

Ron Jackson, President

Stafford L. Shenett, Sr., District 1

Toni Jones, District 2

Christian Ostenson, District 3



Dana D. Anderson, District 4

Tanglyn Madden, District 5

Richard Trojanski, District 6

Edwina Agee, District 7

PUBLIC NOTICE

DATE: June 3, 2021

TO: Committee Member Tanglyn Madden
Committee Member Edwina Agee
Council President Ron Jackson
Members of City Council
Mayor Annette M. Blackwell
Directors, Chiefs, Department Heads

FROM: Christian Ostenson, Chairman

RE: **Finance Committee Meeting**

In accordance with Section 220.01(e)(4) of the Codified Ordinances of the City of Maple Heights, a **Finance Committee Meeting** will be held on **Monday, June 7, 2021 at 7:00 p.m.** via video/teleconference to discuss the following:

- **Audit Committee**
- **Charter Article 7 Section 20 regarding Limitation on Taxation**
- **City Tree Program**
- **Other City Finance Business**

Committee members, Administrative staff and the Public may access the meeting via ZOOM by the following methods:

By computer, tablet or smartphone:

<https://us02web.zoom.us/j/83314530711?pwd=M3lYdEgwVHdvZVo4YTJvMHJrNHA1dz09>

Meeting ID: 833 1453 0711

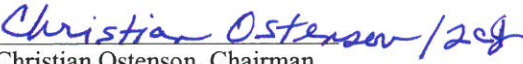
Passcode: 814811

By telephone:

1. Dial 1-312-626-6799

2. Enter Meeting ID: 833 1453 0711 Passcode: 814811

It is requested that the Mayor, Finance Director and Law Director attend this meeting.


Christian Ostenson, Chairman
Finance Committee
Maple Heights City Council

SECTION 20. LIMITATION ON TAXATION.

(a) The power of Council to levy taxes shall be subjected to the limitations now and hereafter provided by the Constitution and the general laws of the State of Ohio, and nothing contained in this Charter shall be construed as authorizing the levy of any taxes in excess of such limitations without the vote of the people.

(b) When the taxable income of a resident of the Municipality is subject to a municipal income tax in another municipality on the same income taxable by the Municipality, Council shall make provision for granting the resident a credit of the amount of income tax paid on such taxable income to such other municipality equal to One Hundred Percent (100%) of the amount obtained by multiplying the lower of the tax rate of such other municipality or of the municipality by the taxable income earned in or attributed to the municipality of employment or business activity. Council may not decrease or increase the amount of such credit without having obtained the approval for such decrease or increase by a majority of the electors of the Municipality voting on the question at a general election.

(Adopted November 8, 2005; Amended February 6, 2007)

ORDINANCE NO.: 2019-61, As Amended
INTRODUCED BY: Mayor Annette M. Blackwell
MOTION FOR ADOPTION BY:

AN ORDINANCE ENACTING NEW CODIFIED ORDINANCE SECTION 660.16(C) CREATING A COST-SHARING PROGRAM WITH PRIVATE PROPERTY OWNERS FOR REMOVAL OF DEAD, DISEASED, OR DAMAGED TREES AND THOSE TREES WHOSE ROOTS HAVE ADVERSELY IMPACTED SIDEWALKS AND SEWERS FROM TREE LAWNS, AND DECLARING AN EMERGENCY.

WHEREAS, Section 660.16 of the City's Codified Ordinances declares that dead, diseased and damaged trees on private property, including tree lawns, are a nuisance that must be abated by the private property owner; and

WHEREAS, the Mayor and Service Director, based on the significant amount of tall and older trees in the City that are dead, diseased or damaged or whose roots have impacted sidewalks and sewers, have recommended that it is necessary and in the public interest for the City to participate and share in the expense of removing dead, diseased and damaged trees and those trees whose roots have adversely impacted sidewalks and sewers from tree lawns.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Maple Heights, Cuyahoga County, State of Ohio, that:

Section 1. New Section 660.16(c) of the Codified Ordinances of the City of Maple Heights is enacted to read as follows:

“(c) **Effective upon passage of this Section**, the City will pay an amount not to exceed five hundred dollars (\$500) per tree lawn property, or a total amount of ten thousand dollars (\$10,000) per calendar year, to participate and share in the expense of removing dead, diseased and damaged trees and those trees whose roots have adversely impacted sidewalks and sewers from tree lawns, on as many tree lawn properties as the funds will cover, provided hereinafter that Council will appropriate funds for such purpose after estimates of cost and applications for such assistance have been filed with the Director of Finance and the Service Director. The Mayor, the Director of Finance and the Safety Director are hereby authorized and directed to plan and effectuate a program to accomplish this tree removal program in substantially the following manner:

(1) By March 31 of each year, the Service Director will request qualification statements from tree removal companies. These statements will be kept on file and made available to residents applying for the tree removal program. Tree removal companies that are hired to remove trees as set forth in this Section will be required to obtain the proper registration certificates and permits required by the Building Commissioner.

(2) The owner of each tree lawn property must apply in writing to the Service Director for tree removal assistance.

(3) The Service Director, or his designee, which may be an arborist, will investigate each tree lawn property for which application for tree removal has been made to determine whether the tree is dead, diseased, or damaged or its roots adversely impact sidewalks or sewers making removal necessary. After the Service Director, or his designee, confirms the need for tree removal, the private property owner must obtain two estimates of cost to perform the work from tree companies who submitted qualification statements to the Service Director.

(4) The applicant's cost estimates and the Service Director's approval will be submitted to the Finance Director, who shall document each application for City financial assistance based upon the availability of appropriated funds.

(5) If funds are available, the Finance Director will notify the private property owner and the Service Director, in writing, that the City will contribute such funds, in an amount not to exceed \$500, for the tree removal by the private property owner.

(6) Upon completion of the work and approval of the work by the Service Director, the private property owner shall submit a bill from the tree removal company to the Service Director for delivery to the Finance Director.

(7) Upon receiving the bill and approval from the Service Director, the Finance Director will reimburse the private property owner up to \$500, which amount is totally at the discretion of the Finance Director based on the amount of funds available for the tree removal program each year.”

Section 2. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of new Section 660.16(c) in the current print and electronic editions of the City’s Codified Ordinances.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted 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 all legal requirements including O.R.C. Section 121.22.

Section 4. This Ordinance constitutes an emergency measure necessary for the public safety, health and welfare and for the further reasons stated in the Preamble and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2021

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Approved as to legal form:

Frank Consolo, Director of Law

ATTEST: _____
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio, do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: _____

Leonette Cicirella Johnson, Clerk of Council