



May 1, 2023
Regular Meeting
7:30 PM

Cleveland Heights City Hall
Council Chambers
40 Severance Cir
Cleveland Heights, Ohio

MEETING MINUTES

1) **Meeting called to order by Council President**

2) **Roll Call of Council Members**

Present: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson,
Anthony Mattox Jr.

Excused: None

Absent: None

3) **Excuse absent members**

None

4) **Amendments to the Agenda (if necessary)**

None

5) **Approval of minutes from previous meeting(s)**

a. March 6

APPROVED

b. April 3

APPROVED

6) **Communications from the Mayor**

Request permission to bid project #23-97—SSO Control of CH-2, CH-33, CH-39
and Antisdale Sewer Replacement

Motion to approve: Gail Larson

Seconded: Janine Boyd

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

7) Northeast Ohio Regional Sewer District
Horseshoe Lake Update

Speakers

Matt Scharver (NEORS D)	Other	Doan Brook Reconstruction/Horseshoe Lake Update
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8) Report of the Clerk of Council

None

9) Public Comment - Agenda Items only

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda. Comments unrelated to the agenda may be made after Committee Reports)

Speakers

Korbi Roberts	Citizen	Horseshoe Lake
Penny Allen	Citizen	NEORS D Presentation
Cindy L. Evans	Citizen	Appointments

10) LEGISLATION

Note: The title for each piece of legislation contains a parenthetical reference to the Council Committee within which the subject matter of the legislation falls. Council Committees are abbreviated as follows: (AS)-Administrative Services; (COTW)-Committee of the Whole; (CRR)-Community Relations and Recreation; (F)-Finance; (HB)-Housing and Building; (MSES)-Municipal Services and Environmental Sustainability; (PD)-Planning and Development; (PSH)-Public Safety and Health. See Resolution 97-2022 for a list of Council Committee subject matter areas.

a. First Readings – Consideration of Adoption Requested

RESOLUTION NO. 065-2023(AS): First Reading. A Resolution appointing Graig Kluge as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity

that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Melody Joy Hart, Anthony Mattox Jr.

No: Tony Cuda, Gail Larson, Davida Russell

Abstain: None

Discussion:

Russell commented on her opinion that Council needs to go back to executive session and will be voting NO on all CRC appointments/nominations tonight.

Larson agreed that further discussion is needed, and will also vote NO on all CRC appointments/nominations tonight.

Cuda expressed that the Charter desperately needs to be addressed/revised, but also agreed with his colleagues Russell and Larson, that he will be voting NO on all CRC appointments/nominations tonight.

Mattox disagrees with his colleagues. Just because the Council does not always agree on everything, doesn't mean the process was not followed. He will be voting in favor of the CRC appointments/nominations tonight.

LEGISLATION FAILED

Motion to table RES 066-2023 through RES 073-2023: Craig Cobb

Seconded: Tony Cuda

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

Motion to schedule an executive session to discuss the CRC

applicants: Tony Cuda

Seconded: Gail Larson

Discussion:

Mattox: Doesn't feel there is a need to go back into executive session, as the process was followed in his opinion.

Cobb: If there is going to be an executive session, it should be scheduled

within a council meeting where process will also be discussed as that needs to happen during an open meeting.

Mattox: Asks for clarification, as going into an executive session to discuss process is not allowed.

Boyd: Submits for consideration that there were less than 4 or 5 applicants that meet the “diverse” criteria her colleagues are asking for; we would need to broaden the applications. If we go back and review the current applications, there are very few people in the pool that reflect the diversity being asked for. Inclusion of diversity is not something that just our council struggles with, it is a challenge for everybody to move outside of the more traditional people who apply for these types of governmental committees/boards etc.

Russell: Thanked council person Boyd for her comments and believes that if we look at the pool of applicants again, we will find that diversity that fits the criteria set forth in the legislation.

Director Hanna: Points out that under council rules, the president of council, or any two members of council can call a special meeting at any time; a motion is not necessary...they could just schedule a meeting whenever.

Russell: Asks the law director to clarify that Council, according to the legislation creating the commission, is suppose to take into account diversity (geographical, race, ethnicity, age, gender, sexual identity or orientation).

Mattox: Asked when Council didn’t do that?

Hart: Asks for order.

Cuda: Amends his motion that we need to schedule a special meeting proceeding the executive session so we don’t discuss any

Director Hanna: Are you withdrawing your prior motion and making a new one?

Cuda: Yes

Seconded: Cobb

Roll Call

Yes: Boyd, Russell, Cobb, Cuda, Larson

No: Mattox, Hart

MOTION PASSED

RESOLUTION NO. 066-2023(AS): First Reading. A Resolution appointing Harriet Applegate as a member of the 2023 Charter Review

Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 067-2023(AS): First Reading. A Resolution appointing Linda Striefsky as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 068-2023(AS): First Reading. A Resolution appointing Marty Gelfand as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 069-2023(AS): First Reading. Resolution appointing Guy Thellian as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 070-2023(AS): First Reading. A Resolution appointing Roland Anglin as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 071-2023(AS): First Reading. A Resolution

confirming the Mayor's nomination and appointing Jon Benedict as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 072-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Stephanie Morris as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 073-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Drew Herzig as a member of the 2023 Charter Review Commission of the City of Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

TABLED

RESOLUTION NO. 084-2023(AS): First Reading. A Resolution appointing Kathryn Lester as an alternate member of the Architectural Board of Review of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 085-2023(AS): First Reading. A Resolution appointing Danielle Cohen as a member of the Landmark Commission of the City of Cleveland Heights, OH and reappointing Ken Goldberg, Thomas

Veider, and Jim Edmonson as members of the Landmark Commission; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 086-2023(AS): First Reading. A Resolution appointing Darlene White (Boulevard Neighborhood), Cindie Carroll-Pankhurst, Anthony Porembski, Amanda Isaacson, Leslie Jones, Suella Wilfong, and Lisa Gilbert as members of the Citizens Advisory Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 087-2023(AS): First Reading. A Resolution reappointing Justin Alcorn (Roxboro), Lee E. Barbee, II (Caledonia), David Benson (Canterbury), Laura Black (Coventry), Sue Dean Dyke (Fairfax), Susan Efroymsen (Millikin), William Frank (Noble), Jonathan Goldman (Taylor), Gretchen Mettler (Caledonia), T. Nadas (Canterbury), Jessica Schantz (Fairfax), Allosious Snodgrass (Coventry), Patti Substelny (Roxboro), and Elizabeth Vanderleest (Oxford) as members of the Citizens Advisory Commission of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to adopt: Craig Cobb

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

ORDINANCE NO. 075-2023(CRR): First Reading. An Ordinance authorizing and approving the presentation of entertainment programs in Cain Park for the year 2023. and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Davida Russell

Seconded: Gail Larson

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 083-2023(MSES): First Reading. A Resolution authorizing an agreement with Cintas Corporation for professional rental uniforms and laundry services for the Department of Public Works through the Ohio Department of Administrative Services Cooperative Purchasing Program; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Janine Boyd

Seconded: Craig Cobb

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

b. First Readings Only

RESOLUTION NO. 076-2023(PD): First Reading. A Resolution creating and making permanent the City of Cleveland Heights Shared Spaces Program; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

RESOLUTION NO. 077-2023(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Greenman-Pedersen, Inc., for professional construction inspection and administration services relating to the Lee Road Resurfacing Project; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

READ INTO THE RECORD

RESOLUTION NO. 078-2023(CRR): First Reading. A Resolution supporting a mayor's action call center with all actions necessary, including the expenditure of funds, hiring staff, and/or, if needed, purchasing implementing equipment, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilmembers Russell, Larson, and Cuda

READ INTO THE RECORD

Russell: Thanked the Mayor for putting together an action call center; she calls this the "people's resolution." This resolution simply states the city will create a centralized action center. This resolution has been written for almost a year now. Thanked President Hart for bringing it forward, and thanked Council members Cuda and Larson for helping her streamline it. Thanked all of Council for their support of this resolution.

Mattox: When did we come to an agreement on this? There was no agreement of all of Council supporting this, and the Mayor is not creating an action center.

c. Second Readings

RESOLUTION NO. 062-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for construction administration and resident observation services relating to control of sanitary sewer overflows CH-12, CH-17, CH-26 and CH-28; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Janine Boyd
Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson,

Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 063-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with Wade Trim, Inc. of Ohio, for professional design engineering services relating to control of sanitary sewer overflows CH-27 and CH-51 along Quilliams Road and Atherstone Road; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Janine Boyd

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 064-2023(MSES): Second Reading. A Resolution authorizing the Mayor to enter into an agreement with R₂O for professional design services relating to control of sanitary sewer overflows CH-36 and CH-37 along North Park Boulevard; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Janine Boyd

Seconded: Anthony Mattox Jr.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

d. Consent Agenda

Motion to suspend rules: Craig Cobb

Seconded: Tony Cuda

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

MOTION PASSED

Motion to adopt: Craig Cobb

Seconded: Davida Russell

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson, Anthony Mattox Jr., Davida Russell

No: None

Abstain: None

LEGISLATION PASSED

RESOLUTION NO. 079-2023(CRR): *First Reading.* A Resolution recognizing May 2023 as Older Americans Month; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

Passed on consent agenda

RESOLUTION NO. 080-2023(CRR): *First Reading.* A Resolution recognizing April 30—May 6, 2023 to be Professional Municipal Clerks Week; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell and President Hart

Passed on consent agenda

RESOLUTION NO. 081-2023(CRR): *First Reading.* A Resolution recognizing May 1-5, 2023, as *Air Quality Awareness Week*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Passed on consent agenda

RESOLUTION NO. 082-2023(CRR): *First Reading.* A Resolution recognizing May 2023 as *Jewish American Heritage Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Passed on consent agenda

11) Committee Reports

CRR: Update from the CRR Committee meeting this morning; the community

center will have expanded hours soon and the community center room rental is now open. Women Walking kick-off event is coming up. Shredding day is May 20 from 9am-12pm at City Hall. Update on postal service; they have hired an additional 4 carriers, and the broken doors at the post office have been repaired. Today is school bus drivers' appreciation day.

HB: Committee met today to discuss a few potential pieces of legislation coming up.

PSH: Noble Elementary Neighborhood traffic survey was sent out to the people living in that neighborhood. The results should be received soon. It was an honor to serve as a volunteer at Metro Health's Minority Men's Health Fair.

12) Public Comment - General

(Note: Persons wishing to speak must register in advance. A 3-minute time limit applies. Council President reserves the right to reduce time limit based on the volume of business on the agenda.)

13) Old Business

14) New Business

15) Council Member Comments

(Note: Council comments should directly relate to the business of the City of Cleveland Heights, rather than personal reflection or commentary. A maximum 3-minute time limit applies, but the Council President may reduce time limit based on the volume of business on the agenda, the time of evening, or other similar factors.)

Russell: June 10th is the next "Tenant/Landlord" series continues. Also "Pathway to Homeownership" series is Thursday June 8th between 6pm-8pm.

Larson: Spoke about the cleanup event at the Caledonia ravine.

Cuda: Thanked everybody who showed up for the Caledonia ravine cleanup.

Mattox: Encouraged everybody to check out the new Focus publication.

16) Council President's Report

Will be putting forth a tax clinic on property taxes (two evenings and a Saturday in May and two evenings and a Saturday in June). Apologizes for the animosity that occurred tonight.

17) Adjournment

NEXT MEETING OF COUNCIL: MAY 15, 2023

APPROVED 8/7/2023

A handwritten signature in blue ink that reads "Melody Joy Hart". The signature is fluid and cursive, with the first name "Melody" being the most prominent.

Melody Joy Hart
President of Council

A handwritten signature in blue ink that reads "Addie Balester". The signature is cursive and elegant, with the first name "Addie" being the most prominent.

Addie Balester
Clerk of Council