

**CITY OF MAPLE HEIGHTS
COUNCIL MEETING AGENDA (Amended)**

Maple Heights Senior Center 7:00 PM

July 7, 2021

- | | | |
|-----|----------------------------------|---|
| 1. | Caucus: 6:30 pm | All Members of Council |
| 2. | Call to Order: | Council President Ron Jackson |
| 3. | Invocation/Pledge of Allegiance: | Councilwoman Tanglyn Madden, District 5 |
| 4. | Roll Call: | Council Clerk Leonette Cicirella Johnson |
| 5. | Announcements: | Law Department |
| 6. | Addendum: | |
| 7. | Approval of Minutes: | May 19, 2021 (Regular Meeting of Council) |
| 8. | Communications: | Notice from the Ohio Division of Liquor Control |
| 9. | Council Committee Reports: | |
| 10. | Department Reports: | |
| 11. | Citizens' Comments: | Per Council Rule 220.01(c)(9) |

Comments from City residents will be entertained at Regular Council Meetings only, and shall be limited to three (3) minutes per person during comments on the agenda and comments of a general nature and no person shall be allowed to speak more than once. A person wishing to address Council shall first be recognized by the President of Council, and when recognized, shall come forward, state his or her name and address and state the subject matter which he or she wishes to discuss. Total resident comments shall be limited to 45 minutes for all comments. Under special circumstances, this rule can be extended or modified by a majority of Council present. No profanity or comments of a personal or inflammatory nature will be tolerated under any circumstances. The Presiding Officer shall permit a one (1) minute response from the Mayor or Council Member or Department Director to whom the Citizen's question is directed.

12. Legislation:

2019-61, As Amended AN ORDINANCE ENACTING NEW CODIFIED ORDINANCE SECTION 660.16(C) CREATING A COST-SHARING PROGRAM WITH PRIVATE PROPERTY OWNERS FOR THE 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.

This Ordinance is currently in the Finance Committee

2021-25 AN ORDINANCE ENACTING NEW CHAPTER 1488 – TENANT’S RIGHT TO PAY TO STAY OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

This Ordinance is currently in the Housing/Economic Development Committee

2021-38 AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022; SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

Reading 3 (Blackwell)

2021-66 A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON ROCKSIDE ROAD, PPN 785-05-052, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-67 A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY AT 5562 HOLLYWOOD AVENUE, PPN 783-06-076, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-68 A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON GARDENVIEW DRIVE, PPN 782-25-132, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-69 A RESOLUTION REQUESTING THAT FOR THE FISCAL YEAR 2022 THE CUYAHOGA COUNTY FISCAL OFFICER ADVANCE TAXES AND ASSESSMENTS FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-70 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 FOR METIS CONSTRUCTION SERVICE, INCREASING THE CONTRACT BY \$119,401.50, FOR THE CITY HALL NEW VESTIBULE & ELEVATOR ADDITION PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-71 A RESOLUTION AUTHORIZING THE MAYOR TO MODIFY THE GRANT AGREEMENT WITH THE OHIO DEVELOPMENT SERVICES AGENCY (OSDA) TO PROVIDE FUNDING FOR THE CONSTRUCTION OF AN OUTDOOR FITNESS NETWORK WITH SECURITY CAMERAS IN STAFFORD PARK IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-72 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MASTER COOPERATION AGREEMENT WITH CUYAHOGA COUNTY FOR PAVEMENT PREVENTIVE MAINTENANCE SERVICES ON WARRENSVILLE CENTER ROAD IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-73 AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE MAPLE HEIGHTS LAND REUTILIZATION PROGRAM, TO ENTER INTO AN AMENDED AND RESTATED AGREEMENT OF SALE OF CERTAIN REAL ESTATE WITH PIRHL ACQUISITIONS, LLC FOR THE NEW CONSTRUCTION OF AN AGE-RESTRICTED, SENIOR LIVING FACILITY IN THE CITY THAT WILL PROVIDE A QUALITY HOUSING OPTION FOR SENIORS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2021-74 AN ORDINANCE AMENDING SECTION 452.14 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING PROHIBITED PARKING HOURS, AND DECLARING AN EMERGENCY.

Reading 1 (Ostenson)

Motion: A Motion approving the Law Director's appointment of Ms. Marlene J. Ridenour as Assistant Prosecutor/Assistant Law Director for the City of Maple Heights

- 13. Expenditures over \$3,500.00:**
- 14. Mayor's Report:**
- 15. Council/Council President's Reports:**
- 16. Adjournment:**

ORDINANCE NO. 2021-38

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY: Council President Ron Jackson

AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022; SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

WHEREAS, on October 11, 2002, the Cuyahoga County Budget Commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (including schools) to adopt a Tax Budget as provided under O.R.C. Section 5705.281, but instead requires the filing of Alternative Tax Budget Information on an annual basis; and

WHEREAS, the Alternative Tax Budget Information for the City of Maple Heights, Ohio for the fiscal year beginning January 1, 2022 has been prepared and presented to the Council; and

WHEREAS, after due consideration, Council deems it advisable in the interest of the Municipality to adopt the Alternative Tax Budget Information.

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

Section 1. The Alternative Tax Budget Information of the City of Maple Heights, Ohio for the fiscal year beginning January 1, 2022, heretofore prepared by the Mayor and Director of Finance and submitted to this Council, copies of which are on file in the offices of the Director of Finance and Clerk of Council, is hereby adopted as the official Alternative Tax Budget Information of the City of Maple Heights, Ohio, for the fiscal year beginning January 1, 2022.

Section 2. The Finance Director is authorized and directed to promptly certify a copy of said Alternative Tax Budget Information and a copy of this Ordinance and transmit the same to the Budget Commission of Cuyahoga County, Ohio.

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 on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to comply with all State, County and Local requirements concerning tax budgets, 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

RESOLUTION NO. 2021-66

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON ROCKSIDE ROAD, PPN 785-05-052, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Rockside Road PPN 785-05-052

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

Section 1. The following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Rockside Road PPN 785-05-052

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution constitutes an emergency measure necessary for the health, safety and general welfare of the residents of the City, and to immediately allow the sale of this unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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

RESOLUTION NO. 2021-67

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY AT 5562 HOLLYWOOD AVENUE, PPN 783-06-076, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

5562 Hollywood Avenue PPN 783-06-076

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

Section 1. The following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

5562 Hollywood Avenue PPN 783-06-076

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution constitutes an emergency measure necessary for the health, safety and general welfare of the residents of the City, and to immediately allow the sale of this unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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

RESOLUTION NO. 2021-68

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON GARDENVIEW DRIVE, PPN 782-25-132, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Gardenview Drive PPN 782-25-132

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

Section 1. The following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Gardenview Drive PPN 782-25-132

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution constitutes an emergency measure necessary for the health, safety and general welfare of the residents of the City, and to immediately allow the sale of this unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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

RESOLUTION NO.: 2020-69

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION REQUESTING THAT FOR THE FISCAL YEAR 2022 THE CUYAHOGA COUNTY FISCAL OFFICER ADVANCE TAXES AND ASSESSMENTS FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, Section 321.34 of the Revised Code of the State of Ohio provides that any money in the County Treasury for credit to the account of the City of Maple Heights, Ohio, and lawfully applicable to the purpose of the current fiscal year, be drawn upon by request.

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

Section 1: The Fiscal Officer of Cuyahoga County, Ohio, be and is hereby requested to draw his warrants and the Treasurer of said County be, and is hereby requested to pay the City of Maple Heights, Ohio any money derived from taxes and from assessments in the County Treasury for credit to the account of said City of Maple Heights, and lawfully applicable to the purposes of the Fiscal Year 2022.

Section 2: The Finance Director is authorized and directed to forward a certified copy of this Resolution to the Fiscal Officer of Cuyahoga County, Ohio.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to immediately allow the City to participate in the County Tax Advance Program, 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

RESOLUTION NO. 2021-70

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY: Council President Ron Jackson

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 FOR METIS CONSTRUCTION SERVICE, INCREASING THE CONTRACT BY \$119,401.50, FOR THE CITY HALL NEW VESTIBULE & ELEVATOR ADDITION PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

WHEREAS, on November 20, 2019, by **Resolution No. 2019-100**, Council authorized and directed the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2020 Community Development Block Grant Program (CDBG); and

WHEREAS, on November 20, 2019, by **Resolution No. 2019-101**, Council authorized and directed the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2020 Community Development Supplemental Grant Program (CDSG); and

WHEREAS, the City of Maple Heights has been awarded \$150,000.00 by the Cuyahoga County Department of Development under the 2020 Community Development Block Grant Program (CDBG) and \$50,000.00 under the 2020 Community Development Supplemental Grant Program (CDSG) for the Maple Heights City Hall ADA Improvements Project which will help to fund improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and

WHEREAS, the funds awarded for the Maple Heights City Hall ADA Improvements Project by the Cuyahoga County Department of Development under the 2020 Community Development Block Grant Program (CDBG) are required to be expended before March 31, 2021; and

WHEREAS, the funds awarded for the Maple Heights City Hall ADA Improvements Project by the Cuyahoga County Department of Development under the 2020 Community Development Supplemental Grant Program (CDSG) are required to be expended before July 31, 2021; and

WHEREAS, Council deems it necessary and in the best interests of the health, safety and welfare of all of the City residents to proceed with improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and

WHEREAS, on April 15, 2020, by **Resolution No. 2020-38**, Council authorized and directed the City Engineer and Architect Calvin M. Singleton, Jr., of Calvin Singleton and Associates, to begin the preparation of plans and specifications and to provide advertising for bids for the Maple Heights City Hall ADA Improvements Project; and

WHEREAS, on October 28, 2020, the bids for the City Hall New Vestibule & Elevator Addition Project were opened and inspected by the City Engineer to determine the lowest and best bid; and

WHEREAS, all of the bids for the City Hall New Vestibule & Elevator Addition Project opened on October 28, 2020 exceeded the Engineer's estimate by more than ten percent (10%) and were rejected by the City Engineer; and

WHEREAS, the City Engineer and Architect Calvin M. Singleton, Jr., of Calvin Singleton and Associates, revised the plans and specifications and again advertised for bids for the City Hall New Vestibule & Elevator Addition Project; and

WHEREAS, on February 11, 2021, the bids for the revised City Hall New Vestibule & Elevator Addition Project were opened and inspected by the City Engineer to determine the lowest and best bid; and

WHEREAS, on February 17, 2021, by **Resolution No. 2021-22**, the Council of the City of Maple Heights authorized the Mayor to enter into a contract with Metis Construction Services for the City Hall New Vestibule & Elevator Addition Project, for a cost not to exceed Two Hundred Sixty-Seven Thousand Seven Hundred Seventy-Nine Dollars and Zero Cents (\$267,779.00), and

WHEREAS, on May 5, 2021, by **Resolution No. 2021-44**, the Council of the City of Maple Heights authorized Change Order No. 1 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of Six Thousand Nine Hundred Thirty Dollars and Zero Cents (\$6,930.00), to provide for work to construct the project material/equipment lay down and staging area; and

WHEREAS, on November 18, 2020, by **Resolution No. 2020-104**, Council authorized and directed the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2021 Community Development Block Grant Program (CDBG); and

WHEREAS, on November 18, 2020, by **Resolution No. 2020-105**, Council authorized and directed the Mayor to make application, sign and file all necessary documents and contracts with the

Cuyahoga County Department of Development for the 2021 Community Development Supplemental Grant Program (CDSG); and

WHEREAS, the City of Maple Heights has been awarded \$150,000.00 by the Cuyahoga County Department of Development under the 2021 Community Development Block Grant Program (CDBG) and \$50,000.00 under the 2021 Community Development Supplemental Grant Program (CDSG) for the Maple Heights City Hall ADA Improvements Project which will help to fund improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and

WHEREAS, the City Engineer has recommended additional work to be performed, including the permanent installation of an automatic door opener for the front entrance to City Hall, accepting Alternate Bid Items No. 2 and No. 3 that were included within the bidding documents for Phase 1 of the City Hall Vestibule & Elevator Addition Project but not awarded due to budgetary constraints, and the acceptance of an alternate exterior block material.

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

Section 1. The Council of the City of Maple Heights hereby authorizes Change Order No. 2 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of One Hundred Nineteen Thousand Four Hundred One Dollars and Fifty Cents (\$119,401.50), to provide for work to construct the additional items as outlined within this Resolution as directed by the City Engineer.

Section 2. The Council of the City of Maple Heights hereby authorizes the Finance Director to amend the appropriations as required for the expenditures outlined within this Resolution:

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution constitutes an emergency measure necessary for the health and welfare of the residents of the City, and so that the additional work can begin in a timely manner and be completed in the 2021 construction season, 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

RESOLUTION NO.: 2021-71

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR TO MODIFY THE GRANT AGREEMENT WITH THE OHIO DEVELOPMENT SERVICES AGENCY (OSDA) TO PROVIDE FUNDING FOR THE CONSTRUCTION OF AN OUTDOOR FITNESS NETWORK WITH SECURITY CAMERAS IN STAFFORD PARK IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor and the Human Services Director had sought funding from various county, state and federal agencies for the set-up, operation and management of the Stafford Park Pool Sprayground for the Summer 2020 and Summer 2021 seasons; and

WHEREAS, the Ohio Development Services Agency (OSDA) had approved the release of Fifty-Eight Thousand Dollars and No Cents (\$58,000.00) from the General Revenue Fund, Appropriation Line Item 195503, for Fiscal Year 2020 and 2021, to the Maple Heights Aquatic Facility for costs associated with the opening and operation of the existing sprayground located at Stafford Park; and

WHEREAS, on May 20, 2020, by **Resolution No. 2020-50**, Council authorized the Mayor to enter into a Grant Agreement with the Ohio Development Services Agency (OSDA) to accept funding of up to the amount of Fifty-Eight Thousand Dollars and No Cents (\$58,000.00) for the set-up, operation and management of the Stafford Park Pool Sprayground through August 31, 2021; and

WHEREAS, due to the ongoing COVID-19 pandemic, and the potential health risks to the public, that existed at the time of the development of the 2021 Recreation Program, the City of Maple Heights elected to not open the Stafford Park Pool Sprayground for the 2021 summer season; and

WHEREAS, the Ohio Development Services Agency (OSDA) had approved the proposed modification of the Grant Agreement to allow for the release of Fifty-Eight Thousand Dollars and No Cents (\$58,000.00) from the General Revenue Fund, Appropriation Line Item 195503, to the City of Maple Heights for costs associated with the construction of an outdoor fitness network, with security cameras, located at Stafford Park.

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

Section 1. The Mayor is hereby authorized and directed to enter into a modified Grant Agreement with the Ohio Development Services Agency (OSDA) and accept funding of up to the amount of Fifty -Eight Thousand Dollars and No Cents (\$58,000.00) to assist with the implementation of services as required for the construction of an outdoor fitness network, with security cameras, to be located at Stafford Park. The City Engineer is furthermore authorized and directed to begin the preparation of plans and specifications and to provide advertising for bids for the Stafford Park Outdoor Fitness Network Project in the City of Maple Heights

Section 2. The Council of the City of Maple Heights hereby authorizes the Finance Director to amend the appropriations as required for the expenditures outlined within this Resolution:

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Resolution constitutes an emergency measure necessary for the public welfare and to ensure the timely completion of the construction project 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

RESOLUTION NO.: 2021-72

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MASTER COOPERATION AGREEMENT WITH CUYAHOGA COUNTY FOR PAVEMENT PREVENTIVE MAINTENANCE SERVICES ON WARRENSVILLE CENTER ROAD IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Maple Heights and the County had previously entered into an agreement for the construction of roadway improvements on Warrensville Center Road, from the Maple Heights South Corporation Limit to the Maple Heights North Corporation Limit, where the City of Maple Heights agreed to cooperate with the County and the County agreed to participate in the design and construction of such improvements; and

WHEREAS, the County recognizes the need to protect its financial investment and desires to provide to the City of Maple Heights pavement preventative maintenance services for these roadway improvements; and

WHEREAS, the City of Maple Heights recognizes that such pavement preventative maintenance services are in the public interest and desires to supplement the original Cooperation Agreements to cooperate with the County in the provision of such services.

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

Section 1. The Mayor is hereby authorized and directed to enter into the Master Cooperation Agreement for Pavement Preventive Maintenance Services with Cuyahoga County, all as more fully set forth in the Master Cooperation Agreement.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 3. This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and to ensure the timely completion of the pavement preventative maintenance services 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

ORDINANCE NO.: 2021-73

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE MAPLE HEIGHTS LAND REUTILIZATION PROGRAM, TO ENTER INTO AN AMENDED AND RESTATED AGREEMENT OF SALE OF CERTAIN REAL ESTATE WITH PIRHL ACQUISITIONS, LLC FOR THE NEW CONSTRUCTION OF AN AGE-RESTRICTED, SENIOR LIVING FACILITY IN THE CITY THAT WILL PROVIDE A QUALITY HOUSING OPTION FOR SENIORS, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to **Ordinance No. 2020-95**, Council authorized the Mayor to enter into a conditional Agreement of Sale with PIRHL Acquisitions, LLC ("PIRHL") to develop and construct in the City a fifty (50) unit senior living facility that will provide a quality housing option for seniors age 55 or older, through the purchase of up to thirty-nine (39) separate but adjoining parcels of real property located along the paper streets of Edinboro, Jackson and Hazelwood (hereinafter referred to as the "Hazelwood Court Parcels"), which Hazelwood Court Parcels are owned by the City through its Land Reutilization Program: and

WHEREAS, the Mayor was authorized to sell the Hazelwood Court Parcels pursuant to R.C. 5722.07 at the fair market value as set forth on Exhibit A of the conditional Agreement of Sale, less the amount of Public Improvement Costs to be incurred by PIRHL, which fair market value takes into account the County Fiscal Officer's valuation of each parcel plus the fact that the City is placing a restrictive use covenant for affordable housing as a deed restriction on the Hazelwood Court Parcels, plus the costs of public improvements; and

WHEREAS, the Agreement of Sale was conditioned upon PIRHL being awarded Housing Tax Credits from the Ohio Housing Finance Agency (OHFA) and PIRHL, after studying the feasibility of the development project, refining the location and amount of Hazelwood Court Parcels necessary to construct the project, and the City's re-zoning of the Hazelwood Court Parcels necessary to construct the project; and

WHEREAS, pursuant to **Ordinance No. 2021-12**, Council re-zoned the Hazelwood Court Parcels necessary to construct the project from Residential Single Family-Medium Density (RSF-M) to Residential Multi-Family (RMF) Zoning District; and

WHEREAS, PIRHL was awarded the OHFA Housing Tax Credits and is now seeking additional financing to finalize the project and as a result needs to amend the agreement to clarify the exact Hazelwood Court Parcels needed to construct the project, their cost, the cost of the public improvements, and the final purchase price, which purchase price will be Zero Dollars since the cost of the public improvements is greater than the cost of the Hazelwood Court Parcels, all as set forth in Exhibits A and B of the Agreement.

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

Section 1. The Mayor is hereby authorized to enter into an Amended and Restated Agreement of Sale with PIRHL to purchase the Hazelwood Court Parcels to develop a senior living facility on the Hazelwood Court Parcels, which Amended and Restated Agreement of Sale is attached hereto as Exhibit A and incorporated as if fully rewritten herein.

Section 2. Pursuant to R.C. 5722.07 the fair market value of the Hazelwood Court Parcels is ZERO Dollars. The fair market value of the Hazelwood Court Parcels takes into account the County Fiscal Officer's valuation of each parcel, which is \$215,600.00 (Exhibit A to the Agreement), less the amount of Public Improvement Costs, which is \$357,126.27 (Exhibit B to the Agreement). In addition the City is placing a restrictive use covenant for affordable housing as a deed restriction on the Hazelwood Court Parcels.

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 on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to immediately allow PIRHL to begin preparations for obtaining additional financing, 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

ORDINANCE NO.: 2021-74

INTRODUCED BY: Councilman Christian Ostenson

MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING SECTION 452.14 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING PROHIBITED PARKING HOURS, AND DECLARING AN EMERGENCY.

WHEREAS, Council, in order to ensure the safety and public peace of the residents desires to change the hours prohibiting vehicles from parking on City streets from 4:00 a.m.- 6:00 a.m. to 2:00 a.m.- 6:00 a.m.

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

Section 1. Section 452.14 of the City's Codified Ordinances is hereby amended to read as follows, with additions being underlined, and deletions struck through:

452.14 PARKING BETWEEN ~~4:00~~ 2:00 AND 6:00 A.M. PROHIBITED.

No person shall park any vehicle upon any public street in the City between the hours of ~~4:00~~ 2:00 a.m. and 6:00 a.m. of each calendar day.

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 amended Section 452.14 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 on the date indicated below, 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 Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to eliminate overnight parking of vehicles without delay, 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

City of Maple Heights													
Council Expenditures over \$3,500.00													
Wednesday, July 7, 2021													
Date Requested	APPROVAL NUMBER	Requested By	Fund/Dept. Account	Fund	Department	Account Name	Beginning Overall "Professional Services/ Other" Budget	Department Cost	Remaining Overall "Professional Services/ Other" Budget Balance	VENDOR	ITEM and DESCRIPTION	Add'l \$ Needed	Transfer from Budget Acct
06/07/21	2021-033	Fire Chief	252.1200.55071	Ambulance Billing	Fire	Maintenance & Repairs	\$178,052.72	\$5,000.00	\$173,052.72	EMSAR	Annual Maintenance for Stryker Cots, Load Systems, & Stairchairs		
								\$5,000.00					

GRAND TOTAL	\$5,000.00
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All Approved YES NO Pull Out # Additions #
 Pull Out # Additions #
 Pull Out # Additions #

Council President