeting, I believe the applicant Ms. Bailey is on the call and I know that she and I would be happy to answer any questions that you may have.

President Mancuso – Thank you. Do we have our applicant on? While we’re waiting for that do we have any discussion or questions? Councilman Jarosz.....

Councilman Jarosz – Thank you Madame Chair, this is in Ward 4, as folks may know I’ve spent, I’ve been pretty vocal in my concerns of the number of daycares

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in the city going into area's that aren't zoned whether they be retail, industrial, etcetera simply because my concern is we seem to have so many of them, that as they establish and take root they may be crowding out potentially other businesses that we from a planning perspective might find to be more consistent with both our Master Plan or our various very specific plans that we have. That being said I did speak with Ms. Bailey and you know we have approved daycares in the past in on 200th Street the fact that she is going in directly, virtually directly across the street from one that we approved probably within the last year or two and I guess you know so I really have no objections simply because you know, I can't vote yes for one and no for the other, but I would like some clarity from the administration and from the Planning Department going forward in terms of what our thoughts are about this simply saying yes to anybody that applies for anything anywhere it seems very rarely do we get no's from Planning and Zoning when people you know kind of come to, to this are we, are we looking to move people to other locations, just a little more context moving forward, again I don't any specific objections to Ms. Bailey she and I had a nice conversations with her, she's well established, well rated, and from what I could tell but I'm just curious about the, or concerned about the broader plan and the vision for our areas as we move forward. So, so again I, that's more of a comment but I will be supporting this largely because we've supported them in the past. Thank you.

President Mancuso – Thank you Sir. Director Holody did you want to talk about what we might do going forward.

Director Holody – Certainly well I'll say briefly that there are a number of proposals that come before our staff that don't ever proceed to Planning and Zoning or council because of some concerns that we raise at the staff level, so that's my first point but certainly we'll be prepared to provide additional contact in future cases that come before the council and you know we'll work hard to implement the Master Plan, these are difficult decisions ultimately from a zoning perspective of where we're looking most closely at negative consequences to adjacent property owners in cases of day care, the safety of the children is, is a priority and in this case felt comfortable recommending Ms. Bailey's proposal to the Planning and Zoning Commission but I appreciate the comments and we'll be happy to provide that context in the future.

President Mancuso – Would the council like to suspend the rules so that we can hear from Ms. Bailey who may answer questions? So moved by Councilwoman Caviness; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous
Opposed: n/a

Good evening Ms. Bailey, can you hear us? Okay, she's not on, we have a name but we don't have her yet. Okay, Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair. I just wanted to make a comment before Ms. Bailey comes on and I am going to support this daycare facility in respects to my Council colleague Jarosz, this was our old jail location then Decker Appliance so it's an older building that's been around for quite a while, I know that the, the complaint from that area are the massive flooding that happens as a result of hydro brakes have been installed and a lot of our residents do not understand what their purpose is however in my looking out for what was going on and if they were still experiencing any water in the basement which could be, you know, black mold and my concern for the safety and health and welfare of the children that would be there, I hope, I am glad that Director

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Finotti's on this evening because apparently there's a problem with the catch basin in front of Christies Tavern right now so if you want to have a crew go out and check that out and see if it needs to be cleaned out or if it needs to be repaired. All the other hydro brakes seem to be working except for the one in front of Christies and as a result of that the old Decker Appliance store is no longer experiencing any dampness or water that's backing up in their basement. So again I will support this I just wanted to make that comment and have that catch basis in front of Christies Tavern checked out.

President Mancuso – Did you want to add anything Assistant Director Finotti?

Assistant Service Director Finotti – No, other than we'll check it out as soon as we can.

President Mancuso – Thank you.

Councilwoman Gorshe – Thank you.

President Mancuso – Other discussion? Councilman Moore.....

Councilman Moore – Thank you Madame Chair. This is a question I believe for someone in the Administration I'm not sure whom, further on our agenda item number 8 we have an ordinance enacting vehicle impact protection chapter, have we considered applying this to the current owner or the potential daycare that's going in right now has there been any discussion with her about this and will this in fact impact her if number 8 for instance, is, is legislated as an emergency in some way?

President Mancuso – Director Sweeney.....

Director Sweeney – Thank you Madame Chair to the councilman. We did talk about this today, but because that vehicle impact piece has not passed yet, we can't have it apply retroactively to either Ms. Bailey or people prior to her you know and I don't want to try to screw things up here the only thing that would happen is if you, if ya, hold off on one of these pieces or you hold off on Ms. Bailey for another meeting and pass the vehicle impact piece potentially that would impact her, but you know that's, that's up to council if they want to do that. Of course the health and safety of the children always comes first and we can certainly work with Ms. Bailey to talk to her about safety at the premises she, my understanding there's the two parcels on Tracy and I don't know exactly where her parking lots are going to be or where people are going to be pulling in but we certainly can work with Ms. Bailey with the fire department, with Planning and Zoning on how to make it safe for her kids.

President Mancuso – Thank you.

Councilman Moore – Thank you.

President Mancuso – Ms. Bailey.....

Director Sweeney – Ms. Bailey seems to be on now.

President Mancuso – I think Ms. Bailey's on, can you hear us? Are you able to hear us Ms. Bailey?

Ms. Bailey – Hi

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President Mancuso – Hi, welcome, welcome we have suspended our rules so that if our councilmembers have questions or comments for you that you'd be able to respond to them, we talked a little bit about Councilman Jarosz's spoken on your behalf and so has Councilwoman Gorshe and Director Holody has given us a brief summary of how you've gone about doing this at this point. Are there other questions that we could direct to Ms. Bailey? Councilman Wojtila.....

Councilman Wojtila – Madame Chair, I guess if Ms. Bailey could respond to where the drop off and pick up would be for the children and I think I remember from the Planning and Zoning Commission that she was intending to purchase the building, if she could speak to that as well.

President Mancuso – We're you able to hear that Ms. Bailey?

Ms. Bailey – The drop off and pick up we have designated parking spaces located in the rear of the building in the parking lot and the purchase of the building is moving forward. We're in, I'm in the process of securing a loan to purchase the building.

President Mancuso – Did that answer your question, Councilman Wojtila? Other questions for Ms. Bailey specifically? Councilwoman Caviness.....

Councilwoman Caviness – Thank you Madame Chair and good evening Mrs. Bailey, thank you for joining us. I did have the privilege of watching the Planning and Zoning Committee on that would, that you were present in for June 9th, and just had a few questions but I wanted to kind of elaborate on the drop off and if you can correct me please do if I'm incorrect, but your drop off will be possibly in the rear of the building but if it is in the rear of the building then the parents will have to walk the children on the sidewalk on Tracy side to toward East 200 because the entrance will be on the side front, is that correct, Mrs. Bailey?

Ms. Bailey – Well we have to entrance and doors that we are going to use for entrance. So the, the parking, those, first of all the side walk is really, really wide and it's not like the average sidewalk so the first drop off is close to the rear of the building and then the second near the front.

Councilwoman Caviness – Okay, so the garage doors that are in the side in the near the rear on Tracy side are they before or after that drop off in the rear?

Ms. Bailey – its right next to the garage.

Councilwoman Caviness – Okay so it would be, so the garage would be at that parking lot and then they will pass the garage doors and then you'll have an entrance there.....

Ms. Bailey – Right

Councilwoman Caviness - as well, okay.

Ms. Bailey – Yes

Councilwoman Caviness – Okay, so I was just thinking about the logistics because I thought maybe they would have to walk all the way to East 200th, so I'm glad to hear that you have another entrance as well. I have, because you're purchasing the property and congratulations for that as well.....

Ms. Bailey - Thank you.

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Councilwoman Caviness – What, I know that it has two apartment units that will utilize those attached garages, what are your plans for those units?

Ms. Bailey – They are one bedroom.....

Councilwoman Caviness – Oh, Madame Chair, I'm sorry.

President Mancuso – That's okay, go ahead Ms. Bailey.

Ms. Bailey – They are one bedroom apartments so the plan is just for a family or husband, a wife, I'm not sure I believe it's two people per bedroom for a one bedroom apartment so they will be occupied by tenants.

Councilwoman Caviness – Okay, and Madame Chair to Ms. Bailey, when are you anticipating on renting them and how will they gain access to the building as to not interfere with the process of the daycare.

President Mancuso – Ms. Bailey.....

Ms. Bailey – I'm, I'm in no rush to rent the apartments out I'm not sure of a timeline but there is a separate entrance also for the apartments so it's totally separate from the daycare space.

Councilwoman Caviness – Okay, thank you Ms. Bailey, I appreciate it and thank you Madame Chair.

President Mancuso – Thank you.

Councilwoman Caviness – That's all for my questions right now.

President Mancuso – Thank you, other discussion? Councilman Epps.....

Councilman Epps – Thank you Council President. To Ms. Bailey, I have a couple of questions for you as well. You said you have designated parking spaces in the rear, how many spaces?

Ms. Bailey – There's a total of 10.

Councilman Epps – 10, and no one else parks, no one else will have access or park in the rear of the building other than.....

Ms. Bailey – Other than possibly staff and parents.

Councilman Epps – Staff and parents, and there, from what Councilwoman Caviness asked you they'll park in the rear and they'll enter their kids will come in from the rear as well?

Ms. Bailey – Well there is not a rear door, there's only side, two doors on the side, one is closer to East 200th Street and one is directly on Tracy Avenue.

Councilman Epps – Okay and the, the plan is from all those doors to be accessible for folks if they want to use them then right?

Ms. Bailey – No, so we have when you say so we will have a designated entrance based on age, so the older kids can enter, the plan is right now the entrance closer to East 200th Street will be used for the older children and the, the other entrance closer to the parking lot will be used for the smaller children.

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Councilman Epps – Okay, and what’s the age range for your center?

Ms. Bailey – 6 weeks to 12

Councilman Epps – Okay and then the last question for you Ms. Bailey you talk about the loan, congratulations for taking the next step to actually own a property, that’s total awesome, always the best route to go in business, I will say, ask have you been pre-approved already or where are you in that process?

Ms. Bailey – Well the process is almost complete I have submitted all of my paperwork and everything that the loan officer has requested, so the, I’m just waiting for him to just give approval for his, I’ve been pre-approved, so it’s just the process of the loan officers supervisor to approve the paperwork.

Councilman Epps – Okay, and then the last question Madame Chair, or if I have other questions for the Administration should I just wait until folks are done questioning Ms. Bailey or.....

President Mancuso – That would be good. That would be fine, if you would do that please, did you have any other questions for Ms. Bailey? Any other questions for Ms. Bailey specifically? Councilwoman McIntosh.....

Councilwoman McIntosh – Thank you Madame Chair. To Ms. Bailey, congratulations on the plans, it’s exciting, I just had a few clarifying questions about the doors, so I was, being at home I have the luxury of pulling up Google Maps and I just want to clarify which doors your speaking of because it looks like you have the two garage doors in the rear part of the property that’s one story, there is, seems to be a door that goes into the garage but then in that middle section of the building there’s another door that’s brown and two white doors which I assume one of them is probably one of those private entrances to the apartments but maybe I’m wrong and then there’s the front door that’s on the corner at 200th, so when you’re talking about the different age groups that are picked up and dropped off the older children would go to the 200th street is that the corner entrance and then the younger children would go to that I guess blackened door from 200th.

Ms. Bailey – The brown door.

Councilwoman McIntosh – Okay, gotcha, gotcha. Okay thank you for clarifying that and then also regarding the playground, I understand from the Planning and Zoning meeting that it will be in the back parking lot is that correct?

Ms. Bailey – That’s correct

Councilwoman McIntosh – Okay and so where is, cause the parking lot’s fairly large it looks like it might but up against somebodies house or different rental property where do you foresee, where do you see that playground being situated in the rear lot?

Ms. Bailey – There is a grassy area that is included with the property so the playground will sit in that area.

Councilwoman McIntosh – is that the grassy area that is adjacent to the house, the residents there?

Ms. Bailey – Yes

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Councilwoman McIntosh – Okay, thank you and then to Director Holody, is that resident been notified of these plans?

President Mancuso – Director Holody.....

Director Holody – Yes, the adjacent property owner received notification of the request and had the opportunity to attend or comment at the Planning and Zoning meeting.

Councilwoman McIntosh – Okay, very good, thank you and then Ms. Bailey just curious I know you have another location, what is, and your star rated, what star level are you at this stage or leading up to.

Ms. Bailey – We are a three start currently.

Councilwoman McIntosh – Excellent. Okay, very good, thank you so much for answering my questions. Good luck.

Ms. Bailey – Your welcome.

President Mancuso – Thank you, Ms. Bailey we’re going to continue with any questions they may have for Administration you’re more than welcome to stay and listen.....

Ms. Bailey – Okay

President Mancuso – Then I will look for questions or discussion in general now. Not necessarily to Mrs. Bailey, Councilman Epps.....

Councilman Epps – Thank you, to Law Director Sweeney, Sweeney, the can you talk a little bit about the item 8 on the agenda, if it kind of seems counterproductive to be moving forward with Ms. Bailey tonight with that, I mean if we all agree that that’s something that’s really important that’s something that should be put in place, I, I’m I don’t know how comfortable I am tonight voting for her piece absent of doing that knowing that she’s kind of in essence kind of slipping through the cracks on that, so can you talk a little bit about that. Where your stance is as the administration for that particular piece of legislation before we move forward with our vote for this tonight.

Director Sweeney – Sure, thank you Madame Chair, and I’m glad Chief Haddock hopped on right when he did as well. So this was a request from Fire Prevention Bureau Captain Pellegrino, he’s you know very concerned about the children at the daycares and the community. It would have been great had we had this a few months ago cause we really shouldn’t be going back and retroactive, I’m glad you brought this up because I would like to ask Ms. Bailey I have not done a site visit of this property so I don’t know, if, if this grassy area that she is talking about this is really about whether cars can broach or breach that play area. So I don’t know what the logistics of her property if it’s in a place where cars can beach the play area, so she’d have to talk a little more about that to see if it’s even pertains to her property or not. Does that make sense councilman?

President Mancuso – Does that make sense Ms. Bailey?

Councilman Epps – It does, go ahead Ms. Bailey, I’m sorry.

President Mancuso – hang on. Do you understand what we’re asking?

Ms. Bailey – Yes

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President Mancuso – We have legislation on that talks about putting some pylons in to keep cars from encroaching on or being able to strike a child in a playground area, so with the area that you have, will that pertain?

Ms. Bailey – We have, right now there I don't know what they are called but you know when you pull into a parking space and then there, there are those tire, those yellow cement blocks that take up the front of the parking space, we have those there now and they are also on the plans to remain.

Director Sweeney – Well I think one of the questions has to be can a car drive over those into the play area? And if it's just those little curb things,

Councilman Epps – Then they can.

Director Sweeney - I would think some, a car can go over those into a curb area, I'm sorry into a play area, so part of, part of number 8 it's, well Chief can talk a little bit more, let me pull that piece out, but it talks about the height of the bollards and things like that just to prevent a car from going through.

Councilman Epps – Council President.

Council President – Yes, sir.

Councilman Epps – For to Law Director Sweeney, and to the if, if you can wait if you don't mind, my colleagues don't mind until we get to that particular piece of legislation wasn't trying to go too far into that but I do think that after listening to Ms. Bailey here tonight and I, I would like to make a motion that we make this a first reading tonight, to make sure, it seems that her property is effected by this and to make sure that we get that on the books before we, for with her particular property.

President Mancuso – Alright we have a motion on the floor to make this a first reading is there a second? So second by Councilman Jarosz. Alright, any further discussion.

Ms. Bailey – I have a question.

President Mancuso – Seeing none. Madame Clerk would you please call the roll on this piece of legislation going to a second reading.

Clerk Allen – Thank you Council President.

Roll call –

Yes: McIntosh, Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Jarosz, (I'm sorry Jarosz didn't hear him but I can see his hand), Mancuso

Alright Ordinance sent to a second reading then.

Director Sweeney – I'm sorry Madame Chair we have to get a verbal response from Councilman and he was muted.

President Mancuso – Who was it Councilman Jarosz?

Clerk Allen – Yes.

Director Sweeney – No he's still muted, somethings.

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Clerk Allen – It doesn't look like he's muted but....

Councilman Jarosz – Can you hear me?

President Mancuso – Yes

Director Sweeney – Yes, now we can.

Councilman Jarosz – Okay, Yes

Director Sweeney – Thank you.

Clerk Allen – Thank you.

President Mancuso – So Mrs. Bailey we will be meeting again at our next council meeting the third Monday in August.

Director Sweeney – August 17th, Madame Chair.

President Mancuso – August 17th my Law Director's telling me. So it will come before us again August 17th.

Ms. Bailey – Okay and is that because of the playground stops.

President Mancuso – Yes.

Ms. Bailey – So if I were to do something different are you guys proposing that I use a different method or something like taller?

President Mancuso – I think what we should.....

Director Sweeney – Excuse me why don't you and I chit chat tomorrow,

President Mancuso – Right.

Director Sweeney - how about that and.....

President Mancuso – She's going to contact you tomorrow that way you can discuss it in more detail what has happened going forward, okay.

Ms. Bailey – Okay

President Mancuso – Okay, thank you

Director Sweeney – I am assuming Director Holody has your phone number that I can reach you. Okay.

Ms. Bailey – Yes

Director Sweeney – Okay, I will reach you tomorrow.

Ms. Bailey – Okay.

Director Sweeney – Thank you.

Ms. Bailey – Alright thank you guys

President Mancuso – Bye, bye.

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Councilman Jarosz – Madame Chair.

President Mancuso – Alright Madame Clerk would please read the forth agenda item into the record.

4. Ordinance 67-2020 (075-20) Contract renewal with Cargill Salt

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract extension with Cargill Salt, 24950 Country Club Blvd., Suite 450, North Olmsted, Ohio 44070, for the City's requirements of salt for the 2020/2021 winter season, covering the period from November 1, 2020, through April 30, 2021.

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilwoman Caviness.

All in favor

Yeas: Unanimous

We will start off with Assistant Director Finotti please.....

Assistant Director Finotti – Thank you Madame Chair. This is for a, this is for a one year extension for our current agreement with Cargill for clear-lane salt. Our current agreement ended on April 30th at that point we started negotiations for this upcoming winter. After some back and forth with them I am pleased that this year's price with clear-lane is \$64.98 per ton which is just over 13% lower than last year's price of \$74.25 per ton delivered and dumped. We have been an early adopter of the clear-lane salt for over 5 years now because the product stays on the road longer, is less corrosive and has eliminated the use of salt brine and lowering our overall total costs. They have always provided product when requested and filled our orders in entirety without delay. I would ask for your support tonight for passage and if you have any questions I'd be happy to answer them. Thank you.

President Mancuso – Thank you. Councilmembers, discussion? Seeing none. I'll entertain a motion to close debate. So moved by Councilman Epps; seconded by Councilwoman McIntosh.

All in favor

Yeas: Unanimous

Opposed: N/A

I'll entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilwoman Caviness; seconded by Councilwoman Gorshe.

All in favor

Yeas: Unanimous

Any opposed: Seeing none.

President Mancuso – Madame Clerk would you please call the roll on the merits of the ordinance.

Clerk Allen – Roll call –

Yes: Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Jarosz, McIntosh, Mancuso

Ordinance Passes

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Thank you, Madame Clerk would you read the fifth agenda item into the record.

5. Ordinance 68-2020 (078-20) Purchase of two yard leaf collectors

An ordinance authorizing the Director of Public Service of the City of Euclid, to enter into a contract for the purchase of two (2) ALC 25-25 cubic yard leaf collectors from American Road Machinery Company, 3026 Saratoga Avenue SW, Canton, Ohio 44706, for use in the Streets Department in an amount not to exceed \$124,927.90.

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Gorshe; seconded by Councilwoman Jukic.

All in favor

Yeas: Unanimous

Any opposed: Seeing none

We will go once again to Assistant Director Finotti.....

Assistant Director Finotti – Thank you Council President. As discussed over the past couple year's leaf season is something that we need to make an investment in, in order to provide this service for the residents in a timely manner and essential to the maintenance of the sewer system. We did purchase two of these units last year from ARM and have been very pleased with their performance and in the process we've eliminated two machines well passed their use for line, we would like to further build off that success with two more machines this year and taking another step forward and updating our equipment fleet. Unites will be able to be put into service this leaf season and be equipped with the latest CPA compliance diesel engine emissions equipment and increase labor efficiency and eliminate the need to send two vehicles at a time that will reduce fuel, emissions and expensive labor maintenance and downtime with the equipment. I would ask for your support tonight for passage and happy to answer any questions. Thank you.

President Mancuso – Thank you, I would just ask Assistant Director Finotti where are the dollars coming from, what account?

Assistant Director Finotti – The 510 account through Wastewater.

President Mancuso – Oh, okay, any discussion? Councilman Epps.....

Councilman Epps – Thank you Council President. To the Assistant Service Director Finotti you said we eliminate two units that were outside, or past their years of usage, what do we do with them?

Assistant Director Finotti – We auction them off on Govdeals.

Councilman Epps – They have already been auctioned off?

Assistant Director Finotti – Yes.

Councilman Epps – Okay, thank you.

President Mancuso – Thank you, Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair. Law Director Sweeney just a point of order on the second whereas, these machines will be used for the

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collection of leaves from the tree lawn, it should be from the tree lawn. Just a type-o that popped out at me.

Director Sweeney – Thank you yeah, that’s just a type-o you don’t have to do an amendment that Scribner’s error, I also texted Barb earlier about Tracy Avenue, with respect to the one, the one piece I think it was the daycare piece so Scribner’s errors don’t necessitate an amendment, amended but thank you for pointing that out.

Councilwoman Gorshe – Thank you very much and Director Finotti, this is great since the leaf collection that collectors that we had we couldn’t even find parts for so it’s good to see that there’s more EPA compliance emissions and reducing air pollution, my concern is where we take the leaves and where we’re dumping them currently there’s been some concern over the last couple of years that that particular location was not going to take our leaves anymore and that’s why we’ve been saying nothing but leaves, no debris, no garbage, no bowling ball I think Director Knecht said at one point, do we have an alternate location to take our leaves this year or what’s going on with our dump site please.

President Mancuso – Assistant Director.....

Assistant Director Finotti – Councilman Gorshe, yes, as far as we know Green Vision will take them, they usually confirm that end of August/September but if not then DeMilta has assured us that they would be a suitable for that.

Councilwoman Gorshe – Perfect, than you.

President Mancuso – Any other discussion? Seeing none, I’ll entertain a motion to close debate. So moved by Councilwoman Gorshe; seconded by Councilman Moore.

All in favor
Yeas: Unanimous
Any opposed: N/A

Also entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilman Moore; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous
Any opposed: Seeing none.

Madame Clerk please call the roll on the merits of the ordinance.

Clerk Allen – Roll call – Yes: Jukic, Gorshe, Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Mancuso

Ordinance passes

President Mancuso – Thank you, Madame Clerk please read the sixth agenda item into the record.

6. Ordinance 69-2020 (079-20) Agreement with GPD Group for waterline replacement

An ordinance authorizing the Director of Public Service to enter into agreement with GPD Group, 520 South Main Street, Suite 2531, Akron,

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Ohio 44311, for the design engineering services associated with the replacement of water lines within the City of Euclid on the following streets: East 206th (Lakeshore to Edgecliff), East 211th (Lakeshore to S. Lakeshore), East 216th (Lakeshore to Edgecliff), Fuller Avenue, Goller Avenue, Colbourne Road and Lakeshore Blvd. (Babbitt to East 228th), in an amount not to exceed \$319,109.00.

President Mancuso – Thank you. I’ll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilman Moore.

All in favor
Yeas: Unanimous
And again to Assistant Director Finotti.....

Assistant Director Finotti –Thank you Madame Chair. This for the seven streets awarded funding by Cleveland Water under the Suburban Waterline and Replacement program for design work with GPD Group, our city engineering firm. Once plans are completed they will be submitted to Cleveland Water for review and approval. After approval then this will authorize us to go out for bid in 2021 and award it to the lowest and best bid. This will replace the entire waterline in all seven areas and once completed the streets will be repaved at the end of the project. I would ask for your support tonight for passage and happy to answer any questions you may have.

President Mancuso – Thank you. Discussion? Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair. I just wanted to thank Director Finotti and his team for putting the residents of Colbourne into a happy state that, that road is in ill repair and having the waterlines and the repaving done, thank you very much for your hard work on that.

President Mancuso – Thank you, any other discussion? Seeing none. I’ll entertain a motion to close debate. So moved by Councilwoman Gorshe; seconded by Councilman Moore.

All in favor
Yeas: Unanimous

Also entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilwoman Gorshe; seconded by Councilman Moore.

All in favor
Yeas: Unanimous
Opposed: Seeing none.

Madame Clerk please call the roll on the merits of the ordinance.

Clerk Allen – Roll call – Yes: Gorshe, Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Mancuso

Ordinance Passes.

President Mancuso – Thank you, Madame Clerk please read the seventh agenda item into the record.

7. Ordinance 70-2020 (072-20) Contract with Pfund Superior Sales for 1 2020 Ford F-550 4 x 4 Ambulance

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An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract with Pfund Superior Sales, 515 E. Turkeyfoot Lake Road, Akron, Ohio 44319, for the purchase of a one (1) 2020 Ford F-550 4 x 4 Ambulance manufactured by Life Line Emergency Vehicles, at a total cost not to exceed \$233,000.00 for use by the Fire Department

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilwoman Caviness.

All in favor

Yeas: Unanimous

Any opposed: Seeing None

President Mancuso – Can we go to Chief Haddock?

Chief Haddock – Thank you Madame Chair, members of council, Mayor and those Zooming. I know it's been a while I haven't seen a lot of you live and in person that doesn't mean that I don't care about you and that I haven't been thinking about you so if you do need anything please do not hesitate to reach out via phone or, or e-mail and you know I hope that everybody is enjoying summer and staying healthy. So this ambulance you know modern, safe modern and reliable apparatus is essential to our mission and we've been very fortunate to, to keep modern fleet over the last several years. We typically get out of an ambulance about 5 years the way we use them as front line status and then we turn them over to, to back-ups status, ready reserve for about 3 years. So we are in need of another ambulance and I'll answer any questions that you have.

President Mancuso – Thank you. Discussion? Councilman Epps.....

Councilman Epps – Thank you Council President. Good to see you as well Chief Haddock, I am, how many ambulances do we have in front line service right now and how many do we have in I guess back up service and where are they in their 5 or 3 year life span?

President Mancuso – Chief Haddock.....

Chief Haddock – Okay, yeah, Madame Chair to Councilman. We have right now three front line ambulances at each, so there's a front line ambulance at each firehouse and then we have two reserve ambulances. This will, will get it will bump our biggest issue is the well not only the one it's replacing but the one that's in reserve is getting up there in age too, so we're gonna move out a the, the most mileage ambulance and replace it with the new one and the it will, it will remain, it will be okay I don't have the, the miles in front of me but it will, it will put us in a good spot really good spot.

Councilman Epps – So you, do you know which one at which house, which one is actually so you're saying basically you're saying one of the frontline is going to be bumped to back line, this one will replace that one and then you'll auction off the back line one that's out of usage. Correct?

Chief Haddock – That's correct so it will be replacing the newest one we have was up in station 2 territory so that's the one we got last year, 3's is the second so this will be replacing the one at Firehouse number 1 on 222nd Street.

Councilman Epps – and is that one in its 5th year?

Chief Haddock – Yes.

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Councilman Epps – Front line?

Chief Haddock – I think it’s actually on its 6th.

Councilman Epps – Okay

Chief Haddock – The one that it’s replacing is in its 6th year.

Councilman Epps – Okay, thank you.

President Mancuso – Thank you. Other discussion? Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair. Since this was a capital budget item that we did go ahead and pass I’d like to add my name to this legislation as well anytime we can get some new equipment for our services is some good news and I’m sure my colleagues would also want their names on this legislation as well. Thank you very much.

President Mancuso – Would all like their names on this legislation, show me by a show of hands. Okay, so we’ll add all of council, all of City Council. Okay, other discussion? Seeing none, I’ll entertain a motion to close debate. So moved by Councilman Epps; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous
Any opposed: n/a

I’ll also entertain a motion to suspend the rules and forgo the second and third reading. So moved by Councilwoman Gorshe; seconded by Councilman Jarosz.

All in favor
Yeas: Unanimous
Any opposed? Seeing none

Madame Clerk would you please call the roll on the merits of the ordinance.

Clerk Allen – Roll call – Yes: Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Mancuso

Ordinance Passes.

President Mancuso – Thank you, Madame Clerk please read the eighth agenda item into the record.

8. Ordinance 71-2020 (073a-20) Enacting Vehicle Impact Protection
An ordinance enacting Section 1590.17 “Vehicle Impact Protection” of Chapter 1590 Miscellaneous Regulations of the Fire Prevention Code of the Codified Ordinances of the City of Euclid to provide for vehicle impact protection for child day care outdoor play spaces.

President Mancuso – Thank you. I’ll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilman Moore.

All in favor
Yeas: Unanimous

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And we will go once again to Chief Haddock.....

Chief Haddock – Thank you Madame Chair, members of council and those watching. So one thing has changed over the years is that we start to see an increase in these daycare centers is that their showing up at some non-traditional places, and one of the issues that we have with that is this play space that's supposed to be for the children and a lot of times what we're finding is, it's being basically placed in a parking lot or in some area adjacent to the building. Well our Fire Prevention Captain Tony Pellegrino and he's gone around and seen these different things, he's noticed that some of these just do not feel, they're not safe at all for what would, nothing would stop a car and they do continue education all the time and he's heard some horrific stories of these cars that, that go over where there's absolutely no protection or insufficient protection where the cars are coming and striking children. I know there was an incident in Texas not too long ago, so what he would like to see is these, these protection that's in place the Ohio Fire Code spells out these, these posts and what they should be made of and I believe that the, the, the Euclid, the City of Euclid also has a some standards that we would like to see employed so that these areas are safe and would keep any car from entering in where the children are playing. This, this would be for any new establishments that would be coming up or businesses but it would not, would not go back to someone who already has their business up and running. So I'll answer any questions that you have.

President Mancuso – Thank you. Discussion council? Oh Law Director Sweeney, I'm sorry, go ahead.....

Law Director Sweeney – Thank you Madame Chair. I did provide council an amendment earlier this afternoon that Scott Muscatello our Zoning Secretary chimed in and would like a sentence added in the second paragraph so I'm gonna, I'll tell you the part I'm adding. So at the part where it says guard post shall comply with all the following requirements, to include this additional language and shall be in compliance with all provisions of Chapter 1388 of the Euclid Codified Ordinances. So that is the change substantively, the other thing I do want to add if we do want to make this piece apply to Ms. Bailey who we just heard from I would ask that this be an emergency ordinance so we would change that and I could add under Section 4, I can add the standard emergency language for Barb and then I would include an additional whereas I would make this the last whereas, whereas this piece is an emergency and that it provides for the health and safety of the citizens and the children of the City of Euclid. So I would ask for those, those amendments if council is so inclined, thank you.

President Mancuso – Okay so, everybody understands the motions for the amendments, okay so I need, I need a motion to amend it to the following four things that our Law Director just said. Anybody want to make a motion to amend? Thank you Councilman Moore; second by Councilwoman Gorshe. Discussion on the amendments only. Any, Councilman Wojtila.....

Councilman Wojtila – Thank you Madame Chair. In, in reading this and I'm sorry It didn't dawn on me until I started looking at it tonight, but it's not clear to me when you need to have the guard post vs. a fence. And maybe it was Ms. Bailey talking earlier she has wheel stops so at what point do you need guard posts?

President Mancuso – Chief Haddock.....

Chief Haddock – Hold on one second. What they, what the legislation what is written it says for any play area that has potential for vehicle penetration. So sometimes obviously if it's in a, you know back yard or behind a building where

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there's no, the parking lots in the front and the play area's in the back that wouldn't apply, but if there's anywhere where the, the car could come in.

Law Director Sweeney – Madame Chair, it also says you know it can be protected by an enclosed fence, so where there not currently is one, there either has to be a fence or some other structure and this is set forth in Ohio Revised Code 5104.03B and we basically just copied that and then this section here the 1 through 5 that is in Ohio Building Code and that was given to us from between Captain Pellegrino and our Certified Building Official Mr. Vogal.

President Mancuso – Thank you. Councilman does that answer your question?

Councilman Wojtila – Yes, but I'm not sure I like the answer because I still don't think it's clear when you need to have the guard posts. And then my other comment would be when I first read this I thought well it should probably be in code section 1388 so I'm glad Mr. Muscatello brought this up I'd like to see him also then amend 1388 to make reference to 1590.17 at a later date.

Law Director Sweeney – I can bring, I'm sorry Madame Chair, I can bring that in August, I can bring that piece forward.

Councilman Wojtila – Thank you.

President Mancuso – Other discussion on the amendments? Councilwoman Jukic.....

Councilwoman Jukic – It's not so much discussion as a clarification. Madame Chair to Law Director Sweeney, you mentioned something about Ms. Bailey's I wonder if you could clarify that and then the reason I ask that is because I just I would like to help Ms. Bailey move her project along as quickly as possible, it seems that she's about to get a loan and probably has to plan for whatever potential school year there is so can you please explain what you meant when you mentioned her and is there a way to help move this along so that she can get her approval?

Law Director Sweeney – Madame Chair to the councilwoman. So any regular piece of legislation becomes effective in 30 days, so today is July 20th if this passes today it wouldn't be effective until August 20th our next council meeting is August 17th. So if we want this to effective before August 17th we would have to make this an emergency piece of legislation. That shouldn't impact Ms. Bailey at all she can still keep her progressing along in our, in our process she will be heard again on August 17th and just so she knows if this passes today this will be in place for her should council pass her, pass her piece on August 17th.

Councilwoman Jukic – Thank you and Madame Chair please, one more question.

President Mancuso – Sure.

Councilwoman Jukic – This does seem like an important thing for the children and if someone could please explain to me why we couldn't kind of slowly and reasonably make it retroactive to the existing daycare centers?

President Mancuso – Law Director Sweeney.....

Law Director Sweeney – Thank you Madame Chair. We, you just don't make pieces that are retroactive when you passed somebodies you know license or pass their piece of legislation they're operating under a certain set of rules, you can't add new rules after the fact. One of our things is gravel driveways. You

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know going forward we are making people replace their gravel driveways but people are grandfathered with certain things so you can understand how the prior daycares are grandfathered, of course if we see that there's a serious health and safety violation between our building department, our zoning department, and our fire prevention bureau they certainly can attend to something that they feel there's a health and safety violation and we can certainly talk to a owner on fixing what we feel might be a health and safety hazard.

Councilwoman Jukic – Thank you.

President Mancuso – Okay, alright, so we're still working on the amendment, Councilman Epps.....

Councilman Epps – I just would, I'm not sure if an actual she mentioned the amendment or I think an motion was already made, I just want to thank Law Director for making sure that this is going to be an emergency piece, I think not only is it important and something that we need to have on the books as soon as possible not just for Ms. Bailey's circumstance even though I was the one to make the motion for her, but just for our kids and daycares considering we have them all over the place, so it's something I agree with you Chief Haddock about and if possible I'm not sure if my colleagues would like to, but I definitely would like to have my name added to this and want to make sure that we make it an emergency tonight as well. Thank you.

President Mancuso – Okay, Epps, alright. We are still on the amendment. Is there any further discussion on the amendment? Seeing none, Madame Clerk would you call the roll on the amendments?

Clerk Allen – Roll call –

Yes: Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness, Mancuso

Amendments accepted.

President Mancuso – Okay, now any further discussion on the legislation as a whole? Councilwoman McIntosh.....

Councilwoman McIntosh – Thank you Madame Chair, just a quick comment regarding I whole heartedly support safe, you know adding this to ensure the safety of the children in daycare centers. But I think also piggybacking on what Councilman Jarosz stated previously with Ms. Bailey's piece is we really need to look at where we're putting daycare centers moving forward and I, I think the Planning and Zoning Commission and department should definitely try to prioritize this if we add, if we start adding bollards big concrete painted they're going to be bright yellow or white it will become visual just ugliness you know some, some residents and visitors may already have an issue with where playgrounds or pick up and drop off's may already be situated because of our decisions in the past and moving forward it could just, could just, it's not a beautification measure by any means in my opinion. So certainly suggest that, or certainly support this tonight and to ensure the safety of children but I think is something that we need to take a deeper dive into sooner than later. Thank you.

President Mancuso – Thank you, Councilman Epps.....

Councilman Epps – Thank you to piggyback off of what Councilman Wojtila was saying as well, is it P and Z then that would determine what centers have to have this and don't?

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President Mancuso – Law Director Sweeney.....

Law Director Sweeney – Thank you Madame Chair to the councilman. If we put it in 1388 as well, yes. This is also in Fire Prevention Bureau they also do inspections of the daycares, so we can you know, get them from both angles, but yes I would say P and Z this would be one of the requirements of P and Z to let them know that and then ultimately council will approve as well.

Councilman Epps – Okay and just checking about that too I’m glad Councilwoman McIntosh mentioned what she mentioned because it’s one thing to just say we’re going to put folks anywhere and it’s another thing then to have back behind and clean things up for safety reasons and it would be a mess so that was something that I was thinking too so I was glad to hear her say that but also I don’t think that the fence is enough of a deterrent either, it doesn’t specify what type of fence you know forces you to have these barriers and I think for some of these locations even a fence is not good enough so I’m still a little concerned about you know the, who’s going to be making the decision as to whereas, how, especially considering that if you put a fence up simply put up what just a chain-link fence that that would be enough to keep you from having to get these barriers, I just don’t think that chain-link fence would be something that’s enough so does it specify what type of fence or.....

Law Director Sweeney – So Madame Chair to the councilman, so in that second paragraph so the first paragraph is exactly from Ohio Revised Code. The second paragraph is what the guard posts have to be so you know the posts, of the fence. Steel not less than 4” in diameter, concrete filled based not more than 4 feet between posts on center, so a car is going to have a hard time busting through that.

Councilman Epps – Agreed, agreed. Alright thank you.

President Mancuso – Okay, can I have a motion to close debate, or did you have more comments? Did you have more comments?

Councilwoman Caviness – Yes

President Mancuso – Councilwoman Caviness, sorry.

Councilwoman Caviness – Yes, I just wanted to piggyback on Councilman Epps asking for his name to be added, I would like my name to be added as well and I would that my colleagues the rest of our colleagues would do the same.

President Mancuso – Would everybody like their name added to this, raise your hand. Anybody who does not want their name, okay, Council Clerk you got everybody, thank you. Alright, any other discussion? Councilman Jarosz.....

Councilman Jarosz – Thank you Madame Chair, and I’ll be very brief I understand why you can’t retroactively go and apply this to an existing but I think as, as a Law Director Sweeney did mention you know, this is about the health and safety of our residents and children that we need to you know, should this pass this evening we have to aggressively address rather be through Planning and Zoning or Fire, review all current daycares for safety measures, I mean I don’t think you could just move along and disregard the past so you know, while I know we’re passing this today, you know I think we need frankly I would like to see this enacted then a report from the administration on the review of existing daycares or so. My two cents. Thank you.

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President Mancuso – Thank you sir. Now I will ask for a motion to close debate. So moved by Councilman Jarosz; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous

I'll entertain a motion to suspend the rules to forgo the second and third reading so moved by Councilman Jarosz; seconded by Councilwoman Gorshe

All in favor
Yeas: Unanimous
Any opposed: Seeing none.

Madame Clerk please call the roll on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Epps, Jarosz, McIntosh, Wojtila, Jukic, Goshe, Caviness, Moore, Mancuso

Ordinance passed as amended.

President Mancuso - Thank you, Madame Clerk please read the ninth agenda item into the record.

9. Ordinance 72-2020 (076-20) Agreement with CHN Housing Partners for the provision of emergency rental assistance to Euclid Households

An emergency ordinance authorizing the Director of Planning and Development to enter into an agreement with CHN Housing Partners (2999 Payne Avenue, 3rd Floor, Cleveland, Ohio 44114) for the provision of emergency rental assistance to Euclid households facing financial hardships imposed by the COVID-19 pandemic

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilwoman McIntosh.

All in favor
Yeas: Unanimous

And we will go again to Director Holody.....

Director Holody – Thank you Madame Chair. On July 1st CHN launched a rental assistance program for Cuyahoga County residents who are suffering from renters who are suffering from financial hardships due to Covid 19. This is an income based rental assistance program that provides up to three months' rent payments made directly to the landlords. The program was launched with an initial contribution by Cuyahoga County of \$6.1 Million dollars as of Friday there where over \$300,000 of back rent that where requested by Euclid residents of the program so we know that the, the demand from Euclid residents is large it's actually twice as large from any other suburb in Cuyahoga County an we've been asked by our partners at the county to make a contribution to the fund so what we're proposing is an initial contribution of \$100,000 to the rental assistance fund from our CBDG Covid 19 funding that council accepted at the last council meeting. We've structured the legislation and the agreement that's been drafted to allow future allocations of the city's Covid 19 related dollars should any of those come available but we're anticipating or planning an initial contribution of \$100,000 up to 10% of that amount can be used by CHN for their administrative

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expenses but this is an important contribution to an important program that, that's really needed during this difficult time for many of our residents.

President Mancuso – Thank you. Discussion by my colleagues? Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair. Director Holody, this is a great piece to help people that are really in need do you know if there's any type of mortgage or home equity loan payment assistance some folks who have been affected by Covid had given a 3 month forbearance on the both of those products, is there any, any insight into if there's going to be another component for people who may be forced into a foreclosure situation for either having a you know, been out of work or having less pay and not able to pay, I think that would be another component along with people losing their homes, I mean I think that's who we're trying to help stay in their homes. Any idea on if there's any discussion about mortgage assistance?

President Mancuso – Director Holody.....

Director Holody – Chairwoman to the Councilwoman, not that I've heard of at the local level but I'll certainly ask about that, we have a weekly call with, with our partners in the county on this topic so I will ask about that but I know that's a discretion at the Federal level and initial efforts where based on the deferral of payments and asking banks to allow those deferrals so I know that's a, a matter that's being discussed at the Federal level but I'll see if there's any interest or discussion about any type of assistance programs at the local level.

Councilwoman Gorshe – Thank you. Banks are giving three months for a variance interest only or deferred interest so that payment goes on the back end of the loan so just looking for, of course if you're three months behind you know are you ever gonna catch up and how can we assist those folks as well to keep them in their homes. Thank you for following up with that after you ask on the Federal level.

President Mancuso – Thank you, other discussion? Mayor Gail.....

Mayor Holzheimer Gail – Thank you Madame Chair. I just want to make sure anyone whose watching knows how to get in touch with this program we do have information on the front of our website and if you click on I believe it says Covid 19 financial assistance for Cuyahoga County residents you'll get to the flyer, but you can also call 833-377-RENT (which numerically is 7368) or the website NEORENTHelp.org I just wanted to make sure folks had that contact information in case they were interested, it is again on our website we have a lot of resources that are available and again the best place to call if you're looking for resources is 211 which is United Way for first call for help if it's not rent that you need and there's something else 211 is a great resource for anyone looking for assistance or food related or otherwise.

President Mancuso – Thank you. Other discussion? Seeing none. I'll entertain a motion to close debate. So moved by Councilwoman Gorshe; seconded by Councilwoman Jukic.

All in favor

Yeas: Unanimous

Opposed: seeing none

I'll entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilman Moore; seconded by Councilwoman Jukic.

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All in favor
Yeas: Unanimous
Any opposed? Seeing none.

Madame Clerk would you please call the roll on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Mancuso

Ordinance passes.

President Mancuso - Thank you, would you please read into the record the tenth agenda item please.

10. Ordinance 73-2020 (077-20) Contract with Neighborhood Progress Inc for the administration of a grant program to help small businesses
An emergency ordinance authorizing the Director of Planning and Development to enter into a contract with Neighborhood Progress Inc. d/b/a Cleveland Neighborhood Progress (“CNP”), (11327 Shaker Blvd., Suite 500W, Cleveland, Ohio 44104) for the administration of a grant program to help small businesses within the City of Euclid combat the financial hardships imposed by the COVID-19 pandemic

President Mancuso – Thank you. I’ll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilman Jarosz.

All in favor
Yeas: Unanimous

We will go back to Director Holody.....

Director Holody – Thank you Madame Chair, members of council as some of you may know CNP recently administered a small business grant program for Cuyahoga County to help them make available some of their Covid 19 funding and we’re proposing to do the same with partnering with them to make some of our CBDG Covid 19 dollars and possibly in the future other Covid related dollars that might come available, available to our businesses to assist them during this difficult time. I want to recognize Councilman Epps, Councilwoman Caviness and Councilwoman McIntosh for providing input as we devised a set of guidelines along with some other members of the community on how these grants would be structured we had a small working group and concluded that it would be best to offer grants up to \$3,000 for a variety of different uses so these are very, this is a very broad grant program intended to help a larger amount of businesses here in the city of Euclid for a variety of items. So our initial contribution to CNP to distribute to the businesses is going to be \$150,000, we’ll also be responsible for covering CNP’s administrative costs up to 16% of that amount additionally also from the Covid 19 dollars but CNP is really well situated to make this funding available in a responsible manner they have the online application ability, the cloud document storage ability and then the director deposit payment methods to the businesses so this is going to be a very smooth program with your approval tonight CNP will be prepared to launch this program for Euclid businesses in early August with the potential for disbursements going out by the end of August, so I’ll be happy to answer any questions that you might have and I appreciate your support this evening.

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President Mancuso – Thank you. Discussion? Councilman Moore.....

Councilman Moore - Thank you Madame Chair. As councilmembers are well aware and all of the administration is aware and much of the public is aware, I am also a member of the business community, and with that being said as much as I support what this effort is, I think it's a great idea, I'm going to have to recuse myself and abstain from voting and participating in this discussion as to not have the initial of impropriety in the future so, thank you.

President Mancuso – Thank you sir. Other discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Gorshe; seconded by Councilman Jarosz.

All in favor
Yeas: Unanimous
Opposed: Seeing none

I'll entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilman, Councilwoman Gorshe; second by Councilwoman McIntosh.

All in favor
Yeas: Unanimous
Any opposed? Seeing none.

Madame Clerk would you please call the role on the merits of the ordinance.

Clerk Allen – Roll call – Yes: McIntosh, Wojtila, Jukic, Gorshe, Caviness, Epps, Jarosz, Mancuso
Abstain: Moore

Ordinance passes.

President Mancuso - Thank you, Madame Clerk please read the eleventh agenda item into the record.

11. Ordinance 74-2020 (081-20) Public Request for Qualifications for the property located at 21331 Wilmore Avenue
A resolution authorizing the Mayor of the City of Euclid to issue a public Request for Qualifications to identify potential development partners for the property located at 21331 Wilmore Avenue, Euclid, Ohio (Permanent Parcel Nos. 642-24-112 through 642-24-123), for the purpose of urban redevelopment in the City of Euclid.

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Jarosz; seconded by Councilman Moore.

All in favor
Yeas: Unanimous

And we go again to Director Holody.....

Director Holody – Thank you Madame Chair, members of council. Some of you may recall that we recently acquired the Wilmore School from the Euclid City Schools. We subsequently demolished the building and are now left with the vacant, approximately 1 and a ½ acre parcel there on Wilmore Avenue. Given the strength and progress we're seeing in our local housing market, we think

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now is an ideal time to offer this site to the development community through a request for qualifications or request for proposals, this will allow us to identify potential development partners who we could subsequently sell the property to through a development agreement insure the proper development of this site. We would return to council though in order to seek that authorization before we would move forward with any in particular developer. So we're asking for your approval on this item this evening, this was discussed at the recent committee meeting and we concur with the chair of that committee and the members of the committee that now's the right time to go ahead and issue this request.

President Mancuso – Thank you. Discussion? Councilman Jarosz.....

Councilman Jarosz – Thank you Madame Chair. Just echo everything that Director Holody said but to the administration can you give us a sense of timeframe, right we approve this today, you know, when do they go out, when do they come back, when do we make decision, just walk us down in terms of what we can expect going forward. Thank you.

President Mancuso - Director Holody.....

Director Holody – Thank you Madame Chair to the councilman. We've already pretty well drafted the RFP/RFQ and I believe a copy is provided to council so with just a few minor adjustments that need to be made it's pretty much ready to go, I would anticipate that that could probably go out at the end of this week or, or early next week through a public posting, we want to give plenty of time for developers to review that and put together their proposal so I would say just off the top of my head maybe the month of August, we give developers so we'd be you know, looking at the fall to come back to council after vetting some proposals and perhaps being in a position to make a recommendation, you know the way the development process goes, that could potentially put someone in a great position to break ground on a project right as the weather breaks next spring.

Councilman Jarosz – Thank you.

President Mancuso – Thank you, other discussion? Councilwoman Gorshe....

Councilwoman Gorshe – Thank you Madame Chair. There was some community meetings, oh, I don't know, it doesn't seem like it was two years ago but it seems like it was longer than that, where there were Power Point renderings of a proposed build. There was several maybe three different prints, varieties of what do you like the best and they were also engaging in the neighborhood around where the build would be as my Ward abuts Ward 4 at that point, I, I participated in a couple of those meetings and some of those renderings looked pretty decent with having green space and really neat renderings so will that still be part of what you're looking for when you go out for RFP are you showing them something are the neighbors still involved in the process, what happened between then and now? I think those renderings and I think Mrs. Lukacsy-Love is off because her ordinances are off but I believe that was Knez Builders at the time, if I'm not mistaken and I'm just speaking off the top of my head.

President Mancuso - Director Holody.....

Director Holody –Madame Chair to the councilman. Yes, our department did put together of some renderings of what some option where, you know to answer the question, the nice thing about the RFQ/RFP process is that we really allow the developers to make there pitch and describe their vision and then we decide you know what we'd like to bring forward. But I think we did get some good neighborhood impact or input through that last process and certainly they'll be

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neighborhood input, input from the residents before anything's finalized at a minimum through the council process but I would image that we'll want to do some more targeted outreach before this comes back in front of council to make sure that, that we've got something that fits in with what the, the residents are, are expecting.

Councilwoman Gorshe - Thank you very much I think it's important to have that targeted outreach, I'm not sure if the same residents are still residents, hopefully they are but again being communicative with the neighboring properties would probably be a good way to go. From what I understand that, that those parcels should be shovel ready right now, so it's encouraging and exciting to see that we're going to do something finally.

President Mancuso – Thank you, other discussion? Seeing none. I'll entertain a motion to close debate? So moved by Councilwoman Gorshe; second Councilman Jarosz.

All in favor
Yeas: Unanimous
Any opposed: Seeing none

I'll entertain a motion to suspend the rules to forgo the second and third reading. So moved by Councilman Jarosz; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous
Any opposed? Seeing none.

Madame Clerk please call the role on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Jarosz, McIntosh, Mancuso

Resolution passes.

President Mancuso - Thank you, Madame Clerk would you please read the twelve agenda item into the record.

12. Ordinance 75-2020 (066a-20) Sale of PPN 641-09-048 at 274 East 197th Street to Frank C. Steele and Charles Lucas
An ordinance authorizing the sale of Permanent Parcel Number 641-09-048, vacant land at 274 East 197th Street , from the Euclid Land Bank, to co-applicants Frank C. Steele and Charles Lucas for the amount of Two Hundred Dollars (\$200.00) per applicant, as authorized by Ordinance Nos. 98-2010 and 101-2011

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Moore; seconded by Councilperson McIntosh. Thank you.

All in favor
Yeas: Unanimous
Any opposed: none

And we will go again to Director Holody.....

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Director Holody – Thank you this lot in our land bank is 4,755 square feet in size, the applicants own the homes on either side of the lot, they're proposing to split the lot consolidate the two new lots into their perspective properties. This item was reviewed and recommended for approval by the Planning and Zoning Commission June meeting, I did want to point out to council, Councilwoman Caviness raised a question about the purchase price of \$200.00 per applicant and I appreciated her asking that the staff that we have working on the land bank now did interpret the policy manual for the land bank to be \$200.00 per applicant however and we don't do these sales very often, the last time it was a split was proposed was in 2015 and at that time council did approve a sales price of \$200.00 total so \$100.00 per applicant, so I did want to point out that this is, the pricing policy was handled last time, so if council would like to make an amendment to this piece your more than welcome to, however, I'll be happy to answer any, any questions you may have on it. Thank you.

President Mancuso – Thank you, Councilman Epps.....

Councilman Epps – Thank you Council President. To Director Holody or Mayor Gail, or to Law Director Sweeney. Can you explain to me and for folks watching at home who just watched us sell 10 parcels to a developer for a \$1.00 a piece, as to what's the difference in these parcels and why can't we charge our residents a \$1.00 as there's no for profit here there just trying to expand their own parcels at some point I believe it's forty years we'll be able to get a little more in property tax from them as well because of it, what's the difference here and it's also been mentioned that a motion can be made to lower this, what's the difference in the last meeting and the last issue?

President Mancuso – We going to start with Director Holody.....

Director Holody – Sure, Madame Chair to the Councilman, first of all the land bank policy is set of guidelines and council's certainly able to deviate from that and approve a different sales price on a case-by-case basis, but the policy document does identify an objective by prioritizing new construction housing and I think that's why you see the dollar sales price whenever there's a condition that the buyer build a new house. The sales price guidelines call for the size of the property to be taken into consideration when the properties being purchased for yard expansion.

Councilman Epps – Okay and, as to, and so council can for folks that are watching from home who watched no one on this council seconded the motion after a developer was willing to pay a larger amount, it was also mentioned at that meeting that the reason for that was because it's not standard, this is what the policy is and no stand up to change on the spot, that developer was willing to pay \$1,000 a parcel, and nobody supported changing the or amending the legislation to make those parcels a \$1,000 apiece and the reason being that it again it was already our policy, it's just not, I'm just not comfortable in charging our residents \$200 I understand the specifying you know new construction obviously that gets us you know that tax revenue property tax revenue a lot faster, I understand all that, and we want to encourage new construction, you have a developer who was saying that they're willing to pay an amount and we weren't able to amend that legislation for them tonight I'd like to make a motion that we amend this legislation tonight just in lieu of that as we continue through the committee with Councilman Jarosz as well as this council period as a whole to amend this legislation to, so these parcels to these residents, to these residents for \$2.00 - \$1.00 apiece as opposed to the \$200.00 here, here suggested.

President Mancuso – Other discussion?

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Councilman Epps – That was a motion.

President Mancuso – Councilwoman Caviness.....

Councilwoman Caviness – Thank you Madame Chair. I would like to thank Director Holody for mentioning the fact that I did ask about the \$200.00 per applicant, because the as our price guideline indicates it's a flat \$200.00 whether and it does not specify that it's per applicant so I would like to make a motion to make this a flat \$200.00 and to eradicate the per applicant to amend it to eradicate the per applicant for this particular piece but in reference to Councilman Epps question, and this is to Director Sweeney, and I think I better get back on another grid to Director Sweeney, is this something because I know that in the planning in the meeting, Councilman Jarosz's meeting we still have our, our land bank resolution or our land bank ordinance still in committee for discussion in reference to Councilman Epps's question is this something that we can do in committee to amend that particular piece to make it a \$1.00 a person as we go forward, as well as the \$1,000.00 for the developer? And is that better there than tonight?

Director Sweeney – Madame Chair, to the councilwoman. You can amend this tonight to whatever you want it to be and then also continue to have that discussion in committee brining then those land bank distribution policies back to full council for approval.

Councilwoman Caviness – Okay, alrighty, so we can definitely amend it to \$2.00 if we wanted to.

Director Sweeney – Yes, yes

Councilwoman Caviness – tonight okay. Thank you.

President Mancuso – Thank you. So we have a motion on the floor to amend from Councilman Epps. We have a second to amend. You want, Councilman Epps repeat again what you want to amend it to.

Councilman Epps - \$2.00 - \$1.00 per applicant, and I believe Councilwoman.....

President Mancuso – A dollar per applicant, am I understanding \$1.00 per applicant.

Councilwoman Caviness – Point of order Madame Chair.

President Mancuso – Yes, Councilwoman Caviness.....

Councilwoman Caviness – I'm sorry one more question to Director Sweeney. If we do that tonight then going forward we will have to continue to do so in the future as well. No?

Director Sweeney – Madame Chair to the Councilwoman, no you.....

Councilwoman Caviness – Okay.

Director Sweeney - can review the disposition policies and come up with whatever dollar figure you feel is appropriate.

Councilwoman Caviness – Alright, thank you Madame Chair.

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President Mancuso – Are better however council or Law Director Sweeney to be consistent in what we're doing?

Director Sweeney – Consistency is always good Madame Chairwoman, but you know if you want to start with today and be consistent going forward you could do that too.

President Mancuso – Okay. Councilman Wojtila.....

Councilman Wojtila – Thank you Madame Chair. You know my opinion is in and I've had this opinion for a while that we do need to update our, our guidelines or our policy I wasn't on council when we approved it initially I, I would not support a revision to adopt a dollar unless there's some compelling reason to change the guidelines for this specific application. So I'm, I'm all for reviewing the guidelines in fact I have a redline version that I marked up quite some time ago, so unless the Councilman Epps or there's some compelling reason to change it to a dollar I would not support the amendment.

President Mancuso – Thank you, other discussion? Councilwoman McIntosh.....

Councilwoman McIntosh – Thank you Madame Chair. I agree with Councilman Wojtila while I support you know revisiting the land bank policies I think we need to do so methodically and thoroughly in Councilman Jarosz's committee so we're not being inconsistent with who or what we're charging for who and what, and the other thing I'm thinking about all the people who have, who have already paid a \$1,000.00 for, sorry, for a parcel, an adjacent parcel and now if we were now to approve it for \$1.00 today, what does that say to them. So, just being mindful of all of this moving forward but definitely support discussing in committee so we can come up with something that is more in lined with the current economic situation here in the City of Euclid, we are seeing investment and yeah, maybe we do need to charge more for those commercial developers or you know, residential developers, so thank you.

President Mancuso – Thank you. Other discussion? Seeing none, we still have a motion on the floor by Councilman Epps to amend it to a dollar per applicant. Is there a second on that amendment? So moved by Councilwoman Caviness. Any other discussion on the amendment only? Seeing none. Madame Clerk would you call the roll on the amendment to amend the applicant fee to \$1.00 per applicant.

Clerk Allen – Roll call –

Yes: Caviness, Epps

No: Jukic, Gorshe, Moore, Jarosz, McIntosh, Wojtila, Mancuso

The amendment fails.

President Mancuso – Thank you, alright we now go back to the ordinance itself. Any further discussion on the ordinance as it stands? Councilwoman Jarosz....

Councilman Jarosz – Councilman Jarosz, just kidding Madame Chair. To the administration this is a 5,000 plus square foot lot and we decided it was best for yard expansion vs potential development any you know 30 seconds on why we chose this path vs another path? Thank you.

President Mancuso – Director Holody.....

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Director Holody – Yes, Chairwoman to the councilman it's not that we decided which one was best we opted to not designate this lot for development only purposes and you know, the practice initially had been to reserve a small number of parcels for development only I think as we discussed in the committee meeting we're going to be bringing together this land bank review committee to look at that and I think there was some good discussion about increasing the number of development only parcels given the improvement in the housing market, increased demand for, for lots for development so but this parcel was available for either new home construction or yard expansion and the first application that came in was from the adjacent owners for yard expansion.

Councilman Jarosz – Thank you very much.

President Mancuso – Other discussion? Councilwoman Caviness.....

Councilwoman Caviness – Thank you Madame Chair. I would like to make a motion then since the last amendment failed, I'd like to make a motion to amend section 1 to read that Frank C. Steele and Charles Lucas for, well two applicants Frank C. Steele and Charles Lucas for the total amount of \$200.00 and strike per applicant as authorized by ordinance nos. 98-2010 and 101-2011.

Director Sweeney – Madame Chair.

President Mancuso – Law Director Sweeney.....

Law Director Sweeney – If I may speak up, if we could just change the dollar figure to \$100.00 per applicant it might be just a little cleaner.

Councilwoman Caviness - Okay

President Mancuso – Are you willing to do that Councilwoman Caviness?

Councilwoman Caviness – Yes, yes ma'am, definitely, thank you.

President Mancuso – \$100.00 per applicant, okay.

Councilwoman Caviness – Absolutely.

Law Director Sweeney – Thank you

Councilwoman Caviness – Thank you

President Mancuso – Are you seconding Councilman Epps? Okay, discussion on the amendment only. Councilwoman Jukic.....

Councilwoman Jukic – Yeah, excuse me I had to step away for just a couple of minutes at the start of this discussion, on this, so can someone please repeat for me whether \$200 is usually what we do for this kind of circumstance and we made the change to make it \$200 per applicant or if it's usually \$200 per lot, just please just a little clarification, Madame Chair?

Director Holody – Yeah, these types of sales are rare, the last one was in 2015 and when we checked back at that time it was \$200.00 total, there was I think some miss, different interpretation when this particular application of the policy guidelines but I think that Councilwoman Caviness's motion it makes sense to be consistent with what we've done in the past. So that would support changing this to \$100.00 per applicant the legislation that is.

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Councilwoman Jukic – Thank you.

President Mancuso – Thank you. Other discussion on the motion only. Seeing none. Madame Clerk would you call the role on the amendment to make it to \$100.00 per applicant.

Clerk Allen – Roll call –

Yes: Gorshe, Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Mancuso

Amendment carries.

President Mancuso – Thank you we are now back to ordinance as a whole. Any other discussion on the ordinance as a whole? Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Gorshe; seconded by Councilwoman Jukic.

All in favor

Yeas: Unanimous

I need a motion to suspend the rules to forgo the second and third reading, so moved by Councilwoman Jukic; seconded by Councilman Moore.

All in favor

Yeas: Unanimous

Any opposed? Seeing none

Madame Clerk would you please call the role on the merits of the ordinance.

Clerk Allen – Roll call –

Yes: Caviness, Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Mancuso

Ordinance passes as amended.

President Mancuso - Thank you, Madame Clerk would you please read the thirteenth agenda item into the record.

13. Ordinance 76-2020 (67-20) Sale of PPN 648-25-067 at 1409 East 264th Street to Fred Leach, Jr.

An ordinance authorizing the sale of Permanent Parcel Number 648-25-067, vacant land at 1409 East 264th Street, from the Euclid Land Bank, to Fred Leach, Jr. for the amount of One Thousand Dollars (\$1,000.00) as authorized by Ordinance Nos. 98-2010 and 101-2011.

President Mancuso – Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic; seconded by Councilman Wojtila

All in favor

Yeas: Unanimous

And we're back to Director Holody.....

Director Holody – Thank you Madame Chair, members of council this parcel is 5,016 square feet in size. So according to the policy pricing guidelines the purchase price is \$1,000 this would be for yard expansion for Mr. Leach, he owns, he lives next door, he's lived there since 1992 he has does an excellent job maintaining his property so I think he'll be a good steward of this parcel. This

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will allow him to expand his back yard so I would ask for your approval of this item this evening. Be happy to answer any questions that you might have.

President Mancuso – Thank you, discussion? Councilman Moore.....

Councilman Moore – Thank you Madame Chair, so to Law Director Sweeney, part of the e-mail I sent earlier today in regards to the permanent parcel number did we get an amendment on that or is that still an incorrect parcel number in the third, in the second whereas, third paragraph?

Director Sweeney – Madame Chair, Madame Chairwoman, to Councilman Moore, thank you for pointing out the type-o, again I feel this is a Scribner’s error so we don’t need to do a formal amendment of this piece, and I have a highlight to Barb that I’m texting to change the parcel numbers for all of council to know in the second whereas that’s an parcel number from a prior piece. So we just need to substitute the correct parcel number which is 648-25-067 and I’m sending that to Barb right now. Thank you Councilman.

President Mancuso – Thank you.

Councilman Moore – Thank you.

President Mancuso – Any other discussion? Councilman Epps.....

Councilman Epps – Thank you Council President, I’d like to make a motion to amend this \$1,000 purchase price to the \$200 that we did on the last parcel. Thank you.

President Mancuso – Thank you. Is there a second? Seeing none. We’ll then go on to other discussion about the ordinance itself. Any other discussion. Seeing none, I’ll entertain a motion to close debate. So moved by Councilman Moore; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous
Those opposed: Seeing none.

I’ll entertain a motion to suspend the rules to forgo the second and third reading, so moved by Councilman Moore; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous
Any opposed? Seeing none

Madame Clerk would you please call the roll on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Moore, Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness, Mancuso

Ordinance passes.

President Mancuso - Thank you, Madame Clerk would you please read the fourteenth agenda item into the record.

14. Ordinance 77-2020 (082-20) Incentive Grant Agreement with National Strategic Group

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An emergency ordinance authorizing the Mayor of the City of Euclid, Ohio, or her designee, to enter into an Incentive Grant Agreement with National Strategic Group LLC (hereinafter referred to as "National Strategic Group") for a five (5) year period beginning in 2021 and ending in 2025.

President Mancuso – Thank you. I'll entertain a motion for passage to begin the discussion. So moved by Councilwoman Jukic; seconded by Councilwoman Caviness.

All in favor
Yeas: Unanimous

And we will begin with Director Holody again and we have Mr. Eugene is it Shatsman.....

Mr. Shatsman – Shatsman

President Mancuso - don't know how to pronounce it, thank you. Director Holody.....

Director Holody – Thank you Madame Chair, members of council. I think as many of us are aware, the Omni building on Euclid Avenue for many years was unutilized and somewhat in disrepair and Euclid is very fortunate that last year we were able to work with National Strategic Corporation Mr. Shatsman Company and they subsequently proceeded to purchase the building and have already begun to make a major investment in that building and relocate their company here into Euclid. Their total project calls for a capital investment of over \$2,000,000 into the building and an employment of individuals with a total payroll of over \$2,000,000 so the incentive grant agreement that's before you this evening will allow us to assist National Strategic Corporation as they continue to invest in this company in the building and bring new employees here to our city. I know a number of us were able to visit the building and, and tour the building and see the great work they've already done and the additional potential that the building has I know Councilman Epps joined me for the most recent tour and I know he would like to be included as a sponsor of this piece of legislation so thank you Councilman Epps, and in summary you know National Strategic Corporation is the exact type of business that we like to see being an owner occupant in the building they now have a very strong invested stake here in Euclid and in their property and this, this piece of legislation will allow us to support them and help to ensure there'd continued success so I know the President of the company is here with us this evening and I'm sure he'll be happy to answer any questions you might have as will I. Thank you.

President Mancuso – Thank you. Would my colleagues like to suspend the rules so that we can have our President respond to us? So moved by Councilman Moore; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous

And again welcome sir, I'm going to open it up for discussion to my colleagues first, as they may have questions for you. I know many of us have already been there and toured the facility to see the work you're doing. Any questions for our President? Councilman Wojtila, thank you.....

Councilman Wojtila – This is more of a general question on the business, National Strategic Group, we're excited that you're here and continuing to grow

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in the city. Of that building how much do you lease out and how's the leasing of the other portions coming?

Mr. Shatsman – Yeah, great question, thank you. So currently we occupy the entirety of the second floor we've also which was the floor which we invested heavily into kind of making it our model and also into complete, complete overhaul, and we're currently occupying a portion of the fourth floor we do think that with the increased social distancing requirements for the near future we'll also occupy a portion of the sixth floor as our, as our I would say our staffing grows, we'll probably be planned to occupy three total floors of the building and we'll probably plan to have tenants on three floors of the building.

Councilman Wojtila – Thank you.

President Mancuso – Anything else, Councilman Wojtila? Other questions? Discussion? Councilman Epps.....

Councilman Epps – Thank you Council President. Good to see you again Eugene, I, I just want to say for my colleagues I very, very, very excited about being able to offer this incentive to this particular business, excuse me, after spending some time there with them as well as and one on one discussions with both Eugene and Director Holody I just think that this is the type of folks that we want to give help to and invest also one of my concerns was that knowing that Eugene has a large operation also in the Philippines one of the concerns that I had with Director Holody moving, which is why I asked to be added as a sponsor of this, was to put a dollar amount limit in this legislation so we so that he can't decide later on that he's gonna go and you know, move, make half of his employees that are currently here become employees in another Country even or anywhere else throughout the state or anything so we do have a \$750,000 cap to this or a dollar amount required in order for him to receive this incentive so that with that in place again I've very excited to, to support this tonight and thanks to the administration for you know, following my lead on trying to incorporate something like that just to protect us with the incentive. So thank you.

President Mancuso – Thank you. Any other discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilman Epps; seconded by Councilwoman Jukic.

All in favor
Yeas: Unanimous
Any opposed: Seeing none.

I'll entertain a motion to suspend the rules to forgo the second and third reading, so moved by Councilman Epps; seconded by Councilwoman Caviness.

All in favor
Yeas: Unanimous
Any opposed? Seeing none.

Madame Clerk if you would call the role on the merits of the ordinance.

Clerk Allen – Roll call –
Yes: Epps, Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness

Councilwoman Caviness – Yes and I'd like to say welcome to Euclid.

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Mr. Shatsman – Thank you.

Clerk Allen – Roll call –

Yes: Moore, Mancuso

Ordinance passes.

President Mancuso - Thank you, and thank you for joining us sir enjoy the rest of your evening.

Mr. Shatsman – My pleasure. Thank you everyone, appreciate it.

President Mancuso - Madame Clerk if you would read the fifteenth agenda item into the record.

15. Ordinance 78-2020 (071-20) Local Coronavirus Relief Fund
An ordinance authorizing the establishment of the Local Coronavirus Relief Fund and declaring an emergency.

President Mancuso – I'll entertain a motion for passage to begin discussion. So moved by Councilman Epps; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous

And we will go to Mayor Gail.....

Mayor Holzheimer Gail – Thank you Madame Chair. This would simply authorize us to create a new fund so that we can account for both the revenue and expenditures from the new fund. Funds that we will be receiving from the State Coronavirus Relief Fund. So we appreciate council already took action to approve the way that we will spend this committee to doing the three things that the state has asked us to do and that is to make sure they are actual necessary expenditures because of the Coronavirus, in response to the Coronavirus that they are spend between March 1st and the end of the year and the third one I'm blanking on it, oh that they were not in our current budget, so sorry about that, usually can rattle those right off, so this just sets up the fund and is a requirement in order to account for them. So would appreciate councils support.

President Mancuso – Okay, thank you. Councilman Wojlta.....

Councilman Wojtila – Yeah, I'll ask the real tough question, what is AOS stand for which was the, the a.....

Mayor Holzheimer Gail – Auditor of State.

President Mancuso – Other discussion. Seeing none, I'll entertain a motion to close debate. So moved by Councilman Epps; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous
Any opposed: n/a

I'll entertain a motion to suspend the rules to forgo the second and third reading, so moved by Councilwoman Caviness; seconded by Councilman Moore.

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All in favor
Yeas: Unanimous
Any opposed? Seeing none

Madame Clerk please call the roll on the merits of the ordinance.

Clerk Allen – Roll call –

Yes: Jarosz, McIntosh, Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Mancuso

Ordinance passes.

President Mancuso - Thank you, Madame Clerk please read the sixteenth agenda item into the record.

16. Resolution 79-2020 (074-20) Ohio General Assembly legalization of fireworks in Ohio

A resolution calling on the Ohio General Assembly to oppose the legalization of use of consumer fireworks in Ohio.

President Mancuso – Thank you. I’ll entertain a motion for passage. So moved by Councilman Moore; seconded by Councilman Wojtila.

All in favor
Yeas: Unanimous

And Councilman Wojtila would you like to start us off?.....

Councilman Wojtila – Yes, please, thank you Madame Chair. We had which meeting, there was a committee meeting and I believe it was last council meeting but I know Mayor Gail was talking about the State Legislation considering the legalization of consumer fireworks so well that kind of stuck in my head and then based on the number of calls that I’m sure we all received I termed that we were totally inundated with calls from people upset with all the fireworks that were being ignited and, and I know this is not a problem unique to Euclid, I know in talking to some people that they think a, fireworks are legal currently. So and then I know the Mayor addressed it at the meeting I was referencing earlier that it would only get worse if the General Assembly adopts this legislation so that was the emits for the resolution and I’d like to thank Law Director Sweeney for the amount of work that she did to come up with all the facts and all the whereas’s that are part of the resolution, I can’t take credit for those, that was all her work, so thanks for your efforts on that, but I do know that many people there, it’s a very disruptive thing to have the fireworks and it could be dangerous you know not to mention the impact to pets I know particularly in my Ward there’s a resident that’s a veteran that has suffer from PTSD and certainly igniting fireworks is problematic for that person and I’m sure there are people in similar situations. So, I would, I would hope that you would support this resolution which as you’ll notice would gets, if adopted would get sent to the various people at the, here I’ll just read it, that the Clerk of Council would be directed to send certified copies of this resolution to members of the Ohio General Assembly who represent the city to the Speaker of the Ohio House of Representatives, to the President of the Ohio Senate, the Chairperson of Transportation Commerce and Workforce Committee and the Governor of the State of Ohio. So again I think Law Director and the any of my co-sponsors have any comments but I appreciate your support on this resolution.

President Mancuso – Thank you. Councilwoman Caviness.....

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Councilwoman Caviness – Thank you Madame Chair and thank you Councilman Wojtila. I'm sorry, for allowing me to co-sponsor with you I quickly got on the ban wagon when I saw your request and thank you Director Sweeney for putting together such a thorough description of the effects of illegal fireworks in our, in our country. I too am in agreement because I was inundated by calls wondering what people can do, if the police can even respond and I think that one question I have, even if this goes through and it is not passed that fireworks would be legalized to consumers, how do we then enforce in the future, and I guess this isn't something that we can answer tonight but I want us to think about it how will we then enforce it going forward because I know that in Ohio it's still legal to sell fireworks if you have a license, only if you have a license but it is not legal to, to use fireworks to set off fireworks. I had a situation if you don't mind me sharing this for a moment where a home on one of the streets in my Ward they had fireworks spread out all over the lawn and they had a little boy helping to distribute it and place the fireworks on the lawn and they had to be notified that it was illegal to do so and people don't realize that because it's legal to, it's, it's confusing because it's legal to sell and someone sold it to them, but it's not legal for them to sell or to use unless they have a license. So that was one of the reasons why I wanted to jump on this bandwagon besides the fact that I understand that people with PTSD and our furry friends and family members are just overwhelmed by the noise and it doesn't just, it's not within a short period of time it seems like it's been going on overnight. You know we have fireworks consistently within a certain period of time and there's no that, no what that we can actually gauge what is going to happen, how it's going to happen and if we call the police when they get there they may catch someone setting a fireworks off or they may not and so our enforcement is a question, our time period when a person could actually use it if we legalize it, what time period would we give them to set the fireworks off and when they would have to stop, if they didn't stop would we enforce that so there are a lot of questions if we did not have this in place if we said that this is not legal to for consumers to purchase fireworks and to set them off then that makes it much easier for us. So thank you again to Councilman Wojtila and also to Council, not Council I'm sorry, Director Sweeney for your efforts in this. Thank you.

President Mancuso – Thank you, would all of council like to put their name on this? Yes, can I see a show of hands? So I don't have everybody, so it will be Moore, Jukic, McIntosh, Gorshe, Caviness is already on, okay, alright.

Councilman Epps – I said yes, as well.

President Mancuso – and Epps okay, do we have all that, you have the names?

Clerk Allen – Council President I have Moore, Jukic, Caviness, Gorshe and Epps. Is that correct?

President Mancuso – McIntosh and the people that are already on.

Clerk Allen – Oh McIntosh, okay. Thank you.

President Mancuso – Okay, any further discussion? Councilman Wojtila.....

Councilman Wojtila – Thank you Madame Chair. You know the Councilwoman Caviness brought up the concept of enforcement so regardless if the state you know adopts the, I guess if the state where to adopt and ignore our resolution do we then Law Director Sweeney have the right to impose restrictions on that or, or in fact now allow them in our city?

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President Mancuso – Director Sweeney.....

Director Sweeney – If you pass the resolution?

Councilman Wojtila – No, if 6 months from now, 8 months from now the General Assembly ignores our resolution and adopts the legalization of consumer fireworks.

Director Sweeney – We can make a local code if we want to, but you know there are a lot of thing we need to talk about especially enforcement.

Councilman Wojtila – Undoubtedly, and enforcement is, is a big issue but I know on the 4th of July I drove from Cleveland into Euclid down Lakeshore Boulevard so all the way through Euclid it was amazing the amount of fireworks and I know it's not particularly Euclid, my son lives in Nashville and his dog is suffering from the, the effects but I do know I did send an e-mail to the Mayor and to the Police Chief and you know certainly enforcements a tough one but you know, maybe at least, what's the right word, education or something so that people know it's not legal you know I had a discussion with my son he said they're legal I said no there not legal, so you know I know enforcements not easy but I don't means that we should do nothing, I think we do have to talk about it we have to, one of the options is like a CR, kind of like a traffic ticket but not traffic obviously. So it, it at least some of our residents know that hey I could suffer some consequences by doing this illegal activity that might go some ways to improve it maybe they will go somewhere else to ignite their fireworks. So you know I appreciate the, now Mayor if you'd like to add anything to that, I know the Police Chief was pretty clear that enforcement is a tough issue.

President Mancuso – Councilman Epps.....

Councilman Epps – Thank you Council President. Is, Law Director Sweeney is there something we could do to forbid the sale of fireworks within Euclid City limits?

President Mancuso – Director Sweeney.....

Director Sweeney – That is already prohibited, you cannot sell unless you are a licensed retailer. In the case that Councilwoman Caviness is talking about we did charge both the folks who were selling and possessing fireworks, they were not licensed brokers. So anybody can buy them within the state they just have to take them out of the state within 48 hours and they sign a piece of paper saying they are going to do that but it's obviously no teeth to that. But if we catch them in possession in Euclid we certainly can charge them and we have done that in the past.

Councilman Epps – Okay, thank you.

President Mancuso – Mayor Gail.....

Mayor Holzheimer Gail – Thank you Madame Chair, I just wanted to follow up with Councilman Wojtila's question and I did have Kate McLaughlin pull the numbers just so you know so people are aware and it, this is an issue that I've heard from many other Mayors across the state so the Ohio Mayors Alliance and our local Cuyahoga County Mayors called everybody, every community has experienced the calls this year. Last year from May 1st to July 15th so I think we all know this was just July 4th, last year during that same time period there were 91 calls from residents, that same time period this year 421 so I mean, we get a lot of calls from residents, Councilman Wojtila spoke about enforcement and

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enforcement is really tricky in this type of call because the police actually have to witness the resident you know blowing off the firework and that doesn't happen often and when residents call it's because they've heard it already so that makes it particularly tricky I know this year on July 4th evening you know for example they were busy on other calls, all of our officers were out on other calls, so calls were coming in for firework complaints and they were not physically able to respond to those on that particular night, so you know I think we all want to continue to look at this I know we, we had calls here in the Mayor's office I know all of you as Councilmembers had calls, we've heard from residents that are upset by that. So I think you know Councilman Wojtila as we go forward this is a great first step to let the General Assembly know listen this is a real issue in our neighborhood don't make them legal because that will make it worse. If they do go forward then I think you're right lets discuss whether we want to put some other you know, some other local code in place but then we also do need to have that conversation of what does enforcement mean, and I think your approach of you know starting by educating and starting by saying making sure people are aware of the dangers of you know, the problems they cause, you know, not just that we don't like loud noises, but it really does have serious impact on people that you mentioned so. I think that's a future discussion that we, that we all need to have and be creative about are there other avenues other than police enforcement.

President Mancuso – Thank you. Any other discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilman Epps; seconded by Councilman Jarosz.

All in favor
Yeas: Unanimous
Any opposed: n/a

Madame Clerk would you call the roll on the resolution.

Clerk Allen – Roll call –
Yes: McIntosh, Wojtila, Jukic, Gorshe, Caviness, Moore, Epps, Jarosz, Mancuso

Resolution passes.

President Mancuso - Thank you, Madame Clerk please read the seventeenth agenda item into the record.

17. Resolution 80-2020 (070-20) Euclid City Council goals
A resolution supporting Euclid City Council's goals for the 2020-2021 term.

President Mancuso – Thank you and I will address this. As we did last term Council did a summary for the 18-19 term and we got that out I believe the end of January of this year. For the 20-21 term we again asked councilmembers to put together their ideas of things that they felt they wanted to work on as a whole this particular two year council session there were many, many, many back and forth drafts as we looked at ideas read each other's ideas and came to some concurrence on what we would like to work on. It absolutely does not mean that individuals don't have their individual goals and things that they actually going to work on personally but this gives the council as a whole a more proactive stance in things that we can do in our city as you all know we come to council meetings and we are reacting to the things that are going on around us and the legislation that is needed or needed to be amended. This helps us also look a little more outward and at the big picture of things that we would like to do. And

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with that I would ask that we first have a motion, or if there's any discussion or questions as this has gone back your probably all tired of looking at my e-mails with it on it, I'm sure. Seeing none. I will entertain a motion to close debate. So moved by Councilman Moore; seconded by Councilman Jarosz.

All in favor
Yeas: Unanimous

And I will ask Madame Clerk please call the role on the resolution.

Clerk Allen – Roll call –
Yes: Wojtila, Jukic, Gorse, Caviness, Moore, Jarosz, McIntosh, Mancuso
No: Epps

Resolution passes.

COMMITTEE OF THE WHOLE – PUBLIC PORTION

President Mancuso – Thank you. We are now at the second Committee of the Whole which is going to be read into the record by our Council Clerk, no more than 5 minutes in length everybody has submitted either in by e-mail or by fax to our Council Clerk providing name and address though we will begin with the first, yes.

Mayor Holzheimer Gail – I'm sorry there was one question that I did, I did not answer during the legislation there was the Faith in the City had asked about testing if testing would be an appropriate expense for the Coronavirus Relief Fund, it is an expense that could be covered by that I think there's two opportunities and as I mentioned at the beginning of the meeting we are working with Faith in the City to bring testing to the City of Euclid. Our first words of course will be where we can partner with people and there won't be a cost but if there is a cost I do believe that would be an eligible expense either through our Block Grant Covid Funds or this newly created Coronavirus Relief Fund, so I just wanted to make sure I got that answered, I apologies I, I neglected to say that during the conversation.

President Mancuso – Thank you.

Mayor Holzheimer Gail – And I think Councilman Wojtila might have a question about that.

President Mancuso – Councilman Wojtila.....

Councilman Wojtila – No not about that but thank you Madame Chair, there's also on item number 17 there was also a comment from the public on whether all the meetings where public meetings.

President Mancuso – What did we have?

Councilman Wojtila – This was on goals, our council goals. Item number 17, Ms. Boles wanted to know if all the meetings where open to the public and where properly noticed.

President Mancuso - Sorry we missed that one. Most of our, almost 99% of our dealings were by e-mail there was one gathering where folks brought together their ideas which were all formula^ted then, I put them all together so that all of

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us could read them and people decided from that point on. So there was no, there was not a public notice it was council members looking at councilmembers ideas and then putting everything that they had brought together in one long series so we knew if we were going to be looking at Master Planning, if we got four or five people who all wanted to do things under Master Planning, it was taking everybody's ideas and putting them together and that was again done in e-mail. So I hope that answers that. Can we move on now to, did we get everyone else's questions? Okay, Madame Clerk would you move on to the Committee of the Whole.

Clerk Allen – Thank you Council President, our first one came in today at 1:16 p.m. from Mr. Lew Milner, 19711 Edgecliff Dr. He would like to know, what is the current status of the Celebration Village project? Has the Euclid School Board make a decision on accepting or not accepting the 20 year tax abatement? 2. What is the status of the resolution relating to the computation of the Euclid School System's portion of City income tax collected? And 3. Are the police officers, fire persons and other staff personal required to wear masks and practice safe distancing when they are in the police and fire stations? Thank you.

President Mancuso – Thank you. You want to address that, Mayor Gail, sorry.....

Mayor Holzheimer Gail – Sure, the first question was around Celebration Village this school did act and turned down the 30 year 100% tif we have had conversations with the Superintendent they did not intend that is a was no to the 30 year, 100%. We are having conversations of is there some other arrangement that would be acceptable to them and so that's in that discussion phase. The second question was around the income tax, the shared income tax we continue to withhold not withhold we continue to allocate it as we believe is the correct appropriation which is the, the 16.49% and the schools have questioned that so we are continuing to meet with them and our attorneys no resolution past that. And the third question was around masks, masks are required in our buildings police, first responders are exempt under the Governors orders but our, I have directed all employees to wear masks unless they are in there own private office space, so yes our police and fire do, are, should be wearing masks in their quarters.

President Mancuso – Okay, next, Council Clerk.....

Clerk Allen – Thank you, our next one comes from Alisa Boles at 1:01 p.m., I believe it was 1:01 p.m. this afternoon. Alisa Boles at 35 East 202. I am happy to announce a settlement was reached in the Sunshine Law lawsuit I brought against the City. The Council President admitted to some wrong doing in an affidavit, but made assurances that corrections have been made for the future. I do hope Sunshine Laws will be complied with strictly as was the intent of local and state level drafters of these laws, which were put in place to protect an open and free democracy. Citizens should not have to sue to get their trusted officials to do the right thing. Along those lines, we have a new issue that is waiting to be addressed. Citizen access to these meetings has been limited throughout COVID. An emergency ordinance was put before you in early June to provide better access to the public. The Administration keeps hoping that COVID will blow over and this will be a nonissue, but as we all see, it is not going away anytime soon. More importantly, it is not up to the Administration to regulate Council Meetings. They overstep separation of powers when they tell Council what to do. Council should have voted on an

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emergency Council Meeting format back in April, and it is now July. During that time, rights have been infringed upon. We have patiently given you opportunity to get your bearings straight and improve the process. How much longer would you like us to wait? Each meeting that goes by, we miss the opportunity to hear our neighbors speak for themselves about issues that are important to them. This tradition was so important historically that provision was made for public speech in our local laws. This should be possible via Zoom with the proper controls in place. Please advise what progress has been made to improve public access to these meetings and when the legislation addressing these issues will be discussed in the Executive and Finance Committee Meeting. Thank You.

President Mancuso – Thank you, I will turn to Director Sweeney.....

Director Sweeney – I don't have my memo that I sent to council months ago about the particular House Bill but I will say that we are in compliance with and we actually going above and beyond with what the legislature requires, the minimum is that we have to provide access, we are doing that we are also allowing residents to mail, e-mail, fax, phone, contact their council people and submit any questions should they have to council for both the Committee of the Whole for Legislative Matters and for this Public Portion we don't have to allow that we are doing that. We also have videos on two cable stations and on YouTube anybody can also request a public records request for a copy of any of these meetings so, we are in compliance and we are also above and beyond with what we are required to do.

President Mancuso – Okay.

Clerk Allen – Council President, one additional e-mail has come in through since our meeting began but before the last item on the agenda, and this is from Mike Oliver, this was received at 6:49 p.m. this evening. During the June 15 city council meeting, Mayor Gail responded to my comments assuring all of us that the Euclid Police Department is largely compliant with the policy recommendations outlined by 8 can't wait. Days later, a Euclid Police officer shot at a moving vehicle, which resulted in the suspect traveling the wrong direction on I-90 and eventually launching over the barrier wall onto the freeway in a crash that shut down I-90 for the morning. I took the time to review the EPD use of force policy and compare against each of the 8 can't wait policy recommendations. Ban choke holds and strangleholds: The Mayor assured us that officers are trained not to do this, however I found no language in the policy that in fact bans this practice. If in an officer's reasonable opinion, it required a choke hold to restrain a suspect, this officer would not be in violation of any policy. I call on the Mayor, the Chief, and City Council to act swiftly and implement this policy. Require De-escalation: I found no policy requirement for a police officer to de-escalate a situation. There is some language regarding using only the use of force necessary to effect an arrest, but does not highlight that officers should de-escalate situations through their actions in order to gain compliance from the suspect. Require a Verbal Warning before Shooting: I found no policy requirement of an officer to issue a verbal warning prior to shooting a suspect. Require officers to exhaust all alternatives before shooting: I found no policy requirement of an officer to exhaust all alternatives prior to shooting. Duty to Intervene: I found no language in the EPD use of force Policy requiring an officer to intervene if another officer is using excessive force. Ban shooting at moving vehicles: I found no language in the use of force policy banning shooting at moving vehicles. The US Department of Justice, prominent international policing experts and most major police departments across the US agree: police officers

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should not fire their guns into moving cars. The shots are widely viewed as ineffective for stopping oncoming vehicles, and the risks to innocent parties are seen as overwhelming. Require use of force continuum: On the surface, it appears that we might comply with this, however, the recommendations here are more specific. The recommendation is that the most severe types of force are restricted to the most extreme situations. While we have specific restrictions around shooting, there is no clear policy about what force can and should be used in each situation. Additionally, the recommendations state specifically that there should be clear policy restrictions on the use of each police weapon and tactic. There is no language specifically limiting any weapons other than firearms. Require comprehensive reporting: This is the one policy that we do seem to meet. Our use of force reports, while cumbersome, do allow us to gather the statistics we report regarding use of force by our officers. We meet 2 of the 8. That is a long way away from "most meeting" the recommendations. Perhaps I've missed something. Perhaps these policies are located in other areas of the police policy. Since these are specifically related to use of force, I would assume they would be in this section. Mayor and City Council Members, I call on you to act swiftly to correct this. Many of you at the protests marching with the community. Now is the time to ensure those actions were not hollow political shows. It is time to enact change.

Clerk Allen – And Council President that's all I have for this evening.

President Mancuso – Thank you. Law Director Sweeney.....

Law Director Sweeney – Thank you and the Mayor may want to help me with this one, I don't want to speak specifically about the case that happened with the officer and I don't want to talk about specific policies, what I do think is great news to share we had on Board of Control agenda for today that we are engaging a company called Lexipol and they are looking at all of our policies, standards, guidelines, cases, case law, things like that so we just engaged them. The Mayor, myself, Chief and all the Captains had two meetings with this company they are in a number of cities in Ohio and I don't, I don't have the stats in front of me for me to say how many cities they deal with in the United States of America but they're the leaders in policies. So they will get all of our 700 pages of policies and look at each one and tell us if any are to there standards their guidelines what do we need to amend, what do we need to delete, what is outdated, all of those kinds of things so we're very excited about this process. There gonna take all of our stuff in one big chunk so that is the main, that's the main cost of what they're doing is just to, to take our 700 pages and then going forward it's about \$15,000 per year to keep us updated with our policies and also to provide online training for all of our officers. It's a wonderful tool so they will give us the policy they will give different videos and trainings and testing and we can mandate that every officer takes these and then we get a print out of who takes them and when they take them and I don't know if the Mayor wants to elaborate on Lexipol or not. Fire Department is using them already for some of their policies and procedures and we're very happy to have brought them in as a partner with us.

President Mancuso – Thank you.

Mayor Holzheimer Gail – Thank you Madeline Chair and I'll just, and thank you Director Sweeney covered most of what I would talk about, I would ask Mr. Oliver to call me or to call Captain Houser directly and go through some of those. You know, what we talked about at the June Council Meeting we then further expanded in Councilwoman Cavinoss's Safety Committee and so you

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know I would encourage him to listen to that as well. You know it's difficult because there's policies, there's procedures, there's training protocol, the Chief has issued a directive that chokeholds are not allowed and so I don't know what Mr. Oliver was reviewing, the policies do need to be updated we're in, and that's the great thing about Lexipol is that we'll be able to do that in a fairly I don't want to say quick because we don't want to do it quick and miss things but this will allow us the opportunity to really revisit all of our policies, there's not many absolutes in police work and so to always have to follow a strict protocol or to always to say never can you, is really difficult in a, in the police situation and so there's absolutes that make it very tough our police work very hard and made some really great progress a lot of it comes through training and so where we need to update some of our policies to match what our current practices are that's going to be really important through Lexipol. But I you know, we talked about several different advocacy groups or suggestions that were being made 8 can't wait is one of them, NAACP is another one, the Obama Pledge is another. Many of those what their looking for we have put in place, is it absolutely in place in policy that's the next step and that's what we're working on through Lexipol but many of the items that the groups, those groups and many of our residents and people across the country are advocating we have put in place and so I would welcome that conversation you know directly with Mr. Oliver to go through that if you'd like.

President Mancuso – And as we finish the Committee of the Whole we will now move on to Councilman's Comments and tonight we start with Councilman Jarosz.....

COUNCILMAN'S COMMENTS

Councilman Jarosz – Thank you. Madame Chair, I don't have any comments this evening. Thank you.

President Mancuso – Thank you, sir. Councilwoman McIntosh.....

Councilwoman McIntosh – Thank you Madame Chair. Just a quick reminder for anyone who's interested in outdoor community recreation programs, Sunshine Yoga is ongoing we do have Thursday evening classes this Thursday at 6:00 p.m. at Memorial Park near the community gardens so if you're interested in joining us please do and that's all for tonight, thank you.

President Mancuso – Thank you, Councilman Wojtila.....

Councilman Wojtila – Thank you Madame Chair, I have no comments either.

President Mancuso – Thank you sir. Councilwoman Jukic.....

Councilwoman Jukic – Thank you Madame Chair, I also have no comments tonight.

President Mancuso – Thank you. Councilwoman Gorshe.....

Councilwoman Gorshe – Thank you Madame Chair, I have no comments this evening, thank you.

President Mancuso – Thank you. Councilwoman Caviness.....

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Councilwoman Caviness – Thank you Madame Chair. No comments tonight, thank you.

President Mancuso – Thank you, Councilman Moore.....

Councilman Moore – Thank you Madame Chair. I have just one quick comment. July is Minority Health, excuse me Minority Mental Health Awareness month. Mental health conditions does not discriminate based on race, color, gender or identity. Anyone can experience the challenges of mental health illness regardless of their background however, background and identity can make access to mental health treatment much more difficult. Minority, National Minority Health Awareness Month was established in 2008 to start changing this. Many minorities dismissed the seriousness of mental health conditions, if you or someone else you know is experiencing mental health challenge and need help please reach out to the mental health professionals or call the Adams Board of Cuyahoga County they can assist you on finding the help that you need. You can give them a call at 216-241-3400 and also please remember to vote. Thank you.

President Mancuso – Thank you sir. Councilman Epps.....

Councilman Epps – Thank you Council President. I want to just a couple of quick things tonight I, I have to point out just the fact that I thought it was unfair for Council President to ask council to adjust our representation or the residents that we represent due to a lengthy agenda tonight with our remarks etcetera considering that she and my other colleagues voted against shortening this agenda by having an additional council meeting throughout this summer, so I want to make sure that I point that out. No matter how long the agenda is we should still be able to converse and vet legislation to the best of our ability and making sure that we're representing our residents at the fullest potential that we have and so I just want to point that out that that was unfair but none, nobody was censored in any type of way as well so with that I will point that out as well so congratulations to Alisa Boles, on her judgement that she had against the last City Council. It's important that we're all checking ourselves all the time, it's easy to point the blame but it's also its, it's a big deal and it takes a big person to take ownership and admit fault so to you Council President and everyone else I wanted to point that out as well. Also, to residents on Tungsten and the 260th area that are watching, I've been pretty aggressive though many of you know at trying to push our Service Department to try to make some changes in a way since we haven't been able to get anywhere with our talks from the Planning and Development and our relationship with Amazon with our van and our semi-truck issues, these issues have still gotten worse but I want to point out that Assistant Service Director Finotti he, or Finotti, he definitely responded immediately, I was there on site when the Service Department guys where moving the signs so both on the Babbitt side and the 260th side, we now got to have those signs moved closer to the street so that it's more visible so that was one way that they assisted us in this, in this quest to try to get rid of this problem and the second thing was I understand that he placed an order for larger signs, when I stopped semi-trucks, which I am known in my neighborhood, on my street for stopping the trucks in their tracks, when I stop those trucks and I talk to them the very first thing they point out and a lot of times you can see from their pattern of their movement you know they didn't see that sign until after they already turned the corner so I think the fact that we got the signs moved they're already more visible but the fact that the service guys responded right away and they're already even placing the order for us to have larger signs is a big part of that as well so a special thanks to Nick and the guys over at service for addressing that for us and also for his pledge to diligently look into the gps in our area which we can get it taken that route, eliminate it from gps, for, for truckers or for anybody for that

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matter. All of this is in an effort to try to keep our kids safe but at the same time to make sure that residents don't have to go up all the way around with closing off the Babbitt side as the only option to solving this problem so. I just wanted to say thank you to the Service Department for that, I thought I had one more thing but I do not see it so with that I bid you all a good night.

President Mancuso – Thank you, and I want to thank my colleagues for getting through this very robust agenda this evening. You were well synced you asked appropriate questions and we were able to move on and get work done, for that I appreciate all of you and if there's no other business to come before this group. I would look for a motion to adjourn. So moved by Councilman Jarosz; seconded by Councilwoman Gorshe.

All in favor
Yeas: Unanimous

We are adjourned.

ADJOURNMENT

Attest:


Clerk of Council


President of Council

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