

**CITY OF MAPLE HEIGHTS COUNCIL MEETING
Maple Heights Senior Center**

February 16, 2022

7:00 p.m.

**ADDENDUM FOR THE
REGULAR MEETING OF COUNCIL
OF FEBRUARY 16, 2022**

LEGISLATION:

RESOLUTION NO. 2022-18

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE MENDOTA AVENUE WATERMAIN REPLACEMENT PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

RESOLUTION NO. 2022-19

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OHIO AUDITOR OF STATE FOR AN AUDIT OF THE CITY'S BASIC FINANCIAL STATEMENTS AS OF, AND FOR THE YEAR ENDED, DECEMBER 31, 2021, FOR AN AMOUNT NOT TO EXCEED TWENTY-SEVEN THOUSAND FOUR HUNDRED SEVENTY DOLLARS (\$27,470.00), AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

RESOLUTION NO. 2022-20

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REVISED AND RE-STATED PROFESSIONAL SERVICES AGREEMENT WITH CONSOLO LAW FIRM CO., LPA TO PROVIDE ASSISTANT PROSECUTOR AND LAW DIRECTOR SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD JANUARY 1, 2022 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

RESOLUTION NO. 2022-18

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE MENDOTA AVENUE WATERMAIN REPLACEMENT PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, the City of Maple Heights, upon application of the City Engineer, was awarded a grant in the amount of Eight Hundred Sixty-Four Thousand Four Hundred Fifty Dollars and Zero Cents (\$864,450.00) for the Mendota Avenue Watermain Replacement Project from the Cleveland Water Department through the Suburban Water Main Renewal (SWMR) program; and

WHEREAS, the City of Maple Heights, upon application of the City Engineer, was awarded a grant in the amount of Six Hundred Seventy Thousand Five Hundred Ninety-Seven Dollars and Zero Cents (\$670,597.00) for the Rowena Avenue and Mendota Avenue Watermain Replacement Projects by the Ohio Public Works Commission which will provide funding for up to Twenty Eight Percent (28%) of the Mendota Avenue Watermain Replacement Project cost; and

WHEREAS, on September 16, 2020, by **Resolution 2020-80**, Council authorized and directed the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the Mendota Avenue Watermain Replacement Project in the City of Maple Heights; and

WHEREAS, on February 11, 2022, the bids for the Mendota Avenue Watermain Replacement Project were opened and inspected by the City Engineer to determine the lowest and best bid.

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 the Mayor, to enter into a contract with Fabrizi Trucking and Paving Company Inc., for the Mendota Avenue Watermain Replacement Project, at a cost not to exceed One Million One Hundred Ninety-Five Thousand Eight

Hundred Four Dollars and Zero Cents (\$1,195,804.00), as more fully described in the bid record on file in the Office of the Finance Director 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 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: _____, 2022

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. 2022-19

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE OHIO AUDITOR OF STATE FOR AN AUDIT OF THE CITY'S BASIC FINANCIAL STATEMENTS AS OF, AND FOR THE YEAR ENDED, DECEMBER 31, 2021, FOR AN AMOUNT NOT TO EXCEED TWENTY-SEVEN THOUSAND FOUR HUNDRED SEVENTY DOLLARS (\$27,470.00), AND DECLARING AN EMERGENCY.

WHEREAS, on February 10, 2022, the Auditor of State issued an engagement letter and agreement dated February 10, 2022 to the City's Finance Director indicating it will audit the City's basic financial statements as of, and for the year ended, December 31, 2021 to express its opinion concerning whether the basic financial statements and related disclosures present fairly, in all material respects, the City's financial position, changes in financial position, required budgetary comparisons, and cash flows (where applicable), in conformity with U.S. generally accepted accounting principles for an amount not to exceed Twenty-Seven Thousand Four Hundred Seventy Dollars (\$27,470.00).

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

Section 1. The Mayor is authorized to enter into the February 10, 2022 engagement letter and agreement with the Auditor of State whereby the Auditor of State will audit the City's basic financial statements as of, and for the year ended, December 31, 2021 to express its opinion concerning whether the basic financial statements and related disclosures present fairly, in all material respects, the City's financial position, changes in financial position, required budgetary comparisons, and cash flows (where applicable), in conformity with U.S. generally accepted accounting principles for an amount not to exceed Twenty-Seven Thousand Four Hundred Seventy Dollars (\$27,470.00). A copy of the February 10, 2022 engagement letter and agreement is on file in the office of the Finance Director and incorporated as if fully rewritten herein.

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 for the further reason that the Auditor of State must timely begin its audit in order to complete its report by September 30, 2022, 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: _____, 2022

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.: 2022-20

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A REVISED AND RE-STATED PROFESSIONAL SERVICES AGREEMENT WITH CONSOLO LAW FIRM CO., LPA TO PROVIDE ASSISTANT PROSECUTOR AND LAW DIRECTOR SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD JANUARY 1, 2022 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to **Ordinance No. 2021-110**, Council approved the Mayor and Law Director's re-appointment of the Consolo Law Firm Co., LPA, its employees, and John E. Thomas, as Assistant Prosecutor and Law Director, according to Article IX of the City Charter, at an annual rate of \$30,000.00; and

WHEREAS, the Law Director has requested that the annual rate to the law firm be raised to \$36,000.00 so as to be able to provide an increase in pay to John E. Thomas, to equalize his pay with Prosecutor Ridenour who receives pay raises and OPER benefits as an employee of the City, and so as to be able to fairly compensate other law firm employees who provide services to the City.

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

Section 1. The Mayor is authorized to enter into a revised and re-stated professional services agreement with Consolo Law Firm Co., LPA, its employees, and John E. Thomas, at an annual rate of \$36,000.00 to provide Assistant Prosecutor and Law Director services to the City according to Article IX of the City Charter for the period January 1, 2022 through December 31, 2023.

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 for the further reason that the pay rate is effective January 1, 2022, 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: _____, 2022

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