



SHAKER HEIGHTS

COUNCIL MINUTES November 27, 2017

The Council of the City of Shaker Heights met in regular session at 7:04 p.m., Mayor Earl M. Leiken presiding.

Council members present: Mrs. Senturia (arrived 7:26 p.m.), Ms. Williams
Mr. Williams, Mr. Zimmerman
Mr. Malone, Mrs. Moore, Mr. Roeder

Council members absent: None

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At 7:04 p.m. a joint Council/Finance Committee work session was held.

Finance members present: Martin Kolb, Brian Rosenfelt, Linda Lalley

Mayor Earl M. Leiken gave introductory comments on the 2018 operating and capital budgets.

Chief Administrative Officer Jeri Chaikin and Finance Director Robert H. Baker gave a presentation on the 2018 operating and capital budgets.

At 9:33 p.m. Council returned to the regular meeting.

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The Mayor invited members of the audience to comment on any of the agenda items.

The Mayor was asked when the City can anticipate revenue from occupants of Van Aken district.

Mayor Leiken responded that some of the revenue will offset the debt we are incurring for some time. We will be collecting income tax revenue primarily. Ultimately, the hope is that we will have a new office tower there and that would add significantly to our revenue. Most of the property taxes go to the developer under Tax Increment Financing, and 75% goes to the school district.

Sara Schiavoni of 2940 Morley Road thanked department heads for putting together a comprehensive budget book. She appreciates framing the issues in terms of priorities. She is a citizen member of the Recreation and Health Committee and she wants to alert Council to the \$150,000 allocated to recreation. The funds for park upgrades could really be thought of as neighborhood revitalization or economic development. The Shaker Town Center area, library and adjacent park are in disarray. The majority of parks need a lot of

repairs and we don't have an estimate for how much those repairs will cost. She hopes the City will consider the condition of the parks. She also commented on the Police Department budget and the increase of 1 crossing guard to a total of 19. She is dismayed to see that will be allocated for the Shaker/Warrensville area and not at South Woodland. She provided information several weeks ago on the crossing guard situation and she has updated information. The Ohio Department of Transportation recommends crossing guards at intersections for students in grades K–8. Beachwood, University Heights, Cleveland Heights, Pepper Pike, Orange, Warrensville Heights, Lakewood, Solon, Cleveland, Rocky River, Bay Village, West Lake, and Mayfield Heights all pay for crossing guards, not the schools. The majority of them pay for them through middle school. Warrensville Heights finds the money to pay for crossing guards at Warrensville for their community. She suggests revisiting the traffic survey. The informal traffic survey was done in January 2017, when 7 of the 8 days were raining or snowing. There was no follow-up traffic survey. We have no actual evidence of where we need crossing guards. She suggests that we make those decisions based on evidence. She believes that role is part of community relations. Perhaps we can hire a second person who is able to follow up with the community and conduct an informal traffic survey of where those crossing guards are needed. When she asked through social media, she did not realize there was no crossing guard at South Woodland and Green for those students who attend Mercer. Parents stand on the corner because it is so dangerous. We need information before we spend dollars. Her last comments focus on deer management. We do not have any information about whether or not this program works. She saw a second online survey but she never saw a follow up. There has been no information from the City about the results. We are spending money, but she does not know how efficient the program has been. She would rather spend \$6,000 on a crossing guard to ensure safety than \$40,000 on a deer management program that we don't know works.

Mayor Leiken stated that he will arrange responses to those questions at the next Council meeting. The Deer Task Force has had a report on the effectiveness of the program and we will report that as well.

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Confirming the Mayor's appointment of Anthony Moore to the Board of Trustees of the Shaker Heights Development Corporation.

Tania Menesse, Economic Development Director, stated that the Governance Committee of the Shaker Heights Development Corporation (SHDC) met this summer and approved the appointment of Anthony Moore. The community improvement corporation statute in Ohio requires 40% of appointments to the SHDC be from the City. Tony Moore is a long time resident of Shaker Heights. He is a retired attorney with Jones Day with significant experience in community development. He also served on the boards of the Port Authority and Village Capital, the financing arm of Cleveland Neighborhood Progress.

It was moved by Mr. Williams, and seconded by Mr. Malone to confirm the Mayor's appointment of Anthony Moore to the Board of Trustees of the Shaker Heights Development Corporation.

William M. Ondrey Gruber, Law Director, stated that this does not require an emergency declaration since it is an administrative measure and not subject to referendum.

It was moved by Mrs. Moore, and seconded by Mr. Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-110 be placed upon its final enactment.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mrs. Moore, and seconded by Mr. Williams, that Ordinance No. 17-110 be enacted as read.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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Ordinance No. 17-111, by Mr. Zimmerman, administrative approval of improvements to public land as recommended by the City Planning Commission for the purpose of improvements to the Lower Lake dam, pursuant to Section 1212.02 (I) of the City's Zoning Code.

Joyce Braverman, Director of Planning, stated that this ordinance requests approval for improvements to public land for the Lower Lake dam and spillway. This item was reviewed and approved by the City Planning Commission. Improvements to public land require Council approval. The renovations proposed include removing volunteer trees and installing stone at the water's edge to fortify the edge of the dam. This item was reviewed and approved by the Architectural Board of Review, which jointly held a meeting with the City of Cleveland Heights as the municipal boundary bisects this dam. They requested a mockup of the new stone walls. This item is requested as an emergency and with a suspension of the rules so the project can proceed to construction. Jeff Jowett of the NEORS is available to answer any questions.

William M. Ondrey Gruber, Law Director, stated that this does not require an emergency declaration since it is an administrative measure and not subject to referendum.

In response to a question from Council member Mr. Williams, Jeff Jowett responded that this is a benefit of the Storm Water Management Program fee.

Council member Mr. Malone asked about the City's cost sharing component.

Jeri E. Chaikin, Chief Administrative Officer, stated that about \$217,000/year will be available from the community cost share. We have allocated \$100,000 of that toward the \$500,000 contribution of Green Lake dredging. Another \$100,000/year for the next seven plus years is for the detention basin at University Hospitals. The NEORS is paying for the improvements.

Jeff Jowett stated that this project is 100% funded by the NEORS.

Council member Mr. Zimmerman stated that both of the above items were unanimously recommended by the City Planning Commission. There was some community feedback from a neighbor who wants these projects to be done as timely and as least invasively as possible. There is a recognition that this is really a community asset and they don't want the natural beauty affected except as minimally necessary to effect the improvements.

It was moved by Mr. Zimmerman, and seconded by Mrs. Moore, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-111 be placed upon its final enactment.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mr. Zimmerman, and seconded by Mrs. Moore, that Ordinance No. 17-111 be enacted as read.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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Ordinance No. 17-112, by Mr. Williams, authorizing the application for and acceptance of grant funds in the amount of \$9,499.98 from the Cuyahoga County OVI Task Force for additional traffic enforcement patrols.

Police Chief Jeff DeMuth stated that this ordinance requests authorization to apply for and accept grant funding in the amount of \$9,499.98 for additional traffic enforcement

power emergencies. We utilize ReadyNotify to notify residents when there is severe weather. Shaker Heights is one of the communities with the most registered users of ReadyNotify. We also utilize the Community Emergency Response Team (CERT) to deal with the aftermath of power outages, storms and flooding. We have partnered with the Cuyahoga County Board of Health (CCBH) for points of distribution (POD) for emergency vaccinations and medications for first responders. In order to be eligible for funding we must adopt the Cuyahoga County Mitigation Plan. We had two significant storms in 2004 and much of the cleanup effort was funded through federal assistance. This item is requested as an emergency and with a suspension of the rules so in the unlikely event of a major storm we can apply as quickly as possible for federal funding.

Council member Mrs. Senturia stated that this item was reviewed and approved by the Safety and Public Works Committee. It is good to have a plan. It is a useful exercise to think about risk assessment and the way to react.

It was moved by Mrs. Senturia, and seconded by Mr. Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-115 be placed upon its final enactment.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mrs. Senturia, and seconded by Mr. Williams, that Ordinance No. 17-115 be enacted as read.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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Ordinance No. 17-116, by Mr. Williams, authorizing a contract with the Cuyahoga County Board of Health, for the period January 1, 2018 through December 31, 2018, in the total not to exceed amount of \$117,206, to handle health permitting, licensing and enforcement under Ohio law, and to provide various health related services to the City's residents, and declaring an emergency.

Jeri E. Chaikin, Chief Administrative Officer, stated that this ordinance authorizes a proposed merger with the Cuyahoga County Board of Health. The schools did not express a need for student transportation because students previously came to City Hall by public

transportation. We will follow up with them on what is being communicated to students and families. There will be a reception at City Hall on December 14 to thank Health Department employees for their many years of service.

William M. Ondrey Gruber, Law Director, stated that the agreement outlines the services being provided.

It was moved by Mr. Williams, and seconded by Mr. Malone, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-116 be placed upon its final enactment.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Mr. Williams, and seconded by Mr. Malone, that Ordinance No. 17-116 be enacted as read.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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Ordinance No. 17-117, by Ms. Williams, creating a one-time severance package for employees whose jobs are being abolished by the closing of the Health Department and contracting for Health District services from the Cuyahoga County Board of Health, and declaring an emergency.

Sandra Middleton, Human Resources Manager, stated that on November 10 Council adopted an ordinance approving the closing of the Health Department and joining the Cuyahoga County Board of Health (CCBH). The City's Health Department will continue operating until December 31, 2017. Currently, there is one full-time employee, and six part-time employees. This ordinance requests authorization for a one-time severance package for all Health Department employees whose jobs will be abolished at the end of this year as a result of the closing of the Health Department. This severance package is similar to those in the past, based on years of pay, including outplacement service for up to \$500 with continuing health care coverage for the full-time employee eligible for coverage. Five of the six part-time employees work as a PRN, as a substitute for current positions. We felt it would be equitable to average their hours worked over the past two years to determine the average hours worked per week. All of the costs related to the severance package are included in

the proposed 2018 budget. This item is requested as an emergency and with a suspension of the rules in order to give employees ample notice of the package.

In response to a question from Council member Mr. Williams, Ms. Middleton stated that we did not negotiate for any of our employees to assume positions at the CCBH although they have job openings.

It was moved by Ms. Williams, and seconded by Mr. Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-117 be placed upon its final enactment.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Motion Carried

Moved by Ms. Williams, and seconded by Mr. Williams, that Ordinance No. 17-117 be enacted as read.

Roll Call:	Ayes:	Mrs. Senturia, Ms. Williams Mr. Williams, Mr. Zimmerman Mr. Malone, Mrs. Moore, Mr. Roeder
	Nays:	None

Ordinance Enacted

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Ordinance No. 17-118, by Mr. Zimmerman, authorizing the execution of Then and Now Certificates by the Director of Finance and the payment of amounts due for various purchase orders, and declaring an emergency.

Robert H. Baker, Finance Director, stated that there was one item that exceeds the threshold for Council approval for this reporting period.

It was moved by Mr. Zimmerman, and seconded by Ms. Williams, that the rule requiring ordinances to be read on three different days be suspended and Ordinance No. 17-118 be placed upon its final enactment.

