



September 5, 2023
Regular Meeting
7:30 PM

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

AGENDA - CLEVELAND HEIGHTS CITY COUNCIL MEETING

- 1) **Meeting called to order by Council President**
- 2) **Roll Call of Council Members**
- 3) **Excuse absent members**
- 4) **Amendments to the Agenda (if necessary)**
- 5) **Approval of minutes from previous meeting(s)**
 - a. June 22, 2023
 - b. August 7, 2023
- 6) **Communications from the Mayor**
- 7) **Report of the Clerk of Council**
- 8) **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)
- 9) **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**

ORDINANCE NO. 134-2023(F): First Reading. An Ordinance determining to proceed with the implementation through assessment of a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. ("Coventry SID"); and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Move for Adoption

ORDINANCE NO. 135-2023(F): First Reading. An Ordinance levying an assessment for a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc.; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Move for Adoption

RESOLUTION NO. 136-2023(AS): First Reading. A Resolution appointing Angela Bennett as a member 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

Move for Adoption

RESOLUTION NO. 137-2023(AS): First Reading. A Resolution appointing Bob Brown as an alternate member of the Board of Zoning Appeals 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

Move for Adoption

RESOLUTION NO. 138-2023(PD): First Reading. A Resolution authorizing the Mayor to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s); and declaring the necessity that this legislation become immediately effective as an emergency.

Introduced by Mayor Seren

Move for Adoption

b. First Readings Only

RESOLUTION NO. 139-2023(F): First Reading. A Resolution authorizing the Mayor to enter into an agreement with the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. (“Coventry SID”) for advancement of funds in anticipation of assessment; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 140-2023(F): First Reading. A Resolution requesting the County Fiscal Officer to advance taxes from the proceeds of the 2023 tax year collection pursuant to Section 321.34 of the Ohio Revised Code; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 141-2023(F): First 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 legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

ORDINANCE NO. 142-2023(PSH): First Reading. An Ordinance establishing and acknowledging a policy of detainee access to menstrual products and cleaning facilities in the Cleveland Heights Jail; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilperson Boyd

ORDINANCE NO. 143-2023(PD): First Reading. An Ordinance authorizing the Mayor to enter into a Development Agreement with TWG Development, LLC for the construction of a residential development at 2228 Noble Road (several parcels); and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

c. Second Readings

RESOLUTION NO. 130-2023(MSES): Second Reading. A Resolution authorizing the Mayor to execute a contract with Nutter Consulting for the preparation of a Climate Action and Resiliency Plan; and declaring the

necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Move for Adoption

d. Consent Agenda

Note: Individual Consent Agenda items are not discussed separately during the Council meeting, unless removed from the Consent Agenda on the request of a member of Council. Once an item is removed from the Consent Agenda, it will be placed on the Regular Agenda. Action upon the Consent Agenda will require two motions: the first to suspend the rules under Chapter 11 of the Codified Ordinance of the City of Cleveland Heights, and a second for approval or adoption of the items within the Consent Agenda. A vote upon adoption of the Consent Agenda operates as to all items on the Consent Agenda at the time the motion to approve or adopt is made.

RESOLUTION NO. 144-2023(CRR): First Reading. A Resolution recognizing September 2023, *Suicide Prevention Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren, President Hart, and Councilwoman Russell

RESOLUTION NO. 145-2023(PD): First Reading. A Resolution recognizing September 22, 2023 as Car Free Day and Park(ing) Day 2023 in Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

RESOLUTION NO. 146-2023(CRR): First Reading. A Resolution recognizing September, 2023 as *National Infant Mortality Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

RESOLUTION NO. 147-2023(CRR): First Reading. A Resolution recognizing September, 2023 as *National Sickle Cell Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

RESOLUTION NO. 148-2023(CRR): First Reading. A Resolution recognizing September 19, 2023 as *Take a Loved One to the Doctor Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Councilwoman Russell

10) Committee Reports

11) 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.)

12) Old Business

13) New Business

14) Adjournment

NEXT MEETING OF COUNCIL: SEPTEMBER 18, 2023



June 22, 2023
Special Meeting
7:00 PM

Cleveland Heights City Hall
Executive Conference Room
40 Severance Cir
Cleveland Heights, Ohio

MEETING MINUTES

1) Meeting called to order by Council President

Start: 7:02pm

2) Roll Call of Council Members

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

Excused: None

Absent: None

3) Excuse absent members

None

4) Executive Session

a. *To consider the compensation of a public employee(s).*

b. *To consider the appointment of a public official(s).*

5) Amendments to the Agenda (if necessary)

6) Communications from the Mayor

To notify Council that sealed bids were received on June 2nd for project #23-04
2023 Citywide Catch Basin Repair Project. Northeast Ohio Trenching Service,
Inc. of Warrensville Heights, Ohio's bid of \$655,648.56 has been found to be the
lowest and best responsible bid.

FOR THE RECORD

7) 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. 114-2023(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 Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Janine Boyd

Discussion:

Councilwoman Russell will continue to vote "no" on all of the CRC nominations/appointments as she feels there is not equal representation.

Mayor Seren believes diversity of all kinds are all things we in Cleveland Heights embrace, and there is a good point to be made in pursuing diverse representation and acceptance of diverse points of view. Focusing heavily on recruitment of a wide variety of people for future appointments like this would be a positive step in the right direction to avoid this situation in the future.

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

No: Davida Russell

LEGISLATION PASSED

RESOLUTION NO. 115-2023(AS): First Reading. A Resolution confirming the Mayor's nomination and appointing Jonathan Ciesla 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 Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

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

Anthony Mattox Jr.
No: Davida Russell

LEGISLATION PASSED

RESOLUTION NO. 116-2023(AS): First Reading. A Resolution appointing Graham Ball 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

Discussion:

Councilwoman Larson agrees with her colleague that diversity is very important, however, she will be voting yes on the appointment of Graham Ball.

Councilman Cuda spoke to the process Council went through, and the struggles they faced. Even though the process didn't meet all of his standards, the needs to finish the process outweighs the problems he has had with it, and therefore he will be supporting the Mayor's nominations and Council's final appointment tonight.

President Hart commended all of Council for working through compromises to get this done, and also agrees that we need to recruit for diversity in the future.

Motion to adopt: Anthony Mattox Jr.

Seconded: Craig Cobb

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

No: Davida Russell

LEGISLATION PASSED

RESOLUTION NO. 117-2023(AS): First Reading. A Resolution extending the deadline for the Charter Review Commission to provide a report and recommendations to Council, until December 31, 2023; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Vice President Cobb

Motion to amend legislation to January 31, 2024: Craig Cobb

Seconded: Anthony Mattox Jr.

Discussion:

Councilman Cuda pointed out that Council can always extend the date again.

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson,
Anthony Mattox Jr., Davida Russell
No: None

MOTION PASSED

Motion to adopt: Anthony Mattox Jr.
Seconded: Craig Cobb

Yes: Janine Boyd, Craig Cobb, Tony Cuda, Melody Joy Hart, Gail Larson,
Anthony Mattox Jr., Davida Russell
No: None

LEGISLATION PASSED

*President Hart wanted to briefly discuss whether Council should appoint a facilitator for the Charter Review Commission; proposed that the Law Director select a facilitator and get them hired. General discussion regarding a facilitator and what they would assist the CRC with followed her proposal. There were some concerns with who the facilitator would be and concerns regarding the previous facilitator. The Law Director pointed out some issues regarding hiring a facilitator (whether legislation would be required), and the Mayor expressed in his opinion, that the CRC might be better served without a facilitator and recommended that the Council Clerk might be able to facilitate the organizational meeting where the CRC would select a Chair and Vice Chair. Once organized, they could determine for themselves if a facilitator is required. General discussion on how Council should or should not instruct the Commission as to what they should be reviewing, and whether or not it is appropriate for Councilmembers to attend meetings, where Councilman Mattox felt it wouldn't be appropriate for Council members to attend at least the first few meetings, allowing the Commission to remain autonomous.

b. Second Readings

RESOLUTION NO. 111-2023(PD): Second Reading. A Resolution authorizing the Mayor to commit \$1,500,000.00 of the City's ARPA funds for the Cain Park Village Stramp Project, and declaring the necessity that this legislation become immediately effective as an emergency measure.

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

Discussion:

Councilwoman Russell is uncomfortable supporting this legislation; she supports ADA compliance in Cain Park, but not with ARPA funds as she would like to respond to requests from non-profits and support for businesses among other things first.

Councilwoman Larson asked Director Unetic some questions regarding the

1 remaining ARPA funds and he went over what spending Council has already
2 approved (regarding ARPA funds), what has been presented (but not approved)
3 and what is remaining.
4

5 The Mayor spoke specifically to the Stramp Project as part of the larger
6 conversation of the Taylor-Tudor development and mentioned there are certain
7 deadlines that need to be made which is why this legislation is before Council
8 now. Councilman Cobb commented that while the timing might not be great, the
9 Mayor had presented a plan to spend \$1.5 million on Cain Park back in
10 February as part of the larger Taylor-Tudor project, and that Council will have a
11 chance in the next couple of months to allocate the rest of the available ARPA
12 funds.
13

14 Councilwoman Russell reiterated her concerns with where and how ARPA
15 money is going to be allocated and that Council needs to make sure that we are
16 helping the residents who really need it.
17

18 Vice President Cobb says he doesn't want to hold this Stramp project hostage
19 simply because Council has been slow to allocate ARPA dollars prior to now.
20 Allocating ARPA money is entirely Council's responsibility.
21

22 Councilman Mattox believes that all the suggestions from the Mayor and from
23 this Council on how to spend ARPA money reflects that we are listening to the
24 community and their needs.
25

26 Councilwoman Boyd is in favor of this legislation because there is a small
27 window to take advantage of State funding which typically have strict deadlines
28 and passing this now would allow for the City and the developers to meet these
29 deadlines.
30

31 **Yes:** Janine Boyd, Craig Cobb, Melody Joy Hart, Gail Larson, Anthony Mattox
32 Jr.

33 **No:** Tony Cuda, Davida Russell
34

LEGISLATION PASSED

35

36 **RESOLUTION NO. 104-2023(PSH), Second Reading.** An Ordinance
37 amending Section 1351.34 "Registration of Dwelling Structure By Out-of-
38 County Owners" of Chapter 1351 "Basic Standards for Residential
39 Occupancy" and Section 1369.16 "Registration of Business Structures by
40 Out-of-County Owners" of Chapter 1369 "Basic Standards for Business
41 Occupancy" of the Codified Ordinances of the City of Cleveland Heights.
42

43 **Motion to amend by substitution:** Janine Boyd
44 **Seconded:** Craig Cobb
45

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

No: None

MOTION PASSED

Motion to adopt: Anthony Mattox Jr.

Seconded: Janine Boyd

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

No: None

LEGISLATION PASSED

Council commenced discussion on upcoming meeting dates to discuss ARPA funds.

8) Adjournment

End: 9:21pm

NEXT MEETING OF COUNCIL: AUGUST 7, 2023



August 7, 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: Mattox, Boyd, Hart, Cobb, Cuda, Larson

Excused: Russell

3) Excuse absent members

President Hart excused Councilwoman Davida Russell

4) Amendments to the Agenda (if necessary)

Move RES 122-2023 to First Reading Only and RES 125-2023 to First Reading Consideration of Adoption Requested

Motion to amend agenda: Craig Cobb

Seconded: Anthony Mattox Jr.

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

No: None

5) Approval of minutes from previous meeting(s)

a. May 1, 2023

APPROVED

b. June 5, 2023

APPROVED

c. June 20, 2023

APPROVED

6) Communications from the Mayor

To notify Council that sealed bids were received on May 5th for project #23—03-A Cedar-Lee ADA Ramp Replacement Project. Perk Company of Cleveland Ohio's bid of \$229,315.00 has been found to be the lowest and best responsible bid.

To notify Council that sealed bids were received on June 8th for project #23-05 2023 Cedar-Glen Parkway Sanitary Sewer Replacement Project. Northeast Ohio Trenching Service, Inc. of Warrensville Heights, Ohio's bid of \$565,735.60 has been found to be the lowest and best responsible bid.

To notify Council that sealed bids were received on June 23rd for project #23-06 Antisdale Sanitary Sewer Replacement-Fairmount SSO Control Project. Fabrizi Trucking and Excavation, Inc. of Middleburg Heights Ohio's bid of \$1,218,018.90 has been found to be the lowest and best responsible bid.

READ INTO THE RECORD

Requests permission to bid project #23-07- Fairmount-Coventry SSO Control Project:

Motion to approve permission to bid Fairmount-Coventry SSO control project: Gail Larson

Seconded: Anthony Mattox Jr.

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

No: None

MOTION PASSED

7) Report of the Clerk of Council

Notices received for liquor permits:

- Coventry Hospitality Grp LLC, 2785 Euclid Heights Blvd., Cleveland Heights, OH 44106 for the transfer of a D5/D6 liquor permit from Inn On Coventry Restaurant Group LLC dba Inn On Coventry, 2785 Euclid Heights Blvd., Cleveland Heights, OH 44106.

READ INTO THE RECORD

8) Public Comment - Legislative 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)

9) 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. 118-2023(F): First Reading. An Ordinance to amend certain subparagraphs of Ordinance No. 168-2022, relating to appropriations and other expenditures of the City of Cleveland Heights, Ohio for the fiscal year ending December 31, 2023, and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

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

No: None

LEGISLATION PASSED

RESOLUTION NO. 119-2023(F): First Reading. A Resolution declaring the necessity of implementing a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio Inc.; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

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

No: None

LEGISLATION PASSED

RESOLUTION NO. 120-2023(AS): First Reading. A Resolution confirming the Mayor's appointment of Tas Nadas as a member of the Civil Service Commission for a term ending August 31, 2029; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Janine Boyd

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

No: None

LEGISLATION PASSED

RESOLUTION NO. 121-2023(MSES): First Reading. A Resolution authorizing the Mayor to enter into an agreement with Bel Equipment Company through the Sourcewell cooperative purchasing program for the acquisition of a recycling collection vehicle for the Division of Refuse Collection for the Department of Public Works; providing compensation therefor; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Gail Larson

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

No: None

LEGISLATION PASSED

RESOLUTION NO. 126-2023(MSES): First Reading. A Resolution amending Resolution No. 179-2022 which authorized the Mayor to enter into an amendment to an agreement with the Cuyahoga County Board of Health for funding for lead remediation work to be performed on residential properties in the City to extend the term of said agreement; and declaring the necessity that this legislation become immediately effective as an emergency measure.

Introduced by Mayor Seren

Motion to adopt: Anthony Mattox Jr.

Seconded: Craig Cobb

1 **Yes:** Anthony Mattox Jr., Gail Larson, Janine Boyd, Craig Cobb, Melody Joy
2 Hart, Tony Cuda
3 **No:** None
4

LEGISLATION PASSED

5 **RESOLUTION NO. 125-2023(PSH): First Reading.** A Resolution amending
6 Resolution No. 21-2020 to extend the term of an agreement with the
7 Cuyahoga County Board of Health for a grant for lead remediation work in
8 dwelling units in the City of Cleveland Heights; and declaring the necessity
9 that this legislation become immediately effective as an emergency measure.
10

11 Introduced by Mayor Seren

12 **Motion to adopt:** Gail Larson
13 **Seconded:** Craig Cobb
14

15 **Yes:** Anthony Mattox Jr., Gail Larson, Janine Boyd, Craig Cobb, Melody Joy
16 Hart, Tony Cuda
17 **No:** None
18

LEGISLATION PASSED

19 **b. First Readings Only**
20

21 **ORDINANCE NO. 123-2023(AS): First Reading.** An Ordinance amending
22 Part One, Title Five of the Administrative Code of the Codified Ordinances of
23 the City of Cleveland Heights to enact a new Chapter 142 "Arts Commission"
24 to establish an Arts Commission for the City of Cleveland Heights and provide
25 for appointment, powers, and duties of the commission; and declaring the
26 necessity that this legislation become immediately effective as an emergency
27 measure.
28

29 Introduced by Mayor Seren
30

READ INTO THE RECORD

31 **RESOLUTION NO. 124-2023(AS): First Reading.** A Resolution confirming
32 the Mayor's appointment of Danny R. Williams as City Administrator for the
33 City of Cleveland Heights; and declaring the necessity that this legislation
34 become immediately effective as an emergency measure.
35

36 Introduced by Mayor Seren
37

READ INTO THE RECORD

38 **RESOLUTION NO. 122-2023(COTW): First Reading.** A Resolution
39 allocating Five Thousand Dollars (\$5,000.00) to Future Heights by City
40 Council to serve as a co-sponsor for the 2023 Heights Music Hop; and
41 declaring the necessity that this legislation become immediately effective as

an emergency measure.

Introduced by Councilmember Cuda

READ INTO THE RECORD

10) Committee Reports

PD: Met July 17th to discuss a possible test project in Dennison Park and about Noble Rd corridor and possible business districts and funding sources. Also discussed the geographical/community identities.

MSES: Next meeting will be August 21st at 10am

PSH: Councilmembers Cuda and Boyd will be holding a community safety hearing probably in September.

11) 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.)

12) Old Business

13) New Business

14) Council President's Report

Welcomed Council back from recess, and reminded Council that they need to work together. Their focus needs to be on the residents, and that we need to work together for the residence. She is on team Cleveland Heights, and wants all of Council to be on team Cleveland Heights.

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.)

Mattox: Had the opportunity to speak with many Noble area families this weekend regarding the issues facing their neighborhood/community.

Larson: Thanked the Mayor for moving the Noble Rd Elementary traffic project forward.

Cuda: Is glad to see all the passionate residents tonight and their comments are important. Encourages everybody to keep coming and keep talking to us.

16) Adjournment

NEXT MEETING OF COUNCIL: AUGUST 21, 2023

Proposed: 9/05/2023

ORDINANCE NO. 134-2023(F), *First Reading*

By Mayor Seren

An Ordinance determining to proceed with the implementation through assessment of a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. ("Coventry SID"); and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, by Resolution No. 119-2023, this Council declared the necessity of implementing, through assessment, a public services plan for the Coventry SID; and

WHEREAS, notice of the aforesaid Resolution of Necessity and filing of the estimated assessments has been served upon the owners of the lots or parcels of land to be assessed for the proposed plan; and

WHEREAS, it would be in the City's best interest and in the best interest of the residents of the Community to proceed with the assessment for funding the public services plan.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It is the determination of this Council to proceed with the assessment to fund the public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. ("Coventry SID") in accordance with the provisions of the Resolution of Necessity (Resolution No. 119-2023) previously adopted by this Council.

SECTION 2. The total costs of the plan filed with the Clerk of Council is hereby adopted.

SECTION 3. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that in order to proceed with the public services plan for the Coventry SID, it is necessary that the within Ordinance become effective at the earliest time permitted by law. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appoint to this Council, this Ordinance shall take effect and be in force immediately upon its

ORDINANCE NO. 134-2023(F)

passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved by Mayor: _____

KAHLIL SEREN, Mayor

Proposed: 9/05/2023

ORDINANCE NO. 135-2023 (F), *First Reading*

By: Mayor Seren

An Ordinance levying an assessment for a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc.; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, by Resolution No. 119-2023, this Council declared the necessity of implementing through assessment a public services plan for the Coventry Village Special Improvement District ("Coventry SID"); and

WHEREAS, notice of the aforesaid Resolution of Necessity (Resolution No. 119-2023) and filing of the estimated assessments has been previously served upon the owners of the lots or parcels of land to be assessed for the proposed plan; and

WHEREAS, no timely objections were filed to the estimated assessments on file with the Director of Finance/Clerk of Council; and

WHEREAS, by Ordinance No. 134-2023, this Council determined to proceed with the implementation through assessment of the public services plan for the Coventry SID.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It is the determination of this Council to assess the following parcels of property for a public services plan for the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. ("Coventry SID") in accordance with Resolution No. 119-2023 passed by this Council on August 7, 2023:

684-04-001	684-04-071	685-10-065
684-04-060	684-04-072	685-10-066
[includes	684-04-076	685-10-067
684-04-063,	684-04-077	685-11-013
684-04-069,	685-10-001	685-11-014
684-04-070]	685-10-063	685-11-015
684-04-066	685-10-064	685-11-016
684-04-067		

SECTION 2. One Hundred percent (100%) of the cost and expense of the public services plan, in the sum of One Hundred Seventy-Three Thousand Two Hundred Fifty

Dollars (\$173,250) for Year One; One Hundred Seventy-Eight Thousand Four Hundred Forty Seven Dollars (\$178,447) for Year Two; One Hundred Eighty-Three Thousand Eight Hundred Dollars (\$183,800) for Year Three; One Hundred Eighty-Nine Thousand Three Hundred Fourteen Dollars (\$189,314) for Year Four; and One Hundred Ninety-Four Thousand Nine Hundred Ninety Three Dollars (\$194,993) for Year Five, for a total of Nine Hundred Nineteen Thousand Eight Hundred Four Dollars (\$919,804), shall be and hereby is assessed upon the aforementioned lots and lands. The costs of the Public Services Plan for the Coventry SID shall be and are hereby assessed upon such lots and lands in proportion to their tax values. The assessments shall be levied annually, and shall be recalculated on an annual basis each year for the five (5) year period to accommodate fluctuating property values.

SECTION 3. The first year's charge of One Hundred Seventy-Three Thousand Two Hundred Fifty Dollars (\$173,250) shall be and hereby is assessed upon the aforementioned lots and lands in proportion to their tax values as of July 1, 2023. Each of the subsequent year's assessments shall be calculated in the same manner, in proportion to the tax value of each property on the 6th of May of each such year.

SECTION 4. Each annual installment of the assessment against each of the aforementioned parcels of land shall be certified to the County Auditor and placed upon the tax duplicate according to law, and shall be collected as other taxes; provided, however, that a property owner shall have the option of paying the first annual installment of the assessment in cash within thirty (30) days from the adoption of this Ordinance, and each of the subsequent four (4) annual installments by the due date.

SECTION 5. All assessments levied pursuant to this Ordinance shall be filed with the Clerk of Council.

SECTION 6. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with Chapter 107 of the Codified Ordinances.

SECTION 7. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights. Said notice shall comply with all requirements of Ohio Revised Code Section 727.26.

SECTION 8. The Director of Finance/Clerk of Council is hereby directed to cause notice of the levy of the assessments herein provided for to be filed with the Cuyahoga County Auditor.

ORDINANCE NO. 135-2023(F)

SECTION 9. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that the need to meet statutory deadlines. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed: 09/05/2023

RESOLUTION NO. 136-2023(AS), *First Reading*

By Vice President Cobb

A Resolution appointing Angela Bennett as a member 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.

WHEREAS, the Citizens Advisory Committee is made up of 22 members with a Chair, Vice Chair, and Secretary; ten (10) seats are reserved for representatives of the City's 10 historic elementary school boundaries; an additional twelve (12) seats are open to residents from all parts of the community. Members are appointed annually by Cleveland Heights City Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby appoints Angela Bennett as a member of the Citizens Advisory Committee for a term ending December 31, 2023.

SECTION 2. It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need for the efficient operation of the City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

RESOLUTION NO. 136-2023(AS)

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 09/05/2023

RESOLUTION NO. 137-2023(AS), *First Reading*

By Vice President Cobb

A Resolution appointing Bob Brown as an alternate member of the Board of Zoning Appeals of the City of Cleveland Heights, OH; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the Board of Zoning Appeals consists of five (5) regular members, and one (1) alternate member, all of whom shall be residents of the City of Cleveland Heights, appointed for four (4) year terms by Council and not employed by the City of Cleveland Heights.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby appoints Bob Brown as an alternate member of the Board of Zoning Appeals for a term ending December 31, 2026.

SECTION 2. It is found and determined that all formal actions and deliberations of Council and its committees relating to the passage of this legislation that resulted in formal action were in meetings open to the public in compliance with all legal requirements of Section 121.22 of the Ohio Revised Code.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need for the efficient operation of the City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

RESOLUTION NO. 137-2023(AS)

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor



CLEVELAND HEIGHTS

To: Addie Balester-Clerk of Council
From: Collette Clinkscale-Director of Public Works
Date: September 1, 2023
Re: Council Matter of Record Request for September 5, 2023

The Public Works Dept is requesting authorization to submit an application to the Ohio Public Works Commission for funding to assist with road rehabilitation and misc. sewer repairs on North Park, west of Coventry Road.

Thank you

Proposed: 9/05/2023

RESOLUTION NO. 138-2023(PD), *First Reading*

By Mayor Seren

A Resolution authorizing the Mayor to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s); and declaring the necessity that this legislation become immediately effective as an emergency.

WHEREAS, the State Capital Improvement Program and Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City is planning to make road and sewer capital improvements to North Park Boulevard; and

WHEREAS, the infrastructure improvement hereinabove described is considered to be a priority need for the City of Cleveland Heights and is a qualified project under the Ohio Public Works Commission programs; and

WHEREAS, in order to secure Ohio Public Works Commission funds, it is necessary to make application immediately prior to the September 14, 2023 deadline.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor be, and he is hereby, authorized to make application to the State of Ohio Public Works Commission for financial assistance for the North Park Boulevard Road and Sewer Rehabilitation Project.

SECTION 2. The Mayor is further authorized to enter into any agreements as may be necessary and appropriate to obtain such financial assistance, upon forms approved by the Director of Law.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to make said application prior to the deadline. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

RESOLUTION NO. 138-2023(PD)

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed: 9/05/2023

RESOLUTION NO. 139–2023(F), *First Reading*

By: Mayor Seren

A Resolution authorizing the Mayor to enter into an agreement with the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. (“Coventry SID”) for advancement of funds in anticipation of assessment; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, under Ordinance No. 134-2023, this Council has determined to proceed with the assessment on participating properties within the Coventry SID to fund a public services plan for the District in the amount of One Hundred Seventy-Three Thousand Two Hundred Fifty Dollars (\$173,250) for Year One; One Hundred Seventy-Eight Thousand Four Hundred Forty Seven Dollars (\$178,447) for Year Two; One Hundred Eighty-Three Thousand Eight Hundred Dollars (\$183,800) for Year Three; One Hundred Eighty-Nine Thousand Three Hundred Fourteen Dollars (\$189,314) for Year Four; and One Hundred Ninety-Four Thousand Nine Hundred Ninety Three Dollars (\$194,993) for Year Five, for a total of Nine Hundred Nineteen Thousand Eight Hundred Four (\$919,804), for the five (5) year period of the plan; and

WHEREAS, the Coventry SID has immediate need of the funds for which the City will be reimbursed through assessment tax collection; and

WHEREAS, it would be in the City’s best interest and the interest of the overall welfare of the Community to advance to the SID the yearly monies for the public services plan in anticipation of collection of special assessment monies.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor be, and he is hereby, authorized to enter into an agreement with the Coventry Village Special Improvement District of Cleveland Heights, Ohio, Inc. (“SID”) for advancement of funds in the amount of each year’s assessment to be used for the five-year public services plan for the District, which plan has been approved by this Council through Resolution No. 109-2023. The City shall be reimbursed

RESOLUTION NO. 139-2023(F)

for the funds advanced herein by funds collected through special assessments on the landowners within the District.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being that in order to begin implementing the public services plan for the District, it is necessary that the within Resolution become effective at the earliest time permitted by law. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor

Memo

To: Kahlil Seren

From: Andy Unetic, Finance Director

Date: 8/29/2023

Re: Tax Advance Request Fiscal Year 2024

Every year City Council has to approve receiving property tax advances from the City. This formal request is required by Ohio Revised Code 321.34(A)(1). That code section indicates that if Council does not make this formal request by resolution the City could only receive property tax monies in March and August. Currently, we receive property tax monies in January, February, March, July and August as a result of approving receiving advances. Receiving the advances allows for better cash flow planning and the City can earn interest on the money if it's not immediately needed.

Proposed: 09/05/2023

RESOLUTION NO. 140-2023(F), *First Reading*

By Mayor Seren

A Resolution requesting the County Fiscal Officer to advance taxes from the proceeds of the 2023 tax year collection pursuant to Section 321.34 of the Ohio Revised Code; and declaring the necessity that this legislation become immediately effective as an emergency measure.

BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The County Fiscal Officer be, and is hereby, authorized and directed to pay to the Director of Finance of the City of Cleveland Heights, Ohio, all monies now in the hands, and that may hereafter come into the hands, of the County Fiscal Officer which are payable to the City of Cleveland Heights from the proceeds of the 2023 tax year collection including, without limitation, revenues from personal property taxes, real property taxes, and special assessments.

SECTION 2. The Director of Finance is hereby authorized and directed to furnish a copy of this Resolution to the County Fiscal Officer.

SECTION 3. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to enable the City to meet its fiscal obligations and to preserve the credit of the City. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

RESOLUTION NO. 140-2023(F)

ADDIE BALESTER
Clerk of Council

Passed:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Memo

To: Kahlil Seren, Mayor

From: Andy Unetic, Sr. Finance Director

Date: 8/29/23

Re: Certification of Tax Rates and Levy to the County Fiscal Year 2024

Every year City Council approves tax rates to be levied on properties within the City. City Council approved the 2024 tax budget 6/20/23 on via Resolution 105-2023. The tax budget and Council approval was subsequently submitted to the County Budget Commission. The Budget Commission reviewed our submission and approved the rates submitted.

City Council is now required to accept the tax rates and authorize the levy of those rates on properties within the City. This resolution also certifies the rates to the County Fiscal Officer.

The certification gives the County Fiscal Officer the authority to calculate the amount owed on each property within the City for the tax rates listed in the resolution. The County Fiscal Officer can then bill each property owner the amount calculated.

Proposed: 09/05/2023

RESOLUTION NO. 141-2023(F), *First Reading*

By Mayor Seren

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 legislation become immediately effective as an emergency measure.

WHEREAS, this Council, in accordance with the provisions of law, has previously adopted a Tax Budget for the fiscal year commencing January 1, 2024; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio has certified its action thereon to this Council, together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without and what part within the ten mill tax limitation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The amounts and rates, as determined by the Budget Commission on its certification, be, and the same are hereby accepted.

SECTION 2. There is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows:

	Estimate of amount to be derived from levies		County Fiscal Officer's estimate rate of tax to be levied	
	Inside	Outside	Inside	Outside
	10 mill limitation		10 mill limitation	
General Fund			2.22	7.40
Bond Retirement			1.50	0.00
Recreational Improvement Fund				0.70
Police Pension Fund				0.30
Fire Pension Fund				0.30
			3.72	8.70

RESOLUTION NO. 141-2022(F)

SECTION 3. It is hereby resolved that the Clerk of Council be, and he is hereby, directed to certify a copy of this Resolution to the Fiscal Officer of Cuyahoga County.

SECTION 4. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 5. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being to permit acceptance of such rates immediately to comply with dates set by the County Budget Commission. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

Passed:

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed: 09/05/2023

ORDINANCE NO. 142-2023(PSH), *First Reading.*

By Councilperson Boyd

An Ordinance establishing and acknowledging a policy of detainee access to menstrual products and cleaning facilities in the Cleveland Heights Jail; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, access to feminine hygiene products is necessary to ensure the health, safety and welfare of jail detainees experiencing menstrual cycles; and

WHEREAS, policies and procedures in the Cleveland Heights Jail Manual provide that feminine hygiene articles shall be available to inmates upon request; and

WHEREAS, this Council wishes to endorse and enact such policy as law.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It shall be and hereby is the policy of the City of Cleveland Heights that jail detainees experiencing menstrual cycles shall be provided with adequate and appropriate feminine hygiene products at no cost to the detainee, and that such products shall not be withheld for disciplinary or other reasons. Further rules shall be established to provide sanitary procedures for cleaning surfaces between restroom areas and area of product disposal, as well as daily access to bathing or showering facilities as requested.

SECTION 2. Notice of passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health, and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to declare this Council's support for menstrual equity in the Cleveland Heights Jail. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Ordinance shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed: 9/05/2023

ORDINANCE NO. 143-2023 (PD)

By: Mayor Seren

An Ordinance authorizing the Mayor to enter into a Development Agreement with TWG Development, LLC for the construction of a residential development at 2228 Noble Road (several parcels); and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City is the owner of approximately 2.08 acres of property located at or in the vicinity of 2228 Noble Road, 890 Woodview Road, 870 Woodview Road, 868 Woodview Road and 860 Woodview Road, further identified as Permanent Parcels No. 681-38-080, 681-38-012, 681-38-010, 681-38-009, 681-38-008, 681-06-004 and 681-06-121 (hereafter the 'Property'); and

WHEREAS, TWG Development, LLC ("TWG") desires to purchase the Property for the construction of an affordable-housing residential development (the "Development"); and

WHEREAS, pursuant to Resolution No. 180-2022, this Council authorized the Mayor to enter into a purchase agreement with TWG to allow TWG to explore tax credits and other funding sources for the potential construction of the Development, with said purchase agreement being subject to the negotiation and execution of a development agreement ("Development Agreement") satisfactory to both parties and approved by this Council; and

WHEREAS, on or about January 20, 2023, TWG and the City entered into an Agreement for the Purchase and Sale of Real Property, as amended by a First Amendment to Agreement for Purchase and Sale of Real Property dated May 19, 2023 (collectively the "Purchase Agreement" or "PSA"), whereby the City agreed to sell, and TWG agreed to purchase, the Property, the closing of which transaction is contingent upon the parties first entering into a Development Agreement for the development of the Property; and

WHEREAS, the parties have negotiated a Development Agreement, with the Development being subject to design approval of the project by the City's Architectural Board of Review, Planning Commission, and other review bodies, and approval of construction documents and Site Improvements, including streets, drives, walks, storm and sanitary sewers, and landscape plantings by the City's Engineer and Building Officials; and

RESOLUTION NO. 143-2023(PD)

WHEREAS, this Council has determined that it is in the best interest of the City and its residents to move forward with the sale of the Property and the Development Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. It is hereby determined that the property owned by the City located on land situated in the vicinity of 2228 Noble Road, 890 Woodview Road, 870 Woodview Road, 868 Woodview Road, and 860 Woodview Road, further identified as Permanent Parcels No. 681-38-080, 681-38-012, 681-38-010, 681-38-009, 681-38-008, 681-06-004 and 681-06-121 is not needed for municipal/public purposes and it is in the best interest of the City and its residents to sell said property to TWG Development, LLC ("TWG") for construction and development of a fifty-two unit affordable residential building to be known as the "Noble Station Apartments", substantially in accordance with the terms and conditions of a draft Development Agreement attached hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2. This Council hereby authorizes the Mayor to execute a Development Agreement with TWG and to sign any other related documents concerning the development of Noble Station Apartments. The Development Agreement shall be substantially in accordance with the Development Agreement attached hereto as Exhibit "A". The Development Agreement and any related documents shall be approved as to form by, and subject to the final approval of, the Director of Law.

SECTION 3. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 4. It is necessary that this Ordinance become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to meet funding and construction season deadlines. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART

RESOLUTION NO. 143-2023(PD)

President of the Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed: 8/21/2023

RESOLUTION NO. 130-2023(MSES),
Second Reading

Introduced by Mayor Seren

A Resolution authorizing the Mayor to execute a contract with Nutter Consulting for professional services for the preparation of a Climate Action and Resiliency Plan; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, the City of Cleveland Heights (the “City”) has identified taking action and building resiliency to climate change and its impacts as important for the future of the City and its residents; and

WHEREAS, there is a consensus among leading climate scientists that the emissions of greenhouse gases generated from human activities causes global warming, which has led to a changing climate and its negative impacts to human health and resources; and

WHEREAS, global climate change has led to an increased incidence of extreme weather events and its negative impacts on socio-economic activities; and

WHEREAS, the City recognizes that embarking on efforts aimed at reducing greenhouse gases will have several co-benefits such as improved air quality and public health, energy security, social equity, vibrant natural environment, and enhanced quality of life; and

WHEREAS, developing a well-thought-out response to climate change positions the City to be a leader in a green economy; developing goods and services required to transition to a climate-resilient future; and

WHEREAS, the City is committed to enhancing quality of life and meeting the needs of the present generation without compromising the ability of future generations to meet their needs; and

WHEREAS, the City will review and analyze the City’s existing climate-related policies, plans, programs, and governance structure, as well as any regional planning documents and resources, that will provide the foundation for the climate action and resiliency planning; and

WHEREAS, the City will analyze the emissions of greenhouse gases in the City and develop an emissions reduction pathway and specific science-based targets; and

RESOLUTION NO. 130-2023(MSES)

WHEREAS, the City will analyze its vehicle fleet, develop specific recommendations and determine a method for conducting periodic updates to the analysis; and

WHEREAS, the City will conduct an assessment to determine how vulnerable its residents, infrastructure, and resources are to the impacts of a changing climate; and

WHEREAS, the City will analyze how local demographic groups have been underrepresented in building resilience to climate change and its impacts and pursue strategies to ensure environmental justice; and

WHEREAS, the City will conduct a visioning and goal-setting process with stakeholders to establish clear objectives the City seeks to achieve by preparing a climate action and resilience plan and define commitments; and

WHEREAS, the City will engage a broad array of stakeholders and the entire community to frame the issues, identify the challenges, develop ideas for solutions, present the draft findings, refine ideas and present final recommendations, launching the plan, and identify roles and responsibilities; and

WHEREAS, the City will focus on Materials and Waste, Energy Use, Natural Areas/Land Use, Food Systems, Water and Wastewater, Transportation, Air Quality, and Public Health and Climate Equity but may also provide other co-benefits, as core areas for strategy development based on carbon mitigation recommendations; and

WHEREAS, the City will prepare a draft Climate Action and Resilience Plan which will be reviewed by stakeholders and staff, posted on the city's website for public comments, and presented at a public forum; and

WHEREAS, the City will revise the plan to reflect public, stakeholder and staff comments, and make it ready to publish and present it at a public meeting or at a City Council meeting; and

WHEREAS, the City will craft a "climate-focused" annual and long-term capital plan and budget which addresses recommendations to facilitate the implementation of priority projects, identification of key metrics and tools to track progress on carbon mitigation and adaptation to climate impacts, and funding opportunities and partnerships to aid in implementation; and

WHEREAS, the City solicited bids for the preparation of climate action and resilience services through an RFP process; and

WHEREAS, the City received seven (9) responses, which were all deemed complete; and

RESOLUTION NO. 130-2023(MSES)

WHEREAS, each of the responses were first reviewed by the Department of Planning and Development; and

WHEREAS, after evaluating responses, Planning & Development staff recommended to the Mayor that Nutter Consulting, with offices located at 3145 Geary Blvd, #464, San Francisco, CA 94118, would provide the best service to the City; and

WHEREAS, the cost of the services to be provided by Nutter Consulting is not to exceed Ninety-nine Thousand, One Hundred Dollars (\$99,100.00) and is already budgeted for this fiscal year through the City's Management Consultant Contracts line; and

WHEREAS, the Mayor has recommended that the services offered by Nutter Consulting best meet the City's needs; and

WHEREAS, this Council wishes to authorize a contract with Nutter Consulting, for the preparation of a Climate Action and Resiliency Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. The Mayor shall be and is hereby authorized to execute a contract with Nutter Consulting to prepare a Climate Action and Resiliency Plan. The contract shall be in accordance with the terms and conditions set forth in the proposed agreement for professional services submitted by Nutter Consulting, a copy of which is on file with the Clerk of Council and Finance Department. Compensation for the services detailed therein shall not exceed the sum of Ninety-nine Thousand, One Hundred Dollars (\$99,100.00). All agreements hereunder shall be approved as to form by the Director of Law.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the inhabitants of the City of Cleveland Heights, such emergency being the need to prepare the Climate Action and Resilience Plan at the earliest possible time. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

RESOLUTION NO. 130-2023(MSES)

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed 9/5/2023

RESOLUTION NO. 144-2023(CRR),
First Reading

By Mayor Seren, President Hart, and
Councilwoman Russell

A Resolution recognizing September 2023, *Suicide Prevention Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, suicidal thoughts, much like mental health conditions, can affect anyone regardless of age, gender, or background and is often the result of an untreated mental health condition; and

WHEREAS, nearly 46,000 lives were lost to suicide alone in 2020; and

WHEREAS, 46% of people who die by suicide had a diagnosed mental health condition—but research suggests that 90% may have experienced symptoms of a mental health condition; and

WHEREAS, 79% of all people who die by suicide are male, and although more women than men attempt suicide, men are 4x more likely to die by suicide; and

WHEREAS, Suicide is the 2nd leading cause of death among people aged 10-14, the 3rd leading cause of death among those aged 15-24, and the 12th leading cause of death overall in the U.S.; and

WHEREAS, Lesbian, gay, and bisexual youth are 4x more likely to attempt suicide than straight youth and transgender adults are nearly 9x more likely to attempt suicide at some point in their life compared to the general population; and

WHEREAS, if you or someone you know is experiencing a mental health crisis, call or text **988** immediately, or if you are uncomfortable talking on the phone, you can chat the Suicide & Crisis Lifeline at **988lifeline.org**; and

WHEREAS, this Council encourages all residents of Cleveland Heights to know the risk factors of suicide including:

- A family history of suicide
- Substance use: Drugs can create mental highs and lows that worsen suicidal thoughts

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- Intoxication: analysis from the CDC indicates around 1 in 5 people who die by suicide had alcohol in their system at the time of death
- Access to firearms
- A serious or chronic medical illness
- A history of trauma or abuse
- Prolonged stress
- A recent tragedy or loss; and

WHEREAS, this Council encourages all residents of Cleveland Heights to know the warning signs including:

- Increased alcohol and drug use
- Aggressive behavior
- Withdrawal from friends, family, and community
- Dramatic mood swings
- Impulsive or reckless behavior; and

WHEREAS, this Council recommends all residents learn how to approach a suicide related crisis by:

- Talking openly and honestly; don't be afraid to ask questions, like "Do you have a plan for how you would kill yourself?"
- Remove means such as guns, knives, or stockpiled pills
- Calmly ask simple and direct questions, like "Can I help you call your psychiatrist?"
- If there are multiple people around, have one person speak at a time
- Express support and concern
- Don't argue, threaten, or raise your voice
- Don't debate whether suicide is right or wrong
- If you're nervous, try not to fidget or pace
- Be patient

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby proclaims September 2023 *Suicide Prevention Month* and urges the community to participate in raising awareness and to discuss this highly stigmatized topic with the goal of spreading vital information and hope to individuals, friends, and families that are impacted by suicide.

RESOLUTION NO. 144-2023(CRR)

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to pass this Resolution on a timely basis. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor



MEMORANDUM

To: Mayor Seren

cc: William Hanna, Law Director

From: Eric Zamft, Director of Planning & Development

Date: August 24, 2023

Subject: Resolution recognizing September 22, 2023 as Car Free Day and Park(ing) Day 2023 in Cleveland Heights

World Car Free Day is an international event celebrated every September by over 2,000 cities in 40 countries around the World in which people are encouraged to travel car-free or car-lite, by using transit, bicycling, walking, carpooling, or telecommuting. World Car Free Day 2023 is Friday, September 22, 2023.

Park(ing) Day is a global event where people collaborate to temporarily transform parking spaces into “Park(ing)” spaces: tiny parks and places for art, play, and activism. This year, Park(ing) Day is Friday, September 15, 2023.

The City of Cleveland Heights has the opportunity to continue to be one of the leading municipalities in Ohio in providing awareness to the benefits of alternative modes of transportation and the current struggles of actually travelling car-free or car-lite, as well as reimagining the public realm and rethinking how it can be utilized in more sustainable ways by recognizing these days.

Should it wish to, Council could adopt a resolution recognizing September 22, 2023 as Car Free Day and Park(ing) Day 2023 in Cleveland Heights

Staff Recommendation:

Planning staff recommends that Council adopts the resolution upon first reading. The recommendation for adoption as an emergency in first reading is because both Car Free and Park(ing) Days are celebrated around the World in September.

Proposed: 09/05/2023

RESOLUTION NO. 145-2023(PD), *First Reading*

By Mayor Seren

A Resolution recognizing September 22, 2023 as Car Free Day and September 15, 2023 as Park(ing) Day in Cleveland Heights; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, World Car Free Day is an international event celebrated every September by over 2,000 cities in 40 countries around the World in which people are encouraged to travel car-free or car-lite, by using transit, bicycling, walking, carpooling, or telecommuting; and

WHEREAS, World Car Free Day 2023 is Friday, September 22, 2023; and

WHEREAS, Park(ing) Day is a global event where people collaborate to temporarily transform parking spaces into "Park(ing)" spaces: tiny parks and places for art, play, and activism; and

WHEREAS, this year, Park(ing) Day is Friday, September 15, 2023; and

WHEREAS, the City of Cleveland Heights has a strong commitment to environmental sustainability and promotion of alternative modes of transportation; and

WHEREAS, the City of Cleveland Heights has the opportunity to continue to be one of the leading municipalities in Ohio in increasing awareness of the benefits of alternative modes of transportation and the current struggles of actually travelling car-free or car-lite, by recognizing World Car Free Day 2023 and Park(ing) Day; and

WHEREAS, the City similarly has the opportunity to continue to be one of the leading municipalities in Ohio in reimagining the public realm and rethinking how it can be utilized in more sustainable ways; and

WHEREAS, this Council wishes to recognize Car Free Day 2023 and Park(ing) Day locally as well.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council does hereby recognize Friday, September 22, 2023 as Car Free Day and September 15, 2023 as Park(ing) Day in Cleveland Heights.

RESOLUTION NO. 145-20230(PD)

SECTION 2. Notice of passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to join with other communities in this celebration and the need to recognize Car Free Day and Park(ing) Day on a timely basis. Wherefore, provided it receives the affirmative vote of five (5) or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force from and after the earliest time allowed by law.

MELODY JOY HART
President of the Council

ADDIE BALESTER
Clerk of Council

PASSED:

Presented to Mayor: _____ Approved by Mayor: _____

KAHLIL SEREN
Mayor

Proposed 9/5/2023

RESOLUTION NO. 146-2023(CRR),
First Reading

By Councilwoman Russell

A Resolution recognizing September, 2023 as *National Infant Mortality Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, infant mortality refers to the death of a baby before his or her first birthday; and

WHEREAS, the United States ranks 29th among industrialized nations in the rate of infant mortality; and

WHEREAS, premature birth, low-birth weight, and shorter gestation periods account for more than 60 percent of infant deaths in the United States; and

WHEREAS, high rates of infant mortality are especially prevalent in communities with large minority populations, high rates of unemployment and poverty, and limited access to safe housing and medical providers; and

WHEREAS, infant mortality rates can be substantially reduced through community-based services such as outreach, home visitation, case management, health education, and interception care.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby proclaims September 2023 *National Infant Mortality Awareness Month* and supports efforts to educate residents about infant mortality and its contributing factors.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to pass this Resolution on a timely basis. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution

RESOLUTION NO. 146-2023(CRR)

shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed 9/5/2023

RESOLUTION NO. 147-2023(CRR),
First Reading

By Councilwoman Russell

A Resolution recognizing September, 2023 as *National Sickle Cell Awareness Month*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, approximately 100,000 Americans have Sickle Cell Disease (SCD)—a group of inherited red blood cell disorders that can cause acute, chronic pain and serious health complications, including infections, strokes, organ damage, vision problems, and serious fatigue; and

WHEREAS, there is no widely available cure for SCD and while bone marrow and stem cell transplants can work for some people with SCD, low donor availability and treatment-related complications put those options out of reach for many living with the disease; and

WHEREAS, although SCD affects people of all backgrounds, it disproportionately affects Black and Hispanic Americans; and

WHEREAS, combined with the documented disparities in treatment and care, people living with SCD often lack access to specialized care, treatment, and information about the disease, and they face barriers to receiving pain management and treatment support; and

WHEREAS, the Centers for Disease Control and Prevention's Sickle Cell Data Collection program is gathering more comprehensive information on the experiences of SCD patients, which will inform new treatments and health care services, and the Centers for Medicare & Medicaid Services is developing a Cell and Gene Therapy Access Model, which would help Medicaid beneficiaries gain access to potentially life-changing, high-cost specialty drugs for illness like sickle cell disease.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby proclaims September 2023 *National Sickle Cell Awareness Month* and acknowledges all those living with SCD and the many health and medical professionals working to find new treatments and a cure for this disease.

RESOLUTION NO. 146-2023(CRR)

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to pass this Resolution on a timely basis. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor

Proposed 9/5/2023

RESOLUTION NO. 148-2023(CRR),
First Reading

By Councilwoman Russell

A Resolution recognizing September 19, 2023 as *Take a Loved One to the Doctor Day*; and declaring the necessity that this legislation become immediately effective as an emergency measure.

WHEREAS, busy lives and hectic work schedules tend to leave little time to prioritize healthcare, and scheduling routine appointments with a physician often becomes too much of a burden; and

WHEREAS, visiting a doctor regularly is an important aspect of health, and these visits are the ones that make it possible to identify early signs of health issues like cancer, as well as provide an opportunity to assess one's risk of disease; and

WHEREAS, despite this, many Americans decide to forgo routine visits to avoid taking time away from work; in fact, Americans have one of the lowest average numbers of annual doctor visits compared to other developed countries; and

WHEREAS, *Take a Loved One to the Doctor Day* is the perfect excuse to schedule an appointment for oneself or for those they care about, whether someone meets during lunch hour for a quick appointment, or you make a day of the outing, a health check seems like less of a chore with someone along for the ride; and

WHEREAS, this day encourages Americans to begin prioritizing preventative health, and allows for a great opportunity for open communications regarding health between friends and family.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. This Council hereby proclaims September 19, 2023 *Take a Loved One to the Doctor Day* and encourages all residents to participate.

SECTION 2. Notice of the passage of this Resolution shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. It is necessary that this Resolution become immediately effective as an emergency measure necessary for the preservation of the public peace, health and

RESOLUTION NO. 148-2023(CRR)

safety of the inhabitants of the City of Cleveland Heights, such emergency being the need to pass this Resolution on a timely basis. Wherefore, provided it receives the affirmative vote of five or more of the members elected or appointed to this Council, this Resolution shall take effect and be in force immediately upon its passage; otherwise, it shall take effect and be in force and after the earliest time allowed by law.

MELODY JOY HART
President of Council

ADDIE BALESTER
Clerk of Council

PASSED: _____

Presented to Mayor: _____

Approved: _____

KAHLIL SEREN
Mayor