

EUCLID CITY COUNCIL MEETING
MINUTES FROM OCTOBER 17, 2022

**This regular Council meeting was held on Monday, October 17, 2022
at 7pm in the Euclid Municipal Center Council Chambers.
President Charlene Mancuso presided.**

President Mancuso

0:09

Good evening and welcome to the Euclid City Council meeting. On this October 17th, 2022. If able to please rise and join me in the **Pledge of Allegiance**.

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all.

Thank you. Madam Clerk, would you call the roll?

Clerk Laboda

0:38

Tanner, here. Tolton, here. Epps, here. Jarosz, here. McIntosh, here. Wojtila, here. Jukic, here. Steele, here. Mancuso, here.

President Mancuso

0:53

Thank you. Are there any **Communications**?

Clerk Laboda

0:57

There are no communications.

President Mancuso

0:59

Okay. And we have Council minutes, which I will turn over to Councilman Wojtila. Councilman Wojtila, turning it over for **Council Minutes**.

Councilman Wojtila

1:15

I'd like to make a motion to accept the **Council Minutes** from September 6, 2022 and September 19, 2022.

President Mancuso

1:25

So moved. Do we have a second?

All in favor, "Aye."

Thank you.

We'll now go to **Administrative Reports.**

ADMINISTRATIVE REPORTS AND COMMUNICATIONS

Mayor Gail

1:34

Thank you. Good evening, Madam Chair, members of council and those joining and watching a couple of announcements from me. And then several of the Directors and Chiefs have some announcements. Today we had the opportunity to host US EPA Regional Administrator Deborah Shore and Scott Ireland. As you recall, we had a public hearing with them several months back, we extended an invitation for them to come see the physical plant. So we were thrilled they were able to do that, they're in town for another purpose and reached out. So I do want to thank Dan Knecht, John Adams, Bill Donner, Laura Travers and Patrick Grogan-Myers for joining us. Really, I think was, we hope very beneficial for them to see the plant. It reminded us that we have, we should probably have an educational video or something done. It really is a fascinating process and plant and it's very difficult to get the public into the building, but certainly would be worthwhile coming up with something so the public can see the work, great work that's been done there. So look forward to that. We're going to work on that. I had the opportunity to go see Beauty and the Beast at Shore Cultural Centre yesterday. This was this past weekend was Silhouette Productions first weekend, it is two weekends. So I would encourage everybody, if you have a chance go next Friday, October 21 at 7:30 or Saturday, October 22 at 7:30 or this Sunday matinee is at two. This is a community theater so all volunteers, it really was very well done. Congratulations to everyone who participated in that. Halloween in the City of Euclid, we always have trick or treating on Halloween day. So it will be Monday, October 31 from 6 to 8pm. If you are participating, please turn your front lights on. I would ask all residents to be mindful that there will be kids and families out. Please drive carefully if you have to drive and look forward to a nice Halloween night. There are some other Halloween activities being planned. So I'm going to let Director Stephens start and share what the Recreation Department has coming up.

Recreation Director Stephens

3:57

Thank you, Mayor. Madam Chair to Council and those in the audience. Just want to let everyone know that we will have our trick or trunk or

treat event on Friday, October 28 from 6:30pm until 8:30. It will take place in the parking lot right here behind city hall. And it is a free event. Thank you.

Mayor Gail

4:21

Thank you, Miss Grida.

Assistant to the Mayor, Grida

4:24

Thank you, Madam Mayor. I just wanted to update everybody on a few things that we're working on. I believe the Mayor made mention that we were going to be meeting about some Kimble issues that folks, our residents are having that are sort of getting to be a little repetitive. So Linda Beck from our office, myself and Chrissy Skiles, who does a wonderful job in the Service Department handling all of those calls. We met and came up with some suggestions. So we presented that to Director Knecht and the Mayor and we'll be meeting this week to see kind of what's feasible for us to put in place, so please look forward to that. We may be meeting with the gentleman from Kimble, the regional manager to discuss some of these issues. So just wanted everybody to know that we, we are trying to kind of work on what we can within this contract to kind of get the service that that everybody needs. In addition, reminder that the pop up shop on October 22, at Shore will be happening again, from noon to four, we're adding a food truck on the 22nd. Apparently, we're thinking it might be, I don't know, 60-65 outside, because we got a food truck. It's been wonderfully busy. And the next one after October will be the first Friday in December at the annual holiday lighting event. We're expecting to have a lot of vendors to make that really festive. We have also, we are recommending to the president of the Shore Board two more people to add to the board. That will take the Shore Board to a total of 11, excluding the Council representative and the Mayor's office representative. So we're really happy that we're getting kind of Shore beefed up in that way. So everything's going very well on that side. And then just one other announcement, I think I've talked about this before, I facilitate Euclid building team meeting every Tuesday every week. And it's really made up of the building team and Planning and Development and the Service Department and the Board of Health. Really all working together because we all wrap our hands around new businesses that come into the city. And we all have to sign off on it. And Fire Prevention is involved as well so that we can have sort of one voice with the new businesses. So one of the things that we have become aware of we're talking a lot about is the huge increase in people that want to come to Euclid and open event centers. So we are going to announce tomorrow at the meeting, we're going to start a task force to take a look at event centers, is our legislation current? How do we handle this? It's just sort of becoming an unwieldy number. So we need to kind

of figure it out. While we're supporting the folks that want to start a business here in Euclid. So I will offer it to anyone in council that is available maybe during the business day. If you'd like to be involved in that conversation, please let us know. But we need to kind of wrap your hands around this. So I would look forward to kind of some announcements in that regard as well. Thank you very much.

Mayor Gail

7:16

Thank you and Director Sweeney.

Law Director Sweeney

7:19

Thank you, Mayor. To Council and to the folks at home. Every eight years the City of Euclid is required to appoint a Charter Review Commission. The Charter Review Commission will be appointed 30 days after Election Day this year, which is November 8, they will start in January of 2023. The Mayor appoints five persons and Council appoints four persons. If you are interested in being a member of our charter review, please check out our homepage on our website for application information. Applications are due this Friday the 21st and thank you for your interest.

Mayor Gail

7:54

Thank you. Director Grogan-Myers.

Planning & Development Director Grogan-Myers

7:57

Thank you, Madam Mayor. Good evening, Council. Good evening, everyone. I just wanted to provide a brief update. It's been a while since we spoke about the heritage home or Heritage Park home repair grant program. So we are wrapping up details with CHN Housing Partners. One of the blessings that also is one of the curses is that we are doing something unique. And that means that there aren't many opportunities for us to compare other communities, and what might be best practices. So we are absolutely writing the playbook on this but wanting to make sure that the city stays in the good graces of the ARPA guidelines. So to that end, we will have a grant application out by the end of the month to the residents of the Heritage Park neighborhood. I know that is long overdue. We were hoping to have that out last month. But again, making sure that we were following ARPA guidelines was the city's priority, and making sure we were distributing those funds in a responsible manner. So much to look forward to that application will be available on the city's website and announced through the city's social media channels as well. We'll be working with the communications team to that end. Thank you.

Mayor Gail

8:58

Thank you, Chief Meyer.

Chief Meyer

9:01

Thank you, Mayor, Members of Council members, the audience a couple of announcements. We will be involved in a safe kid's bicycle helmet giveaway. This is going to be on multiple dates October 18th, 21st, 26th and 28th. This will be each day from 7:30am to 11 to 11:30am. It will be at the Euclid Elementary Schools at Arbor, Bluestone, Shoreview and Chardon Hills. The Amazon Corporation outreach along with Safe Kids and Euclid Police Department are providing free bicycle helmets to all Euclid public school elementary students. Each child will be fitted correctly and provided with a bike bike helmet. Then there's multiple Halloween events will be involved in the trick or treat at the Euclid High School. That's Tuesday, October 25. That's open to all Euclid residents, and that's from 6 to 7:30pm. The beauty is it doesn't matter what the weather's like outside because it's all indoors in the Euclid High School. Euclid Police Department will be involved too. I hope to be there handing out treats at this event. Additionally, we'll be involved too, in a Ward 8 council meeting, Councilman Steele's Ward meeting. That'll be Wednesday, October 26. That'll be at the Euclid Public Library, the Shore Room. And that's from 7 to 8:30pm. We'll also be involved with the sheriff's department and multiple other police departments in Operation Safe Halloween. It'll be Thursday, October 27, from 6 to 8pm. That'll be at the Justice Center downtown. They're going to kind of close off the streets and they'll have all local or the police departments from Cuyahoga County there. And you can trunk or treat, it's a safe event again, it'll be well lit, well attended by police and they'll they'll shut down that area. And again, another safe trick or treat option. We're going to be involved with the trunk or treat with the Euclid Recreation Department, the details that Director Stevens had given and last PAL basketball. It's going to be starting up Friday, November 4, and it will occur every Friday thereafter from 6 to 9pm. It'll be at the Panther Fieldhouse, middle Euclid Middle School students, six day grades can play basketball and have dinner. Sign up with PAL or go to the EPD sorry, the EPD social media page to sign up.

Mayor Gail

11:29

Thank you, Chief Haddock.

Chief Haddock

11:33

Thank you, Mayor. Madam Chair, members of council and those watching. October is Fire Prevention Month, and I'll read a brief excerpt here from the National Fire Protection Association. They announced the NFPA announced that fire won't wait plan your escape as the theme for Fire Prevention Week, which was October 9 through the 15th reinforcing the critical importance of developing a home escape plan with all members of the household and practicing it regularly. In addition, this October represents the 100th anniversary of fire protection Prevention Week, which is the nation's longest running public health observance on record. According to the NFP data home the place where people feel safest from fire is actually where the greatest risk where they are at the greatest risk with three quarters 75% of all US deaths occurring in homes. When a home fire does occur, it is more likely to be serious, and people are more likely to die in a home fire today than they were in 1980. Today's homes burned faster and hotter than it used to minimizing the time you have to escape safely. In a typical home fire, you may have as little as two minutes to escape from the home when the tiny alarm sounds. So we do have more information about this on the city's website. We also will be participating in the trunk or treat and daylight savings ends and we turn the clocks back on November 6. So that'll be before the next meeting we have so announce it now. And that's a reminder to check your smoke alarms. And if your smoke alarms are older than 10 years, you need to replace them. And the Euclid Fire Department in conjunction with the American Red Cross will do that free of charge for owner occupied homes and you just need to call 216-289-8402 Thank you.

Mayor Gail

13:19

Thank you, Chief. Madam Chair that completes our report this evening.

President Mancuso

13:23

Thank you and we will go to **Committee Documentation**. Councilman Wojtila.

COMMITTEE DOCUMENTATION

Councilman Wojtila

13:27

Thank you, Madam Chair. I'd like to make a motion to approve the Board of Control minutes from September 26, 2022 and October 3, 2022.

President Mancuso

13:35

Thank you. Do we have a second? So moved by Councilwoman McIntosh. All in favor, "Aye."

Thank you. We will now go to the **Committee of the Whole** for **Legislative Matters** only. Anybody wishing to speak please give us your name and address and limit your comments to five minutes please.

COMMITTEE OF THE WHOLE – LEGISLATIVE MATTERS

Resident - Christopher Litwinowicz

13:52

Christopher Michael Litwinowicz, 21970 Morris Avenue, Euclid, Ohio 44123. This evening, we have about nine ordinances on the agenda. We'll go to number nine. Number nine is about security guards of a business regulation of tax code codified ordinances sponsored by Mr. Tanner. Again, this is something that we need in the community to tell a business what to do the same as the gas price but as far as this is concerned. And officer if you have a gun and you're a security guard, you will be in uniform. So we might want to amend this order we might want to have a Pacific uniform. So can we design a uniform for the security can it be a UK police officers badge ordinary meeting you auxiliary auxiliary police. So maybe we recognize our community with auxiliary police, with the security guards. That way our residents know our safety. As far as number eight, if the family was here, they would tell you the same thing. Thank you. They wouldn't say much, they would just say thank you. Number seven. I'm all for this. That is sponsored by Mayor Gale and Mr. Epps. This is what we need to do in our communities, and we're fixing war three, or wherever this is designated. Number six, that's a little weary around election season. Even though it's for the Rex rec director, again, late in the season, what are we spending this type of money on? Looks like we campaigning because there was just an event over there. That's the only reason why bring it. Number five. 180,041 That's \$221,000. But we still make in our kids pay these programs. And I'm all for this. But when it comes down to a \$40 million budget, nobody's been listening. You're gonna have residents like me come up here and speak negative remarks about something that should be a no brainer. Number four, you know, North Olmstead, 100,000. Miss, where's Christina? We are not pointing you out. But there's been numerous times where we've asked the public and voted on it. And we spent numerous money to get this computer it corrected. And this might not be the issue, but at the same time, you know, 100, some \$1,000. So right now I'm adding almost \$500,000. That's that's not appropriate right now. It's not appropriate, because my water bill 150 is not appropriate. Like it's not appropriate, especially when we have infrastructure money, that we're not even trying to grant. And I'm not trying to put you on the spot. You know, I appreciate your work. So does the mayor so does counsel. But right now,

this was unnecessary, especially when I'm standing you for the next 60 seconds is wild distribution, LLC. So the third third, how you doing? Chair? How you doing Council President? Nice to see you at the event the other day? I wish I could have been allowed to come in, but I wasn't. So I stayed in my car. Emergency ordinance to amend which is Council. You're amending your budget for the year. I don't get this. I don't get what y'all get. What I'm saying is I don't get it. Is that I don't see what you're amending. Is there a payout? Because your payment is late. Extremely late. Extremely, extremely, extremely late. Again, I'll give you one last opportunity. Because you know, that's my heart. Before this election, you got two Board of Controls. \$49,000 need to be paid out by one of these council members. Somebody says I won't. So my time is out. Thank you.

President Mancuso

18:59

Thank you. Next speaker please.

Resident - Jeffrey Beck

19:13

Jeffrey Beck, 25540 Chatworth, a couple items I wanted to speak on tonight. One of them was item number eight renaming of Upper Valley to Stephana Caviness Way. I am wholeheartedly in agreement with this. I think that she was a, she was a great council person and a great advocate for the residents of this city. So I I think I speak for a lot of people in the city. We wholeheartedly agree with this. I think it's a beautiful gesture. And item number nine the changed to armed security guards in uniform. I didn't get a chance to ask, and the Safety Committee meeting. So my question may have been answered then. And I am in agreement with this order. It's I mean, it's it leaves a big elephant in the room, which is juvenile justice system, which is just a joke. But this is a good start to require this but these people who are going to be carrying guns are we going to require that they have training in order to carry these guns or any weapon for for that matter? I would hope that that's already in the ordinance if it's not, I hope that can get discussed. Thank you.

President Mancuso

20:40

Thank you. Next speaker please.

Resident - Ms. Taylor

20:55

Good evening, Pearlitha Taylor 1495 East 193 Street, Euclid, Ohio. And I'm here to speak ordinance. One Night 1022, which is a vacant lot that is adjacent to my property at 1495 E 193. And I am pleased that is on the

docket tonight. I've been waiting a long time for this piece of property to go up for sale. And I hope that each and every last one of you vote for that property to be sold. Because I want to beautify the neighborhood. And on top of a lot of vacant property that's hanging around that people feel free to dope, trash all. This way. I feel I can extend my property, help beautify the neighborhood, and also give my great grandkids so yard to play. Thank you. Oh, and we'll throw that item eight. I am so pleased to see that on the docket. I think that is a very, very awesome suggestion. And I'm so glad is going on. And I think the mayor and council Montana for putting that on the docket and I hope you Please vote yes on that also. Thank you.

President Mancuso

22:17

Thank you. Next speaker please.

Resident – Victor Goodman

22:25

Victor Goodman 20201 Glen Russ Lane. First on number eight, I hope that the entire council would sponsor that. A great woman who will be sorely missed. I have a question on on the two Green Briardale. Number one I'd like to know firsthand before we start spending \$221,000, is the golf course breaking even, or making any money? And what has been the last, let's say five years so we can get an idea of that. The other item I want to talk about is item number seven. Because something here really disturbs me. We you made a proposal with a company to build a playground. Now you find out that you're \$35,000 short. And what do you do? You immediately put your hands right back in the pants of our ARPA money. Because you want the additional money to come out of ARPA. You have taken \$4 million for this year from ARPA and put it into our general fund. So I have a question, why aren't you taking it out of the general fund? Why are you constantly depleting what's left in ARPA before you finish there will be nothing left for anything else. Thank you.

President Mancuso

24:02

Thank you. Next speaker please. Seeing none, we will then move on to our agenda for this evening. And Madam Clerk, would you please read the first agenda item into the record?

LEGISLATION

Clerk Laboda

24:20

Ordinance 119-22. An ordinance authorizing the sale of permanent parcel number 64623089, vacant lot at 1491 East 193 street from the Euclid land bank to Pearlitha Taylor for the amount of \$1,000 as authorized by Ordinance numbers 98-2010 and 101-2011.

President Mancuso

24:51

Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Jukic. Second by Councilwoman Steele.

All in favor, "Aye."

And we will go to Director Grogan-Myers to begin the discussion,

Planning & Zoning Director Grogan-Myers

25:01

Thank you, Madam Chair. Good evening Council. Before you this evening, this ordinance is related to selling the parcel at 1491 East 193 street from the city's land reutilization program or land bank to Miss Pearlitha Taylor, as you heard during the public comment period, she intends to expand her yard and provide an opportunity for great grandkids to be able to play as well as just maintain the yard. Keep it clean and prevent cars from parking on the lot. So, the Planning and Zoning Commission had heard the proposed sale at the September, September 13 meeting and has recommended the sale of the property to Miss Taylor. Thank you.

President Mancuso

25:43

Thank you. Discussion by my colleagues. Seeing none, I'll entertain a motion to close debate. So moved by Councilman Jarosz. Second by Councilman Councilman Epps.

All in favor, "Aye."

I'll entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilwoman McIntosh. Second by Councilwoman Steele.

All in favor, "Aye."

Those opposed? One

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

CL

Clerk Laboda

26:12

Tolton Yes. Epps, Yes. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele, Yes. Tanner, Yes. Mancuso, Yes.

Ordinance passes.

President Mancuso

26:26

Thank you. Madam Clerk, would you please read the second agenda item into the record?

Clerk Laboda

26:34

Ordinance 122-22. An emergency ordinance authorizing the sale of permanent parcel number 64310012. Vacant commercial property at 821 East 222nd street from the Euclid land bank to 821 E 222nd Street, LLC for the amount of \$30,000 as authorized by ordinance numbers 98-2010 and 101-2011.

President Mancuso

27:09

Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Wojtila. Second by Councilman Epps.

All in favor, "Aye."

We will go once again to Director Grogan-Myers.

Planning & Zoning Director Grogan-Myers

27:20

Thank you, Madam Chair. Council this ordinance relates to 821 East 222nd Street, known probably better as the former Coolinars, Cuhars building that unfortunately, is looking in sad shape at the moment. But I think what's before you tonight is a great example of what can be accomplished when you use the land reutilization program effectively. This parcel came into the land banks ownership in November of 2021. After twice being offered at sheriff sale at the time, that was the result of a tax foreclosure case where the taxes stood at over \$176,000 delinquent. And so as the result of the two attempts at the sheriff sale to transfer to the land reutilization program, and after I started, we had identified this person as being one that's in the land bank, and a great candidate for rehabilitation. Now the property is in a little bit of tough shape. The second floor does have a significant hole towards the rear of the building that leaves it open to the elements. Another residential unit had a small fire in it at one point. But what we did was we opened a request for proposals on the property, left it open for one month and

received three interested bidders and proposals for the property. After evaluating the proposals, the one before you tonight, selling to 821 East 222nd LLC. You would probably better know the name Eric Loomis, Mr. Loomis owns the property and his business across the street has done several storefront renovations in the city has worked with the building department previously. So this is someone who has already made significant investment in the community and intends to continue to do so. So before you tonight is the ordinance authorizing us to sell the property to Mr. Loomis through 821 East 822nd LLC. And the reason it is an emergency passage is again because of that hole in the roof of the building, really trying to salvage the structure and the health and safety of that vacant property being open, broken windows, things of that nature, trying to get that resolved as quickly as possible, especially before winter. Thank you.

President Mancuso

29:35

Thank you, discussion. My colleagues, Councilman Tolten.

Councilman Tolton

29:40

Thank you, Madam Chair. I'm definitely in favor of this proposal. I had a chance to meet with Mr. Loomis early this part of the year and look at his facility across the street. And they have done a tremendous job over there. So I know that they'll put the same type of effort into this into this building here. and bring back that whole 222nd corridor and bring life back into that building. But I do have a couple of questions for the director. Now does does the money from the sale go back into our general fund? Or does it go to a different pot or what does that go?

Planning & Zoning Director Grogan-Myers

30:15

Madam Chair to the Councilman, Yes, it goes back into the general fund.

Councilman Tolton

30:19

All right. And a couple more questions real quick, you know, my succession of questions. Will the apartments that are gonna renovate upstairs are going to be market rate.

Planning & Zoning Director Grogan-Myers

30:28

Madam Chair, Councilman, Yes, that is correct.

Councilman Tolton

30:36

Okay, um, okay, I'll skip that one. Now, I know that I did notice that some garage spaces behind, are those are going to be part of this renovation also?

President Mancuso

30:45

Director.

Planning & Zoning Director Grogan-Myers

30:46

Madam Chair, the councilman that is currently being evaluated as part of the redevelopment proposal and that will be evaluated with the zoning Commissioner, part of what we're looking at is the zoning requirements based on the proposal. So as stipulated in the previous development agreements that we've worked with, at least since I've been here, the the zoning relief will have to be sought prior to transferring the parcel. So what the garages may look like whether they remain or they are modified, has yet to be determined.

Councilman Tolton

31:17

Okay. And the last question, do they have any kind of set plans right now of what type of businesses they want to see in the storefront? Because I mean, just true. Truthfully, I really don't want to see. And I hate to disparage certain type businesses, but more barber shops, beauty shops and nail shops. You don't want to see something else go into into that into that venue.

Planning & Zoning Director Grogan-Myers

31:40

Madam Chair to the Councilman. So Mr. Loomis has an established commercial broker, well known in the community well respected in the community as part of this relationship that he's bringing to the table. Additionally, Mr. Loomis has indicated that he's willing to work with the city, if we have businesses that we may be able to put into the space to fill these vacant shops. So I think that that is very much we would look for your guidance, your input as the council person, and certainly work with Mr. Loomis, and assist him in any way possible and getting some great quality businesses that bring back vitality and life to that business, especially given that it's got that historic storefront and the great potential on the plaza outside the building.

Councilman Tolton

32:19

Because I'm thinking maybe we can even you know, maybe tap into some of the some of the businesses in Shore Cultural or the pop up shops that might be looking for retail space, you know, something like that. So. Okay, thank you.

President Mancuso

32:32

Thank you for the discussion. Councilman Steele.

Councilwoman Steele

32:35

So what is the timeframe of him making sure that the building is viable?

President Mancuso

Director?

Planning & Zoning Director Grogan-Myers

32:42

Madam Chair to the Councilwoman so, so the priority is getting this transfer as quickly as possible so that he can begin that work. So right now, we don't have a solid timeframe, as far as when we can get that work done, because we want to get this passed, get him to get the zoning relief taken care of as needed. And so once the property transfers, according Mr. Loomis in the conversation, that can be taken care of in short order. Obviously, he's already taken a look at the building as part of the request for proposals process. So that's been the focus.

President Mancuso

33:12

All right. Thank you. Discussion. Councilman Epps.

Councilman Epps

33:16

Thank you. Two quick questions. One, the garages that were mentioned, and you talked about conversation has still been going on with an assessment, but by then purchasing this parcel, they get those garages that is included in the parcel, though, correct?

Planning & Zoning Director Grogan-Myers

33:29

I'm sure the councilman Yes, that is correct.

Councilman Epps

33:31

Thank you. The second question relates back to the timeframe. Now, is there anything baked in already, for example, if a developer purchases a lot for to build a new home, when they have a year, they have to start the project within a year? Is there anything baked in already? Or that can be put into this to make sure that there's some type of timeframe?

Planning & Zoning Director Grogan-Myers

33:53

Madam Chair to the Councilman, Yes. So the by the end of next year, all the renovations will need to be done. But in addressing the council person's specific question on the roof. There's no set timeframe, but we are working with haste to make sure that that can be addressed before winter sets in.

Councilman Epps

34:09

But the renovations but it is still the year still oppressed? Correct. And then there, is there any additional funds or city funds or anything that were contributing to the project in any way?

Planning & Zoning Director Grogan-Myers

34:18

Madam Chair to the Councilman, Not at this time.

Councilman Epps

34:21

Have there been conversations already about that?

Planning & Zoning Director Grogan-Myers

34:23

Not at this time.

President Mancuso

34:24

Thank you. Other discussion? Councilman Wojtila.

Councilman Wojtila

34:29

Thank you, Madam Chair. Just one question I just thought of. Does the, this is probably to Director Sweeney. Does the purchase and development agreement have to come back to Council for approval?

Law Director Sweeney

34:38

Madam Chair to the Councilman, this authorizes us to just to wrap that up without additional council approval. That's in I believe section two or section one section one of the ordinance.

President Mancuso

34:56

Any other discussion? Hang on, hang on. Let me see if colleagues, nobody else. Okay, Councilman Epps.

Councilman Epps

35:04

Thank you to Director Sweeney. Is there a reason why we, because that's not always in the legislation for this? Is there a reason why with this particular project that we're taking Council's ability to see that purchasing development agreement at some point?

Law Director Sweeney

35:16

Madam Chair to the Councilman, it's a typical contract. And there's many pieces of legislation you approve that say, as drafted by the Director of Law and on file with with the Clerk of Courts. Director Grogan-Myers and Callie Cripps and I have talked and I've sent other purchase and development agreements to them, and those have not been approved by Council. And again, we also are talking about trying to get this done in in short order. So I mean, that could take another month or two, you know, to get that crafted if we have to come back to council.

President Mancuso

35:49

Any further discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilman Tolton. Second by Councilman Tanner. All in favor, "Aye."

I'll entertain I'll entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilman Wojtila. Second by Councilman Jarosz.

All in favor, "Aye."

Those opposed, One.

Madam Clerk, please call the roll and the merits of the ordinance.

Clerk Laboda

36:16

Epps, Yes. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele. Yes. Tanner, Yes. Tolton, Yes. Mancuso, Yes.

Ordinance passes.

President Mancuso

36:28

Thank you. Madam Clerk, please read the third agenda item into the record.

Clerk Laboda

36:32

Ordinance 118-22. An emergency ordinance amending number 32-2022, which makes for the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2022.

President Mancuso

36:52

Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Jukic. Second by Councilman Jarosz.

All in favor, "Aye."

And we will go to Director Smith to the discussion.

Finance Director Smith

37:03

Thank you, Madam Chair to Council. So this is the second appropriation to the annual ordinance that we brought the council. There are eight amendments to this ordinance. I will run through each one we briefly talked about them in the work session prior. To start out there are three amendments to the general fund. The first increase is to the IT department for \$200,000. This \$200,000 includes a contract that we will see on the next piece of legislation we're about to read. And then the other \$100,000 is for licensing and hardware for the current IT infrastructure within the city and the police department. The second increase is to motor maintenance of \$265,000. This is for gasoline for the main vehicles within the city, and also vehicle repairs and parts. We originally budgeted about \$250,000 for each one of those line items in the original budget. The Service Directors exhausted both of those line items. We know gas prices have increased and just the increase in motor

vehicle accidents and repairs that we need to make. The third increase of the general fund is an increase of \$1,500 to the Public Works Department. beginning of the year, we appropriated to road projects out of General Fund that we use some of the ARPA funds for the transfer in those were the 185th project and the Euclid Avenue Project. I was just slightly under what I needed to budget originally for those two projects. They were a couple million dollar projects for the two of them. So that's a \$1,500 increase. For the CDBG fund, an increase of \$234,000. Originally, at the beginning of this year, we budget for the 2022 Award for CDBG. Along with that award, there's additional money that CDBG CDBG has from prior year awards. If that money is not encumbered we need to appropriate it in the next year. Unfortunately, we didn't do that I'll do a better job of working with the CDBG manager next year to determine how much money in prior year awards we'll spend. And we shouldn't have to do an increase later on in the year. The next increase is to the Home fund. So the Home fund is simply a pass through fund that we use for money from the County that we then give to EDCOR for their down payment assistance program. So it's like I said it's really just a pass through the minute we receive that money, we then give it to, we write a check to EDCOR. Number six is an increase to the dollar general TIF fund. We didn't appropriate any funds this year not anticipating receiving any money from the County. Though we did receive some funds for this the second settlement of the year from the County and this small \$10 appropriation is to account for the allocation of the County cost for the TIF funds. The wastewater treatment fund rather large increase of \$750,000 or, I'm sorry, \$7.5 million. We typically do this at the end of the year. This really this isn't an expenditure from the wastewater treatment fund. This is accounting for the funds that the Ohio Department of the Ohio Water Development Authority writes, cuts the checks to the vendors directly. So the money does not flow through the city. However, we need to account for those funds as a revenue and an expense. And this will take care of the projects for 2022. The last increase is to the golf course fund. Briardale, this is for \$230,000. We didn't appropriate any funds originally in the year for Briardale. These funds will be coming from Briardale's account, they will be, they will be they already have wired the city \$220,000 from their fund that they use as their operating fund. These funds will go into Fund 560 and will be used to pay for the equipment that we'll be talking about later in the meeting. So there's any questions I'll be happy to answer.

President Mancuso

41:04

Could you do like a brief short? To answer the question? Are they making any money at all?

Finance Director Smith

41:12

Yes, so the Briardale Golf Course has is operated as, on a management agreement and they take care of all their own operating expenses and payroll. As of the contract, last conversation we had a few weeks ago with Briardale, their account has approximately \$400,000 in it. So these \$200,000 is \$220,000 will be, like I said wired from that account that the City has no control over. I shouldn't say no control over we don't manage it, they use that as their day to day operating. It's all the city's money in that account. If something were ever to happen to Briardale, that golf course account that they manage would be given back to the city. So we originally did years before we have advanced money to the golf course to get them through the winter months when they were low on cash. The last few months, or last few years have been very good for the golf course. And like I said they have approximately a \$400,000 balance in that account. So this money will be coming back. It'll be put into the fund 560 It will leave them with still a healthy balance to hopefully get them through the winter without having to advance any more money then to them. And we will use those funds to purchase the the equipment and the equipment then will be on the city's books, which is the way it should be accounted for.

President Mancuso

42:29

Thank you. Discussion by my colleagues. Seeing none, I'll entertain a motion to close debate. So moved by Councilman Tanner. Second by Councilman Jarosz.

All in favor, "Aye."

Thank you. I'll entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilman Tolton. Second by Councilwoman Steele.

All in favor, "Aye."

Those opposed, - -

Madam Clerk, please read. Please take the roll on the merits of the ordinance.

Clerk Laboda

43:02

Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele, Yes. Tanner, Yes. Tolton, Yes. Epps, Yes. Mancuso, Yes,
Ordinance passes.

President Mancuso

43:16

Thank you. Madam Clerk, please read the fourth agenda item into the record.

Clerk Laboda

43:20

Ordinance 116-22. An emergency ordinance authorizing the Director of Finance of the City of Euclid to enter into a contract with Lake Tech, 27881 Lorraine Road, North Olmsted, Ohio, 44070, the city's managed network server to address multiple areas of concerns regarding the city's network servers, and software in the amount not to exceed \$100,196.18.

President Mancuso

43:55

Thank you. I'll entertain a motion for passage to begin the discussion. So moved by Councilman, Councilwoman Steele. Second by Councilwoman Jukic.

All in favor, "Aye."

And we will go back to Director Smith to begin the discussion.

Finance Director Smith

44:07

Thank you, Madam Chair to Council. So as we talked about in the work session, we'll go through it once again a little bit. Approximately eight months ago, we started a managed network contract with Lake Tech to manage our network services. We had multiple meetings with them on a usually a weekly basis, myself, Miss Grida, our IT manager, and the Lake Tech team itself. So, during those meetings multiple times they would bring things or they would bring things to us that they had concerns about needed updated needed space. And instead of bringing all these little contracts to council we decided to put this together as one project and bring it to you as a whole. So the project before you the contract before you like I said there addresses multiple concerns within the city's network. Some of these well the concerns that it will address are firewall, firewall rules. placement, the city's current firewall is end of life. And with the threats out there with the lack of patches for the new firewall, we determined that this was something that was a top priority for the city. The firewall includes a three year subscription, and eliminates some of the current software's that the city's paying for on an annual basis. Also in the contract is a network reconfiguration, getting the city's current configuration up to best practice and speeding up the current network. There is a VM software that the city needs to to manage its virtual network that will be within the city hall, and also at the police department that needs this update. It's an upgrade server and storage for

multiple years, the city has continued to run out of space, either at the fire, police department with their videos and data are the data that they backup and store. And then also, previously, the contract we had an off site storage which we no longer utilize, everything is kept on prem in either the city hall or the police department. It's an upgrade Windows servers at the police City Hall and police station. Currently we have 13 servers that are at end of life. Those servers need to go from 2008 Software to 2012, then to 2019. And there are nine servers that need to go from 2016 to 2019. The city will also purchase along like we talked about prior the \$200,000 increase in the budget, the city will purchase all the Microsoft licensing outside of this contract, we will purchase a new server outside of the contract and a new sand outside the contract. Then Lake Tech will be installing all those in the city network. The contract includes approximately 150 hours. And we feel that after this is all completed, the city will be in a very good spot with its current IT network. Like I said, we've worked with Lake Tech before, they are current or our network server managers. So we felt comfortable with what they had. And even though we got the contract, we did look outside to another network professional to look at the contract for us. We also met with Richard, Councilman Tolton to get his expertise and kind of go through what we what we were planning on doing and what we're bringing forward to council. So that being said, we also have an individual here tonight from Lake tech. We have Mike Trappy, who's representing them, if you'd like if there's any questions that that are more technical, I would prefer him answer them at the stage.

Assistant to the Mayor, Grida

47:51

And I just want to I just wanted to add, I know that we've chatted with council, but just for folks at home and folks here, this is a one time project. So this isn't an ongoing kind of a thing. This is a one time shot for them to get us where we need to be and then their management contract will remain. So because it's a pretty hefty price. So we wanted to make sure that that was clear. Thank you.

President Mancuso

48:11

Thank you. Would you like to hear from our gentleman from Lake Tech? You would? Okay, which like me to suspend the rules to bring our gentleman from light tech up here to speak and answer any questions. So I need a motion to suspend the rules. Second, all in favor? All right. Would you come join us up here, Sir?

President Mancuso

48:39

Just give us your name and address, is the green light on Sir? There's already..

Mike - Laketec

48:47

Yeah, there we go. Sorry. Mike Trappy, Lake Tech Communication. So you heard the business address there, North Olmsted. My personal address. I live in Rocky River, Ohio. Yeah, we're here to answer any questions you guys have.

President Mancuso

48:59

Councilman Tolton. You asked for him. All right, Councilman Epps.

Councilman Epps

49:14

Thank you. Actually was gonna ask this question to Director Smith. So either you or the gentleman from Lake tech which thank you for coming here tonight in case we had questions. The I thought I understood earlier the server that is going to be purchased for just under \$50,000. That's not included in his 100,000 Because I feel like tonight or during the meeting you just said there was separate from.

Finance Director Smith

49:35

Madam Chair to the Councilman, it is not the purchase of the physical the hardware is not in the contract, the configuring and getting it is.

President Mancuso

49:45

Are you ready now sir? Councilman Tolton.

Councilman Tolton

49:51

Thank you, Madam Chair. Thank you to the gentleman for coming. Um, I guess there was one discussion with some questions about the the Storage amount of the servers, I think they were looking at. I don't have that sheet in front of me. I think we said something was at 60 terabytes. Director Smith was at 60, was a maximum.

Finance Director Smith

50:16

I wanna, Madam Chair to the Council. And I want to say it was in the 50s. Okay, it was, if I could just real quick it was, it's extremely large. It was looked at the purchase something that would work that would satisfy the city for about five years. So and we really got, when we looked at prices for the servers, we went to Dell got a price from Dell, the IT manager went to another cut, another reputable company got an extremely good price with twice the amount of storage on that server. So we did talk with Lake Tech, regarding if this was something that would work for the city, and they felt that it was a good deal, and that we should go ahead and purchase it on our own.

Mike - Laketec

50:59

If I may, yeah. Director Smith and suggest the price to us what they had found done some research on. And we did our own research and found that they had actually had a better price than current market that we could even get as a vendor. So we encouraged them to purchase that outside of our contract because it benefited the city doing that for that price.

President Mancuso

51:18

Thank you. Any other questions? Seeing none, thank you, sir. (You're welcome. Thanks, everybody.) I'll entertain a motion to close debate. So moved by Councilman Epps. Second by Councilwoman Steele.

All in favor, "Aye."

I'll entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilman Jukic. Second by Councilwoman McIntosh.

All in favor, "Aye."

Those opposed?

Madam Clerk, please call the roll on the merits of the ordinance.

Clerk Laboda

51:48

McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele, Yes. Tanner, Yes. Tolton, Yes. Epps, Yes. Jarosz, Yes. Mancuso, Yes.

Ordinance passes.

President Mancuso

52:01

Thank you, Madam Clerk, please read the fifth agenda item into the record.

Clerk Laboda

52:06

Ordinance 120-22. An emergency ordinance authorizing the Recreation Director of the City of Euclid or his designee to enter into a contract with Revels Turf and Tractor, LLC, 301 Waterstreet, Wadsworth, Ohio, 44281 for equipment for Briardale Greens Golf Course, in the amount not to exceed \$180,000.

President Mancuso

52:35

I'll entertain a motion for passage. So moved by Councilman Jarosz. Second by Councilman, Councilman Tanner. All in favor, "Aye." And we will go now to Director Stephens to begin discussion.

Recreation Director Stephens

52:46

Thank you, Madam Chair to Council. This piece of legislation is to purchase necessary equipment for ongoing maintenance and operation of golf course. This particular piece is one fairway mower, one rough mower and one heavy duty vehicle. Over the years, especially the last couple of years, Josh, the superintendent over there has been very creative and in keeping the vehicles and in some of our maintenance equipment operational, but it's getting to the point where much of the equipment is at the end of its life. And one of the reasons that we put it on as an emergency was we're really trying to get out ahead of supply chain issues. And also just to lock in the best possible price possible.

President Mancuso

53:49

Thank you. Discussion. Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Steele. Second by Councilman Epps. All in favor, "Aye." I'll entertain a motion to suspend the rules and forego the second and third reading. So moved by Councilman Tanner. Second by Councilman Steele. All in favor, "Aye." Those opposed? Madam Clerk please call the roll on the merits of the ordinance.

Clerk Laboda

54:18

Wojtila, Yes. Jukic, Yes. Steele, Yes. Tanner, Yes. Tolton, Yes. Epps, Yes. Jarosz, Yes. McIntosh, Yes. Mancuso, Yes.
Ordinance passes.

President Mancuso

54:31

Thank you. Madam Clerk, please read the sixth agenda item into the record.

Clerk Laboda

54:35

Ordinance 121-22. An emergency ordinance authorizing the Recreation Director of the City of Euclid or his designee to enter into a contract with EZ Go, 1451 Marvin Griffin Road, Building number one, Augusta, Georgia, 30906. For equipment for the Briardale Greens Golf Course in an amount not to exceed \$41,000.

President Mancuso

55:05

Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilman Tolton. Second by Councilman Jukic.
All in favor, "Aye."
And we will go once again to Director Stephens.

Finance Director Stephens

55:14

Thank you, Madam Chair to Council again, this is where the purchase of necessary equipment. In this particular case it's for four different haulers of various sizes that they utilize for maintenance reasons. I'm not sure if I mentioned previously but Troon they use their national partner discount to get the lowest possible prices for this equipment. Thank you.

President Mancuso

55:43

Thank you. Discussion. Councilman Tolton.

Councilman Tolton

55:49

Thank you, Madam Chair. To the Director, when you say haulers is hauling what debris grass clippings? I mean, what is it exactly for?

Finance Director Stephens

55:57

Madam Chair to the Councilman, Oftentimes they are moving sand from one bunker to another, moving equipment around. Sometimes they will use this equipment to pull a golf cart off of the golf course if it need be. It's for various uses.

President Mancuso

56:18

Councilwoman Steele.

Councilwoman Steele

56:21

Thank you. Got a question about the old equipment. Once we purchased the new equipment, is the old equipment going to be sold or recycled? What is usually when, A lot of times people sell equipment and they sell the parts? Are we going to do something like that?

Finance Director Stephens

56:43

Madam Chair to the Councilwoman, I do know and my last and last meeting I had with Nick Bednar and Josh, and relative to the parts, one of the reasons that we have to replace a lot of this equipment is because the necessary parts that they need, you can no longer purchase anywhere. But typically, the equipment will be recycled or we have the ability to auction on, I forget the... Govdeals.com if it's even usable at this point. Thank you.

President Mancuso

57:32

Thank you. Other discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Steele. Second by Councilman Councilwoman McIntosh.

All in favor, "Aye."

All entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilwoman Jukic. Second by Councilwoman Steele.

All in favor, "Aye."

Any opposed? Seeing none.

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

Clerk Laboda

58:02

Jukic, Yes. Steele, Yes. Tanner, Yes. Tolton, Yes. Epps, Yes. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Mancuso, Yes.

Ordinance passes.

President Mancuso

58:15

Thank you. Madam Clerk, please read the seventh agenda item into the record.

Clerk Laboda

58:20

Ordinance 114-22. An emergency ordinance amending the contract with Michigan Playgrounds LLC, DBA MidStates Recreation for the design, supply and construction of recreational play structure structures for Tungsten Park to allocate an additional \$35,000 due to an unforeseen construction issue.

President Mancuso

58:48

Thank you. I'll entertain a motion for passage to begin discussion. So moved by Councilwoman Steele. Second by Councilman Tanner.

All in favor, "Aye."

We will go back to Director Grogan-Myers.

Planning and Development Director Grogan-Myers

59:00

Thank you, Madam Chair. Council. As I announced at the last Council meeting, we were prepared to start installation of the Tungsten Park playground, the installer had gone out to start begin preparing the site for the installation of the playground equipment and the pour in place which needs to be a level surface. So they started they put a bucket into the ground and about four inches down in the dirt they found a six inch reinforced concrete pad that totaled about 4000 square feet. And ultimately, what we did was we looked at the site, the Public Service Department looked at the site trying to assess what the concrete pad was used for. It actually predates the knowledge bank of the public service team. We wanted to make sure that there weren't any pertinent structures underneath or any piping or anything of that nature. Ultimately, we assessed options of moving the playground equipment to

another site or area on the site. and ultimately determined that to be a more cost, cost effective option, because other areas would need to be prepped in a similar fashion, but ultimately required more stone and more labor to prepare the site. So our recommendation is to do perhaps what should have been done when that concrete pad had been abandoned, and dig it up and replace it with stone create a level foundation for the playground equipment for the pour in place, put it in the original place that it was supposed to be located or planned to be located, which is directly behind the pavilion, it's an ideal location for parents who are watching their kids or grandkids play from the pavilion, the cover of the pavilion. So what is before you tonight is increasing the amount of ARPA funds. And in total, what we're talking about is 200,000 is already coming from the Community Development Block Grant funds that had been awarded to the project. What we're asking for is a total of \$60,000 in ARPA funds to be allocated towards this project. And it had already been determined that the playground equipment was the creation of recreational or outdoor space is consistent with ARPA funding guidelines. So we're just asking for that increase to help put this equipment in the park. And we're really up against a tight timeline, just with winter weather already coming quickly, and the cold weather. So that's what's created the situation.

President Mancuso
Mayor Gail

Mayor Gail
1:01:28

Madam Chair, just to answer the resident's question too, very clearly, this is not an increase of what we contracted with the company for, this is because of the additional work. So it's not an increase in the cost of either the playground structure, the pour in place, it's an increase in the unforeseen construction, having to demolish that concrete pad that's underneath, fill it in with crushed stone compact the surface, so it makes a good surface for the playground to be put on. I just wanted to be clear about that.

President Mancuso
1:02:02

Thank you. Council. Councilman Epps.

Councilman Epps
1:02:06

Thank you. And thank you, Mayor Gail for the explanation about where the money is coming from. I also just want to make just clean something up really quick. The legislation raised \$35,000. It's an additional \$35,000.

That's been asked for tonight, because council in a previous meeting, there was a \$25,000 increase. And that increase came from ARPA funds. So that 60,000 is that 25 plus the 35,000. That's happening tonight. Definitely unforeseen circumstances. The park has been completely demolished now at this point. And we have to I mean, we run across these issues all the time. And when we do run across them, we have to do what we have to do to make sure we pay for it, is can you give an explanation? I actually, myself feel like we should be taking this from the general fund as well. Can you just speak to your reasoning, in particular for taking this from ARPA?

Mayor Gail

1:03:02

Sure, I could. I think Director Grogan-Meyers just expressed that we did take the cost overrun. So the previous 25,000 from ARPA. So we wanted to continue with that, it is an eligible use under our ARPA funds to provide additional outdoor space and recreation for our residents. It is in a designated area as well, disadvantage area. So it's certainly an eligible expense there. Council would we have no objection if you'd prefer it from general fund. But our recommendation is just stay with the ARPA.

Councilman Epps

1:03:39

And I appreciate you explaining that just to give clarity as to the reason why. I think that again, this is a project that is already underway. We have to spend the money. If my colleagues support it, I would rather see this come from the general fund. I feel like we have the funds that we can do this, especially since we took 25 already from ARPA. I like the idea of splitting the difference. But obviously, I would defer to my colleagues because again, what we don't want to do is to delay the project. And then the last question is what does this do to the timeframe of the project having this extra piece that now has to be dug up? Directly Grogan-Myers?

Planning and Development Director Grogan-Myers

1:04:14

Madam Chair to the Councilperson, pending approval tonight, work will be able to resume this week. We are currently about two weeks behind schedule. So the hope is that the weather holds out long enough for us to be able to do the pour in place, which is the final piece. We need about 50 degree weather or higher to be able to pour the, do the port in place. And for that to be sustained for a couple of days for the pour in place to be able to set so we're absolutely up against the ropes as far as the timeframe, but that's the, time is of the essence here. And that's why we bring this forth.

Councilman Epps

1:04:47

Well, Madam Chair, I make the motion then to amend the legislation to have the funds come from the general fund as opposed to ARPA Funds.

President Mancuso

1:04:56

There's a motion on the floor. Do we have a second? Are you seconding? The motion? Okay. Now Is there discussion only on the motion? No discussion. Councilman Wojtila.

Councilman Wojtila

1:05:09

Thank you, Madam Chair. I know when we had overruns on the East185th Street project in the Euclid Avenue Project, I think those additional funds did come out of the General Fund. I'm trying to think, is there a compelling reason why we should take it from the General Fund versus ARPA? I guess I don't see a general, a real strong reason. There's one, maybe I could support it. But I think the fact that the previous 25,000 coming from ARPA, I guess I would stick with this one as being from ARPA.

President Mancuso

1:05:51

Thank you. Councilwoman McIntosh.

Councilwoman McIntosh

1:05:54

Thank you, Madam Chair, to Director Smith, most likely for this, If we're discussing switching the funding source for this, could you give us an idea or the public? What is the ARPA balance that is unencumbered at this time? So we can compare this \$35,000 additional to what is available for future use.

Finance Director Smith

1:06:25

Madam Chair to the Councilwoman. So originally, the city's received approximately 25 million. We have transferred 400. I'm sorry, we've transferred 4 million into the General Fund this year, we have used some

of those funds for the road projects. You know other other things throughout the year that we probably wouldn't have paid from the General Fund, if not that money being there. So the balance right now would be 21 million. We've also in the reporting to the State have said that we're going to put 3 million into the general fund as revenue replacement in next year and 3 million the following year, which gives us a total of the \$10 million dollars that we are allowed under the ARPA guidelines. So I guess we'd say unencumbered right now, we have \$15 million in the fund balance. And I've showed Council are we currently, we've made two purchases out of that fund. And actually, we believe that one of the purchases that we made may be reimbursed by the State. The floc cameras. So in all, we've really only made one purchase out of the fund. And we have a few encumbrances. But the actual expense is only one and maybe I think four or five encumbered conferences.

Councilwoman McIntosh

1:07:43

Thank you for that explanation. I agree with my colleague here. I'm not really sure I see the reasoning for moving it to the general fund. I'd be I'd prefer to keep it with ARPA. So that it's consistent.

Finance Director Smith

1:07:54

I would say Madam Chair to the Council, I would say just for consistency, we've made one purchase out of that with this project. I would like to see it stay in the ARPA fund just for consistency when you're looking at where it came from and reporting purposes.

President Mancuso

1:08:08

Thank you. Hang on. Any other speakers before we go to Councilwoman Steele? So she would be our last speaker? If you have something to say. Yes, Councilman Tolton.

Councilman Tolton

1:08:20

Thank you, Madam Chair. I can see where my colleagues is talking about the consistency with just take it out of the ARPA. But, But again, I'm calling with the residents. I mean, if we already moved money over to the general fund from the ARPA. It's not. I mean, it's definitely ARPA funds as in the general. So you know, I mean, to me, we can just take out of general, not nickel and dime this balance in ARPA fund, because now we're starting to every time we come up with something, let's go to the ARPA funds, let's try to pigeonhole this and make it fit. You know, this this proposal? I mean, yeah, it goes along with with, you know,

playgrounds and outdoors. And but but now this is this is this is a over cost overrun repair. So it's not the initial project. So I would say, you know, still I would be in agreement is to take it out of the general fund and leave it at that point. Thank you.

President Mancuso

1:09:14

Thank you. Any others? Did you speak once already, sir? (No.)
Councilman Epps.

Councilman Epps

1:09:20

Thank you. For both colleagues bring up the same point. In essence, these are ARPA funds, regardless, though. And so if we've already transferred money, I agree, we're going to continue to chip away at the outside balance as opposed to chipping away at what we've already transferred to the general fund to take care of these ARPA things. So I think just for the sake of not chipping away at that, I definitely feel like why not take it from the general fund. Again, we're taking ARPA funds steal by doing that. But obviously, I mean, I, we differ a lot of times to to the better judgment of the professionals, and the director is saying for consistency purposes that he feels we need to do. I don't want to get ourselves somewhere down the road where now we're in a problem. It's like, hey, we shouldn't do this this way. So I will defer to that. But I just feel like if we transferred the money, and there are differences in 60,000, the 25, was an increase for the initial project. And 35 is an infrastructure issue that we need to take care of. So I think it also can be explained very clearly why that came from general and why the other came from the initial project cost. I did. It seems like we're split on it. But I feel like it's still the same thing. It's ARPA funds regardless. So for that reason, I keep the motion on the floor.

President Mancuso

1:10:41

Thank you. Councilwoman, Jukic?

Councilwoman Jukic

1:10:46

Thank you, Madam Chair, I just would like to share how I view this, especially in my experience with grant reporting and other federal government things. This is a really nice project for a total of 60k coming out of ARPA for improving recreational facilities for our residents. So in that way, I agree that it's it's clean that this is coming out of ARPA, we can show pictures, we could talk about you utilization, et cetera. So I also think keeping it with ARPA funds would be okay. Thank you.

President Mancuso

1:11:16

Thank you. Any other speakers before I go to our final speaker, Councilwoman Steele.

Councilwoman Steele

1:11:24

Thank you, Madam Chair. This is my concern. As Councilman Epps said, we've already moved \$4 million over from ARPA to the general fund. Initially, we had 35,000. Am I correct, to going from ARPA for the playground? Now we're going to take another 25,000 out. My concern it and it needs to be done. Period. But my only concern is we keep on pinching, picking, picking picking picking off of the ARPA funds. I don't know how much time. Yes, I do you know how much time we have to use those funds, but we have to be very strategic in using them. If we keep on picking you'd be surprised that 20 ,That \$15 million that we have left will diminish very fast. So we have to just be wise that that was more of a comment. So I am with the general fund. I'm split on that. Thank you.

President Mancuso

1:12:31

Thank you. And with that, I will ask for a motion to close debate. So moved by Councilwoman Steele. Second by Councilman Tolton. Excuse me. Madam Clerk, please call the roll on the motion to change the funding coming from ARPA to the general fund.

Clerk Laboda

1:12:52

Steele...

Councilwoman Steele

1:12:56

I'm sorry, repeat it again.

President Mancuso

1:12:59

The motion is to take the dollars that are going to be spent from the general fund versus the way they are currently in the legislation which is from ARPA.

Councilwoman Steele

1:13:11

Yes. Sorry. All right. Yes, I vote. That's Yes. Yes. On the motion to do.

Clerk Laboda

1:13:23

... Yes. Tanner, Yes. Tolton, Yes. Epps, Yes. Jarosz, No. McIntosh, No, Wojtila, No. Jukic, No. Mancuso, No.

Motion does not pass.

President Mancuso

1:13:44

All right. Let's go back to the discussion on the entire piece of legislation. Is there any further discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Jukic. Seconded by Councilwoman McIntosh.

All in favor, "Aye."

Thank you. I will also entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilman Tolton. Second by Councilwoman Jukic.

All in favor, "Aye."

Those opposed? Madam Clerk, please call the roll on the merits of the ordinance.

Clerk Laboda

1:14:23

Steel, Yes. Tanner, Yes. Tolton, No. Epps, Yes. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Mancuso, Yes.

Ordinance passes.

President Mancuso

1:14:38

Thank you. Madam Clerk, please read the eighth agenda item.

Clerk Laboda

1:14:43

Ordinance 115-22. An ordinance pursuant to Euclid codified ordinance 905.02. To assign an Honorary Street and erected sign at intersection Upper Valley Drive and Euclid Avenue. And for it to be named Stefania

Caviness. Way, in honor of our late Ward 1 Councilperson, Stephana Caviness.

President Mancuso

1:15:11

Thank you. I'll entertain a motion for passage to begin the discussion. So moved by Councilman Epps. Second by Councilwoman Steele.

All in favor, "Aye."

And we will go to Councilman Tanner.

Councilman Tanner

1:15:22

Thank you, Madam Chair. I think this is a well-deserved way to honor the late great Caviness, Stephana Caviness. She went up and beyond her duties as a Councilperson. So to honor having her street that she lived on on Upper Valley Drive to include Stephana Caviness Way is a great way of honoring her memory.

President Mancuso

1:15:48

Thank you. Is there any discussion? Councilman Jarosz.

Councilman Jarosz

1:15:52

Thank you, Madam Chair. I second. All the all the things that Councilman Tanner said I would just like to I assume all of Council.

President Mancuso

1:16:00

Is there anybody who doesn't want their name on it? That'll be easier.

Okay. So we will add it will be the entire council. Thank you. Any other discussion? Seeing none, I'll entertain a motion to close debate. So moved by Councilwoman Steele. Second by Councilman Tanner.

All in favor, "Aye."

I'll entertain a motion to suspend the rules to forego the second and third reading. So moved by Councilwoman Jukic. Second by Councilman Epps.

All in favor, "Aye."

Any opposed?

Madam Clerk, please call the roll on the merits of the ordinance.

Clerk Laboda

1:16:33

Tanner, Yes. Tolton, Yes. Epps, Yes. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele, Yes. Mancuso, Yes.
Ordinance passes.

President Mancuso

1:16:47

Thank you. Madam Clerk, please read the ninth agenda item into the record.

Clerk Laboda

1:16:51

Ordinance 117-22. An ordinance amending Euclid Codified Ordinances, Chapter 767, security guards of the business regulation and taxation code of the Codified Ordinances of the City of Euclid to provide for the registration of armed security guards and businesses who engage same and to require a uniform when acting as an armed security guard.

President Mancuso

1:17:22

Thank you. I'll entertain a motion for passage to begin the discussion. So moved by Councilwoman Steele. Seconded by Councilman Tanner.
All in favor, "Aye."
And we will go to Councilman Tanner to begin.

Councilman Tanner

1:17:34

In regards to this ordinance, it was brought up that armed, at an event, that armed security was going to be used, and they were not going to be, going to be in plain clothes. Therefore, to me, it kind of brought any confusion where you would not know the difference between just an armed citizen and a security personnel on that site. So, therefore along that coordinating with the police department, I thought that this was a good ordinance to be brought up so that a citizen would know who was the security at an event and who was just an armed citizen.

President Mancuso

1:18:12

Thank you. And my question to Law Director Sweeney. I've been asked several times, this is the only portion that we are changing. The rest of the ordinance stays as is, correct? The idea of registration and all that.

Law Director Sweeney

1:18:26

Madam Chair, so we added a definitional section what armed security guard is employing or hiring. And then the resident asked earlier about licensing, there is a section in here about registration, the person does have to have a class A, B or C license issued by the State of Ohio, Department of Commerce. So, it's not just someone with a gun showing up with a uniform. One of the big things, as Councilman Tanner mentioned, was the uniform. So I included a uniform definition. And you know, we cannot use a Euclid police logo, we cannot say what that uniform is, it can't be a police logo, though. They're not a police officer. And it certainly can't be an Auxiliary logo either. They're not that, so as long as it says security in some fashion. I did three inches because that's certainly a visible size for uniform. So then we are required both the individual security guard and the particular business who's employing or contracting the armed security guards to register with the Safety Director.

President Mancuso

1:19:31

Thank you. Discussion by my colleagues? I know this was heard in the Public Safety Committee. Councilwoman Jukic.

Councilwoman Jukic

1:19:39

Thank you, Madam Chair. I just have a procedural question. Are we doing this as an emergency, emergency ordinance? Or were we...

Law Director Sweeney

1:19:47

Madam Chair to the Councilwoman, I did not draft it as an emergency.

Councilwoman Jukic

1:19:53

So there would be opportunity for a second or third reading if we decide? Thank you.

President Mancuso

1:20:00

There would be yeah. Oh yeah. Any other discussion? Council? Councilman Tolton.

Councilman Tolton

1:20:04

Thank you, Madam Chair. Um, maybe this really slipped by me or something. I know, this was at a Safety Committee, but I didn't think this was coming forces legislation that day. I thought that was we were still discussing that within the Safety Committee meeting. I don't remember any votes coming out of there that we're going to put this on legislation tonight.

Law Director Sweeney

1:20:25

Madam chair to the Councilman, Councilperson Tanner asked me to draft a piece. So that is what I did. So you're welcome to put it back into Safety Committee vote on it today. Go to a second reading, whatever you choose.

President Mancuso

1:20:35

Okay. It came to you before there was legislation as a discussion point. Right?

Councilman Tolton

1:20:39

Right. Okay. Okay. Okay. What are the question? What it says here in the third practices, whereas you can city council believes there should be a registration component? So that should be there is a component and how does that look? How does that registration component flushes out?

Law Director Sweeney

1:20:55

Madam Chair to the Councilman. That's exactly what we have here under the new 767.02. That is highlighted. And that is, that is the registration of the individual security guard and the business. So that's what set forth there. If Council would prefer to discuss this in a Safety Committee...

Councilman Tolton

Oh, okay. I'm sorry, Thank you.

President Mancuso

1:21:19

Any other discussion? Councilmember Wojtila.

Councilman Wojtila

1:21:23

Thank you, Madam Chair. I'd like this to go to a second reading. That was a couple of comments I have in these sections or chapter 767. At the beginning, where it has the listing of all the different subsections there's 767.02, armed security guard, but in 767.02, it just says security guard registration.

Law Director Sweeney

1:21:47

Correct. That's a typo. Should be Yeah, we can, we can redact armed from there. So all security guards have to get registered, not just armed.

CW

Councilman Wojtila

1:21:56

Okay. And then same thing with 767.04? (Yes.) Where it says anyone engaged as an armed security guard that the word armed would come out?

Law Director Sweeney

1:22:04

Well, that's a topic of discussion. Do you want just armed security guards wearing uniforms? Or do you want all security guards wearing uniform? So there's some things to discuss. And we want to do that in a Safety Committee? That's probably the better venue for this.

President Mancuso

1:22:20

Did you want it in Safety Committee? Or did you want it to a second reading?

Councilman Wojtila

1:22:23

I did not have a desire to send it to Safety Committee. Okay.

Law Director Sweeney

1:22:28

Okay. So we could then if that's the case, do an amendment to the first part. The definitional kind of like the chapter headings, if you want to amend to remove the word armed security guard registration.

President Mancuso

1:22:42

757.04. And .02, correct?

Law Director Sweeney

1:22:48

No, I still think we need the definition of armed security guard. Okay. So that, you know, that's up to council. I mean, the point that came up out of the safety committee meeting was armed individuals not having uniforms, it wasn't about not armed non armed individuals was about those who are armed, engaging as security guards. But all security guards should register period armed or unarmed, generally they will be armed.

President Mancuso

1:23:17

Okay, so to be clear, the amendment we're making is removing armed under the 767.04?

Law Director Sweeney

1:23:24

No, Madam Chair, 02 in the very top in the in just the headings section? The very top.

President Mancuso

1:23:43

And what are we taking out of it?

Law Director Sweeney

1:23:44

"Armed" in the... Madam Chair, here, do you see here? Yeah.

President Mancuso

1:23:48

Okay. Got it. Got it. Here. Okay.

Councilman Wojtila

1:23:53

So with those edits, the legislation or this new code, or this section of code, security can require any security guard to be registered. And if you're an armed security guard, you need to wear you need to have a

uniform that identify security with three inch letters on both front and back.

Law Director Sweeney

1:24:11

Correct. That is how it is drafted. Thank you.

President Mancuso

1:24:18

Any other discussion? We first have to, we have an amendment on the floor. We need a second to the amendment. So moved by Councilman Jarosz. We had discussion on the amendment. Is there any more discussion on the amendment only? Councilman Epps

Councilwoman Epps

1:24:36

Thank you, Madam Chair. And I bring this up in during the discussion for the amendment because still so much I can hear it amongst my colleagues. I still see it over here. Still so much confusion. And if anyone did watch the Safety Committee meeting. I again I was shocked to see this on the agenda tonight. After what we discussed in the meeting. There was a lot that our Law Director was not comfortable with, thought we're you know gray areas, things that we're going to propose concerns. And yet here we are still with the legislation and everyone is still confused and don't really understand it. I for that reason, I mean to even know where he's sitting right now trying to figure out if we're taking armed out of the chapter 767 points, or are we adding armed to the actual top of the legislation? And we're still asking ourselves those questions here as well. So, I mean, I thought we're going to have this conversation again, in the Safety Committee. I think that we should definitely should, as the Law Director said, and as you always say, Council President, this is not the place to do this. And this, I'm just not comfortable with all of this. So I would like to motion that we send this to Safety.

President Mancuso

1:25:40

Okay, well, we have an amendment on the floor first. So we need to deal with the amendments. We need to deal with the amendments and then we can go to the motions. So any other discussion on the amendments? Only? Councilwoman Jukic.

Councilwoman Jukic

1:25:54

Madam Chair, point of order, just Can we please repeat what the amendments are.

President Mancuso

1:25:58

Amendments are taking out and correct me if I'm wrong. Taking out of the word says chapter 767, On the first page, if you go to 767.02, it says armed security guard registration. That's to come out just the word armed. Just the armed. Okay, so everybody needs to be registered. And then on page...

Law Director Sweeney

1:26:19

Nothing else, Madam Chair, that's it.

President Mancuso

1:26:23

Okay. That's it. We are not doing anything with the uniforms. No, all of them will be in. Okay. Does that clarify? Okay, any other discussion on the amendments only? Councilwoman McIntosh.

Councilwoman McIntosh

1:26:35

Thank you, Madam Chair to the Law Director. Do we also need to update the first section of the ordinance where it says in the second and third line armed security guards and then also acting as an armed security guard. Does that armed need to be removed? If we're removing it elsewhere?

Law Director Sweeney

1:26:56

Where are you talking about? Chairperson, I'm sorry, or Councilperson?

Councilwoman McIntosh

1:27:00

The very first paragraph, first paragraph, an ordinance amending Euclid Codified Ordinances, yatta yatta. Second sentence or I'm sorry, second

Law Director Sweeney

1:27:09

registration of armed security guards. So it is registration of security guards. Yes.

President Mancuso

1:27:15

Okay, so now there are two places. The very first paragraph if everybody's looking at it would amend to take out the word armed in the third in the second sentence in the second line. And in the third line. So it'd be security guards. Period.

Law Director Sweeney

1:27:32

No, Madam Chair not that second one because we're requiring a uniform when acting as an armed security guard. So, so just, just the first one registration of security guards. Right.

President Mancuso

1:27:47

Okay. The second line. Other discussion? Seeing none. I'll entertain a motion to close debate on the amendment discussion. So moved by Councilman Tolton. Seconded by Councilwoman Jukic.

All in favor, "Aye."

Madam Clerk call the roll on the amendments as presented.

Clerk Laboda

1:28:21

Tolton, No. Epps, No. Jarosz, Yes. McIntosh, Yes. Wojtila, Yes. Jukic, Yes. Steele, No. Tanner, Yes. Mancuso, Yes.

Amendment passes.

President Mancuso

1:28:40

Okay, so the amendments are finished, we now have a motion on the floor to go back to the Safety Committee. Councilman Epps, is that where you want it? Do we have a second on that motion. So moved by Councilman Tolton. Discussion on sending it back to the Safety Committee. Councilman Jarosz.

Councilman Jarosz

1:29:03

Madam Chair, what I like to see from a process perspective is let's get the legislation language, right. Because at its core, this is pretty simple. This is should security guards who are the identified doesn't need to belabor to a very long discussion. Let's get the ordinance properly drafted. We'll have two weeks between now and then for everybody to review it for the second meeting. And if there's still questions, a lot of people can go back and forth and have those questions answered by the administration. And if by the time the third reading comes, if we're still stuck with it, and people really feel the need to dig into the weeds even deeper, then we can send it to a Safety Committee. But I think for where we're at, it's a pretty simple idea that we're trying to get across and as let's just get the legislation properly drafted. And then if people have questions, you know, that's something that can be addressed. So I will see against voting, sending it to the Safety Committee at this time.

President Mancuso

1:30:00

Okay. Other discussion on sending it to the Committee. Councilman Epps.

Councilman Epps

1:30:07

Thank you, Madam Chair, for several reasons, I think that they should go to committee. I also understand that we can't have the readings go out and let the process play out that way. But when countless pieces of legislation, Madam Chair, with all respect, it's you that says that this is not the place where we clean up legislation like this, if we need legislation written for us to clearly understand that it's proper legislation written, that should be discussed and vetted out in the Safety Committee, the idea that we're gonna move forward to a second reading to then still do the back and forth that you tell us we should not do in these meetings. To me, it's crazy. So to keep consistent with what we always do, send it back to safety. have those conversations there? Because I also think that it's a valid question to the law director about her concerns that she raised from a legal standpoint, with all the new gun laws going on that weren't raised in the Safety Committee. And yet here today, when asked by my colleague about the legislation, she simply said, he asked me to draft it, so I did. So that leads me to believe that there are still some concerns, those same concerns that maybe she had at that time, for that reason. And the fact that this is business, and we should be doing that business and committee is why I think that they should go back to safety committee.

President Mancuso

1:31:18

Thank you. Any other discussion? Councilman Wojtila.

Councilman Wojtila

1:31:24

Thank you, Madam Chair. Law Director, do you have any concerns with the way the legislation is drafted?

Law Director Sweeney

1:31:28

Madam Chair to the Councilman, I'm more comfortable now that I've looked at a number of different cities codes about the topic. When we had the safety committee meeting, I had nothing before me. Besides, we were talking about armed security guards. We didn't really have any basis for what the problem was hearing everybody at the safety committee. It was really about uniforms. And that was like the major concern. People were just walking around guns and we didn't know who were security guards. So I did a lot of research on the topic and sent this to Councilperson Tanner, number of cities I looked at Columbia, Missouri, Newark, New Jersey. Cleveland has a whole chapter. But they commissioned themselves security guards. That is not what we want to do. Dayton, I already said Newark. And interestingly, it locally, Avon Lake, Ohio already does this. So I reached out to my brother in law, who's a police officer there to get their registration form. So we can use that as a mock up. Also the city of Boston, and of course, the state, Ohio Administrative Code. So I'm more comfortable with the topic now that I've been able to do some research on it. And I believe this Councilperson Jarosz said it's pretty cut and dry. Armed, all security guards have to register with the city, they have to be licensed. That licensing entity is the State of Ohio. And if somebody is going to be an armed security guard, they have to be in uniform. It it's not a difficult topic. I don't think so. Up to Council, if you want to go to a second reading, please reach out to me if you have any questions about the particular items or if it goes to committee, happy to discuss it there as well.

President Mancuso

1:33:06

Thank you. Any other discussion? Councilman McIntosh?

Councilwoman McIntosh

1:33:11

Thank you, Madam Chair. I also would I don't necessarily see the the reason to take this back to a public safety committee meeting,

considering prior to that safety committee meeting being scheduled and adjourn or I'm sorry, commenced, like, we had a lot of other topics to discuss. And for this, this seems, again, pretty cut and dry. Just need to clean it up. Obviously, the law directors done her research. In the future, maybe lead with that, to reduce the number of questions just so we're aware that, you know, due diligence was had there was plenty of examples to look at. This is what we have ahead of us. And I think once it's cleaned up for a second reading, we can take it to a third if we are still not comfortable. But all of us can individually ask questions any day of the week and get an answer. I don't think it necessarily has to be done here. So I would not be supportive of it going to the Public Safety Committee, but would support taking it to three readings. Thank you.

President Mancuso

1:34:24

Thank you. Any other discussion? Councilman Tolton.

Councilman Tolton

1:34:29

Thank you, Madam Chair. I guess like I guess, feeling like my colleague just said, you know, because maybe some of the process, you know, wasn't 100%. And I don't want to belabor the point but but I do like to say if everybody is comfortable with this, the emails going back and forth and questions being asked like that. You'll just get clarification and then rewrite the legislation. words where it's clear that everybody understands, then, you know, I might be willing to go with that. But like other than that, like you said, if we have a lot of discussions back and forth, and again, as you stated before, and as my colleague stated, you know, these things are hashed out in in the committee meetings. I mean, we can probably have a 20 minute committee meeting, you know, if everything is pretty much cut and dry, and most of the questions are answered. But if, if my colleagues and if the Chair is comfortable with emails going back and forth discussing this and courses being answered, then then, you know, I can somewhat feel comfortable that we...

Law Director Sweeney

1:35:37

Madam Chair, I have to comment on the emails going back and forth, that cannot happen. So you can email me directly. Call me directly, but no, that's what I may not. Okay. For the record out there, we're not committing sunshine law violations with emails discussing topics.

Councilman Tolton

1:35:53

Me to the administration not to get before Thank you. I'm sorry. Right. Right.

President Mancuso

1:35:58

I think they would appreciate that. Any other discussion? Hang on Councilman. Absolutely. Nothing else during this round? Anybody else? Close with Councilman Epps.

Councilman Epps

1:36:11

Thank you, Madam Chair. Fully aware that everyone has to speak first. So just letting you know that I have to speak you don't have to mention that every time. But I just want to ask a couple of questions then to the law director. What because I agree, and I said it in that committee conversation that it seemed like we should be able to figure out a way to make this happen. And I'm glad to know that you did, at the end of it to know that you did go into your research and that you feel more comfortable. That still doesn't say that you feel that you're 100% comfortable with this. And so it still begs me to ask what are concerns you still have one of the concerns you had at that time, which we haven't talked about tonight was about the fact that you said we just don't want people running around with guns? Well, the reality is that by law, people can just run around with guns. And so that was one of the concerns that you mentioned there. What in your research now makes you feel more comfortable about that part of it?

Law Director Sweeney

1:37:01

Madam Chair to the Councilman, I don't remember ever saying that I'm concerned about anybody running around with guns. I know the law in the State of Ohio now is anybody can carry a gun at any time. If you're over 21, and you don't have a disability that prevents you from carrying a gun.

Councilman Epps

1:37:15

Right? Your concern was about the mandate, the fact that now we're going to mandate that someone who the law already says they can have a gun, we're going to now mandate them to have to do it per this security ordinance. That was the concern I mentioned at the meeting,

Law Director Sweeney

1:37:28

Madam Chair to the Councilman, I am okay with that now, after reviewing the other cities that I mentioned, and there's a number of cities that do have a security guard registration component, so I'm okay with that.

Councilman Epps

1:37:40

And the What about that, but what about what you read in those cities makes you more comfortable as whatever

Law Director Sweeney

1:37:45

I'm happy to share that legislation with with all of council tomorrow, I can send you the highlights of what I found. It's a number of cities are doing that. And as long as there's folks are registered by a particular body, and in their case, in our case, it's the State of Ohio, and they have a license, then, you know, we can keep track of that individual.

Councilman Epps

1:38:03

Okay. And the registration piece was something that we already had on the books, how many security guards do we have registered now?

Law Director Sweeney

1:38:08

Madam chair to the councilman, we never had a security guard registration component. We don't have that.

Councilman Epps

1:38:13

So we're adding the component of the registration. Right. So then, so what is the plan of how we then enforce that? What is the plan for the rollout of how we enforce that

Law Director Sweeney

1:38:22

That is going to be a challenge. I don't know if I have to defer to the chief. But it's going to be challenged, we're going to have to know who is employing security guards reach out to the bars, we can at least let them know, because we do know that they employ security guards. But I'm

happy to draft a letter as we've done in the past with other new initiatives that we've done. Reach out proactively to businesses we know are engaging security guards and at least start from there and get the word out.

Councilman Epps

1:38:52

Because a lot of our businesses are engaged in security guards now because of the our streets being unsafe. Now, a lot of businesses that aren't the typical businesses that you even think for security. I know they're just regular convenience stores that are not gas stations that are not open 24 hours are imploring employing some type of security, I would argue, over fit more than 50% of the businesses that we have in our city are doing some type of security. This seems like a major overhaul in this particular legislation has written which again, were some of the concerns that were mentioned at the safety committee, which is why again, I made the motion to go to safety. My colleagues don't think that that's something that needs to be discussed. But I think again, if we're going to talk about this stuff on the floor, where we're told always that we're not supposed to talk about this on the floor, then and there are a lot more. There's a lot more to this than it just being simply cut and dry. And the idea that other communities are doing it to me is not enough that we're just going to do it. So I think this is something that again, as I told Councilman Tanner, after that meeting, I think this is good to do something in this regard. I do think this is an issue, but we need to make sure we get it right just putting the law on the books which you imagine yourself just throwing laws on the books. With no way to enforce them is a whole nother can open up a whole nother can of worms and could put us in other litigation issues with people who say, Hey, I have the rights to do this as I want. This is my sister's event. And I'm going to be here and I'm going to be security. We're going to run into that and our officers are already overstretched. So now we're gonna have lots of officers, despite I mean, what is the plan there? So I just don't like the idea of that. And I think it's more than just cleaning up the language in the legislation. And for us to individually have conversations with you leaves everyone else out of those individual conversations. And that is exactly what we should be doing in committee. So I'm going to keep the motion on the floor even though

President Mancuso

1:40:38

I will look for a motion to close debate. So moved by Councilman Jarosz. Second by Councilwoman Jukic.

All in favor, "Aye."

And we will now take roll call and sending this ordinance back to the Public Safety Committee.

Clerk Laboda

1:40:57

Epps, Yes. Jarosz, No. McIntosh, No. Wojtila, Yes. Jukic, Yes. Steele, Yes. Tanner, Yes. Tolton, Yes. Mancuso, No. Okay. Sending it back to Safety Committee passes.

President Mancuso

1:41:26

Thank you very much. That concludes our legislative agenda for this evening. We will now go to our second **Committee of the Whole** the public portion those wishing to speak. Please come to the podium. Give us your name and address. And please keep your comments to five minutes.

COMMITTEE OF THE WHOLE – PUBLIC PORTION

Resident - Christopher Litwinowicz

1:41:42

Christopher Michael Litwinowicz at 21970 Morris Avenue. I urge this chair or the law director. I urge the Mayor, I urge Council, I have the 19th amendment. Does anybody know what the 19th Amendment is? It's the right for a woman to vote when you say Whoa, man, you mean man. If you are a candidate, you should be able to speak. Let me take one second. I just want to thank y'all. First off, to everybody listening out here. There's issues that are not talked about. But when you go in a neighborhood, you've heard the discretion. You're leaving it up to your residents to argue with another government. What I'm talking about is the land, not the improvement tax. Sooner or later, the government's got to come to a grip. You're gonna have to give just like you've taken, you've got to give. So a big cost your city a half a million dollars for the residents of 15,000 homes, that single dwelling homes. This issue could be a petition process. Or it could be just like how you guys are elected. You have opportunity to bring legislation. Without being called out to order. I'm trying to think of my five topics. Has anybody considered Regional Transit Authority as ripping people off like a Consumer Affairs? Do you think \$5 A ride fair is fair, when there's federal grant money that's operating this business? I don't know how many times that I can send you an email about the point six have an MCF point six of an MCF take take a gallon and drop point four of a leader. So that's two that's a lot like take your empty see your full and just go automatic to three quarters. I mean I'm sorry, right right below half the infrastructure. Have you ever reached out you've got ARPA funds? Don't you know that that scraper for \$600,000 You'll be able to do your entire city. Least have the tools that makes more sense than Golf. And if I lose 50 people, 100 people, they're not from our community. Have you ever asked your residents how many people use this? There's a lot but there's more people coming outside.

Just like your ice arena. there with those people for New York coming to Euclid, Ohio, be proud. Be proud. Mac Stephens. Be proud Mayor Gail my last moment you know, those are three issues right there. And throughout this whole trial and tribulation, nobody is told us to come to a government building. You think it's right that they're campaigning at bars, doing debates on Instagrams. You think it's right for me to stand up and let somebody say that somebody is the only pro life and a few more weeks, people gonna wake up, and it's gonna be tallied up. And I'm gonna stand on my two feet and accept the position. Now for the last 20 seconds, a voter has a choice to pick for people for Cuyahoga County Executive. Two names are printed on the ballot two are not... please pick..

President Mancuso

You're out of order, sir stop speaking.

Resident - Christopher Litwinowicz

Chris Litwinowicz that's on the ballot? To order please,

President Mancuso

1:46:41

You're out order please, stop speaking, stop speaking. Please leave the podium now. Next speaker please.

Resident - Ms. Taylor

1:47:06

Good evening, Pearlitha Taylor 1495 E 193 Street. I just want to thank Council for passing the ordinance, but a property be placed in my name. Thank you. Also about the sign the Upper Valley for our late Councilperson Stephana Caviness. Heritage Park is totally pleased. We're here and that good information. And a suggestion. I want to thank the people that sponsored it, the Mayor and Councilman Tanner. Thank you very much. And you guys have a good night.

President Mancuso

1:47:43

Thank you. Next speaker please.

Resident - Victor Goodman

1:48:05

Victor Goodman 20201 Glen Russ. Tonight, I actually decided to come to this meeting because I had a very heavy heart about what I viewed as a spectator here at the last safety meeting, and I'm going to speak out

about first of all, the committee lost total focus and meaning of what was up what was being discussed. And instead, it turned into one of the greatest debacles I've ever seen, almost to the same degree as discussing whether it goes to a safety committee meeting or not. I mean, some stuff really doesn't take as much response. But let me go over a few points. Number one, the main discussion was giving the police a tool that other cities do to hold parents responsible for the actions of not just a single entity, situation of a child, but a continual, repeated, continual bad egg in the neighborhood. We are not a social worker city. That is not the business of a city. We don't work social programs. It is not our job to become the parents of the children. This also isn't a black and white issue, which also found its ugly head into the discussion. If we were if I can use the term and somebody go ahead and get Anatomy. If this was an all white city, then most of the crime being committed in the city would be white, or if we were an Asian or a Jewish. So it's not a discussion about what is the color of the person committing the crime. We forget it is a crime. I thought that Councilman Tana put it really excellent a gun, this point in your face, you really want to discuss it? I'm sorry. It made no sense. You guys have got to learn whether you want to or not to stick to the issue. Instead of making this as one council person did an attack, an attack on the mayor on attack on the council present an attack on even fellow members of the council. This isn't a political soapbox. You're here to do business for the city to make it a safer place. And the one thing that is absolutely cannot ever again, be tolerated. In these chambers, is the foul mouth and bad behavior of any councilman, the using of profanity, because of frustration, then get up and leave the meeting. Go and bring a pillow and punch it in the next room. But none of that belongs here. Unless you do not want to consider yourself a member of this organization again. But I also have to speak to the chairman who made a statement because I listened. And I watched it again. You are the chairman? The fact that you did not handle the meeting. That is a problem. But the fact that your last comment was if somebody else wants to take chairmanship flying is unacceptable. You were you were elected and ran again to be a leader. your closing statement said you need work on leadership.

President Mancuso

1:52:33

Thank you, sir. Next speaker please.

Resident - Jeffery Beck

1:52:47

Jeffery Beck 25540 Chatworth. I like to take a few minutes and speak about the Charter Review Commission. This commission was set up in 1950. And was a way for involve residents to review our Charter and suggest changes which were put into ballot language for the residents to vote on. This worked well for over 50 years. And then about 15 years

ago, the administration and council took the authority for the commission to place changes to the voters away and put the authority on the administration and council to decide on whether the people should be given the opportunity to have a say into government. Effectively, the Charter Review Commission became an ad hoc committee of Council and the administration. I have always believed that residents should have a say in government. But this administration and many on council will only permit that say if it is politically suits them. This way of thinking by the administration is counterproductive to a democratic society, but is in tandem with everything else we have seen them do. A case in point is overturning the RITA vote. And now putting these flower beds on Lake Shore where the vast majority of the people don't want them. I was on the past two charter review committees but will not be putting my hat in the ring for this one. Under the current setup, I feel it is a waste of time. If the members can only look at portions of the charter that the mayor and council agree with, and the mayor and council can ignore and bury any other work done by the members. Even if it greatly benefits the city is wrong on every level. This past charter review committee drafted a proposed change the mayor Council clearly did not agree with instead of holding a committee meeting and letting the public way and they simply buried it for months after that. For me So after this was drafted, I spoke several times at this podium about bringing it forward and putting it on the ballot. I was not only I was not the only member of charter review who publicly state itself, we were ignored at every turn. I even had several conversations with council president John Monroe, who promised he would bring it forward. No, it was forever buried by the mayor and many on council. The mayor clearly believes that this is a waste of time. Every charter Review Commission going back decades, was always called back and recognized for their work. But not the last one. Mayor Gail ignored them. Mayor Gail, please restore the Charter Review Commission to what it once was and what it should be again. Thank you.

President Mancuso

1:55:57

Thank you, sir. Next speaker please. Seeing none, we will then go on to Councilman's comments. And we begin with Councilman Tolton.

COUNCIL COMMENTS

Councilman Tolton

1:56:12

Thank you, Madam Chair. Just have one comment. I would take exceptions to the resident to talk about the safety committee meeting, saying that was a debacle. Yeah, I think it was some parts of it that kind of run off the rail. But I also think that's part of the the process to discuss the issues. It may be ugly at times. But I think that's what the committee

is for so that we can flesh this thing out questions can be acts, opinions can be stated and whatnot, especially for the residence where we want to hear from. But I think, again, like I said, it might be ugly process, but ethics is necessary process. So we can get legislation. Right? Not just put legislation on the books. And then something happens later on. May we sue because overlook something, we want to make sure that we hash out and we get it right. I can say it again. Did it kind of go off the rails at some points. I would agree with that. But I also think, again, that the process may be looked at look look a little messy. But I think we need to we need that process in order to get it right. Thank you.

President Mancuso

1:57:24

Thank you, sir. Councilman Epps.

Councilman Epps

1:57:27

Madam Chair. A couple of things, the to Crystal, I definitely am open to an afternoon to deal with the event centers ordeal, obviously, it's kind of in my lane. So I will offer myself up for that. The if someone could address the charter review application process? Obviously the resident brings up points about the whole idea of it in general. But the applications I know people apply in two different ways they can either apply to the administration, or apply to city council, or is it a blanket application? If you could just explain. You can explain that I'd appreciate it. And then to the police chief or to Mayor Gail, and maybe even a law director, because maybe the answer is something legal. But we used to have a Police Athletic League. Now we have an open gym. It's not the same. It's not even close to what it used to be. Is there a reason why that you can speak to clearly obviously without talking about troublemakers, but to the idea that now as opposed to having a full League, and which officers are conducting and dealing with the same group of children over a longer period of time, much more positive cake being baked there, for lack of better words, if you could speak to the reason for that change, and what it would take to change it back. If we have the capacity to even change it back. So if you could speak to that as well, I'd appreciate it. And then I will address the safety committee just briefly as well. Obviously, here that night under adverse conditions, I literally had an IV in my arm. Frustration is not a reason to ever break the law or to break rules, whatever the law or those rules may be. And I totally understand you being frustrated. In fact, it took a long time for the meeting to even post on to the library's website and my fingers were crossed that maybe it would not at all. Because I agree that when you have to get to a point where you're swearing, you're out a lot and you're out of order. Which is why when my colleague who's the chairman swore at the end of the meeting, after calling me out order for swearing, I understood exactly the point of being caught out of order because it's not appropriate. You

should we should be able to lead without doing that. And I agree with you. And so to the residents at home, I will apologize. But what I want to apologize for and is going to be a battle when a conversation that I think is going to be an ongoing conversation and battle that will happen here in these chambers, is the idea that you can tell me what to do or to talk about in my five minutes. The you can't tell me what I believe is the reason for a particular piece of legislation. You can't tell me what I believe, or what I have to speak to, is only what your opinions of why the legislation is here. And that's what you're contributing to by asking, and I know that just someone who exercise your opportunity for free speech as well, sir. But when you now want to say because a piece of legislation that you wanted to see go through debt, and that we should be stifling council members from saying certain things. It's just It goes against the core principles of what I know. And I thought that I believe you to stand for what I believe the reasons are for that for the issue. And the cake that we have baked here in our community are a lot of the issues that I talked about that night. And that won't change anytime that we ever talk about that. And the idea that someone if they were a better leader, could change or control what it is that I'm going to say, we're going to find ourselves down the path of additional and more litigation. City council, at the leadership of our council president we've been sued and lost before for breaking Sunshine laws, they had the right to speak to whatever it is, I believe is speaking to that particular agenda piece during my five minutes, two separate times on each particular piece of legislation. And I think you're right, it's a fine line between someone using, you know, their platform as a political soapbox, for lack of better words, I agree. There is a fine line. However, I think a lot of the real problems that we're dealing with on our streets are because of a lot more than just these parents. And I'm going to point out just a couple of things about this particular legislation. It's an issue. We're talking about parents you mentioned tonight, sir, that we're not talking about first time offenders. We're talking about repeat offenders. But if you go back and look at the legislation, it's not what it is. It gives the ability to use it at the first time as well. Not only that, but we're talking about parents, well, what happens when the 82 year old great grandmother is the parent. And the kids just got placed in her home last week because of a drug situation or whatever the case may be on someone. So there are so there are larger men. Just so you know. Thank you.

President Mancuso

2:02:36

Thank you, Sir. Councilman Jarosz.

Law Director Sweeney

2:02:39

Madam Chair, we have some questions.

President Mancuso

2:02:41

Oh, I'm sorry. Yes, I'm sorry.

Law Director Sweeney

2:02:43

About charter review. Madam Chair, to the Councilman and to everybody. There's one application, the folks can apply online. And whatever the pile of resumes and apps that we get, I, I'm anticipating that we maybe have a work session or go into Executive Session, I don't think we need formal interviews like we do for replacing a council person, I don't think that that's necessary. The application has a lot of fields to fill out that you get a good vibe about this person. You also know these people, there are members of our community. I've known every single applicant that has applied so far. So what I envision is a work session Executive Session for the Mayor and Council to discuss these applicants and, you know, come up with a piece of legislation of the five people that the Mayor wants to appoint and the four people that Council wants to appoint. Thank you

Police Chief Meyer

2:03:37

Additionally to we were asked about PAL, very much exists, PAL hasn't gone away. Yes, we do have the PAL basketball but we've also Officer George who runs many of the athletic programs. We've had soccer, we've had any number of other sports, we've had events to include a three on three basketball. Any number of events, I could get the the total events and all the the name of those events. But to, so we have those programs, but running some sort of a a daily program or around the year program that specifically deals with the same group of youth, we simply just don't have the resources to do so. I mean, we we don't have the resources to run a a Boys Town or something if that's what we're talking about here. We're a Police Department. And, you know, the juvenile court or the Department of Children Family Services, that would be something maybe we should bring them in to talk about.

President Mancuso

2:04:43

Thank you, sir. Councilman Jarosz.

Councilman Jarosz

2:04:47

Thank you, Madam Chair. This Wednesday, October 19, we'll be having a Planning Development Housing Committee meeting. If you recall about a

year and a half or so ago, there was concerns about the, the continuing kind of plethora and expansion of dollar stores within the community and city council placed a temporary moratorium on, essentially allowing more of these dollar stores into the community, we're going to address that legislation on Wednesday, talk about it and see if it still makes sense to keep that moratorium lifted, etc. We had about, want to give folks, you know, some time to review, to think about it to kind of do their own research and see if that makes sense going forward. So we will talk about that on Wednesday. And also, there will be another Safety Committee meeting soon, we have more pieces to talk about. So we'll get that set up as well. And then I was just reading, going through some old files and actually talking to some residents. And I wonder if this is something that the city can facilitate, regarding a conversation between residents, this city here in terms of city government, as well as the school system, and the schools, when the new school was built, and when the levy was being promoted, what was touted very heavily and, and sort of advertised beyond the schools themselves, what was the concept of a community campus, we don't seem to be anywhere near Community Campus or in there seems to be no indication that we're moving closer to the facility just down the street, engaging our residents on any level. And you hear any and you hear a lot of stories, you take them all with a grain of salt. But I'm even hearing situations where students at the schools aren't having access to some of those facilities. So you know, I don't know what capacity we can do that. But it would be interesting to kind of get a forum together of some sort where we could kind of say, Okay, this Levy passed these buildings were built, where are we now? What are we, you know, what can the community at large expect now that these facilities have been established? You know, what activities will residents be able to participate in? What facilities will they potentially have access to, et cetera, et cetera, because that was definitely a major aspect of frankly, the sales pitch for that levy. So just might be something to think about down the road. Thank you.

President Mancuso

2:07:23

Thank you. Councilwoman McIntosh.

Councilwoman McIntosh

2:07:26

Thank you, Madam Chair, to Director Grogan Meyers. Could we please get an update on the construction on Lakeshore Boulevard?

President Mancuso

Director Grogan-Myers.

Planning & Development Director Grogan-Myers

2:07:37

Thank you, Madam Chair. Actually, in speaking with Director Knecht this morning, the contractor has completed about 50% of the waterline work on one section. So they're well underway, making great progress. And right now it appears they're roughly on schedule, which is great news.

Councilwoman McIntosh

2:07:56

So a follow up question, and I might have the sequencing off. But I believe they were also going to be working on the medians around the same time, or is that following the replacement of the line?

Planning & Development Director Grogan-Myers

2:08:11

Madam Chair, to the Councilperson, so that'll follow the replacement of the waterline.

Councilwoman McIntosh

Thank you.

President Mancuso

2:08:20

Okay, Councilman Wojtila.

Councilman Wojtila

2:08:24

Thank you, Madam Chair. I just have a couple of comments related to the ordinance where we adopted the honorary street name for former Councilwoman Caviness. Some of you may not know, but she was actually the impetus behind the original legislation creating the honorary street name. So, I had looked at my old notes. And while she wasn't on the Public Service Committee, she was in attendance and she was the impetus behind it. The whole concept of an honorary street name, so I think it's very cool that the first honoree street name is given to her. And like her daughter sent us a letter saying when she moved down to Upper Valley Drive, her intent was not to have the street named for her. And same thing with legislation and intent was not to have the street name for her, but I think it's a great thing that we did, and I appreciate the the initiation of that. My only other comment is to the Police Chief. Would like publicly thank you and your department for the help on Briardale, the residents are happy. Thank you.

President Mancuso
Councilwoman Jukic.

Councilwoman Jukic

2:09:32

Thank you, Madam Chair. Just looking at my calendar. Our next meeting is on November 7, so three weeks and on November 8 is election day. And for all of our warts and troubles and arguments, we are blessed to have a functioning democracy, and part of it is voting. So I'm encouraging everyone to do early voting if they can in the next three weeks. Also, on election day on November 8, and I'd also like to suggest that if there are residents who need help getting to polling places or something like that, that maybe we could organize some assistance to help people exercise their right to vote, but I just wanted to acknowledge that that a lot of people gave their lives and treasure. And that's a lot so that we had the right to vote, and we need to honor and dignify that right. And I really encourage everyone to go out and vote. Thank you.

President Mancuso

2:10:35

Thank you, Councilman Steele.

Councilwoman Steele

2:10:38

Thank you, Madam Chair. Just a reminder, we are having a Ward meeting, A Ward 8 meeting on October 26. It's at the Euclid Public Library, from 7 to 8:30pm. In the Shore room, please come out. If you have concerns, questions, that can be, we can talk about it there. Also want to address our Safety Committee. I don't want to belabor the time with that. But I do want to say this. We all have to do our work. All of us have to work together, we may not always agree. And what we have to learn to do is agree to disagree. It's not gonna always be Kumbaya. It's not, sometimes the work is going to be ugly. Sometimes it's going to be pretty sometimes gonna be, but we have to do the work. So with that being said, if if anyone got offended, I apologize. But again, I'm here to do a job. They elected me to do a job. And that's what I'm going to do. I want to congratulate Miss Taylor. I'm so happy for you. It's wonderful to have grandchildren. It's a blessing. And I'm so excited for renaming the street after Councilwoman Stephana. She was truly a leader. And I'm just so grateful for that. And with that being said, Goodnight and have a good week.

President Mancuso

2:12:18

Oh, thank you, Councilman Tanner.

Councilman Tanner

2:12:22

Thank you, Madam Chair. I want to start off and say thank you for my colleague for passing the legislation for our late Councilwoman. I mean, Councilwoman Stephana. The other thing I want to say is, yes, we do have problems as far as the Safety Committees. I mean, we do have the time that we need to actually come together, but I'm letting you know that as far as working on it, yeah, we have to still come up with legislations, and rules and ordinances to stop certain things, whether it takes one two or three meetings, but we have to continue to work on that. Because the things is happening in our streets are not stopping. Also want to kind of thank and kind of for the Chief on the fire related issues. I also wanted to tell the residents of Euclid. This is the time actually for fireplaces, and people starting to burn wood and starting to look and the one like you say continue to fireplace. But there's another thing that has to be looked at is your chimney. I went over a couple of my residents houses and climbed on the roof and found out that their chimney stacks were actually chipped had holes in them. So you know, at this time, there's a safety issue with that. And that's thanks. That's something that sometimes we overlook, we just throw the wood in the fire burning, but we do not want to have a residents house catching fire. And with that, I hope everyone can be safe this year. Have a nice holiday. Thank you.

President Mancuso

2:13:54

Thank you. A couple of things. I want to thank Councilman Tanner, who is our newest Councilperson to dedicate a street is not a simple matter. I remember when Councilwoman Caviness has put it together and we talked about it. It's a process and it's a process that goes through legal, it goes through a lot it goes through service. And this gentleman, being the newest of us, took the process and the amount of paperwork and the lists of people who have to sign and it's the letters. He did a fabulous job. So for our rookie, nice job, nice job because it isn't, it isn't a simple thing. Secondly, and I was I don't understand how I always become a topic of this, but it's okay. Councilman Epps you can speak twice for five minutes total, not five minutes each time. So when we're doing things on the agenda, you can speak, no, at the end you get five minutes. Clear. don't don't. So if you're, if you are speaking on an agenda topic, you can speak once. And our clerk is keeping time here. And it's trying to stay as close to five minutes as we can. But it's not two five minute segments. And I don't want you to kind of spread this to the rest of your crew here.

Because it is one, five minute and it can be minute and a half, three minutes, whatever it is, but it's a total of five minutes. As far as Councilman comments, it is not general free for all. If you go to our ordinances, it says what you can speak about and what you shouldn't speak about. So just go through the ordinance, so just pay attention to it. That's all you have to do. Good. And the other thing is, is, as the resident said, I was here at the Safety Committee meeting, and I clearly don't care what committee meeting it is, there should not be profanity, there should not be screaming and yelling and performing. I apologize on behalf of all of us, because we were elected to do a professional job. And we will. And with that, if there's nothing else, I will look for a motion to adjourn. So moved by Councilman Wojtila. Second by Councilwoman McIntosh.

All in favor.

We are adjourned



Clerk of Council



Council President