

ORDINANCE NO. 196-2023(AS),
Second Reading As Amended

By Councilmember Cobb

An Ordinance repealing Chapter 150, "Transportation and Environmental Sustainability Committee" of Part One, *Administrative Code*, of the Codified Ordinances of the City of Cleveland Heights, and adopting a replacement Chapter 150, "Transportation and Mobility Committee."

WHEREAS, the Transportation Advisory Committee ("TAC") was established in 2013 to discuss matters related to transportation within the City of Cleveland Heights; and

WHEREAS, TAC has been central to the City's adoption of its award-winning Complete and Green Streets Policy; and

WHEREAS, in the absence of a stand-alone Sustainability Committee, the purpose and intent of TAC was amended by Ordinance No. 111-2021 to expand the Committee's membership, responsibilities and duties to include climate and environmental sustainability and to change the name of the Committee to the "Transportation and Environmental Sustainability Committee (TESC)," and

WHEREAS, with the hiring by the City of a Sustainability and Resiliency Coordinator this Council believes there is a need to advance the mission, duties, structure and membership of TESC by dissolving it in favor of forming two separate committees, one to be named the "Transportation and Mobility Committee", and the other the "Climate and Environmental Sustainability Committee," and

WHEREAS, Council believes that a separate Transportation and Mobility Committee will be better able to assist the City in implementing Complete Streets and Vision Zero practices and policies, promote public education on transportation and mobility issues affecting the City and its residents, and review local transportation and mobility issues balancing the interests and needs of people walking, biking, riding transit, and driving delivery trucks and automobiles;

WHEREAS, based on the foregoing, this Council desires to modify Chapter 150 of the Codified Ordinances of the City of Cleveland Heights to establish a separate committee devoted to transportation and mobility issues.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND HEIGHTS, THAT:

SECTION 1. An amended Chapter 150, "Transportation and Mobility Committee," of Part One, *Administrative Code*, of the Codified Ordinances of the City of Cleveland

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Heights, is hereby adopted to read as set forth in Exhibit A attached and incorporated hereto.

SECTION 2. Current Chapter 150 of the Codified Ordinance of the City of Cleveland Heights, as it existed prior to the effective date of the ordinance, is hereby repealed.

SECTION 3. The appointment of new members to the "Transportation and Mobility Committee" as a result of this Ordinance shall be for initial terms not exceeding two years.

SECTION 4. 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 5. This Ordinance shall take effect and be in force at the earliest time permitted by law.



TONY CUDA
President of Council



ADDIE BALESTER
Clerk of Council

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PASSED: 01/16/2024

Presented to Mayor: 01/22/2024

Approved: 01/22/2024



KAHLIL SEREN
Mayor

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EXHIBIT A to ORDINANCE NO. 196-2023
TRANSPORTATION AND MOBILITY COMMITTEE

150.01 ESTABLISHED.

There is hereby established a Cleveland Heights Transportation and Mobility Committee (TMC). The purpose of this Committee shall be to make recommendations to the Mayor and Council on transportation plans for the City, particularly plans that affect and improve transportation by modes which are alternatives to private automobiles; recommendations to assist in implementing the City's Complete and Green Streets and Vision Zero policies; recommendations for ADA compliance and accessibility for persons with disabilities; and, providing a means for the community to learn about matters related to transportation within the City of Cleveland Heights and the City's connectivity to nearby regions.

150.02 MEMBERS.

(a) The Committee shall consist of eight (8) members, four (4) of whom shall be appointed by City Council and three (3) by the Mayor subject to Council approval by majority vote. An additional non-voting member shall be the City Administrator who shall serve as the Committee's Co-chair. Voting members shall all be residents of Cleveland Heights and Council's appointments shall include: one (1) resident to represent the interests of bicyclists; one (1) resident to represent the interests of transit users; one (1) resident to represent the interests of mobility challenged persons; and, one (1) resident to represent the interests of the Cleveland Heights business community. A good faith effort shall be made to have the appointments reflect the City's goal of racial, social and geographic diversity. Each person appointed, whether by the Council or the Mayor, shall have submitted an application to serve on the Committee and may be asked to participate in an interview with the Council.

(b) Appointed membership shall be for a two (2)-year term, expiring on the last day of December.

(c) City Council, by majority vote, may remove an appointed member who misses a majority of the Committee's meetings in a calendar year and declare that member's position vacant.

(d) Vacancies shall be filled by appointment, for the remainder of the unexpired term, in the same manner as original appointments are made: a vacancy in a position appointed by Council shall be filled with a member appointed by Council, and a vacancy in a position appointed by the Mayor and approved by Council shall be filled with a member appointed by the Mayor subject to Council approval by majority vote.

(e) No compensation shall be paid to any appointed member of the Committee for services performed.

(f) City Council President shall designate a Council member as a non-voting liaison between Council and the Committee.

150.03 MEETINGS; CHAIRPERSONS; SECRETARY; BYLAWS.

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Regular meetings of the Committee shall be held and notice given in accordance with Open Meeting requirements. The Committee shall meet at least once a quarter and shall submit an annual report to the Mayor and City Council. *The Committee shall elect an appointed member annually to serve as a Co-chairperson.* The Committee may establish its own bylaws after review and approval by the City Director of Law. The Committee may elect a Secretary to keep or cause to be kept a record of all meetings of the Committee. An audio recording may be substituted in lieu of written minutes.

150.04 STAFF.

The Mayor and City Council shall jointly determine any staffing needs for the Committee and who shall be responsible for notifying members of meetings and complying with public notice requirements.

150.05 COUNCIL LIAISON.

The role of the Council liaison is to establish an informational bridge between City Council and the Committee. The Council liaison may participate in discussions, but shall make no attempt to control the discussion or influence any vote. The Council liaison shall keep City Council informed of the Committee's activities and actions, or any recommendations that might eventually come before City Council.