



CLEVELAND HEIGHTS

Monday, September 19, 2022 Minutes

CITY COUNCIL MEETING

7:51pm-8:35pm

President Hart Presiding

Roll Call: Present: Mattox, Moore, Russell, Cuda, Larson, Cobb, Hart
Absent: None

Also Present: Mayor Seren, Director Hanna

APPROVAL OF THE MINUTES FROM PREVIOUS MEETING(S):

- June 27, 2022—APPROVED
- July 7, 2022—APPROVED
- August 1, 2022--APPROVED

COMMUNICATIONS FROM THE MAYOR:

- None

REPORT OF THE CLERK OF COUNCIL:

Notify Council that one notice has been received from the Ohio Division of Liquor Control advising that applications have been made by the following:

- Hunan Coventry Mingli, Inc. dba Hunan on Coventry, 1800 Coventry Rd. Cleveland Heights, OH 44118 for a transfer of a D5/D6 permit ot Hunan Coventry LLC, 1800 Coventry Rd. Cleveland Heights, OH 44118
 - Referred to : The Mayor, Chief of Police and the Director of Law
 - Clerk will request a 30 day extension as PD did not receive personal history background form as required.

Matter of Record

PUBLIC COMMENT (AGENDA ITEMS ONLY):

- Rosa Kovacevich: Here to talk about the Lead Safe Legislation and is happy Cleveland Heights is leading the way with this issue. She thinks it is important to acknowledge the imbalance that is present between tenants and landlords.

LEGISLATION:

First Readings

a. First Readings-Consideration of Adoption Requested

ORDINANCE NO. 135-2022 (F): First Reading. An Ordinance to amend certain subparagraphs of Ordinance No. 139-2021 (F), relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2022 and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by President Hart, Seconded by Councilman Cuda

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

ORDINANCE NO. 136-2022 (F): First Reading. An Ordinance to amend certain subparagraphs of Ordinance No. 139-2021 (F), relating to appropriation and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2022; increasing Council's budget to provide funds for additional operating expenses, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by President Hart, Seconded by Councilor Moore

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 137-2022 (PD): First Reading. A Resolution authorizing the Mayor to enter into an amendment to a lease agreement with WXZ CPV LLC; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilman Mattox, Seconded by Councilor Larson

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

RESOLUTION NO. 138-2022 (PSH): First Reading A Resolution authorizing the Mayor to enter into an agreement with All City Management Services, Inc. for crossing guard services; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Legislation Introduced
***Second Reading Requested**

RESOLUTION NO. 138-2022 (MSES): First Reading A Resolution authorizing the Ohio Department of Transportation (“ODOT”) to provide Bridge Inspection Services within Cleveland Heights and authorizing the Mayor to enter into any contracts with ODOT needed to complete said project; and declaring that this legislation become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Councilman Mattox

Voice Vote: Ayes: 7
 Nays: 0

Legislation Passed

RESOLUTION NO. 140-2022 (CRR): First Reading. A Resolution authorizing the Mayor to file an application and enter into an agreement with the Ohio Department of Natural Resources for the purpose of acquiring funds through the Division of Forestry’s *Urban Forestry Assistance Program*; and declaring the necessity that this become immediately effective as an emergency measure.

Motion to Adopt by Councilwoman Russell, Seconded by Councilor Moore

Voice Vote: Ayes: 7
 Nays: 0

Legislation Passed

Second Readings

RESOLUTION NO. 130-2022 (F): Second Reading. A Resolution accepting the amounts and rates as determined by the Budget Commission, authorizing the necessary tax levies and certifying them to the County Fiscal Officer, and declaring the necessity that this Resolution become immediately effective as an emergency measure.

Motion to Adopt by President Hart, Seconded by Councilor Larson

Voice Vote: Ayes: 7
 Nays: 0

Legislation Passed

RESOLUTION NO. 131-2022 (F): *Second Reading.* A Resolution requesting the County Fiscal Officer to advance taxes from the proceeds of the 2022 tax year collection pursuant to Section 321.34 of the Ohio Revised Code, and declaring the necessity that this Resolution become immediately effective as an emergency measure.

Motion to Adopt by President Hart, Seconded by Councilor Moore

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

ORDINANCE NO. 131-2022 (MSES): *Second Reading.* An Ordinance authorizing the Mayor to enter into an agreement for recycling processing services between the City of Cleveland Heights and Waste Management and declaring the necessity that this Resolution become immediately effective as an emergency measure.

Motion to Adopt by Councilor Moore, Seconded by Councilman Cuda

Voice Vote: Ayes: 7
Nays: 0

Legislation Passed

Third Reading

ORDINANCE NO. 78-2021 (PSH) *Third Reading.* An Ordinance enacting and adopting Chapter 522 “Lead Hazards,” of Part Five, General Offenses Code, of the Codified Ordinances of the City of Cleveland Heights; repealing Chapter 1347, “Certificate of Occupancy,” of Part Thirteen, Building Code, of the Codified ordinances of the City of Cleveland Heights, and adopting a replacement Chapter 1347, “Certificate of Occupancy,” and amending Section 1345.99, “Penalty,” of Chapter 1345, “Enforcement and Penalty,” of Part Thirteen, Building Code, of the Codified Ordinances of the City of Cleveland Heights.

Fourth Reading Requested
***Moved to PSH Committee**

Consent Agenda

RESOLUTION NO. 141-2022 (CRR): *First Reading.* A Resolution joining communities throughout the nation in proclaiming October, 2022 *National Breast Cancer Awareness Month*; October 13, 2022, *Metastatic Breast Cancer Awareness Day*; and October 21, 2022, *National Mammography Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

RESOLUTION NO. 142-2022 (CRR): First Reading. A Resolution proclaiming October 2022 as *Domestic Violence Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Motion to Suspend Rules by Councilor Larson, Seconded by Councilor Moore

Voice Vote: Ayes: 7
Nays: 0

Motion Passed

Motion to Adopt by Vice President Cobb, Seconded by Councilor Moore

Voice Vote: Ayes: 7
Nays: 0

Legislation(s) Passed

COMMITTEE REPORTS

- a.) Public Safety and Health Committee (Councilor Larson)
 - i. There was a good discussion regarding the Lead Safe Legislation in COTW tonight

- b.) Community Relations and Recreation Committee (Councilwoman Russell)
 - i. October is Breast Cancer Awareness Month and Domestic Violence Awareness Month; wants women to make sure to take care of their health and mental health; wants to thank Council members for their help with the ARPA Weekend event she put on and thanks all the partners that shared their time (227 surveys submitted).

- c.) Finance Committee (President Hart)
 - i. Hoping to have a Finance Committee meeting October 17, 2022 with auditors.

- d.) Housing and Building Committee (Councilman Cuda)
 - i. Next meeting is October 3, 2022 at 5pm

- e.) Municipal Services Committee (Councilor Moore)
 - i. The Committee met earlier this evening, and spoke about a few ideas that they are just starting to explore; anti-idling legislation and a way for people who participate in No-Mow May to not be penalized with nuisance citations.

- f.) Planning and Development Committee (Councilman Mattox)
 - i. Next regularly scheduled meeting on September 26 is being rescheduled due to holiday, but there is a special meeting coming up on 9/21/22 at 10am with a special presentation from the Park Synagogue developers.

- g.) Committee of the Whole (President Hart)
 - i. None

PUBLIC COMMENT: GENERAL

- Nelli Johnson: Kapparot, a ritual practiced by orthodox Jewish communities, including in our own community, which involves sacrifice of chickens which she believes is unethical.
- Jay Tekus: Advocating as President of the Cleveland Heights Youth Hockey Association, for the reopening of the South-Rink. Hundreds of families were affected by its closure. Data reveals that by renting the South Rink total cost was brought down by \$85,000 a year because of both rinks using a single compressor. It is cheaper to operate both rinks than just the North Rink alone.
- Cori Knol: Was unaware that Kapparot was going on around the corner from her house. Thinks people may not want to speak out about this because it is a religious ritual, but this isn't about religion it is about animal cruelty and is a health and safety issue.
- Amy Stewart: Thinks the practice of Kapparot is a horrible atrocity. Gives some background of what the ritual represents, including that the slaughtered chickens are supposed to be given to the poor but that isn't happening. Believes these Kapparot slaughtering facilities to be a wet-market like the one that caused COVID. There are safer and cleaner options. They have a petition online with about 500 signatures to get rid of this ritual sacrifice. Requests that the City asks the Jewish community to not partake this year

OLD BUSINESS:

- None

NEW BUSINESS:

- None

COUNCIL MEMBER COMMENTS:

- Mattox: Next public ARPA meeting is September 21, 2022 at 6:30 pm at the Delisle Center on Taylor.
- Moore: Remind everybody that we have an election coming up and to register or update your information. Monkeypox vaccine clinic 9am-12pm at the Community Center on September 23 and a COVID-19 vaccine clinic 5-7pm at the Community Center on September 28. Reminder that September 22, is Car Free Day, so if you can not use your car that day it would be great.

- Russell: Make sure if you haven't been vaccinated you go and do that; women please take care of yourself as the month of October is Breast Cancer Awareness and Domestic Violence Awareness Month
- Cobb: Admin Services Committee meeting will move from the 26th to the 28th due to the holiday, and will be looking at forming a charter review commission.
- Cuda: He has been to Nelli's lectures regarding veganism and there are a lot of restaurants in Cleveland Heights that cater to vegans, so urges people to try those out. Remembers a case regarding an animal sacrifice case, and the issue was that the law targeted the religion; if we do have anything in our health code that prohibits the slaughter of animals, that may be enforceable.
 - Director Hanna will not render a legal opinion at this time, however, believes the Supreme Court has upheld these practices as protected sacraments within the First Amendment, Freedom of Religion Clause.
- Larson: None

COUNCIL PRESIDENT REPORT:

- Tomorrow is National Registration Day, so register if you haven't, or get somebody who hasn't registered to register; deadline is October 11, 2022.
- Wants to address that Councilwoman Russell threw an event to get ARPA Survey input for those without access to internet etc. It was a great idea, but there has been some press, and some comments that have come in that thought this was a sponsored Council/City event, but wants to clarify that neither the Council/City sponsored this event, though many Council members showed up to help out.

ADJOURNMENT

NEXT MEETING OF COUNCIL: MONDAY, OCTOBER 3, 2022



Melody Joy Hart
President of Council



Addie Balester
Clerk of Council