

**CITY OF MAPLE HEIGHTS
COUNCIL MEETING AGENDA**

Maple Heights Senior Center - 7:00 PM

May 4, 2022

1. **Caucus: 6:30 pm** All Members of Council
2. **Call to Order:** Council President Ron Jackson
3. **Invocation/Pledge of Allegiance:** Councilman Stafford L. Shenett, Sr., District 1
4. **Roll Call:** Council Clerk Leonette Cicirella Johnson
5. **Addendum**
6. **Approval of Minutes:** April 6, 2022 (Regular Meeting of Council)
April 20, 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:

2022-25 AN ORDINANCE AMENDING SECTION 1062.07(e) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS REGARDING THE USE OF THE PAVILIONS AT STAFFORD PARK, AND DECLARING AN EMERGENCY.

This Ordinance is in the Finance Committee.

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 1 (Blackwell)

2022-43 A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE STAFFORD PARK RESTORATION PROJECT, PHASE 1, IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2022-44 A RESOLUTION AUTHORIZING THE MAYOR TO GRANT THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) A TEMPORARY RIGHT OF WAY AND EASEMENT AND A PERMANENT STORMWATER EASEMENT, BOTH EASEMENTS TO BE UPON, OVER, AND UNDER PART OF PERMANENT PARCEL NUMBER 783-09-045 FOR MAINTENANCE ACTIVITIES AT THE STAFFORD PARK STORMWATER DETENTION BASIN, 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

RESOLUTION NO.: 2022-43

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE STAFFORD PARK RESTORATION PROJECT, PHASE 1 IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

WHEREAS, on December 15, 2021, by **Resolution No. 2021-154**, Council authorized the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2021 Community Development Block Grant Program; and

WHEREAS, the City of Maple Heights has been awarded One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00) by the Cuyahoga County Department of Development under the 2021 Community Development Block Grant Program for the Stafford Park Restoration Project, Phase 1 which will help to fund improvements to Stafford Park, including the demolition of various abandoned facilities/structures and the construction of a trail to link the fitness station network; and

WHEREAS, the funds awarded for the Stafford Park Restoration Project, Phase 1 by the Cuyahoga County Department of Development under the 2021 Community Development Block Grant Program are required to be expended before September 30, 2022; and

WHEREAS, Council deems it necessary and in the best interests of the health, safety and welfare of all of the City residents to proceed with improvements to Stafford Park and provide for recreational opportunities for all residents.

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 Stafford Park Restoration Project, Phase 1 in 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 health and general welfare of the residents of the City, and to begin the project in a timely manner in the spring months to be completed within the grant deadline, 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.: 2022-44

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR TO GRANT THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) A TEMPORARY RIGHT OF WAY AND EASEMENT AND A PERMANENT STORMWATER EASEMENT, BOTH EASEMENTS TO BE UPON, OVER, AND UNDER PART OF PERMANENT PARCEL NUMBER 783-09-045 FOR MAINTENANCE ACTIVITIES AT THE STAFFORD PARK STORMWATER DETENTION BASIN, AND DECLARING AN EMERGENCY.

WHEREAS, the Engineer and Service Director have recommended that the City grant both temporary and permanent easements to the Northeast Ohio Regional Sewer District (NEORS) upon, over, and under part of Permanent Parcel Number 783-09-045 located at the City's Stafford Park to allow NEORS to perform maintenance activities at the Stafford Park Stormwater Detention Basin, including for the Stafford Park Stormwater Basin Inlet Modifications Project.

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 hereby authorized to grant NEORS a temporary right of way and easement upon, over, and under part of Permanent Parcel Number 783-09-045 located at the City's Stafford Park to perform maintenance activities at the Stafford Park Stormwater Detention Basin, including for the Stafford Park Stormwater Basin Inlet Modifications Project, by the attached Instrument entitled "EASEMENT FOR THE INSTALLATION OF THE STAFFORD BASIN INLET MODIFICATIONS PROJECT", which Instrument is incorporated as if fully rewritten herein.

Section 2. The Mayor is hereby authorized to grant NEORS a permanent easement upon, over, and under part of Permanent Parcel Number 783-09-045 located at the City's Stafford Park to perform maintenance activities at the Stafford Park Stormwater Detention Basin, including for the Stafford Park Stormwater Basin Inlet Modifications Project, by the attached Instrument entitled "PERMANENT STORMWATER EASEMENT", which Instrument is incorporated as if fully rewritten herein.

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 not delay the stormwater detention basin maintenance, 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

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Date: _____

Leonette Cicirella Johnson, Clerk of Council