

City Council for the City of Cleveland Heights, Ohio, held a City Council Meeting on the above date at 6:25 p.m. to discuss the contents of the City Manager's memo.

Council Members present: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Staff present: Boland, Briley, Butler, Freeman, Juliano, Lambdin, Mannarino, Mecklenburg, Michalec, Niermann O'Neil, Smith, Wong

Councilwoman Roe motioned to move to Executive Session at 6:52 p.m. to discuss, with an attorney for the public body, claims or disputes involving the public body that, in the judgment of such attorney, appear likely to be the subject of a future claim. The motion was seconded by Vice Mayor Stein.

Roll Call: Ayes: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Nays: None

Councilwoman Dunbar moved to end executive session. That was seconded by Vice Mayor Stein.

Roll Call: Ayes: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Nays: None

Executive Session adjourned at 7:11 p.m.

The Council of the City of Cleveland Heights, Ohio, met on the above date at 7:30 p.m., Mayor Stephens presiding.

Council Members present: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Staff present: Boland, Briley, Butler, Freeman, Juliano, Lambdin, Mannarino, Mecklenburg, Michalec, Niermann O'Neil, Smith, Wong

Mayor Stephens stated, "Good evening and welcome to the Cleveland Heights City Council meeting of Monday, May 15, 2017. This is our regularly established City Council meeting that began promptly today at 7:30 p.m. Mr. Michalec, would you call the roll please?"

Roll Call: Present: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Mitch Michalec stated, "Seven present, Your Honor."

Mayor Stephens stated, "Excellent, we're all here. The next move would be the minutes of Council meetings. Have our favorite scribes passed their changes they had to the Clerk? Excellent. Next we move to the personal communications of our residents or other entities, other folks interested in business with the City of Cleveland Heights. First, I'd like to change the protocol and welcome Molly

McGuigan, who represents Friends of Cain Park, to the podium. Please give us your name to make sure I pronounced it correctly.”

Molly McGuigan stated, “Molly McGuigan. Thank you.”

Mayor Stephens stated, “And the address?”

Molly McGuigan stated, “228 Stillman Road.”

Mayor Stephens stated, “Thank you.”

Molly McGuigan stated, “Thank you, Mayor Stephens, for the opportunity to talk about Friends of Cain Park. For over 20 years, the Friends of Cain Park is a group of volunteers dedicated to preserving and growing one of Cleveland Heights’ most valuable and historic assets – our wonderful Cain Park. Funds raised by the Friends of Cain Park support family programming including concerts and dance events, beautification of the park through permanent improvements like the brass plaques which tell the history of Cain Park’s structures and Cain Park Arts Festival’s Artist Award and entertainment. Like many non-profit organizations, the Friends of Cain Park have worked hard to find entertaining and profitable fundraising ideas. This year we tried something new and it was a great success. From March 1 to May 12, we sold \$50 raffle tickets for a chance to win 2 tickets to every event in the Cain Park Evans Amphitheater. That’s shows like Pat Metheny, Black Violin, David Sanborn, Apollo’s Fire, Stephen Stills & Judy Collins, Lyle Lovett and His Large Band, and The Family Stone. 75 tickets were sold raising over \$3,750, our most profitable fundraiser in three years. The prize is valued at over \$1,300 and tonight, we select one lucky winner. Mayor Stephens, will you do the honors and select our winner please?”

Mayor Stephens stated, “Certainly, I’d be delighted to and I did not put my name in this bag. And the winner is Anne Marie Wilson.”

Molly McGuigan stated, “Thank you very much.”

Mayor Stephens stated, “Thank you, Molly. Next we’d like to welcome any residents in no particular order or citizens of our community who’d like to speak to City Council. Sir, if you’d step up to the podium, you need to give us your name, your address and try to keep your comments at approximately three minutes.”

Dennis Sutcliffe stated, “My name is Dennis Sutcliffe. I live at 2434 Derbyshire. There’s a small city park at the northeast corner of Derbyshire and Euclid Heights. I say with a high level of confidence – it is the best maintained park in the city. Last Friday a three-man crew from Ham Landscaping spent all day laying mulch, landscaping and caring for the park. The work was paid for by Katie and Ray Murphy, my neighbors. For the past several years, professional landscaping crews have regularly worked at the park all paid for by Katie and Ray Murphy and closely supervised by Katie Murphy. Saturday and Sunday morning, Katie can be seen cleaning up litter, carrying out deadwood and otherwise making the park acceptable for public use. Unless I’m missing something, the city would not have to spend a nickel to

name that park Ray and Katie Murphy Park and if you choose to do so, I would be more than happy to pay for any signage. Thank you.”

Mayor Stephens stated, “Thank you, Mr. Sutcliffe.”

Bob Brown stated, “Good evening. I’m Bob Brown of 2903 Hampshire. I’m here with a couple of other people who I know that you know who have been involved in the movement originally to have a petition to make changes to the City Charter. We are happy that Council has chosen to empanel a City Charter Review Commission or at least intends to do so. We each have our concerns and we’d just like to publicly express them or I’d say concerns or priorities. From my point of view, I have four quick ones. One, we hope and we trust that the commission will be diverse demographically and geographically. Number two, we hope that the commission and its members will be independent and will not be specifically representing views of any organizations, elected officials, candidates, but will be independent minded citizens of Cleveland Heights. Three, we hope that the commission and its members will be committed to examining governance issues among the other charter issues that need to be addressed. And finally, four, we hope that the commission and Council through it’s appointment of the members will take seriously the need for timeliness with the goal of placing charter amendments on the ballot no later than November of 2018. So, those are my concerns and the concerns of others I heard or at least have priorities and I know we have at least a couple more members of the group who’d like to speak briefly. Thank you.”

Mayor Stephens stated, “Thank you.”

Susan Fryemson stated, “Hello. My name is Susan Fryemson. I’m at 3825 Severn and again, I want to thank you for your consideration. This group as a group has been meeting for a while, but the discussions about charter review is I guess the general term, but, you know, looking at governance and seeing if the governance that we have in our city is the strongest governance for our city has been going on for years in this town and it’s been something that there’s a lot of people looking at it and a lot of people that are impatient to actually see this Charter Review Commission come into effect and actually see it happen and see it through and have that discussion, and have that discussion thoroughly and thoughtfully, but, and one of the important things to note here is that there are no preconceived notions that it has to be exactly this way or exactly that way, but the idea that we could be stronger and more positioned to pivot with it as the times get more complicated and having the ability to be even more responsive than we have been. And I want to address the timeliness factor because that was one of the things I know we had addressed in a letter and we were disappointed that the response was that Council would not be giving direction that there should be this priority for the Commission to, what we had understood was there would be no, that the Commission would be independent and would set its own priorities and therefore, would get no direction from Council, but we would like to explain why we consider this something that should happen with a sense of priority. And also we’d like to thank the Law Director because one of the things we had looked at was the dates and the Charter specifically states when elections for municipal positions can be held and if we were to have a Charter review and if we were to make any changes, then none of that would be in effect for the next possible election which would be November of 2017. They have to be in the odd years and now that we have that clarification

that makes the next possible date November of 2019. Working backwards, if we had something on the ballot by November of 2018, or even prior to that in May, we would be able to – two things that are very important. One is that would, if this commission is established in a timely fashion, quickly, not too quickly, but quickly, 30 days, 90 days, 30 days, 60 days; that the applications, I know you're working on those the applications, that the applications be put up, this commission be formed, that would give enough time for the commission to have open, public, real serious debate, real serious conversation and thoughtful ideas come together and come to conclusions and be able to make recommendations on governments and time to put something on the ballot by November or again, even possibly May of 2018, which would then allow the candidates that would be affected either for, if we go with a directly elected Mayor or if the Council Members, if wards become the way that we go, it would give the Council Members and the Mayor and those wanting to run for those offices, ample time to adjust to those changes and it would give the public, altogether, it would give the public a chance to understand what these differences would mean to them and for the candidates to have a chance to respond to all of that. And so there is a timeliness factor. We don't want... we're concerned that things will... we're concerned about the possibility of things taking too much time and taking time and we can get caught up in the arguments of how many angels dance on the head of a pin and we don't move forward with the real thoughtful need of this. So, we'd like to see this happen as well as the, you know, and then following, of course, the review of all of the matters of Charter review that were the, you know, need to be seen through, but we wanted to reiterate that the essence of the timing. It needs to be a thoughtful process. It needs to take adequate time, but it needs, there is a sense of urgency in that we need to move forward. It needs to progress and it needs to progress timely. Thank you."

Mayor Stephens stated, "Thank you."

Earl Pike stated, "Earl Pike, 3064 Coleridge Road. Thank you, Mayor and Members of Council. I would only add to it by, what Susan said, one of the comments, one of the criteria that I've heard talked about is that members of the commission should not have an opinion on what the government of Cleveland Heights should look like, and I actually think that's a mistake. I spoke to somebody the other day, a community leader, who was somebody who was approached by one of the Members of Council to serve on the commission and her reservation was – I don't have opinions about this. I have some ideas about this. It doesn't mean that I'm rigid, but I haven't ideas about this. So, what I'm suggesting is that if you frame the admissions criteria for the commission as only individuals who haven't thought about it and haven't had the preliminary opinion about what they'd like to see, you may in fact be excluding people that have really thoughtful contributions to make to the commission. That's not the question. The question is not about an opinion; it's about [inaudible]. So, I urge you to look at that as an exception criteria rather than something [inaudible]."

CJ Nash stated, "Hello. CJ Nash, 1419 Vandemar Street. I came to you guys a while ago. You're familiar with when we went through the possibility of rezoning on Vandemar Street, and then I spoke to you guys later. I should say 'you guys;' with Councilmen/Councilwomen in our City concerning 1419 Vandemar because it had been conveyed to us that the neighbors that it had been bought by the people in Circle K and when we started looking into it, we found a name for the company that bought it that

had a lot of bad information associated which really scared us. So, I just want to give you an update and this is a good update this time. I have since gone over to the house a couple of times, 1419 Vandemar and the gentleman who bought it is a very nice person, has actually no affiliation with the businesses we originally thought were associated with. In fact, there is another business with the exact same name, the only difference in the name is one is all capital letters and one isn't; and I mean seriously it's the same one. The other business is in Detroit. They have a bad reputation. This person who owns this, Simon Hoffman, has a very good reputation, has a very good business record and they let me go through the house and they've done a wonderful job on the house and they're getting ready to sell the house and, in fact, I told them about our Noble Neighbors event, which I'm sure you're aware of, right? Which is this weekend coming up and, as you are probably aware, maybe not, one of the things that we do at this Noble Neighbors event is, if someone is selling their home and they contact the Noble Neighbors website, we have a large map and we put their address on this map and the map is distributed to people who come to the event so they can go see these houses that are for sale. And remember, the realtors are also having open houses, so I told them about that and so, because of that, he's going to put the house up for sale to coincide with that. So, like I said, the other two times I've stopped in have been less than great information. So, I just wanted to give you guys a good update and the house, I think, looks nice. They're good people. They would actually be good neighbors, but, you know, just wanted to let you know that that has turned out well."

Multiple Council Members stated, "Thank you."

Paul Volpe stated, "Good evening. My name is Paul Volpe. I live at 2593 Fairmount Boulevard. I have two brief comments and a question which you may or may not be interested in answering this evening, but I'm going to pose it to you anyway. My first comment is I understand this evening you're going to be likely authorizing a negotiation with a second developer for Top of the Hill and I just would like to suggest as I would with any developer for Top of the Hill that for-sale housing be included in this development, not just rental housing. This is a tremendous opportunity. There are over 2,000 rental units either under construction or planned to be under construction in University Circle and Little Italy, just those two places right now. The market will reach absorption regardless of what you think. It will reach absorption. Cleveland Heights is about 5 years behind in terms of the apartment resurgence that has happened nationally. It's time to build condominiums and more town homes and places for people to live and own in this community and it is totally doable. I've spent a career as an architect. I've built over 10,000 housing units. I'm an urban designer. I spend my time now and forevermore in urban development. It's time to do it. So, I strongly encourage you to make that a priority.

The second comment is about Future Heights, of which I am on the board. I live in this community. I moved here, built a house. I lived in Little Italy for 17 years. My son, his wife and my two beautiful young grandchildren live not too far away. This is our home. We love it here. I joined Future Heights as soon as I moved in the neighborhood. I couldn't wait. I really supported it, but I believe in community engagement, community involvement. I always have and Future Heights is doing a remarkable job. I couldn't wait to get involved. I couldn't wait to get on the board. I couldn't wait to engage with all of you. I have to thank so many of you Council Members, but I've taken time out of your

busy schedules to come to our many events from the charrette we had for Center Mayfield which three of you attended. I'm not going to name any names; you know who you are, but I sincerely want you to know on behalf of myself and our board that those of you who attended that, those of you who attended First Hill Church to our foreclosure and abandonment seminar, we appreciate that. Your input, your ideas are taken seriously and highly valued. Those of you who attend our committee meetings, whether it's community and civic engagement or planning and development, which I'm on, and a couple of you have come to those. In fact, one of you has come to the last three meetings. One of you has come, again no names, but I will tell you, that is a sign of respect. That is a sign of encouragement. It's a sign of credibility, mutual credibility, not just you to us, but us to you. It tells us that you're doing your job, that you care and that you're willing to listen.

This leads to my question. We have made it public that if there is a CDC, a community development corporation, in the City of Cleveland Heights, that Future Heights wants to be seriously considered for that. We believe that we will be. We also think that it's taking an awfully long time to come to this conclusion, that this community needs a CDC, and I speak for myself. I've worked with virtually every CDC in the City of Cleveland and CDCs all the way, as far away as Cincinnati and when they function, they function well, and they're vital and I truly believe this community needs a partner, a civic partner. And I believe we are it. And my question is – when are we going to get the opportunity to come and talk to you, to address the issues that matter in this City, to exchange ideas with Council and staff. We have been limited in our interactions and I will tell you from my heart that it's disappointing. For a city that claims to be welcoming and communicative and open and supportive, I think that, with the exception of what I said earlier about you folks on Council that have participated, I am wholly disappointed in the lack of consideration and concern that we've received. Thank you."

Mayor Stephens stated, "Thank you, Mr. Volpe. Is there anyone who'd like to comment?"

Thank you. My name is Matt Moss. I live at 3255 Cedarbrook Road. I want to share a comment or two on the Top of the Hill project. I believe it was approximately a year ago that the deadline for Requests for Proposals for this project was due and to me, given the recent news; it feels like we're back at square one. And I'm confident that things will be able to progress more quickly given the amount of time and effort that City staff, City Council has put into the advancing that project along, Top of the Hill, but I do believe, similar to what Paul Volpe mentioned previously, that we have missed out on about five years of favorable market conditions for new housing construction. There are a handful of projects within a mile of Top of the Hill site, which really is a favorable location, in my opinion, to take advantage of some of the market trends that we've seen in University Circle and which is the second largest employment center, I believe, in the region and so, to me, it feels like in the next week being the year anniversary of this supposedly being due, I'm very concerned that that project is not proceeding as fast as it should be. It has been about a year since that date and I feel like we've missed a year of favorable market conditions to get that project off the ground and so, I just want to share my concern and that I want to watch the project closely and that I think it's a great opportunity to develop a really favorable site at the right time. Thank you."

Mayor Stephens stated, "Thank you. Is there anyone else who'd like to comment or speak to Council this evening?"

Good evening, Mayor Stephens, Council Members. My timing is good after hearing these two gentlemen speak. I'm David Flaherty, CEO of Flaherty & Collins Properties and I'm here tonight with our partners at Liberty and then one of my partners within Flaherty & Collins, Deron Kintner, and I cannot tell you how excited we are to be back here talking to you about this prime piece of real estate. When we first saw it, we were very excited, and we're back here again seven months later. We're even more excited, and as I heard a few of the comments. We do think there is demand for a 'for sale' product and as far as moving forward quickly, we totally agree with that. I'd like to thank your commitment to working with us to come up with a development agreement and a plan that works, that is a good one. We pride ourselves on getting all of our deals done. We do public-private partnerships around the country, mixed use developments like this and we get our deals done. So, I think we'll be a very good split with the citizens of Cleveland Heights and everything that you're looking for and being able to deliver a development that all the community can be very proud of and something that will stand the test of time and bring a lot of economic development to your community. Thank you."

Multiple Council Members stated, "Thank you."

Mayor Stephens stated, "If there are no other comments or statements that folks would like to make this evening, we want to thank everyone for taking the time from their evening to come in and spend time with City Council. I'd like to move on next to the Report of the City Manager."

Report of the City Manager

Tanisha Briley stated, "Thank you, Your Honor. Tonight I'm pleased to announce that Laurie Sabin will be joining us as the new Director of Finance and Clerk of Council on June 5, subject to confirmation by City Council per our City Charter. Laurie is an experienced finance professional with expertise in financial management, forecasting, budgeting, accounting, auditing, debt financing and other relevant finance department functions. She has served in both the public and private sectors and has previously served as Finance Director for Owens Community College and the City of Rossford. Sabin has made numerous positive contributions to the organizations she has previously served from cost savings to streamlining operations and enhancing internal and external transparency. She also has experience in project management and implementation of enterprise resource programs similar to the finance and payroll system upgrade that is currently underway in the city. Laurie obtained her Bachelor of Business Degree from the University of Toledo and has several complementary certifications. She's a strategic thinker with a collaborative approach and I believe that will benefit our Cleveland Heights team. So, per the City Charter, this evening I request a motion to appoint Laurie Sabin as Finance Director and Clerk of Council effective June 5."

Matter of Record

Mayor Stephens stated, "I'd like to make this a Matter of Record and refer it to the Administrative Services Committee of Council. So, in a few minutes we'll get to Administrative Services."

Tanisha Briley stated, "We could do it now."

Mayor Stephens stated, "Okay."

Councilwoman Roe stated, "I move that we appoint Laurie Sabin as Finance Director and Clerk of Council, effective date June 5 and I would like to speak to my motion."

Mayor Stephens stated, "We need a second."

Councilman Ungar stated, "Second."

Mayor Stephens stated, "Okay, now you can speak to your motion."

Councilwoman Roe stated, "Just to point out that this is one of the positions that the City Council does have to agree upon with the City Manager and we had an opportunity to meet and interview Laurie and were very satisfied with her credentials."

Mayor Stephens stated, "Mr. Michalec, would you call the roll?"

Roll Call: Ayes: Roe, Seren, Stein, Stephens, Ungar, Yasinow, Dunbar

Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Appointment Approved

Mayor Stephens stated, "Madam City Manager, you have been given authority to hire Laurie Sabin with a full vote of confidence of City Council. Thank you."

Tanisha Briley stated, "Thank you. I have nothing else to report."

Mayor Stephens stated, "Next we have the Report of the Interim Director of Finance/Clerk of Council."

Report of the Interim Director of Finance/Acting Clerk of Council

Mitch Michalec stated, "Your Honor, I have nothing to report this evening."

Mayor Stephens stated, "Now we move to committee reports and first up is the Administrative Services Committee. Back to you, Councilwoman Roe."

Report of the Administrative Services Committee

Councilwoman Roe stated, "The first order of business is Resolution Number 43-2017. I move that we accept the resolution establishing a Charter Review Commission which includes prescribing the number of commissioners and method of appointment and charge to the Commission."

Councilman Ungar stated, "Second."

Mayor Stephens stated, "Mr. Michalec, would you call the roll?"

Councilwoman Roe stated, "I'd like to speak."

Mayor Stephens stated, "Okay, if you'll hold off a moment. Point of privilege to Councilwoman Roe."

Councilwoman Roe stated, "I wanted to just respond to the comments that we heard this evening in terms of the resolution addressing the concern in terms of diversity, I believe that we have very clearly articulated within part of the resolution that we are committed to all kinds of diversity including specifically making sure that we have at least one representative of each ward and I think we've also talked about all of the other issues that were brought forth and I hope that the people who are listening on television recognize that we are moving ahead."

Mayor Stephens stated, "Mr. Michalec, if you would call the roll."

Mitch Michalec stated, "Yes, Your Honor."

Roll Call: Ayes: Seren, Stein, Stephens, Ungar, Yasinow, Dunbar, Roe

 Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Resolution Passed

Mayor Stephens stated, "This resolution passes. This resolution took the time of all members of Council with a lot of additional thought and consideration and so, there is not a single member of Council who was not supportive of moving forward this idea in addition to responding to the timeliness issue which I believe everyone brought one. The commission, the Charter Review Commission, can if they so desire, bring to Council things and ask us to pass legislation or put something on the ballot at different times rather than wait 'til it's all finished and that way, we reviewed with our Law Director, so that there's no need to wait five years to get anything done. We can move forward as quickly as the committee sees fit to bring things to Council for consideration. With that, Councilwoman Roe, there's another piece of legislation for you this evening."

Councilwoman Roe stated, "Yes, I move the adoption of Ordinance Number 51-2017. This is an ordinance to approve current replacement pages to the Cleveland Heights Codified Ordinances."

Mayor Stephens stated, "Is there a second?"

Councilwoman Dunbar stated, "Second."

Mayor Stephens stated, "Mr. Michalec, if you would call the roll please."

Roll Call: Ayes: Stein, Stephens, Ungar, Yasinow, Dunbar, Roe, Seren

Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Ordinance Passed

Mayor Stephens stated, "Thank you. Councilwoman Roe, is there anything else you'd like to share with us this evening?"

Councilwoman Roe stated, "The Administrative Services Committee will be meeting at 8:00 this coming Wednesday. WE will be reviewing the application for appointment to the Charter Review Commission and also reviewing a draft of City Council Operational Guidelines."

Councilwoman Dunbar stated, "8:00 a.m."

Councilwoman Roe stated, "At 8:00 a.m."

Mayor Stephens stated, "Thank you. Next we move to Community Relations and Recreation Committee. Vice Mayor Stein."

Report of the Community Relations and Recreation Committee

Vice Mayor Stein stated, "Thank you, Your Honor. This committee does not have a report tonight."

Mayor Stephens stated, "Next we move to the Finance Committee. Councilman Ungar."

Report of the Finance Committee

Councilman Ungar stated, "Thank you very much. First, for first reading is Ordinance 52-2017 which provides for the issuance and sale of bonds in the maximum principal amount of \$6,050,000 for the purpose of paying costs of acquiring and installing energy conservation measures in our City buildings and facilities."

Vice Mayor Stein stated, "Second."

Mayor Stephens stated, "No, this is a first reading."

Councilman Ungar stated, "First reading."

Mayor Stephens stated, "You're eager to do this, huh?"

Vice Mayor Stein stated, "Yes."

Councilman Ungar stated, "Next one I think needs a second."

Mayor Stephens stated, "Okay. Moving to Resolution Number 53-2017. Mr. Ungar."

Councilman Ungar stated, "Yes, thank you. This is a resolution authorizing Ms. Briley to allocate 100% of the Heights-Hillcrest Communications Center ("HHCC") employees' municipal income taxes to the HHCC."

Councilwoman Roe stated, "Second."

Mayor Stephens stated, "Thank you. Mr. Michalec, would you call the roll please?"

Roll Call: Ayes: Stephens, Ungar, Yasinow, Dunbar, Roe, Seren, Stein

 Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Resolution Passed

Mayor Stephens stated, "Thank you. This resolution passes. Municipal Services, oh, I'm sorry, Finance Committee, do you have something else to share?"

Councilman Ungar stated, "I just have one quick point of personal privilege, thank you very much. I'm sure that I'm not the only one who is aware that Cleveland Heights really showed its stuff in the past week. We often times take the time on Council to note people of talent including athletes and whatnot and this year, we've got three – count them – three National Merit Scholarship winners in Cleveland Heights. Quite an accomplishment when you consider the fact that there were only 2,500 winners in the entire country. They got selected, these three folks got selected out of a pool of 15,000 finalists and they were judged by the judges to have the strongest combination of accomplishments, skills and potential for success in rigorous college studies. The three Cleveland Heights residents who won these are Eva Levin, Grace Protasiewicz and Zoe Solt. So, I would respectfully ask that our staff if possible, take appropriate steps to prepare letters of proclamation that we as Council, and our Mayor, can sign and you, as City Manager, can sign off on so that they have something from their city officially acknowledging this terrific accomplishment. Kudos to them."

Mayor Stephens stated, "Excellent idea. Excellent. Thank you."

Councilman Ungar stated, "Thank you very much. Thank you."

Mayor Stephens stated, "Anything else?"

Councilman Ungar stated, "That's it. Thank you."

Mayor Stephens stated, "Next we move to Municipal Services. Councilwoman Yasinow."

Report of the Municipal Services Committee

Councilwoman Yasinow stated, "Thank you very much, Your Honor. I have one piece of legislation this evening. This is Resolution Number 54-2017. This is a resolution authorizing the City Manager to apply for a Congestion Mitigation and Air Quality federal funding whereas, the following is resolution to be enacted by the City of Cleveland Heights, hereinafter referred to as the Local Public Agency, in the matter of the stated described project, whereas the United States Congress has set aside money for Congestion Mitigation and Air Quality projects throughout the State of Ohio and administered by NOACA; whereas cities can apply for these monies and be selected for funding by the Ohio Association of Regional Councils, who has been charged with management of a statewide Congestion Mitigation and Air Quality program by the Ohio Department of Transportation; whereas if requested funds are granted, the City shall be responsible for at least 20% percent of the eligible costs. We hereby authorize and empower the City Manager to prepare and execute an application for Congestion Mitigation and Air Quality funds for the Cleveland Heights Signal Replacement – Phase 1."

Mayor Stephens stated, "Is there a second?"

Councilwoman Dunbar stated, "Second."

Mayor Stephens stated, "Mr. Michalec, would you call the roll please?"

Roll Call: Ayes: Ungar, Yasinow, Dunbar, Roe, Seren, Stein, Stephens

 Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Resolution Passed

Mayor Stephens stated, "Thank you. This resolution passes. You should have application soon on its way. Councilwoman Yasinow, is there anything else you'd like to share with us this evening?"

Councilwoman Yasinow stated, "I just want to share how excited I am for the upcoming We Are Noble Festival this weekend. I look forward to seeing folks there. I think it's going to be a very fun time. Last year there was a bit of a – what was it? Freezing hail? I don't believe that will happen this year, so, yeah. I hope that everyone has a wonderful time there. Also, good luck to all the folks who are participating in the Roxboro Elementary School run, the RoxEl Run, I think that's a fun bit of, that would be fun for people who like to run I suppose and then, finally, I urge everyone to come for tomorrow night's meeting at the Community Center, 7:00 p.m., the discussion about the future of our sewer program. It will be an interesting and lively discussion I'm certain. Come one; come all. I believe it will also be videotaped for those who are not able to attend. I look forward to seeing everyone there who may have any questions about what is in store for our city and its future with our sewers. And finally, I would always be remiss if I did not tell people to please lock your vehicles. Just keep them locked. Hide your valuables in the trunk. It's a small little thing that can save you a lot of hassle and a lot of heartache. And I just thank everyone for coming here tonight. I think it's a lot happening in this city, a lot that's very exciting. I'm personally very excited about what we'll be doing momentarily with Flaherty &

Collins as the new developer for Top of the Hill. They were always an extremely competitive applicant for this project. One of their selling points, frankly, was their professionalism and their 'certainty of execution,' I believe was the phrase used by them quite a bit and I look forward to certainly seeing that this is executed."

Mayor Stephens stated, "Thank you very much. Moving next to the Planning and Development Committee of Council. Councilwoman Dunbar."

Report of the Planning and Development Committee of Council

Councilwoman Dunbar stated, "First, I would like to make a motion to approve the amendments to the Severance Center detailed development plan as approved by the Board of Control earlier this evening. Basically, this involves the construction of 12,000 square feet, a 12-bed micro-hospital in the previous unfinished area of the MetroHealth Medical Center, with new electrical building generator, oxygen tank and fuel tank south of the east parking lot. So, this is an expansion of MetroHealth's emergency operations in Severance Circle and I urge everybody to vote for it. We're very pleased to have it happen."

Mayor Stephens stated, "Is there a second to this motion?"

Councilwoman Roe stated, "Second."

Mayor Stephens stated, "Thank you. Mr. Michalec, if you would call the roll please."

Roll Call: Ayes: Yasinow, Dunbar, Roe, Seren, Stein, Stephens, Ungar

 Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Resolution Passed

Mayor Stephens stated, "Thank you. This project will create 25 new jobs, increase our payroll taxes in our community by at least \$37,000 and we look forward to an aggregate investment by MetroHealth of \$25,000,000 in the City of Cleveland Heights. I couldn't be more please for MetroHealth to be a partner with health and Council. Continuing on, Councilwoman Dunbar."

Councilwoman Dunbar stated, "Tonight I'm making a motion that we approve Resolution Number 55-2017. This is a resolution authorizing the City Manager to negotiate a non-binding Memorandum of Understanding with Flaherty & Collins Properties concerning the Top of the Hill development; and declaring an emergency. Top of the Hill is the land situated between the city's main thoroughfares of Euclid Heights Boulevard and Cedar Road at the top of Cedar Hill. It is a prime development opportunity for our city. Now, considering the city's request for qualifications and responses received as of May 23, 2016, Council has determined that it is in the city's better interest to move forward with negotiations of a non-binding Memorandum of Understanding with Flaherty &

Collins Properties. Accordingly, with passage of the resolution, the City Manager will be authorized to negotiate this Memorandum of Understanding concerning the development of Top of the Hill.”

Vice Mayor Stein stated, “Second.”

Mayor Stephens stated, “Mr. Michalec, if you would call the roll please.”

Roll Call: Ayes: Dunbar, Roe, Seren, Stein, Stephens, Ungar, Yasinow

Nays: None

Mitch Michalec stated, “Seven ayes, Your Honor.”

Resolution Passed

Mayor Stephens stated, “Thank you. This resolution passes and will make staff even busier. Councilwoman Dunbar, are there any other comments or items you’d like to share with us this evening?”

Councilwoman Dunbar stated, “You know, actually, yes there are. This coming week is the busiest for Bike Month and I’m wearing my bicycle earrings in honor of the occasion. Monday through Friday is Bike to Work Week and Wednesday is the Ride of Silence. The east side branch of this ride meets as early as 6:30 in the southwest parking lot at John Carroll University and then the ride sets off at 7:00 p.m. down Fairmount Boulevard to Cedar Road to Murray Hill and across the bridge to Adelbert Road. If you’re coming from downtown, the start is the FREE stamp on Lakeside at East 9th Street, same schedule. We all come together in front of University Hospital together for some brief remarks honoring those who are injured or killed while riding bicycles. On Friday, with the support of Heights Bicycle Coalition, Phoenix Coffee and the City of Cleveland Heights, we’ll provide free coffee and bagels to bicyclists between 7:00 and 9:00 a.m. to celebrate Bike to Work Day. The next day, Saturday, May 20, Heights Bicycle Coalition and the City are offering a Smart Cycling Class here at City Hall from 9:00 a.m. to 12:30 p.m. I urge everyone who wants to ride a bicycle and hasn’t already taken this class to sign up at the Heights Bicycle Coalition website or by calling Jennifer Kuzma at 216-291-2854. The class is for everyone 14 or older. When you become a driver, you take driver’s education, but bicyclists are turned loose without any training. Under Ohio law, bicycles are considered vehicles subject to many of the same laws as motor vehicles, but there are obvious differences in these two types of vehicles. Bicycling safety requires some specialized knowledge. It’s just \$10 per person or family to take this course and that basically pays for a booklet that you’ll get at the end of this course. Take the course yourself or sign up your teens. You’ll be glad you did and since we’re not meeting until June 5, I think next, I wanted also to mention that there’ll be a free Bike Tune-Up Day at Coventry Courtyard on June 3 between 11:00 and 12:30. You can bring your bicycle and get a flat tire fixed or get an appraisal of the condition of the bike to be sure that it’s safe to ride. We’ve done – this will be the third year I think – and it’s a very popular event. It’ll go to 1:00, but you need to be there by 12:30 if you want to get on the list to have your bike looked at. So, another occasion not to be missed. That’s it.”

Mayor Stephens stated, "Thank you. Next we move to Public Safety and Health Committee of Council. Councilman Seren."

Report of the Public Safety and Health Committee

Councilman Seren stated, "Thank you, Mayor. First piece of legislation, I move that we approve Ordinance Number 56-2017 amending Section 737.03, *License Application, Investigation and Fee of Chapter 737, "Peddlers and Solicitors,"* of the Codified Ordinances of Cleveland Heights to raise the fee for licenses of businesses of a peddler or solicitor pertaining to the administration and enforcement of said license. The fee would be raised from \$10 to \$50 which has not been updated apparently since 1972 and declaring an emergency."

Mayor Stephens stated, "Is there a second?"

Councilwoman Dunbar stated, "Second."

Mayor Stephens stated, "Mr. Michalec, if you would call the roll please."

Roll Call: Ayes: Roe, Seren, Stein, Stephens, Ungar, Yasinow, Dunbar

 Nays: None

Mitch Michalec stated, "Seven ayes, Your Honor."

Resolution Passed

Mayor Stephens stated, "Thank you. This ordinance passes. We have another ordinance and regulation, Councilman Seren."

Councilman Seren stated, "Yes, thank you. This is Resolution Number 57-2017 proclaiming June 2, 2017, *National Gun Violence Awareness Day*, in the City of Cleveland Heights; and declaring an emergency. I just want to speak a little bit about this resolution. We live in America and in America, we are massively more likely, 25 times more likely to be murdered with guns than in other developed countries. Everyday 91 Americans are killed by gun violence and, of course, people are irreparably damaged and traumatized by it as well in addition to being killed by gun violence. We have a problem in this country and I think, obviously, the first step toward dealing with a problem is recognizing that you have one and that's why this Gun Violence Awareness Day is important. We need to recognize and admit that there's an issue and no matter your political stripe or your ideological bent, recognizing that that is not acceptable; that we are existing in a situation that is not acceptable and that something needs to change. June 2, 2017 would be the 20th birthday of a girl who was murdered four years ago, Hadiya Pendleton. She was killed two weeks after marching in President Obama's second inaugural parade. There's a purpose toward remembering people like Hadiya and the countless other people that have been touched by gun violence, to know that we are all susceptible to being caught in this kind of terrible circumstance, but also to remember that there are things that we can do about it as a society. We are asked to wear orange and the purpose of that was to mimic the orange that hunters wear so as

to alert other people that they are not to be subject to being shot at; in order to protect them. So, we would ask you to wear orange to support this, to remind us that we are all human beings and we all need to respect each other and to respect human life. So, I ask that my colleagues approve this. I move that we approve this tonight.”

Mayor Stephens stated, “Second.”

Councilwoman Yasinow stated, “Second.”

Mayor Stephens stated, “Mr. Michalec, would you call the roll please?”

Roll Call: Ayes: Seren, Stein, Stephens, Ungar, Yasinow, Dunbar, Roe

 Nays: None

Mitch Michalec stated, “Seven ayes, Your Honor.”

Resolution Passed

Mayor Stephens stated, “Thank you. Is there anything else you’d like to share with us this evening, Councilman Seren?”

Councilman Seren stated, “Yes, Mayor. I just want to thank the organization Moms Demand Action for Gun Sense in America for bringing this to our attention and allowing us to lend our voice to this very important issue.”

Mayor Stephens stated, “The local mom, Laura Lewis, I think I saw her head somewhere, she’s in the audience and she is tirelessly working to bring this to our attention and to keep it alive in our community and the region. So, special thanks to you tonight, Laura, for your work on our behalf.”

Councilwoman Dunbar stated, “She has her orange shirt on too.”

Mayor’s Report

Mayor Stephens stated, “Yes, she has her orange shirt on too. If there’s nothing else in that category this evening, we will get to the Mayor’s Report. I like to tell my colleagues that while I don’t run like Mary, Melissa is with me on this one, I do know how to mosey or sashay to completion things like RoxEl and I did that last year as well as we want everyone who’s possibly capable of getting out to visit We Are Noble to move from the south of town to the north of town and if you’re in the north of town, just go a little east or west to participate in the activities that they will have throughout the community from Mayfield to the south end of Noble near Mayfield to the north end of Noble there. So, there will be a lot of activities in the community this weekend in addition to our biking activities. So, don’t hesitate to find something that fits you and your family and participate. As usual, God bless America and God bless Cleveland Heights. Our next meeting is Monday, June 5, 2017. Thank you.”

The meeting adjourned at 8:19 p.m.

Respectfully submitted,

Cheryl Stephens, Mayor

Mitch Michalec, Acting Clerk of Council

/jkw