



# CLEVELAND HEIGHTS

**Monday, July 15, 2019 Minutes**

**COMMITTEE OF THE WHOLE**

6:20 – 7:25 p.m.

Mayor Roe presiding

Roll Call: Present: Cobb, Dunbar, Roe, Seren, Stein, Yasinow  
Excused: Ungar

Staff present: Boland, Briley, Butler, Clinkscale, Freeman, Hanna, Juliano, Lambdin, McRae, Niermann O’Neil, Smith, Trupo

Topics discussed: Report of City Council Members, Legislation Overview, Proposed Charter Amendments

**CITY COUNCIL**

7:30 – 8:15 p.m.

Mayor Roe presiding

Staff present: Boland, Briley, Butler, Clinkscale, Freeman, Hanna, Juliano, Lambdin, McRae, Niermann O’Neil, Smith, Trupo

**Personal communications from citizens**

Mayor Roe presented a plaque and clock to Law Director Jim Juliano thanking him for his service and recognizing his retirement.

Police Chief Mecklenburg recognized Officer Joshua Robertson for rescuing a 6-year-old boy from a residential fire and presented him with the Life Saving Award. Mayor Roe and Council Members made statements of gratitude for his actions.

Rob Rivera made a statement that the citizen-initiated petition to amend the Charter will be on the ballot. He made a statement in opposition of Resolution 67-2019.

Susan Efroymsen asked Council to wait to propose the amended Charter in Resolution 67-2019 until after November.

Elly Johnson made a statement supporting the petition for an elected Mayor.

Russell Baron made a statement regarding what, “full-time elected Mayor,” means and requested a change of language in the petition that permits the Mayor to have another job.

Tanya Horn requested that the elected Mayor petition be placed on the ballot and not the amended Charter in Resolution 67-2019.

Bonnie Beliso made a statement of support for an elected Mayor and placing the issue on the ballot.

Jean Gordon made a statement supporting an elected Mayor and asked why there are 4 pages of amended text for one ballot issue and not another.

Laurie Clopper requested Council remove confusion from the ballot issues by placing only the elected Mayor issue on this ballot.

Michael Bennett made a statement against placing both issues on the ballot. He recommended that Council further review the Amended Charter and place the elected Mayor issue on the ballot. Mayor Roe clarified that it is not unusual to have a first reading of legislation which is what the Amended Charter would be on tonight.

Joy Roller made a statement about the importance of having a directly elected Mayor.

Laura Marks made a statement about climate change and thanked Council for signing on to the most recent Climate Accord. She requested help from the City to get a solar roof on the high school and City buildings. She requested that the City plant more trees.

Brooks Jones made a statement about nuisance smoke from a neighbor’s pizza oven.

Karen Lash made a statement requested Council Member Cobb recuse himself from the vote on Resolution 67-2019 since he served on the Commission. She requested that the elected Mayor be placed on the ballot; and not the Amended Charter of Resolution 67-2019. Mayor Roe responded that they had researched the issue and there is no conflict of interest. Jim Juliano confirmed that the issue had been researched and there is no conflict of interest.

A resident made a statement that the form of governance should be left up to voters. She made a statement about the confusion created by both issues being addressed at the same time. Mayor Roe stated Commission members were chosen in 2017 to look at this very issue and to make recommendations.

Al Snodgrass, who served on the Charter Review Commission, asked Council to hold off on the Amended Charter so voters are not confused.

Adam Due made a statement that Brooks Jones was the only person in the neighborhood that has an issue with the pizza oven which is a community used oven in that neighborhood.

Tony (last name not stated) made a statement to worry about the people that signed the petition, not the 15 Commission members.

Sue Dyke asked who changed the ballot language submitted with their petition. Jim Juliano stated that City Council has the discretion to recommend language to the Board of Elections. The current draft is worded so the entire petition text is referred to the Board of Elections rather than a summary. Sue Dyke made a statement regarding her concerns for including the additional pages. Mayor Roe stated she had confidence that voters in Cleveland Heights are sophisticated and want to look into the issues on the ballot.

### **Report of the City Manager**

Confirmation of the City Manager's appointment of William R. Hanna as Director of Law effective August 1, 2019.

**Matter of Record**

Motion by Vice Mayor Yasinow, Seconded by Council Member Cobb

Roll Call:      Ayes:              Dunbar, Roe, Seren, Stein, Yasinow, Cobb  
                     Nays:              None

**Motion Passed**

Tanisha Briley made a statement of appreciation and congratulations to Jim Juliano.

Tanisha Briley gave a summary of her Report to Council which may be viewed in full at [https://www.clevelandheights.com/DocumentCenter/View/5208/cc\\_packet\\_07152019?bidId=](https://www.clevelandheights.com/DocumentCenter/View/5208/cc_packet_07152019?bidId=).

### **Report of the Clerk of Council**

No report.

### **HOUSING AND TRANSPORTATION COMMITTEE**

Council Member Dunbar stated work is being done at the Noble Quilliams traffic signal.

### **PLANNING AND DEVELOPMENT COMMITTEE**

**RESOLUTION NO. 40-2019 (PD)**. A Resolution to adopt revised guidelines for the City's Storefront Renovation Program and to repeal previous amendments to said program's guidelines

Introduced by Council Member Ungar, Seconded by Vice Mayor Yasinow

Roll Call:      Ayes:              Roe, Seren, Stein, Ungar, Yasinow, Cobb, Dunbar  
                     Nays:              None

**Legislation Passed**

**ORDINANCE NO. 57-2019 (PD), *Second Reading***. An Ordinance authorizing the implementation of the parking plan during construction of the Top of the Hill development

Introduced by Council Member Ungar, Seconded by Vice Mayor Yasinow

Roll Call:      Ayes:              Roe, Seren, Stein, Ungar, Yasinow, Cobb, Dunbar  
                     Nays:                None

**Legislation Passed**

Council Member Ungar stated that at 7:00 p.m. on July 9 at the Community Center, there was an opportunity for people to give their opinions about Top of the Hill. He read excerpts from letters regarding Top of the Hill.

**RECREATION, COMMUNITY AND EXTERNAL RELATIONS COMMITTEE**

Council Member Seren announced an information session at the Lee Road Branch of Cleveland Heights Library on July 25, 6:00 – 8:00 p.m. by Solar Ohio Neighbors about going solar at your home.

Council Member Seren asked his colleagues to reconsider the summary included in the ballot language. He stated that the petition could be included in the November ballot and the First Amended Charter could be voted on four months later.

**SAFETY AND MUNICIPAL SERVICES COMMITTEE**

**RESOLUTION NO. 67-2019 (SMS), *First Reading***. An Ordinance approving amendments to the Charter of the City of Cleveland Heights; providing for the submission to the electors of the City of Cleveland Heights a proposed First Amended Charter of the City of Cleveland Heights for placement on the November ballot

Introduced by Vice Mayor Yasinow

**Legislation Introduced**

Vice Mayor Yasinow made a statement of support for the legislation and the work done by the Charter Review Commission.

Council Member Stein stated he would like to wait to have this issue on the ballot.

Council Member Dunbar made a statement of support for the legislation and the work done by the Charter Review Commission.

Council Member Cobb said he was taking in the comments tonight before making any

final decision.

Mayor Roe stated the work and the initiation of the Charter Review Commission came about from other discussions and this was a way to bring the discussion out into the open.

**RESOLUTION NO. 68-2019 (SMS).** A Resolution objecting to the renewal of all current liquor permits issued by the Ohio Department of Commerce, Division of Liquor Control to Star Beem LLC, dba 7 Eleven/BP, 3983 Mayfield Road, Cleveland Heights, Ohio 44121 and requesting that a hearing on the issue of renewal be held in Cuyahoga County, Ohio

Introduced by Vice Mayor Yasinow, Seconded by Council Member Stein

Roll Call:     Ayes:             Yasinow, Cobb, Dunbar, Roe, Seren, Stein  
                  Nays:             None

**Legislation Passed**

**RESOLUTION NO. 69-2019 (SMS).** A Resolution objecting to the renewal of all current liquor permits issued by the Ohio Department of Commerce, Division of Liquor Control to Zooz Limited dba City & East Hookah Bar, 2781 Euclid Heights Blvd., Cleveland Heights, Ohio 44106 and requesting that a hearing on the issue of renewal be held in Cuyahoga County, Ohio

Introduced by Vice Mayor Yasinow, Seconded by Council Member Stein

Roll Call:     Ayes:             Seren, Stein, Yasinow, Cobb, Dunbar, Roe  
                  Nays:             None

**Legislation Passed**

**RESOLUTION NO. 70-2019 (SMS).** A Resolution objecting to the renewal of all current liquor permits issued by the Ohio Department of Commerce, Division of Liquor Control to Noble Roman, Inc. dba Noble Gas, 2610 Noble Road, Cleveland Heights, Ohio 44121 and requesting that a hearing on the issue of renewal be held in Cuyahoga County, Ohio

Introduced by Vice Mayor Yasinow, Seconded by Council Member Stein

Roll Call:     Ayes:             Stein, Yasinow, Cobb, Dunbar, Roe, Seren  
                  Nays:             None

**Legislation Passed**

**RESOLUTION NO. 71-2019 (SMS), *First Reading.*** An Ordinance to submit to the

electors of the City of Cleveland Heights an initiative petition proposing amendments to the Charter of the City of Cleveland Heights

Introduced by Vice Mayor Yasinow

**Legislation Introduced**

**ADMINISTRATIVE SERVICES COMMITTEE**

Council Member Stein moved for the appointment of Rebecca Fertel to the Planning Commission who is an architect in Cleveland Heights. The motion was seconded by Vice Mayor Yasinow.

Roll Call:     Ayes:           Cobb, Dunbar, Roe, Seren, Stein, Yasinow  
                  Nays:           None

**Motion Passed**

Council Member Stein moved for the appointments of Laura Black, Simcha Geller, Jessica Shantz, Amy Smith, Sonya Trice and Neil Weeks to the Citizens Advisory Committee. The motion was seconded by Council Member Dunbar.

Roll Call:     Ayes:           Dunbar, Roe, Seren, Stein, Yasinow, Cobb  
                  Nays:           None

**Motion Passed**

**FINANCE COMMITTEE**

Council Member Cobb stated that the Tax Budget Public Hearing will be held on Monday, July 29 at 7:00 p.m. in Council Chambers.

**PLANNING AND DEVELOPMENT COMMITTEE**

**RESOLUTION NO. 72-2019 (PD).** An Ordinance creating a Job Creation Grant Program

Introduced by Council Member Stein, Seconded by Council Member Dunbar

Council Member Seren thanked Tim Boland and Brian Anderson for working on this program.

Roll Call:     Ayes:           Roe, Seren, Stein, Yasinow, Cobb, Dunbar  
                  Nays:           None

**Legislation Passed**

**ORDINANCE NO. 73-2019 (PD)**. An Ordinance authorizing the City Manager to enter into a Lot License and Use Agreement with The Cedar Hill Baptist Church, an Ohio nonprofit corporation

Introduced by Council Member Stein, Seconded by Council Member Dunbar

Council Member Dunbar stated this is one of the key pieces in continuing to move forward with the Top of the Hill development.

Roll Call:     Ayes:           Seren, Stein, Yasinow, Cobb, Dunbar, Roe  
                  Nays:           None

**Legislation Passed**

**ORDINANCE NO. 74-2019 (PD)**. A Resolution authorizing the City Manager to sign a Memorandum of Understanding with Cedar Lee Connection, LLC, concerning the Cedar-Lee-Meadowbrook development

Introduced by Council Member Stein, Seconded by Council Member Dunbar

Roll Call:     Ayes:           Cobb, Dunbar, Roe, Seren, Stein, Yasinow  
                  Nays:           None

**Legislation Passed**

## **Mayor's Report**

Mayor Roe stated the Noble Road Corridor meeting is this coming Thursday evening.

Mayor Roe was invited to attend a healthcare round table with Senator Sherrod Brown last week that was related to a discussion on the impact of healthcare to our citizens if the ACA goes away as is being proposed.

## **Executive Session**

9:40 – 10:30 p.m.

Vice Mayor Yasinow made a motion to begin Executive Session, which was seconded by Council Member Dunbar 1.) To consider the appointment of a public official

Roll Call:     Ayes:           Cobb, Dunbar, Roe, Seren, Yasinow  
                  Nays:           None

Vice Mayor Yasinow made a motion to end Executive Session which was seconded by Council Member Cobb.

Roll Call:     Ayes:           Cobb, Dunbar, Roe, Yasinow  
              Nays:           None

**NEXT MEETING OF COUNCIL: MONDAY, JULY 29, 2019**

Respectfully submitted,

---

Carol Ann Roe, Mayor

---

Susanna Niermann O'Neil, Acting Clerk of Council  
/jkc