

**CITY OF MAPLE HEIGHTS
COUNCIL MEETING AGENDA**

Maple Heights Senior Center - 7:00 PM

July 6, 2022

1. **Caucus: 6:30 pm** **All Members of Council**
2. **Call to Order:** **Council President Ron Jackson**
3. **Invocation/Pledge of Allegiance:** **Councilwoman Dana D. Anderson, District 4**
4. **Roll Call:** **Council Clerk Leonette Cicirella Johnson**
5. **Addendum**
6. **Approval of Minutes:** **May 18, 2022 (Regular Meeting of Council)
June 1, 2022 (Regular Meeting of Council)**
7. **Communications:**
8. **Council Committee Reports:**
9. **Department Reports:**
10. **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.
11. **Legislation:**

2022-42 AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2023; SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

Reading 3 (Blackwell)

2022-51 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR DEED IN LIEU OF TAX FORECLOSURE WITH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION (CCLRC) THEREBY TRANSFERRING PROPERTY OWNED BY THE CITY ON GRANITE ROAD, PPN 786-20-004, TO CCLRC WITH THE UNDERSTANDING THAT CCLRC WILL THEN DONATE THE PROPERTY VIA A PASS-THROUGH AGREEMENT TO THE CLEVELAND METROPARKS, AND DECLARING AN EMERGENCY.

Reading 2 (Blackwell)

2022-56, As Amended AN ORDINANCE AMENDING COUNCIL'S RULES OF ORDER SET FORTH IN SECTION 220.01 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 2 (Jackson)

2022-59 AN ORDINANCE PROVIDING FOR AMENDMENT NO. 3 DATED JULY 6, 2022 OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2022, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-60 AN ORDINANCE AMENDING AND RESTATING THE AUTHORIZED PAY SCHEDULE FOR NON-BARGAINING UNIT CITY EMPLOYEES FOR 2022 AND 2023, AND PROVIDING A HIGH DEDUCTIBLE HEALTH INSURANCE PLAN WITH A HEALTHCARE SAVINGS ACCOUNT (HSA) AND ESTABLISHING CONTRIBUTION AMOUNTS TO THE HSA ACCOUNTS FOR FULL-TIME NON-BARGAINING UNIT CITY EMPLOYEES BEGINNING 2022 AND 2023, AND SETTING THE PAY RANGE FOR THE POSITIONS OF ASSISTANT HUMAN SERVICES DIRECTOR, ASSISTANT SERVICE DIRECTOR, AND HOUSING ADMINISTRATOR AND REPEALING ORDINANCE NO. 2022-22, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-61 A RESOLUTION REQUESTING THAT FOR THE FISCAL YEAR 2023 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)

2022-62 A RESOLUTION PURSUANT TO R.C. 5705.19(1) AND 5705.25 SUBMITTING TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF THE RENEWAL OF AN EXISTING 2.0 MILL TAX LEVY FOR THE PURPOSE OF THE PAYMENT OF SALARIES FOR FIRE FIGHTERS IN THE DIVISION OF FIRE, AND PROVIDING, MAINTAINING AND OPERATING FIRE APPARATUS, APPLICANCES, BUILDINGS AND SITES, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-63 A RESOLUTION PURSUANT TO R.C. 5705.19(J) AND 5705.25 SUBMITTING TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF THE RENEWAL OF AN EXISTING 2.0 MILL TAX LEVY FOR THE PURPOSE OF THE PAYMENT OF SALARIES FOR PERMANENT POLICE PERSONNEL IN THE DIVISION OF POLICE, AND PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS AND OTHER EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE POLICE DIVISION, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-64 A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) RECREATIONAL TRAILS PROGRAM AND/OR CLEAN OHIO TRAILS FUND PROGRAM FOR THE STAFFORD PARK STORY BOOK TRAIL PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-65 A RESOLUTION AUTHORIZING THE CITY ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE HANSEN, WATSON, AND RAYMOND PAVEMENT REPAIR PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-66 A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2022-PZ-14 TO DENY THE APPLICATION OF CERTURIA DOWDY FOR APPROVAL OF A VARIANCE FROM THE REQUIREMENTS OF SECT. 1298.19(F)(2)(b)(3) OF THE MAPLE HEIGHTS CODIFIED ORDINANCES TO INSTALL A 4' GALVANIZED CHAIN LINK FENCE IN THE FRONT YARD OF PROPERTY LOCATED IN AN OFFICE/INDUSTRIAL (O-I) ZONING DISTRICT AT 17170 BROADWAY AVENUE, MAPLE HEIGHTS, OHIO.

Reading 1 (Council as a Whole)

2022-67 A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2022-PZ-16 TO DENY THE APPEAL OF LEVELL WOODRUFF REQUESTING RELIEF UNDER SECT. 1262.03(E) AND SECT. 1440.24 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES FROM INSPECTION ORDERS ISSUED FOR 5696 GARFIELD AVENUE, MAPLE HEIGHTS, OHIO, LOCATED IN A RESIDENTIAL SINGLE FAMILY-MEDIUM DENSITY (RSF-M) ZONING DISTRICT.

Reading 1 (Council as a Whole)

2022-68 AN ORDINANCE AMENDING SECTION 220.01(e)(1) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS REGARDING COUNCIL COMMITTEES COMPOSITION, AND DECLARING AN EMERGENCY.

Reading 1 (Shenett)

2022-69 A RESOLUTION CERTIFYING TO THE CUYAHOGA COUNTY FISCAL OFFICER THE SUMS DUE TO THE CITY OF MAPLE HEIGHTS WHICH WERE EXPENDED FOR BOARDING UP HOUSES AND OTHER UNSAFE STRUCTURES PURSUANT TO CODIFIED ORDINANCE SECTIONS 680.06, 1440.27 AND 1440.28, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-70 A RESOLUTION DECLARING THE NECESSITY OF ASSESSING THE EXPENSE OF GARBAGE AND RUBBLISH COLLECTION AND DISPOSAL WITHIN THE CITY OF MAPLE HEIGHTS AND CERTIFYING TO THE COUNTY FISCAL OFFICER THE COSTS DUE TO THE CITY OF MAPLE HEIGHTS FOR GARBAGE AND RUBBLISH COLLECTIONS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-71 A RESOLUTION CERTIFYING TO THE CUYAHOGA COUNTY FISCAL OFFICER THE SUMS DUE TO THE CITY OF MAPLE HEIGHTS WHICH WERE EXPENDED FOR WEED AND GRASS CONTROL PURSUANT TO CODIFIED ORDINANCE SECTIONS 660.15 AND 680.05, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

- 12. Expenditures over \$25,000.00:**
- 13. Mayor's Report:**
- 14. Council/Council President's Reports:**
- 15. Adjournment:**

ORDINANCE NO. 2022-42

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2023; 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, 2023 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, 2023, 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, 2023.

Section 2. The Finance Director is authorized to promptly certify a copy of said Alternative Tax Budget Information and transmit the same along with a copy of this Ordinance 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: _____, 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

ORDINANCE NO.: 2022-51

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR DEED IN LIEU OF TAX FORECLOSURE WITH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION (CCLRC) THEREBY TRANSFERRING PROPERTY OWNED BY THE CITY ON GRANITE ROAD, PPN 786-20-004, TO CCLRC WITH THE UNDERSTANDING THAT CCLRC WILL THEN DONATE THE PROPERTY VIA A PASS-THROUGH AGREEMENT TO THE CLEVELAND METROPARKS, AND DECLARING AN EMERGENCY.

WHEREAS, the unimproved property owned by the City on Granite Road, permanent parcel number (“PPN”) 786-20-004 (“the Property”), is real estate tax delinquent in excess of \$350,000.00 as certified by the Cuyahoga County Fiscal Officer and subject to foreclosure because of such delinquency; and

WHEREAS, the Cleveland Metroparks has expressed a desire to acquire title to the Property free and clear of any real estate tax delinquency; and

WHEREAS, the Cuyahoga County Land Reutilization Corporation (“CCLRC”) is a county land reutilization corporation organized, existing, and operating under R.C. 1724.01 *et seq.* and R.C. 5722 .01 *et seq.*; and

WHEREAS, CCLRC is authorized by R.C. 5722.01 *et seq.* to receive tax delinquent land in lieu of the commencement or continuation of real estate tax foreclosure proceedings by the County Treasurer under R.C. 323.25, R.C. 323.65 through 323.79 and/or 5721.01 *et seq.*; and

WHEREAS, the Property is not needed for any municipal purpose and the City desires to transfer the Property to CCLRC, and CCLRC desires to receive the Property from the City, in lieu of tax foreclosure under R.C. 5722.10 and subject to the terms and conditions of the attached Agreement For Deed In Lieu Of Tax Foreclosure, which Agreement is incorporated as if fully rewritten herein, with the understanding that CCLRC will then donate the Property via a pass through agreement to the Cleveland Metroparks; and

WHEREAS, as provided in R.C. 5722.10, upon the transfer of title to the Property to CCLRC, all delinquent real estate taxes, assessments, penalties, and interest charges levied against the Property shall abate as provided by law.

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 the attached Agreement For Deed In Lieu Of Tax Foreclosure, which Agreement is incorporated as if fully rewritten herein, to transfer the Property to CCLRC in lieu of tax foreclosure under R.C. 5722.10 with the understanding that CCLRC will then donate the Property via a pass-through agreement to the Cleveland Metroparks.

Section 2. 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 3. 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 CCLRC to begin the process of requesting the County Fiscal Officer to consent to the transfer in lieu of foreclosing on the Property, 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

ORDINANCE NO.: 2022-56, AS AMENDED
INTRODUCED BY: Council President Ron Jackson
MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING COUNCIL'S RULES OF ORDER SET FORTH IN SECTION 220.01 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

WHEREAS, the Council President has recommended various amendments and revisions to the Council's Rules Of Order set forth in Section 220.01 of the City's Codified Ordinances.

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

Section 1. Section 220.01 of the Codified Ordinances shall hereby be amended as follows, with deletions struck through and additions underlined:

220.01 RULES OF ORDER.

(a) Meetings.

(1) Generally. ~~All meetings of Council shall be held at the Maple Heights Senior Center unless otherwise ordered by Council.~~ Regularly ~~scheduled~~ Meetings of Council shall be held on the first and third Wednesday of each month at 7:00 p.m., unless otherwise ordered by motion, resolution or ordinance or as otherwise mandated in the Charter. Whenever the regularly scheduled Council meeting date falls on a legal holiday, then such meeting shall be held on the day following the legal holiday. The Council Caucus meeting shall begin at 6:30 p.m., at the venue where the meeting is being held. Meetings shall be held at Council Chambers in City Hall, the Maple Heights Senior Center, or such other venue as determined by the Council President with proper notice given by the Clerk.

* * *

(3) ~~Regular work session~~ Committee of the Whole meetings of Council. ~~Regular work session~~ Committee of the Whole meetings may be held on the Monday before the first regular Council meeting of the month where special projects, presentations, issues and information relating to the entire Council or other City business may be discussed with a majority of the members elected to Council, department heads or other persons as requested by Council. ~~Work sessions~~ Committee of the Whole meetings may be rescheduled or additional ~~work sessions~~ meetings called by the President of Council or by any three members of Council. ~~No formal business or voting shall occur at a work session of Council.~~

* * *

(6) Order of business. The business of all regularly scheduled meetings of Council shall be transacted in the following manner, unless, with no objections of Council, the Presiding Officer wishes to dispense with the regular order of business:

* * *

I. Citizens' comments with a ~~three~~ four-minute limit;

* * *

K. Mayor's report, including any special presentation by the Mayor;

* * *

(7) Use of Electronic Devices. Use of electronic devices during Council meetings is prohibited unless it is for the viewing of agendas, ordinances, resolutions and other documents related to the Council meeting. Communicating with Council members via electronic devices during a meeting is strictly prohibited.

* * *

(b) Officers and Employees.

(1) Presiding Officer. The Council President shall be the Presiding Officer at all regular and special meetings of Council. However, the Council President shall have no vote except in case of a tie and shall perform such duties as Presiding Officer as may be imposed upon him or her by the Council. The Council President shall call regularly scheduled meetings ~~not of~~ of Council to order at the appointed hour and shall preserve order and decorum and confine members of Council in debate to the question under discussion. In the absence of the Council President, the Council Pro Tempore shall preside over the meeting. The Council President approves the agenda for each regular council and committee of the whole meeting. Only business listed on the agenda will be discussed at the meetings. The Council President shall annually submit a budget for Council expenditures for consideration by the Finance Director. The Council President shall approve all Council expenditures, including Committee expenditures which shall be submitted to the Council President by the Committee Chairperson.

(2) Council Pro Tempore. At the first regular meeting in January following a regular Municipal election, or as soon thereafter as may be possible, Council shall elect one of its members as the Council Pro Tempore.

A. If the President of Council is absent from a meeting, or is out of town, the President Pro Tempore shall perform all of the duties, with all the powers of the President of Council during his or her absence, but shall retain the right to vote on all matters, as a district Councilperson. If the Office of President of Council becomes vacant, the President Pro-tem shall assume the office of President of Council for the remainder of the term, perform the duties thereof, and shall be relieved of the rights and duties as a district Councilperson, including the right to vote on all matters except where noted by law.

* * *

(4) Sergeant of Arms. The Chief of Police, ~~Sergeant at Arms for Council~~, or his or her designee, shall be the Sergeant at Arms for Council and armed at all regularly scheduled meetings and at those special meetings or committee meetings where requested, for the protection and safety of all present. He or she shall keep order as requested by the Council President or meeting chairperson ~~Chair~~ and shall eject any member of the audience who is determined by the Council President or meeting Chairperson ~~of the meeting~~ to be disruptive.

* * *

(c) Duties and Privileges of Council.

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(2) Meeting absences. If a Council member is going to be absent from a meeting, a communication is required to the Council President, or in his or her absence, to the Pro-Tempore or and Clerk of Council, in order to be given an excused absence. If the Council President is going to be absent from a meeting a communication is required to the Pro-Tempore and the Council Clerk in order to be given an excused absence. ~~for an excused absence at all required meetings.~~ Reasons for an excused absence must be given to the Council President and include, but are not limited to, illness of the Council member or their immediate family, a death in the family, work related issues, schooling, and personal emergencies. For an unexcused absence to a required meeting, the Council member will be required to pay a penalty of two hundred dollars (\$200.00) for each missed meeting. Payment of the penalty shall be withheld from the Council member's regular salary. Meetings that are required of every member of Council, unless the absence is excused according to division (c)(2), are twice monthly regular meetings, special meetings, Committee of the Whole meetings, and other committee meetings as called, to which a Council person is a member

* * *

(6) Council reports. Each member present at the regular meeting of Council may give a report, including making a special presentation, with the member who gave the invocation reporting or presenting first, after being recognized by the presiding officer.

* * *

9) Comments from City residents. Comments from City residents will be entertained at regular Council meetings only, and shall be limited to ~~three~~ four 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.

* * *

(d) Legislation.

* * *

(4) Passage. The affirmative vote of a majority of the Council members elected shall be necessary to adopt any ordinance or resolution except that a three-quarters vote of the members of Council shall be necessary to sell, buy, trade or exchange recreational, service, transit or safety lands and all other present and future public lands, and on the passage thereof a vote shall be taken by yeas and nays and entered upon the journal. No ordinance or resolution shall be passed until it has been read on three separate days. The affirmative majority vote of a majority of Council members elected (4) shall be required for passage or adoption of legislation on the third reading. No councilperson shall be permitted to change his/her vote as recorded after the Roll Call has been verified and the results declared.

* * *

(e) Council Committees.

(1) Composition; appointment. Council standing committees shall consist of at least three Council members, one of whom shall be the chairperson. The chairperson shall approve the meeting agenda. Only business listed on the agenda will be discussed at the meeting. Standing committee chairpersons and members of a committee shall be appointed by the Council President with the advice of the Council Pro Tempore ~~determined and appointed by the elected Council Members of each district~~, as soon as convenient, after the Municipal election and organization of Council, but not later than the first meeting in February following the election. Council members may submit to the Council President their reasons for wanting to be on a committee and whether they want to be the chairperson. If for some reason Council Members cannot decide the appointment of a committee, then the Council President with advice by the Pro Tempore ex officio shall make the appointment(s). ~~Each standing committee shall have no more or no less than three Council Members per committee.~~ Each Council member must serve on at least one committee. If a Council member declines to serve on a committee or is not excused from a meeting, the Council member will be required to pay a penalty of two hundred dollars (\$200.00) for each meeting missed. Payment of the penalty shall be withheld from the Council member's salary. The Council President and Council President Pro Tempore ex officio shall be appointed as members of all standing committees (but are not required to attend all committee meetings) with the right to vote in the event a quorum is needed to conduct City business.

* * *

(3) Standing committees. The following standing committees are hereby established. However, the President of Council may form new or ad hoc committees if the need arises.

A. ~~Committee of the Whole. Special projects, presentations, issues and information relating to the entire Council.~~

B A. Community Life and Education. Recreation programs for youth and adults, health issues, family programs, City events, volunteer recruitment and recognitions, communication issues, public relations, school district issues, education programs for residents, City officials and employees, and all other related matters.

C B. City Development and Housing. Neighborhood revitalization, preservation and enhancement of City housing, acquisition of new businesses and/or land, Broadway redevelopment, parks and gardens, and railroad and intermodal issues and all other related matters.

D C. Finance. All financial matters of the City, and other related matters.

E D. Public Works and Safety. Streets and street maintenance, infrastructure, sewers, storm water and flooding issues, sidewalks, garbage and waste issues. All safety issues, including block watch groups, street lighting, traffic signals and timing, signage, core services, police and fire safety programs, and all other related matters.

(4) Committee meetings. A majority of the number of members appointed to a committee shall constitute a quorum for the transaction of business. Each committee shall hold its meetings at the time and place designated by the committee chairperson on City property and announced at a regularly scheduled Council meeting. Committee meetings shall be scheduled on weekdays no earlier than 6:00 p.m. in order to accommodate interested residents. If it becomes necessary to schedule a committee meeting that has not been announced at a regular Council meeting, members of Council shall be notified within 24 hours as set forth in division (d)(10) of this section. If a chairperson of a committee finds it necessary to change the time and place of a scheduled committee meeting, or to call another meeting, he or she shall notify all Council members, in writing by electronic transmission or by telephone, at least 24 hours before such meeting, of the new fixed time and place. All aspects of the Sunshine Law shall be in effect.

* * *

(f) Amendment of Rules. These rules may only be amended by a vote of two-thirds (2/3) of the members of the Council. ~~majority vote of Council.~~ * * *

Section 2. The Clerk of Council is authorized to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of New Section 220.01 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 Council's rules of

procedure must be timely updated, 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

ORDINANCE NO.: 2022-59
INTRODUCED BY: Mayor Annette M. Blackwell
MOTION FOR ADOPTION BY:
CO-SPONSORED BY:

AN ORDINANCE PROVIDING FOR AMENDMENT NO. 3 DATED JULY 6, 2022 OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2022, AND DECLARING AN EMERGENCY.

WHEREAS, Council adopted a municipal budget pursuant to **Ordinance No. 2021-145** for the fiscal year January 1, 2022 through December 31, 2022 setting forth certain annual appropriations; and

WHEREAS, the Finance Director has recommended to Council that amendments to the annual appropriation ordinance, as set forth in the attached Exhibit A dated July 6, 2022 which is incorporated as if fully rewritten herein, are necessary to account for certain additional expenditures.

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

Section 1. The annual appropriations of the City, established by **Ordinance No. 2021-145** shall be amended by the Council, as recommended by the Finance Director, in accordance with Amendment No. 3 dated July 6, 2022, which is attached hereto as Exhibit A (hereinafter referred to as “Exhibit A-Amendment No.3 dated July 6, 2022”) and incorporated as if fully rewritten herein, and such amended budget is hereby adopted.

Section 2. To provide for operating expenditures during the fiscal year ending December 31, 2022, the amended appropriations, as recommended by the Finance Director in Exhibit A-Amendment No. 3 dated July 6, 2022, are hereby made and the Finance Director is authorized to prepare and submit the amended appropriations set forth in Exhibit A-Amendment No. 3 dated July 6, 2022 to the Cuyahoga County Fiscal Officer.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the City’s Charter and Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of the City and for the further reason that the amended appropriations must be immediately made to insure the financial integrity of the City’s budget and presented to the County Fiscal Officer. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5)

members of Council and approval by the Mayor; otherwise, it shall become effective at the earliest time 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

ORDINANCE NO. 2022-60

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING AND RESTATING THE AUTHORIZED PAY SCHEDULE FOR NON-BARGAINING UNIT CITY EMPLOYEES FOR 2022 AND 2023, AND PROVIDING A HIGH DEDUCTIBLE HEALTH INSURANCE PLAN WITH A HEALTHCARE SAVINGS ACCOUNT (HSA) AND ESTABLISHING CONTRIBUTION AMOUNTS TO THE HSA ACCOUNTS FOR FULL-TIME NON-BARGAINING UNIT CITY EMPLOYEES BEGINNING 2022 AND 2023, AND SETTING THE PAY RANGE FOR THE POSITIONS OF ASSISTANT HUMAN SERVICES DIRECTOR, ASSISTANT SERVICE DIRECTOR, AND HOUSING ADMINISTRATOR AND REPEALING ORDINANCE NO. 2022-22, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Article IV of the City Charter and Cod. Ord. Sec. 260.29, Council passed **Ordinance No. 2022-22** authorizing the Pay Schedule for all full-time and part-time non-bargaining unit employees for 2022 and 2023 and providing a high deductible health insurance plan with a healthcare savings account (HSA) and establishing contribution amounts to the HSA accounts for full-time non-bargaining unit city employees beginning 2022 and 2023, which was amended by **Ordinance No. 2022-22**; and

WHEREAS, the Mayor has recommended that the Pay Schedule be amended and re-stated again to account for the new job positions of “Assistant Human Services Director”, “Assistant Service Director”, and “Housing Administrator.”

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

Section 1. Effective January 1, 2022, Council hereby authorizes that the salaries and wages for all full-time and part-time non-bargaining unit employees shall be increased by 2.00% and effective January 1, 2023, Council hereby authorizes that the salaries and wages for all full-time and part-time non-bargaining unit employees shall be increased by an additional 2.00%, and the following Pay Schedule be in effect, which reflects 2.00% increases to the higher bracket in each below range:

	<u>2022</u>	<u>2023</u>
Safety Director	\$18,750.00	\$19,125.00
Building Inspector	\$29,000 to \$42,024	\$29,000 to \$42,864.48
Building Inspector (Certified)	\$45,000 to \$63,036	\$45,000 to \$64,296.72
Chief (Fire)	\$89,000 to \$115,566	\$89,000 to \$117,877.32

Chief (Police)	\$89,000 to \$115,566	\$89,000 to \$117,877.32
Council Clerk	\$44,000 to \$63,036	\$44,000 to \$64,296.72
Director (Planning & Development)	\$50,000 to \$84,048	\$50,000 to \$85,728.96
Director (Finance)	\$70,000 to \$94,554	\$70,000 to \$96,445.08
Director (Finance, Assistant)	\$50,000 to \$72,624	\$50,000 to \$74,076.48
Director (Human Resources)	\$50,000 to \$84,048	\$50,000 to \$85,728.96
Director (Human Services)	\$50,000 to \$84,048	\$50,000 to \$85,728.96
Director (Human Services, Assistant)	\$45,000 to \$63,036	\$45,000 to \$64,296.72
Director (Law)	\$89,000 to \$115,566	\$89,000 to \$117,877.32
Director (Law, Assistant)	\$35,000 to \$52,530	\$35,000 to \$53,580.60
Director (Service)	\$65,000 to \$89,301	\$65,000 to \$91,087.02
Director (Service, Assistant)	\$65,000 to \$82,000	\$65,000 to \$83,640.00
Administrative Assistant	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Office Manager	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Executive Assistant	\$40,000 to \$63,036	\$40,000 to \$64,296.72
Payroll Coordinator	\$30,000 to \$47,277	\$30,000 to \$48,222.54
Purchasing Agent	\$40,000 to \$63,036	\$40,000 to \$64,296.72
Accountant	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Financial Analyst	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Animal Warden	\$12 to \$21.02 per hr.	\$12 to \$21.44 per hr.
Housing Administrator	\$45,000 to \$63,036	\$45,000 to \$64,296.72
Code Enforcement Officer	\$30,000 to \$57,783	\$30,000 to \$58,938.66
Maintenance Worker	\$14 to \$23.12 per hr.	\$14 to \$23.59 per hr.

Janitor	\$10 to \$13.66 per hr.	\$10 to \$13.94 per hr.
Mayor's Court Administrator	\$35,000 to \$52,530	\$35,000 to \$53,580.60
Auxiliary Police Officers:		
Officer	\$9.30 to \$9.99 per hr.	\$9.30 to \$10.19 per hr.
Corporal	\$10 to \$11.56 per hr.	\$10 to \$11.80 per hr.
Sergeant	\$10.25 to \$12.09 per hr.	\$10.25 to \$12.34 per hr.
Lieutenant	\$10.50 to \$12.61 per hr.	\$10.50 to \$12.87 per hr.
Captain	\$11.50 to \$13.14 per hr.	\$11.50 to \$13.41 per hr.
Data Entry (Records)	\$15.00 to \$21.02 per hr.	\$15.00 to \$21.44 per hr.
Evidence Custodian	\$15.00 to \$25.00 per hr.	\$15.00 to \$25.50 per hr.
Special Police Officer	\$18.00 to \$31.52 per hr.	\$18.00 to \$32.15 per hr.
Recreation Programs Coordinator	\$11 to \$13.66 per hr.	\$11 to \$13.94 per hr.
School Crossing Guard	\$9.30 to \$10.51 per hr.	\$9.30 to \$10.72 per hr.
Van Driver	\$11 to \$13.66 per hr.	\$11 to \$13.94 per hr.
Transportation Coordinator	\$12 to \$15.76 per hr.	\$12 to \$16.08 per hr.
Human Services Coordinator	\$30,000 to \$52,530	\$30,000 to \$53,580.60
Food Service Coordinator	\$10 to \$14.81 per hr.	\$10 to \$15.11 per hr.
Food Service Aide	\$9.30 to \$10.51 per hr.	\$9.30 to \$10.72 per hr.
Foreman	\$50,000 to \$73,542	\$50,000 to \$75,012.84
Seasonal Laborer	\$9.30 to \$16.32 per hr.	\$9.30 to \$16.65 per hr.
Human Resources Coordinator	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Paralegal	\$30,000 to \$63,036	\$30,000 to \$64,296.72
Engineer	\$17,000 to \$34,000	\$17,000 to \$34,000

Assistant Engineer	\$17,000 to \$34,000	\$17,000 to \$34,000
Communications Coordinator	\$15 to \$21.00 per hr.	\$15 to \$21.44 per hr.
Intern	\$15 to \$21.00 per hr.	\$15 to \$21.44 per hr.

Section 2. The City shall provide all non-bargaining unit employees with a high deductible health insurance plan, eligible for a Healthcare Savings Account (HSA), which beginning January 1, 2022, non-bargaining unit employees will be making monthly deductible contributions of \$150 for single plan coverage (\$1,800 per year) and \$300 for family plan coverage (\$3,600 per year) into their HSA account, with the City contributing into the non-bargaining unit employee’s HSA account the remaining monthly amount necessary to fully fund the annual deductible for each employee’s HSA plan. Half of the non-bargaining unit employee’s monthly contribution toward the deductible will be deducted in each of the first two pays each month. The City shall advance funds into a non-bargaining unit employee’s HSA account to be used towards satisfying the employee’s annual HSA deductible should the employee be faced with a healthcare crisis which requires the employee to pay more than the amount currently available in the employee’s HSA account to meet the required annual deductible. The City shall not advance more than the respective annual deductible amounts for single and family HSA plans. However, if an employee shall leave employment before using the advanced funds then the employee shall refund the unused, advanced funds to the City. Non-bargaining unit employees shall be permitted to opt out of, and waive the coverage provided by, the City’s medical, dental and vision insurance. Employees must opt out of all insurance plans. For example, employees cannot elect to opt out of the medical insurance and continue to participate in the dental and vision insurance. Employees who opt out and waive coverage shall receive Two Hundred Dollars (\$200.00) a month for each month that coverage is waived by the employee. Employees wishing to opt out and waive coverage must notify the Finance Director of their intent, in writing, by the 10th day of the month for which waiver of coverage is sought. Once the employee opts out the employee is not eligible to be covered by the City provided medical, dental and vision insurance plan until the annual renewal period is open or the employee becomes eligible due to a qualifying event whereby the employee loses their other medical insurance.

Section 3. Ordinance No. 2022-22 is hereby repealed.

Section 4. 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 5. This Ordinance constitutes an emergency measure necessary for the public safety, health and welfare and for the further reason that the new pay and HSA contributions take effect 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 and 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.: 2022-61

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION REQUESTING THAT FOR THE FISCAL YEAR 2023 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 2023.

Section 2: The Finance Director is authorized 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: _____, 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.: 2022-62

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION PURSUANT TO R.C. 5705.19(I) AND 5705.25 SUBMITTING TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF THE RENEWAL OF AN EXISTING 2.0 MILL TAX LEVY FOR THE PURPOSE OF THE PAYMENT OF SALARIES FOR FIRE FIGHTERS IN THE DIVISION OF FIRE, AND PROVIDING, MAINTAINING AND OPERATING FIRE APPARATUS, APPLIANCES, BUILDINGS AND SITES, AND DECLARING AN EMERGENCY.

WHEREAS, on May 18, 2022, this Council adopted **Resolution No. 2022-45** pursuant to Sections 5705.03(B) and 5705.19(I) of the Revised Code declaring it necessary to renew all of an existing 2.0 mill ad valorem tax outside of the ten-mill limitation for the payment of Fire Fighters in the Division of Fire, and for providing, maintaining and operating fire apparatus, appliances, buildings and sites, for five (5) years and requesting that the County Fiscal Officer certify (i) the total current tax valuation of the City, and (ii) the dollar amount of revenue that would be generated by the levy; and

WHEREAS, on May 27, 2022 the County Fiscal Officer certified that (i) the total current tax valuation of the City is \$339,054,130.00 and (ii) the dollar amount of revenue that would be generated by the levy would be \$521,228.00 annually during the life of the levy, assuming that the total tax valuation remains constant throughout the life of the levy.

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

Section 1. This Council finds, determines and declares that the amount of taxes which may be raised by the City of Maple Heights within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of this City, and that it is necessary to renew the tax levy in excess of that limitation at the rate of 2.0 mill for five (5) years for the payment of Fire Fighters in the Division of Fire, and for providing, maintaining and operating fire apparatus, appliances, buildings and sites.

Section 2. The question of the renewal of all of an existing 2.0 mill ad valorem tax outside of the ten-mill limitation for the payment of Fire Fighters in the Division of Fire, and for providing, maintaining and operating fire apparatus, appliances, buildings and sites, for five (5) years, beginning with the tax list and duplicate for the year 2023, the proceeds of which levy first would be available to the City in the calendar year 2024, shall be submitted pursuant to Sections 5705.19(I) and 5705.25 of the Revised Code to the electors of the City of Maple Heights, located wholly in the County of Cuyahoga, at an election to be held therein on November 8, 2022, as authorized by law. That election shall be held at the regular places of voting in the City as established by the Board of Elections of Cuyahoga County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. The Clerk of Council be and is hereby authorized and directed to give or cause to be given notice of that election as provided by law.

Section 4. The Clerk of Council be and is hereby directed to immediately deliver a certified copy of this Resolution and the related County Fiscal Officer's Certificate to the Board of Elections of Cuyahoga County, Ohio.

Section 5. 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 6. This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason so that it can be timely filed with the Board of Elections in order to submit the question of the levy for its stated essential purpose to the electors at the November 8, 2022 election, 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. 2022-62

Page Two

RESOLUTION NO.: 2022-63

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION PURSUANT TO R.C. 5705.19(J) AND 5705.25 SUBMITTING TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF THE RENEWAL OF AN EXISTING 2.0 MILL TAX LEVY FOR THE PURPOSE OF THE PAYMENT OF SALARIES FOR PERMANENT POLICE PERSONNEL IN THE DIVISION OF POLICE, AND PROVIDING AND MAINTAINING MOTOR VEHICLES, COMMUNICATIONS AND OTHER EQUIPMENT USED DIRECTLY IN THE OPERATION OF THE POLICE DIVISION, AND DECLARING AN EMERGENCY.

WHEREAS, on May 18, 2022, this Council adopted **Resolution No. 2022-46** pursuant to Sections 5705.03(B) and 5705.19(J) of the Revised Code declaring it necessary to renew all of an existing 2.0 mill ad valorem tax outside of the ten-mill limitation for the payment of salaries of permanent police personnel in the Division of Police, and for providing and maintaining motor vehicles, communications and other equipment used directly in the operation of the Police Division, for five (5) years and requesting that the County Fiscal Officer certify (i) the total current tax valuation of the City, and (ii) the dollar amount of revenue that would be generated by the levy; and

WHEREAS, on May 27, 2022 the County Fiscal Officer certified that (i) the total current tax valuation of the City is \$339,054,130.00 and (ii) the dollar amount of revenue that would be generated by the levy would be \$521,228.00 annually during the life of the levy, assuming that the total tax valuation remains constant throughout the life of the levy.

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

Section 1. This Council finds, determines and declares that the amount of taxes which may be raised by the City of Maple Heights within the ten-mill limitation by levies on the current tax list and duplicate will be insufficient to provide an adequate amount for the necessary requirements of this City, and that it is necessary to renew the tax levy in excess of that limitation at the rate of 2.0 mill for five (5) years for the payment of salaries of permanent police personnel in the Division of Police, and for providing and maintaining motor vehicles, communications and other equipment used directly in the operation of the Police Division.

Section 2. The question of the renewal of all of an existing 2.0 mill ad valorem tax outside of the ten-mill limitation for the payment of salaries of permanent police personnel in the Division of Police, and for providing and maintaining motor vehicles, communications and other equipment used directly in the operation of the Police Division, for five (5) years, beginning with the tax list and duplicate for the year 2023, the proceeds of which levy first would be available to the City in the calendar year 2024, shall be submitted pursuant to Sections 5705.19(J) and 5705.25 of the Revised Code to the electors of the City of Maple Heights, located wholly in the County of Cuyahoga, at an election to be held therein on November 8, 2022, as authorized by law. That election shall be held at the regular places of voting in the City as established by the Board of Elections of Cuyahoga County, or otherwise, within the times provided by law and shall be conducted, canvassed and certified in the manner provided by law.

Section 3. The Clerk of Council be and is hereby authorized and directed to give or cause to be given notice of that election as provided by law.

Section 4. The Clerk of Council be and is hereby directed to immediately deliver a certified copy of this Resolution and the related County Fiscal Officer's Certificate to the Board of Elections of Cuyahoga County, Ohio.

Section 5. 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 6. This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason so that it can be timely filed with the Board of Elections in order to submit the question of the levy for its stated essential purpose to the electors at the November 8, 2022 election, 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. 2022-63

Page Two

RESOLUTION NO.: 2022-64

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) RECREATIONAL TRAILS PROGRAM AND/OR CLEAN OHIO TRAILS FUND PROGRAM FOR THE STAFFORD PARK STORY BOOK TRAIL PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio, through the Ohio Department of Natural Resources (ODNR), administers financial assistance for public recreation purposes, through the Recreational Trails Program and/or the Clean Ohio Trails Fund Program; and,

WHEREAS, the City of Maple Heights desires financial assistance under the Recreational Trails Program and/or the Clean Ohio Trails Fund Program to build a **Story Book Trail in Stafford Park**.

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 and City Engineer are hereby authorized to prepare and file an application with the Ohio Department of Natural Resources (ODNR) and to provide all information and documentation required to become eligible for possible funding for the **Stafford Park Story Book Trail Project**.

Section 2. The Mayor is further authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance and further upon the recommendations of the City Engineer, and approved as to form by the City Law Director, in accordance with all authority granted to and limitations upon the City Director of Finance.

Section 3. The City of Maple Heights does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the Recreational Trails Program and/or the Clean Ohio Trails Fund Program.

Section 4. 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 5. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of the City, and for further reason that it is necessary to prepare and file the application with the Ohio Department of Natural Resources (ODNR) on or before July 15, 2022 and to submit executed legislation with such application and provided it receives the affirmative vote of two-thirds (2/3) of all members of Council elected thereto, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise it shall take effect 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. 2022-65

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE HANSEN, WATSON, AND RAYMOND PAVEMENT REPAIR PROJECT IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, on October 7, 2015, by **Resolution No. 2015-63**, Council authorized and directed the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the storm and sanitary sewer improvement project on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview in the City of Maple Heights: and

WHEREAS, the Ohio Public Works Commission (OPWC) contributed Three Hundred Forty-Nine Thousand Nine Hundred Fifty Dollars and Zero Cents (\$349,950.00), for Phase 1 and Phase 2 of the repair of storm and sanitary sewers on various streets in the City of Maple Heights including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, on November 7, 2018, by **Resolution No. 2018-96**, Council authorized and directed the Mayor to enter into a 2019 Member Community Infrastructure Program Agreement with the Northeast Ohio Regional Sewer District (NEORS) for the Manhole Sewer Separation Project in the City of Maple Heights which included the repair of storm and sanitary sewers on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, the City of Maple Heights was awarded Five Hundred Ninety-Nine Thousand Nine Hundred Fifty Dollars and Zero Cents \$599,950.00 by the Northeast Ohio Regional Sewer District (NEORS) for Phase 1 and Phase 2 of the repair of storm and sanitary sewers on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, the City of Maple Heights has entered into an agreement with the Cuyahoga County Department of Public Works to maintain and operate the entire City of Maple Heights-owned storm and sanitary sewer systems, also designated as County Sewer District No.9; and

WHEREAS, the Cuyahoga County Department of Public Works has established a schedule of just and equitable rates to be collected from the owners of all parcels within the City that have accessibility to storm and sanitary sewers; and

WHEREAS, upon collection by the County Treasurer, such storm and sanitary sewer system monies have been placed in a distinct fund to the credit of Sewer District No. 9; and

WHEREAS, the Cuyahoga County Department of Public Works has committed to provide Sewer District No. 9 funds in the amount of up to Two Hundred Fifty Thousand Dollars and Zero Cents (\$250,000.00) as the required local funding match for storm and sanitary sewer improvement projects on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, on September 4, 2019, by **Resolution No. 2019-75**, the City of Maple Heights entered into a contract with Fabrizi Trucking and Paving Co., Inc., for the Northeast Quadrant Sewer Repairs Phase 1 Project, which was completed in Spring 2020, and

WHEREAS, on September 16, 2020, by **Resolution No. 2020-82**, the City of Maple Heights entered into a contract with United Survey, Inc., for the Northeast Quadrant Sewer Repairs Phase 2 Project, which was completed in Summer 2021, and

WHEREAS, on February 23, 2021, by **Resolution No. 2021-17**, Council authorized and directed the Mayor to enter into a 2021 Member Community Infrastructure Program Agreement with the Northeast Ohio Regional Sewer District (NEORS) for the Manhole Sewer Separation Project in the City of Maple Heights which included additional repair of storm and sanitary sewers on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, the City of Maple Heights had been awarded One Million Twenty-One Thousand Eight Hundred Eighty-Seven Dollars and Zero Cents (\$1,021,887.00) by the Northeast Ohio Regional Sewer District (NEORS) for the repair of storm and sanitary sewers on various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, the Ohio Public Works Commission(OPWC) is contributing up to Fifty Three Percent (53%) of the cost, up to a maximum of One Million Four Hundred Thirty-Three Thousand One Hundred Thirteen Dollars and Zero Cents (\$1,433,113.00), for additional work to repair storm and sanitary sewers and resurface various streets including Hansen, Watson, Raymond, Franklin, Hillgrove, Clare and Gardenview; and

WHEREAS, on December 15, 2021, by **Resolution No. 2021-138**, the City of Maple Heights entered into a contract with Fabrizi Trucking and Paving Co., Inc., for the Northeast Quadrant Sewer Repairs Phase 3 Project, which will be completed in Summer 2022, and

WHEREAS, on June 1, 2022, by **Resolution No. 2022-55**, the City of Maple Heights entered into a contract with United Survey, Inc., for the Northeast Quadrant Sewer Repairs Phase 4 Project, which will be fully completed in Winter 2022, and

WHEREAS, the storm and sanitary sewer improvements on various streets including Hansen, Watson, Raymond, and the intersections of Prayner and Clampher Roads will be completed in Fall 2022 and roadway resurfacing can commence to complete the repair work.

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

Section 1. The City Engineer is hereby authorized to begin the preparation of plans and specifications and to provide advertising for bids for the **Hansen, Watson, and Raymond Pavement Repair Project** in the City of Maple Heights.

Section 2. The Council of the City of Maple Heights hereby authorizes and directs 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 general welfare of the residents of the City, and for the additional reason to begin the project in a timely manner so that a pavement repair program can be completed during the 2022 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: _____, 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. 2022-66
INTRODUCED BY: Council as a Whole
MOTION FOR ADOPTION BY:

A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2022-PZ-14 TO DENY THE APPLICATION OF CERTURIA DOWDY FOR APPROVAL OF A VARIANCE FROM THE REQUIREMENTS OF SECT. 1298.19(F)(2)(b)(3) OF THE MAPLE HEIGHTS CODIFIED ORDINANCES TO INSTALL A 4' GALVANIZED CHAIN LINK FENCE IN THE FRONT YARD OF PROPERTY LOCATED IN AN OFFICE/INDUSTRIAL (O-I) ZONING DISTRICT AT 17170 BROADWAY AVENUE, MAPLE HEIGHTS, OHIO.

WHEREAS, in **Case No. 2022-PZ-14** the City’s Planning and Zoning Commission issued a decision denying the application of Certuria Dowdy for approval of a Variance from the requirements of Sect. 1298.19(F)(2)(b)(3) of the MH Codified Ordinances to install a 4’ galvanized chain link fence in the front yard of property located in an Office/Industrial (O-I) Zoning District at 17170 Broadway Avenue, Maple Heights, Ohio; and

WHEREAS, Sec. 1262.03(F) of the MH Codified Ordinances provides: “Council has the authority to review and overrule any decision of the Planning & Zoning Commission, by ordinance or resolution, passed by two-thirds (2/3) vote of the members elected to Council within forty-five (45) business days of the date of the decision, provided that * * * the applicant notifies the Secretary to the Planning & Zoning Commission and the Chief Building Official of his or her objection in writing within five (5) business days of the date of the decision of the Planning & Zoning Commission. The decision of Council in such matters is final and shall not be subject to appeal except to a court of competent jurisdiction in conformance with state and federal law.”; and

WHEREAS, the Applicant timely filed an appeal of the P&Z Decision to Council pursuant to Sec. 1262.03(F) and the Applicant presented its appeal to Council at its April 20, 2022 Council meeting for review and consideration.

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

Section 1. The decision of the City’s Planning and Zoning Commission in **Case No. 2022-PZ-14** denying the application of Certuria Dowdy for approval of a Variance from the requirements of Sect. 1298.19(F)(2)(b)(3) of the MH Codified Ordinances to install a 4’ galvanized chain link fence in the front yard of property located in an Office/Industrial (O-I) Zoning District at 17170 Broadway Avenue, Maple Heights, Ohio, is hereby overruled.

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. Pursuant to Codified Ordinance Sections 1262.03(F) this Resolution, provided it receives the affirmative vote of five (5) or more members elected to Council, shall take effect and be in force immediately upon its passage.

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 and 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. 2022-67
INTRODUCED BY: Council as a Whole
MOTION FOR ADOPTION BY:

A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2022-PZ-16 TO DENY THE APPEAL OF LEVELL WOODRUFF REQUESTING RELIEF UNDER SECT. 1262.03(E) AND SECT. 1440.24 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES FROM INSPECTION ORDERS ISSUED FOR 5696 GARFIELD AVENUE, MAPLE HEIGHTS, OHIO, LOCATED IN A RESIDENTIAL SINGLE FAMILY-MEDIUM DENSITY (RSF-M) ZONING DISTRICT.

WHEREAS, in **Case No. 2022-PZ-16** the City’s Planning and Zoning Commission issued a decision denying the appeal from Levell Woodruff. requesting relief under Sect. 1262.03(E) and Sect. 1440.24 of the MH Codified Ordinances from inspection orders issued for 5696 Garfield Avenue, Maple Heights, Ohio, located in a Residential Single Family-Medium Density (RSF-M) Zoning District.; and

WHEREAS, Sec. 1262.03(F) of the MH Codified Ordinances provides: “Council has the authority to review and overrule any decision of the Planning & Zoning Commission, by ordinance or resolution, passed by two-thirds (2/3) vote of the members elected to Council within forty-five (45) business days of the date of the decision, provided that * * * the applicant notifies the Secretary to the Planning & Zoning Commission and the Chief Building Official of his or her objection in writing within five (5) business days of the date of the decision of the Planning & Zoning Commission. The decision of Council in such matters is final and shall not be subject to appeal except to a court of competent jurisdiction in conformance with state and federal law.”; and

WHEREAS, the Applicant timely filed an appeal of the P&Z Decision to Council pursuant to Sec. 1262.03(F) and the Applicant presented its appeal to Council at its May 18, 2022 Council meeting for review and consideration.

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

Section 1. The decision of the City’s Planning and Zoning Commission in **Case No. 2022-PZ-16** denying the appeal from Levell Woodruff. requesting relief under Sect. 1262.03(E) and Sect. 1440.24 of the MH Codified Ordinances from inspection orders issued for 5696 Garfield Avenue, Maple Heights, Ohio, located in a Residential Single Family-Medium Density (RSF-M) Zoning District, is hereby overruled.

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. Pursuant to Codified Ordinance Sections 1262.03(F) this Resolution, provided it receives the affirmative vote of five (5) or more members elected to Council, shall take effect and be in force immediately upon its passage.

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 and 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.: 2022-68

INTRODUCED BY: Councilman Stafford L. Shenett, Sr.

MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING SECTION 220.01(e)(1) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS REGARDING COUNCIL COMMITTEES COMPOSITION, AND DECLARING AN EMERGENCY.

WHEREAS, the Council of the City of Maple Heights desires to amend Sections 220.01(e)(1) of the Council Committees Composition to increase the effectiveness of each committee by allowing council members from each district to choose a committee that best fit their strength and ability while balancing committee assignments among Councilpersons.

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

Section 1. Section 220.01(e)(1) of the Codified Ordinances shall hereby be amended as follows (changes underlined)

220.01 COUNCIL COMMITTEES.

(e) Council Committees.

(1) Composition; appointment. Council standing committees shall consist of at least three Council members, one of whom shall be the chairperson. Standing committee chairpersons and members of a committee shall be determined and appointed by the elected Council Members of each district, as soon as convenient, after the Municipal election and organization of Council, but not later than the first meeting in February following the election. Council members who have committed to a committee must wait until all council members have joined a committee before they select another committee to join. If for some reason Council Members cannot decide the appointment of a committee, then the Council President with advice by the Pro Tempore ex officio shall make the appointment(s). Each standing committee shall have no more or no less than three Council Members per committee. The Council President and Council President Pro Tempore ex officio shall be appointed as members of all standing committees with the right to vote in the event a quorum is needed to conduct City business.

Section 2. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of new Sections 220.01(e)(1) 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 must be timely added to the codified ordinances, 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.: 2022-69

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION CERTIFYING TO THE CUYAHOGA COUNTY FISCAL OFFICER THE SUMS DUE TO THE CITY OF MAPLE HEIGHTS WHICH WERE EXPENDED FOR BOARDING UP HOUSES AND OTHER UNSAFE STRUCTURES PURSUANT TO CODIFIED ORDINANCE SECTIONS 680.06, 1440.27 AND 1440.28, AND DECLARING AN EMERGENCY.

WHEREAS, in compliance with Sections 680.06, 1440.27 and 1440.28 of the Codified Ordinances of the City of Maple Heights expenses were incurred for boarding up houses and unsafe structures upon lots in the City of Maple Heights, as more fully described in an Attachment on file with the Finance Director; and

WHEREAS, such expenses have not been paid by the owners of said lots.

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

Section 1. The expenses listed in the Attachment on file with the Finance Director, which is made a part hereof for all purposes, for boarding up houses and unsafe structures shall be certified to the Cuyahoga County Fiscal Officer for the purpose of making the same a lien upon such lots in the City of Maple Heights, Cuyahoga County, Ohio, to be collected as are other taxes and returned to the General Fund of the City of Maple Heights, pursuant to Sections 680.06, 1440.27 and 1440.28 of the Codified Ordinances of the City of Maple Heights.

Section 2. The Clerk of Council and the Finance Director are authorized to prepare and submit all necessary documents to accomplish the required written return to the County Fiscal Officer in a timely manner.

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 our residents, and to timely certify said assessments to the County Fiscal Officer by the second Monday in September 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.: 2022-70

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION DECLARING THE NECESSITY OF ASSESSING THE EXPENSE OF GARBAGE AND RUBBISH COLLECTION AND DISPOSAL WITHIN THE CITY OF MAPLE HEIGHTS AND CERTIFYING TO THE COUNTY FISCAL OFFICER THE COSTS DUE TO THE CITY OF MAPLE HEIGHTS FOR GARBAGE AND RUBBISH COLLECTIONS, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 701.05 and 715.43 and Chapter 1060 of the Codified Ordinances of the City of Maple Heights permit the assessment for the collection and disposal of garbage and rubbish; and

WHEREAS, Codified Ordinances Section 1060.02(b) provides that the Finance Director establish an estimate of the next year's solid waste collection costs and projected fees for the purpose of establishing the applicable rates for the following year to be charged by the City of Maple Heights for garbage and rubbish collection; and

WHEREAS, the Finance Director has completed this estimate and has determined that the applicable monthly rate for 2023 is \$19.35 per residential unit and \$9.98 for each residential unit for qualified residents with a Homestead exemption as of June 1, 2022 and

WHEREAS, Codified Ordinances Section 1060.02(b)(5) provides that these charges be certified to the County Auditor in time for the charges to be added to the tax duplicate and collected in the next collection year.

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

Section 1. It is the determination of this Council, to proceed with the assessing for the cost and expense of garbage and rubbish disposal within the City in accordance with Ohio Revised Code Sections 701.05 and 715.43 and Chapter 1060 of the Codified Ordinances, upon the lands in the City of Maple Heights on file in the County Fiscal Officer's Office, for the 2022 tax duplicate and collection in the year 2023 at a monthly rate of \$19.35 for each residential unit and \$9.98 for each residential unit for qualified residents with a Homestead exemption as of June 1, 2022.

Section 2: Reimbursement of funds through collection of tax duplicates of said lands as outlined in Section 1 hereof shall be credited to the Solid Waste Collection Fund of the City of Maple Heights.

Section 3. The Finance Director is hereby authorized to send to the Auditor of the County of Cuyahoga certified copies of this Resolution in such numbers as are required.

Section 4. 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 5. This Resolution constitutes an emergency measure necessary for the health and welfare of the residents of the city, and to timely certify said assessments to the County Fiscal Officer by the second Monday in September 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.: 2022-71

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION CERTIFYING TO THE CUYAHOGA COUNTY FISCAL OFFICER THE SUMS DUE TO THE CITY OF MAPLE HEIGHTS WHICH WERE EXPENDED FOR WEED AND GRASS CONTROL PURSUANT TO CODIFIED ORDINANCE SECTIONS 660.15 AND 680.05, AND DECLARING AN EMERGENCY.

WHEREAS, in compliance with Sections 660.15 and 680.05 of the Codified Ordinances of the City of Maple Heights expenses were incurred for weed and grass control upon lots in the City of Maple Heights, as more fully described in an Attachment on file with the Finance Director; and

WHEREAS, such expenses have not been paid by the owners of said lots.

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

Section 1 The expenses listed in the Attachment on file with the Finance Director, which is made a part hereof for all purposes, for grass and weed control shall be certified to the Cuyahoga County Fiscal Officer for the purpose of making the same a lien upon such lots in the City of Maple Heights, Cuyahoga County, Ohio, to be collected as are other taxes and returned to the General Fund of the City of Maple Heights, pursuant to Sections 660.15 and 680.05 of the Codified Ordinances of the City of Maple Heights.

Section 2. The Clerk of Council and the Finance Director are authorized to prepare and submit all necessary documents to accomplish the required written return to the County Fiscal Officer in a timely manner.

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 our residents, and to timely certify said assessments to the County Fiscal Officer by the second Monday in September 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