

**City of Maple Heights
Regular Council Meeting Minutes**

Maple Height Senior Center

November 2, 2022

MEETING CAUCUS

Council President Jackson called the meeting to order at 6:31 p.m. with the following Council members present: Jackson, Jones, Tatum, Anderson, Madden, and Agee. Councilman Shenett arrived at 6:38 p.m. Councilman Trojanski was absent and excused. Also present were Fire Chief Vito Kavaliunas, Police Chief Todd Hansen, Human Services Director Linda Vopat, Assistant Service Director Tony Ciresi, Planning and Development Director Joe Duffy, City Engineer Ed Hren and Council Clerk Leonette Cicirella Johnson. Law Director Frank Consolo arrived at 6:36 p.m. Finance Director Tinita Tillman arrived at 6:38 p.m. Mayor Annette M. Blackwell was absent and excused.

Mr. Jackson said that Councilwoman Anderson would have the Invocation and lead the Pledge of Allegiance for tonight's meeting. He said there were no Communications and no Committee Reports tonight.

Moving to the Legislation on tonight's Agenda, Mr. Jackson said **Resolution No. 2022-98** would authorize the Mayor to enter into an agreement for the sale of one (1) vacant condominium unit located on Edgewood Court. He asked Planning and Development Director Duffy to discuss this legislation.

Mr. Duffy said this legislation concerned a rather unique proposal and would authorize the City to sell a vacant, formerly foreclosed condo unit to a local developer for rehab. He said this developer has been buying vacant properties in this area and had a good track record with the City. Mr. Duffy said this was an important proposal since there had been a Homeowners' Association (HOA) for this condominium that has since dissolved about 20 years ago, leaving a complicated legal structure to be responsible for the maintenance of these properties.

Mr. Duffy reiterated that this particular developer worked well with the different City departments and respectfully requested that this legislation be passed on emergency at tonight's meeting.

Mr. Jackson asked if there were any questions.

Councilwoman Jones said she did not have any questions, but had a comment regarding this Resolution. Ms. Jones said Edgewood Court was in her District and that this address was part of a four (4) unit building that had one (1) water line and one (1) roof for the entire complex. Ms. Jones said when one of the units had a leaky roof this developer replaced the entire roof. She said his goal was to develop private contracts to maintain the properties for snow removal for access by the Police and Fire Departments and Waste Management for trash collection. Ms. Jones said she did sign the letter of approval for this developer to obtain this property from the City.

Mr. Jackson asked if there were any other questions from Council. There being no other questions or discussion, Mr. Jackson asked Council to pass this Resolution on emergency at tonight's meeting.

Mr. Jackson said **Ordinance No. 2022-99** would authorize the Mayor to enter into a project award agreements for funding from the District 8 ARPA Community Grant Fund. He asked City Engineer to discuss this legislation.

In response, Mr. Hren said this legislation would authorize the Mayor to execute project award agreements for four (4) separate projects including the purchase of an emergency generator for the Senior Center; roof repairs at both Fire Stations 1 and 2 and for the Police Department locker room expansion. He said **Ordinance No. 2022-99** would allow the City to accept this funding award and allow the Finance Director to deposit these funds in a specific Local Fiscal Recovery Fund.

Mr. Hren said he will be coming back to Council with specific legislation for each of these projects authorizing him to go out to bid for each project and then award the contracts.

Mr. Jackson asked if there were any questions or comments from Council regarding this legislation.

Ms. Jones said that the ARPA funding was federal funding that will be coming to the City from Pernel Jones, our County Council Representative. She said that was what the "District 8 ARPA Community Grant Fund" language in the legislation referenced.

Mr. Jackson asked if there were any other questions from Council. There being were no questions, Mr. Jackson said if there were no objections from Council, he would request that Council vote on **Ordinance No. 2022-99** at tonight's meeting. There were no objections from Council.

Moving to **Resolution No. 2022-100**, Mr. Jackson said this Resolution would authorize the easement documents for public sidewalks over private properties on Dunham Road and asked Mr. Hren to discuss this legislation also.

Mr. Hren said this Resolution will authorize the Mayor to execute these easement agreements with private property owners regarding property located at the corner of Carol Drive and Dunham Road. He said the easements involved two (2) property owners. Mr. Hren said the easements were necessary since the center line right-of-way in this area was not in line with the center of the road. Mr. Hren said his firm will be contacting residents in the area to explain this project.

Mr. Jackson asked if there were any questions regarding **Resolution No. 2022-100**.

Councilman Shenett asked if these letters had already been sent to the residents, to which Mr. Hren responded in the negative. He said the letters will be sent out after the legislation had been passed by Council and the project would be starting.

Mr. Jackson said if there were no objections from Council, he would request that Council vote on **Resolution No. 2022-100** at tonight's meeting. There were no objections from Council.

Mr. Jackson said **Resolution No. 2022-101** would authorize Change Order No. 1 for Terrace Construction Company, Inc, for the Rowena Avenue Watermain Replacement Project. He asked Mr. Hren to discuss this legislation.

In response, Mr. Hren said this Resolution would allow him to increase the contract amount by \$37,137.67 as listed in the legislation to cover cost overruns, primarily from the concrete base. Mr. Hren said more concrete base needed to be replaced than anticipated. He said Change Order No. 1 would cover the quantity overruns for the concrete base and curbs. Mr. Hren said the new contract total for this project would be \$1,192,937.66 and that he would seek reimbursement for the Change Order increase from the County Department of Public Works since the City had a separate account with them. He said the City would be reimbursed for any costs incurred in this reconstruction project.

Mr. Jackson asked if there were any questions from Council.

Mr. Shenett asked for clarification if this work had already been done and this Change Order would recoup this overage, to which Mr. Hren responded in the affirmative.

Mr. Jackson said if there were no objections, he would ask Council to vote on this Resolution tonight. There were no objections from Council.

Mr. Jackson said **Resolution No. 2022-102** would authorize Change Order No. 1 for Specialized Construction, Inc. regarding the 2021 Roadway Repair Program and asked Mr. Hren to discuss this Resolution also.

Mr. Hren said this Change Order will close-out the 2021 Pavement Repair Program that had an original contract amount of \$471,400.00. He said the actual contract amount was \$443,814.15. Mr. Hren said the requested Change Order will decrease the contract amount by \$27,585.85 and that these funds will remain in the SCMR account to roll over for next year.

Mr. Jackson asked if there were any questions. There were no questions from Council. Mr. Jackson said if there were no objections, he would ask Council to vote on this Resolution tonight. There were no objections.

Mr. Jackson said **Ordinance No. 2022-103** would repeal Section 260.23 of the MH Codified Ordinances concerning compensation, fringe benefits and pension pick-up for safety personnel. He asked Mr. Consolo to discuss this legislation.

Mr. Consolo requested that this legislation be on First Reading at tonight's meeting. Moving to the List of Expenditures, Mr. Jackson said there were no Expenditures over \$25,000.00 or Disclosures of Purchase Orders over \$10,000.00 for review at tonight's meeting.

There being no other questions or comments, the Caucus Meeting was adjourned at 6:44 p.m.

REGULAR MEETING OF COUNCIL

Council President Jackson called the meeting to order at 7:00 p.m. with the following Council members present: Jackson, Shenett, Jones, Tatum, Anderson, Madden and Agee. Councilman Trojanski was absent and excused. Also present were Mayor Annette M. Blackwell, Law Director Frank Consolo, Fire Chief Vito Kavaliunas, Police Chief Todd Hansen, Finance Director Tinita Tillman, Human Services Director Linda Vopat, Assistant Service Director Tony Ciresi, Planning and Development Director Joe Duffy and Council Clerk Leonette Cicirella Johnson. City Engineer Ed Hren was absent and excused.

Councilwoman Dana D. Anderson gave the Invocation and led the Pledge of Allegiance to the Flag. Council Clerk Leonette Cicirella Johnson called the roll.

ADDENDUM: There was no Addendum for tonight's meeting.

MINUTES: Ms. Anderson made a motion, seconded by Mr. Shenett, to approve the Regular Meeting of Council Minutes of October 5, 2022.

ROLL CALL: Mr. Shenett: Yes; Ms. Jones: Yes; Mr. Tatum: Yes; Ms. Anderson: Yes; Ms. Madden: Yes; Ms. Agee: Yes. The motion passed by the vote of six (6) ayes to zero (0) nays.

Mr. Shenett made a motion, seconded by Ms. Anderson, to approve the Regular Meeting of Council Minutes of October 19, 2022.

ROLL CALL: Mr. Shenett: Yes; Ms. Jones: Abstain; Mr. Tatum: Yes; Ms. Anderson: Yes; Ms. Madden: Yes; Ms. Agee: Yes. The motion passed by the vote of five (5) ayes to zero (0) nays with one (1) abstention.

COMMUNICATIONS: There were no Communications for tonight's meeting:

COMMITTEE REPORTS: There were no Council Committee Reports for tonight's meeting.

DEPARTMENT REPORTS:

Fire Department - Fire Chief Vito Kavaliunas reported that Fire Department calls to date were 5,014 and that the Fire Department responded to the following working structure fires:

October 22nd , 12:53 a.m. at 19306 Marvin in Warrensville Heights for a house fire; no injuries;

October 24th , 5:30 p.m. at 4828 Turney Road in Garfield Heights for a house fire, one (1) minor injury.

The Fire Chief reported that on October 17th the Fire Department received calls from several residents in the Arch, Thomas and Maple Heights Boulevard neighborhoods for an odor of gasoline. The Chief said the odors appeared to be coming from the sewers. He said the Fire Department contacted the NEORSD, the EPA and the Fire Marshall's Office for assistance. Fire

Chief Kavaliunas said the cause was traced to the Valero Gas Station at Maple Heights Boulevard and Lee Road. The Chief said an environmental hazard mitigation company was quickly dispatched and the situation was handled without major incident. The Fire Chief said repairs will soon begin at Valero and that the site was open for retail sales but not for the dispensing of fuel. Fire Chief Kavaliunas said the gas station will remain closed for fuel sales until all repairs have been completed and inspected.

Fire Chief Kavaliunas said in October during Fire Prevention Week the Maple Heights Fire Department held fire safety classes for the children of Lincoln Elementary, Good Beginnings Day Care, Creative Playrooms and St. Benedict's. He said the children were very receptive to the firefighters' instructions and enjoyed seeing our equipment first hand.

The Fire Chief said the firefighters had a great time at the Fall festival this past weekend and thanked the Community Life and Education Committee and the Mayor for a great event.

Fire Chief Kavaliunas reminded residents that there was no burning of leaves or yard waste permitted in the City. He said the City had leaf collection service available and that all residents were encouraged to utilize this service.

The Fire Chief concluded his report by reminding everyone to exercise their right as a citizen of the United States and vote next Tuesday, November 8th. He asked everyone to research the issues and candidates and take the time to cast their vote because every single vote did matter.

Law Department –Law Director Mr. Frank Consolo reported that the Domestic Violence Community Forum sponsored by the Public Works and Safety Committee during October as Domestic Violence Awareness Month was a good event. He said there was a good panel that included Judge Suzanne Day from the Cuyahoga County Court of Common Pleas, Police Chief Hansen, Maple Heights Assistance Prosecutor Ridenour, a representative of the Legal Aid Society, the Victim's Advocate from Garfield heights Municipal Court and a domestic violence survivor. He said this was an eye-opening presentation.

Mr. Consolo said Judge Day has been working to create a special division in the County Court of Common Pleas for a Special Domestic Violence Court. He said Maple Heights Police Officers and Maple Heights Prosecutors were well-versed in this area since the City was considered the domestic violence capital of Cuyahoga County.

Police Department – Police Chief Todd Hansen presented the following report which is attached hereto and incorporated by reference.

Human Services Department – Human Services Director Mrs. Linda Vopat said the Domestic Violence Forum was an excellent event and reminded residents that the Department of Human Services had referrals for victims to get the proper help.

Mrs. Vopat announced that the Department of Human Services will be providing transportation to the polls for the November 8th General Election.

Mrs. Vopat also announced that the HEAP Office has re-opened at the Senior Center and reminded residents that the Winter Warming Program was in effect which offered assistance with Dominion East Ohio utility bills.

Finance Department – Finance Director Ms. Tinita Tillman said the Finance Department had closed and reconciled the month of October and the monthly report will be out tomorrow.

Ms. Tillman said the Finance Department was still working on the 2023 Budget and should have it completed so a Finance Committee Meeting could be scheduled for the end of November.

Service Department – Acting Service Director Mr. Tony Ciresi said that the Service Department was up to date with the Cleveland Water department dig jobs. He said 53 dig jobs have been completed within the past two (2) months for which the City will be reimbursed by the Cleveland Water Department.

Mr. Ciresi said the Service Department has started the Leaf Collection Program and completed about 80% of the first third of the City. He said the Service Department will be starting the area South of Libby Road tomorrow. Mr. Ciresi said the City website and Facebook page were updated daily regarding the Leaf Collection Program or residents can call the Service Department hotline at (216) 587-9015.

Mr. Ciresi concluded his report by stating that since everyone was talking about domestic violence, this morning he was outside in front of City Hall when he saw a man across the street hitting a woman a couple of times. Mr. Ciresi said he reported it to the Police Department and two (2) Officers went to the victim who denied everything.

Planning and Development Director: Planning and Development Director Mr. Joe Duffy presented the following report which is attached hereto and incorporated by reference.

CITIZENS' COMMENTS:

Mr. Lawrence Means residing at 5422 Elmwood Avenue said he attended the Fall festival and not everyone was there at this event. He said Council was divided and it was bad that Police Officer were at the Fall Festival for security but did not attend the “Trunk or Treat.”

Mr. Means said he did not know if the Mayor allowed this but Council was very divided and they needed to get together. He said it was also the job of the Council President to bring Council together.

Ms. Rachael Cheeks of 5422 Elmwood Avenue said she attended the Council Meetings and Council members Agee and Shenett announced both the Fall Festival and the Truck or Treat events but Council Members Anderson and Tatum did not announce the Truck or Treat event. Ms. Cheeks said she was upset that the Mayor was not at tonight’s meeting.

In reference to the Police Chief’s report about the parking tickets, Ms. Cheeks said there was a problem with a car parked on the street every night that was not being ticketed.

In response, Mr. Tatum said he was a member of the Community Life and Education Committee, Housing Committee and Finance Committee and that he tried to work with everyone on Council. Mr. Tatum said he was sorry she felt that way, but he had a lot of responsibilities for the Fall festival. Mr. Tatum said he had intended to participate in the Trunk or Treat on October 30th since it was for the children, but he dropped off candy for the event.

Mr. Tatum said he hoped and prayed that Council could come together to work together. He said if Council would work together hopefully they could improve the quality of life of the City.

Mr. Ozell Dobbins III residing at 19608 Longview Avenue commended Mr. Tatum. Mr. Dobbins said he saw Mr. Tatum drop-off the candy. Mr. Dobbins said he also attended the Fall Festival.

Mr. Dobbins said it was a problem with Council not working together. He asked why Councilwoman Anderson and Councilman Trojanski scheduled their Town Hall Meeting at the same time as the Democratic Club Meeting. He said this harassment needed to stop and Council needed to work together. Mr. Dobbins said the Council President was in charge so he could do things.

Regarding problems with conditions of the streets in maple Heights, Mr. Dobbins said the bad streets should be done equally among the districts. He said people should not be pushed to jump on their Councilperson for not voting a certain way.

In response, Ms. Anderson said there was a lot that went on behind the scenes that residents were not aware of. She said the Mayor did not run her, that the Council President did not run her. Ms. Anderson said she wanted to work together and that she worked to serve people.

With regards to the meetings being scheduled at the same time, Ms. Anderson said it was not her intention to cause any problems. Ms. Anderson said the Fall Festival was a Community Life and Education Committee Event and the Trunk or Treat was a 1-5-7 Event.

In response, Ms. Agee asked Ms. Anderson to not say the Trunk or Treat Event was a 1-5-7 Event. Ms. Agee said she takes care of District 7 and that she knows her job description.

Ms. Venita Sanders of 5224 Garden Street said she participated in the Trunk or Treat Event and it was a success. Ms. Sanders said she concurred with the earlier resident that the Council members from Districts 2, 3, 4 and 6 mentioned the Fall Festival but never mentioned Trunk or Treat but the Council members from Districts 1, 5 and 7 mentioned both activities. She asked why Council cannot come together for the children and said that if this is what we show them, that's what the children will see.

Mr. Dean Catchings, Sr. said his son, Datwuan Catchings was killed by a Maple Heights Police Officer on May 30, 2022. Mr. Catchings said he came to the meeting tonight to find out some information from the Mayor who was not here and to share some information concerning the Officer involved. He said one of the most disturbing facts was that the City staff were warned about this Officer's background and previous experience. Mr. Catchings said this Officer

wanted more training but when the Officer killed his son he had had less than 5 weeks of training. Mr. Catchings said he was not blaming everyone, only those who were responsible for hiring this Officer. Mr. Catchings said he wanted to hold those accountable including the Chief of Police, the Mayor and the Safety Director.

Ms. Sandrina Fields said she was Datwuan's mother and said she wanted some insight on Officer Duncan. She asked why he had been hired. Ms. Fields said the Mayor was not here to answer this question.

Ms. Fields said she was not sure if Council was aware of the fact that her son was shot in the back. She said she did not know why the Officer shot her son. Ms. Fields said there had been multiple complaint about Officer Duncan at his previous employment and that his training Officer that had also been recently hired by Maple Heights had problems at his previous employment.

Ms. Fields asked what was the status of Officer Duncan and said they were still waiting for the City to respond to their inquiries. Ms. Fields said the Mayor agreed to hire Officer Duncan but didn't know his background. She also asked about her son's phones.

In response, Police Chief Hansen said there were two (2) cases being investigated, the shooting case being investigated by the Cleveland Police Department that did release the phones to Maple Heights for use in the initial case which occurred in Maple Heights. The Chief said the phones were evidence that would be releasable by the Prosecutor.

Datwuan's Aunt asked who evaluated this Police Officer. She said she did not know what happened exactly but knew that her nephew was killed on her niece's birthday. Datwuan's Aunt said she knows there are problems going on everywhere, but asked if there was any threat to the Officer. She said there was also a problem with no emergency care for her nephew. Datwuan's Aunt said people needed answers, Maple wanted answers. She said Officer Duncan needed to be fired. Datwuan's Aunt said all of them needed to be fired and that the City needed to straighten this out or the City will lose a lot of residents.

Ms. Francina Stockwell residing at 19901 Libby Road said she was afraid for Maple Heights Police. She said residents elect their Council members and if they don't like them get them out during the election. Ms. Stockwell said she missed Mayor Lansky and that he did a lot for the community. Ms. Stockwell said she did not like the change in the City and offered her help to the City since her children were grown.

Ms. Shari Thomas of 19812 Gardenvue Avenue said it was a sad day for Maple Heights when we lose the life of a young Man. Ms. Thomas said she had a few questions for the Police Chief since there have been a lot of accusations made:

Was there any evidence linking this shooting to the original crime of the house being shot-up? She asked how these crimes were directly linked and if there was any ballistic evidence.

Was there any video of the accused shooting at the Police and if so, when?

Was the gun found at the scene of the shooting linked to the earlier crime?

What was the City's policy regarding high-speed chases within the City limits and the police regarding chases involved in other municipalities?

In response, Police Chief Hansen said he could not answer the first couple of questions since Cleveland Police were investigating the shooting incident and the other pending case cannot be commented on until it was adjudicated.

Police Chief Hansen said that with regards to the policy questions, that information as available on the Police department website. He said Police Department Policies can be downloaded. The Chief said police pursuits in whatever City they originate were allowed to continue within other jurisdictions with reasonable standards. He said in this case the chase occurred at 4:00 a.m. on a Sunday morning so the streets were quiet. Police Chief Hansen said one of the factors considered was what danger will the pursuit pose to the public, the police or the suspect. He said when the pursuit went into the City of Cleveland, Cleveland has a "No Pursuit" Policy so they will not assist but will track pursuit and the Cleveland Police Department participated after the pursuit.

Ms. Thomas asked if Officer Duncan was still on the Police force and if so if he was on paid or unpaid leave and back on patrol or at a desk job. She asked how officers in officer-involved shooting were treated in Maple Heights.

In response, Mr. Consolo said he first wanted to extend his condolences to the Catchings Family on their loss, but he could not go into more detail since the investigation was continuing. Mr. Consolo said that regarding Officer Duncan, beginning on May 30th he was placed on administrative leave and was completely off work while on this administrative leave. He said on September 26th Officer Duncan was released to full duty and allowed to go out in the public still under supervision of training. Mr. Consolo said the Police Department policy required that there be a mental health evaluation and consideration of whether the Officer was a safety concern.

A Cleveland resident extended her condolences to the Catchings Family and said there needed to be information about what happened prior to the chase. She said there have been serious questions raised about the City's hiring process. This resident said the City needed to re-evaluate who they were bringing on the force including previous complaints about these officers. Mental health issues, training issues, etc. She said she was disappointed that Officer Duncan had not been terminated by Maple Heights.

At this time, Mr. Jackson said the Citizens' Comments had reached the 45-minute limit per Council Rules, but he would entertain a motion to extend the times for Citizens' Comments. Mr. Shenett made a motion, seconded by Ms. Madden, to extend the Citizens' Comments. On the motion to extend the time, all voted aye, none opposed.

Datwuan's Uncle said he was enraged that residents were talking about Halloween events when their brother was slain. He said the City needed to stand together because what was happening will keep happening. He said everyone needed repentance.

Ms. Vera Bickerstaff said she was a private investigator who has been investigating corruption in Maple Heights. Ms. Bickerstaff said Officer Duncan should be gone and that the residents should not be paying his salary. She said the City of Cleveland has a lot a lot of money on lawsuits. Ms. Bickerstaff said we need Police Officers, but the Police should serve and protect.

Mr. Eric Patterson residing at 18200 Knoll Drive said the City needed a change and that started from the top. He said Council should run the City like a team and that it takes everyone. Mr. Patterson said Maple Heights needed to be like it had been when people wanted to come here and the elderly felt safe. He said the elderly were not safe now. Mr. Patterson said Maple Heights had been a very pretty City. He said Police were here and people were safe.

LEGISLATION:

RESOLUTION NO. 2022-98

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GERGELY FAZAKAS TO SELL ONE (1) VACANT CONDOMINIUM UNIT LOCATED AT 16235 EDGEWOOD CT (PPN 786-02-831(C) FOR REHABILITATION, AND DECLARING AN EMERGENCY.

Ms. Jones made a motion, seconded by Mr. Shenett, to suspend the rules and pass this Resolution on emergency. Mr. Jackson asked if there were any questions or discussion on this legislation.

There being no questions or discussion, Mr. Jackson asked for the vote to suspend the rules. On the motion to suspend the rules and pass this Resolution on emergency, all voted aye, none opposed, the motion passed.

Mr. Jackson asked if there was any discussion on this Resolution. There being no discussion, Mr. Jackson asked for the vote for passage on emergency.

ROLL CALL on the vote for passage on emergency: Anderson: Yes; Madden: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes. The motion passed by the vote of six (6) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

ORDINANCE NO. 2022-99

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO PROJECT AWARD AGREEMENTS WITH CUYAHOGA COUNTY AND DIRECTING THE FINANCE DIRECTOR TO ACCEPT AND DEPOSIT INTO THE LOCAL FISCAL RECOVERY FUND, FUNDING FROM THE DISTRICT 8 ARPA COMMUNITY GRANT FUND IN THE AMOUNTS OF \$140,000 TO BE USED FOR THE MAPLE HEIGHTS SENIOR CENTER EMERGENCY GENERATOR PROJECT; \$480,000 TO BE USED FOR THE MAPLE HEIGHTS FIRE STATION NO. 1 ROOF REPAIR PROJECT; \$80,000 TO BE USED FOR THE MAPLE HEIGHTS FIRE STATION NO. 2 ROOF REPAIR PROJECT; AND \$50,000.00 TO BE USED FOR THE MAPLE

HEIGHTS POLICE DEPARTMENT LOCKER ROOM EXPANSION PROJECT; AND DECLARING AN EMERGENCY.

Ms. Jones made a motion, seconded by Mr. Tatum, to suspend the rules and pass this Resolution on emergency. Mr. Jackson asked if there were any questions or discussion on this legislation.

There being no questions or discussion, Mr. Jackson asked for the vote to suspend the rules. On the motion to suspend the rules and pass this Resolution on emergency, all voted aye, none opposed, the motion passed.

Mr. Jackson asked if there was any discussion on this Resolution.

Ms. Jones said this funding was some of the federal ARPA money that had been received by the County and set aside by County Councilman Pernel Jones for use by the City of Maple Heights for various projects.

Mr. Jackson asked if there was any other discussion on this Resolution. There being no additional discussion, Mr. Jackson asked for the vote for passage on emergency.

ROLL CALL on the vote for passage on emergency: Anderson: Yes; Madden: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes. The motion passed by the vote of six (6) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2022-100

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE EASEMENT DOCUMENTS FOR PUBLIC SIDEWALK FACILITIES OVER PRIVATE PROPERTIES ON DUNHAM ROAD, AND DECLARING AN EMERGENCY.

Mr. Shenett made a motion, seconded by Ms. Jones, to suspend the rules and pass this Resolution on emergency. Mr. Jackson asked if there were any questions or discussion on this legislation.

There being no questions or discussion, Mr. Jackson asked for the vote to suspend the rules. On the motion to suspend the rules and pass this Resolution on emergency, all voted aye, none opposed, the motion passed.

Mr. Jackson asked if there was any discussion on this Resolution.

Mr. Shenett asked to be added to as a Co-Sponsor of this legislation.

Mr. Jackson asked if there was any other discussion on this Resolution. There being no additional discussion, Mr. Jackson asked for the vote for passage on emergency.

ROLL CALL on the vote for passage on emergency: Anderson: Yes; Madden: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes. The motion passed by the vote of six (6) ayes to

zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2022-101

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR TERRACE CONSTRUCTION COMPANY, INC., INCREASING THE CONTRACT BY \$37,137.67, FOR THE ROWENA AVENUE WATERMAIN REPLACEMENT PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

Mr. Shenett made a motion, seconded by Ms. Jones, to suspend the rules and pass this Resolution on emergency. Mr. Jackson asked if there were any questions or discussion on this legislation.

There being no questions or discussion, Mr. Jackson asked for the vote to suspend the rules. On the motion to suspend the rules and pass this Resolution on emergency, all voted aye, none opposed, the motion passed.

Mr. Jackson asked if there was any discussion on this Resolution.

Mr. Shenett asked to be added to as a Co-Sponsor of this legislation.

Mr. Jackson asked if there was any other discussion on this Resolution. There being no additional discussion, Mr. Jackson asked for the vote for passage on emergency.

ROLL CALL on the vote for passage on emergency: Anderson: Yes; Madden: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes. The motion passed by the vote of six (6) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2022-102

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR SPECIALIZED CONSTRUCTION, INC., DECREASING THE CONTRACT BY \$27,585.85, FOR THE 2021 ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

Ms. Jones made a motion, seconded by Mr. Shenett, to suspend the rules and pass this Resolution on emergency. Mr. Jackson asked if there were any questions or discussion on this legislation.

There being no questions or discussion, Mr. Jackson asked for the vote to suspend the rules. On the motion to suspend the rules and pass this Resolution on emergency, all voted aye, none opposed, the motion passed.

Mr. Jackson asked if there was any discussion on this Resolution. There being no discussion, Mr. Jackson asked for the vote for passage on emergency.

ROLL CALL on the vote for passage on emergency: Anderson: Yes; Madden: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes. The motion passed by the vote of six (6) ayes to

zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

ORDINANCE NO. 2022-103

AN ORDINANCE REPEALING SECTION 260.23 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING COMPENSATION, FRINGE BENEFITS, AND PENSION PICK-UP FOR SAFETY PERSONNEL EFFECTIVE JANUARY 1, 2023, AND DECLARING AN EMERGENCY.

This Ordinance was on first Reading.

EXPENDITURES OVER \$25,000.00:

Mr. Jackson said there were no **Expenditures over \$25,000.00 or Disclosures of Purchases Orders over \$10,000.00** to be reviewed at tonight's meeting.

MAYOR'S REPORT: No Report.

COUNCIL REPORTS:

Councilwoman Dana D. Anderson, District 4 said that the Fall Festival sponsored by the Community Life and Education Committee was a success with about 200 families who attended. Ms. Anderson thanked everyone who participated.

Ms. Anderson said the Domestic Violence Forum presented by the Public Works and Safety Committee was very interesting and well-attended.

Ms. Anderson concluded her report by announcing that Districts 4 and 6 will be holding a winter coat drive this year. She said details of this event will be forthcoming.

Councilwoman Tanglyn Madden, District 5 said she was torn by some of the comments said at tonight's meeting and extended her condolences to the Catchings family whose son was killed. Ms. Madden said she has always tried to work for her District and will continue to work for her District. Ms. Madden said residents can call her anytime.

Councilwoman Edwina Agee, District 7 – No Report.

Councilman Stafford L. Shenett, District 1 also extended his condolences to the family of the young man who lost his life and said he will continue to pray for the family.

Mr. Shenett said this past weekend was a big weekend for the children who attended the Trunk or Treat and Costume Parade Event on Sunday, October 30th. He said about 800 to 1,000 children attended including some from neighboring communities. Mr. Shenett thanked everyone who donated and/or participated including Ms. Tillman, Mr. Consolo, Mr. Ciresi, Judge

Nicastro, Planning and Zoning Commission Members Kevin James, Tina Marbury and Venita Sanders, Judge Ryan, Ms. Rikki Brown on behalf of Congresswoman Shontel Brown, Judge Jennifer O'Donnell, Mr. Ken Smith on behalf of State Rep. Juanita Brett, Members of the MH School Board and Members of the non-profit organization Finding Blank. He said the young people and their families really enjoyed the event

Councilwoman Toni Jones, District 2 said that in her District 2 Newsletter there was information regarding the Rental Assistance Program. She said there was still money available under this program and that the Covid 19 restriction had been dropped. Ms. Jones said that grants of up to \$10,000.00 were also available to assist property owners with delinquent property taxes. Ms. Jones said the Winter Crisis Program had funds available to help people pay their gas bills. She said there was one-time assistance through the HEAP Program.

Councilman Timothy Tatum, District 3 said he would keep the Catchings family in prayer, keep the City of Maple Heights in prayer and keep everyone here in prayer. He asked everyone to pray for one another.

Council President Ron Jackson extended his condolences to the Catchings family also and said the loss of life is tragic.

Mr. Jackson stated that a lot was said tonight and that all can do better to communicate with each other among Council. The Administration and the Directors. He said there were 8 strong personalities on Council.

Mr. Jackson said he believed in prayer and believed that prayer worked. He said were needed to dedicate ourselves to come together to work with the Administration for the betterment of Maple Heights.

There being no further business to come before this Council, Council President Jackson adjourned the meeting at 8:34 p.m.

Approved: December 7, 2022

ATTEST:

S/S Leonette Cicirella Johnson Clerk of Council