

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

Maple Height Senior Center

July 5, 2023

MEETING CAUCUS

Council President Jackson called the meeting to order at 6:30 p.m. with the following Council Members present: Jackson, Shenett, Jones, Tatum, Anderson, Madden, Trojanski and Agee. Also present were Law Director Frank Consolo, Police Chief Todd Hansen, Fire Chief Vito Kavaliunas, Human Services Director Linda Vopat, Service Director Tony Ciresi, Planning and Development Director Joe Duffy and Council Clerk Leonette Cicirella Johnson. Mayor Annette M. Blackwell, Finance Director Tinita Tillman, and City Engineer Ed Hren were absent and excused.

Mr. Jackson said that Councilman Trojanski would have the Invocation and lead the Pledge of Allegiance for tonight's meeting. He also said there were minutes for approval and one (1) Communication which was a Planning and Zoning Appeal.

Moving to the legislation on tonight's meeting Agenda, Mr. Jackson said **Ordinance No. 2023-49** adopting the Alternative Tax Budget Information for the Fiscal Year beginning January 1, 2024 was on Third Reading at tonight's meeting and asked if there were any questions on this legislation. There being no questions on **Ordinance No. 2023-49**, Mr. Jackson asked Council to vote on this Ordinance at tonight's meeting.

Mr. Jackson said **Ordinance No. 2023-52** Amending Sect. 240.05 of the Maple Heights Codified Ordinances would also be on Third Reading and asked Councilwoman Madden if there was any discussion or if she had any comments to make regarding this legislation.

In response, Ms. Madden said she did not wish to make any comments regarding **Ordinance No. 2023-52** at this time.

Mr. Jackson said **Ordinance No. 2023-60** authorizing the Mayor to enter into a Purchase Service Agreement with the Western Reserve Area Agency on Aging (WRAAA) for ARPA funding was also on Third Reading and asked if there were any additional questions on this legislation.

Councilman Shenett said he did not have any questions on this legislation but wanted to comment that this would be something very beneficial for the Senior Center. He asked to be added as a Co-Sponsor of this Ordinance.

Council Members Jones, Tatum, Trojanski and Anderson also asked to be added as Co-Sponsors of this legislation.

Mr. Jackson said Council would be voting on this Ordinance at tonight's meeting.

Moving to **Resolution No. 2023-61** authorizing the Mayor to apply to and if awarded to enter into a contract with the Cuyahoga County Division of Senior and Adult Services for Community

Social Services Program Services for the period January 1, 2024 through December 31, 2025, Mr. Jackson asked if there any questions on this legislation.

Ms. Jones asked Mrs. Vopat if this Resolution needed to be voted on at tonight's meeting, to which Mrs. Vopat responded in the affirmative. Mrs. Vopat said the legislation authorizing both of the contracts needed to be voted on by Council at tonight's meeting if possible since the deadlines were approaching. Mrs. Vopat said the deadlines given by both the WRAAA and Cuyahoga County would occur before the next Council Meeting.

Mr. Shenett asked for clarification as to which item of legislation Mrs. Vopat was referring to with regards to the contract deadlines.

In response, Mrs. Vopat said both **Resolution No. 2023-61** and **Resolution No. 2023-62** concerned funding for the Department of Human Services transportation and meals programs. She said **Resolution No. 2023-61** authorized the contract for these services under County funding and **Resolution No. 2023-62** authorized application to the WRAAA for Title III-B, C1 and C2 funding which involved Federal dollars for these same programs.

Mrs. Vopat said her Department had received an extension to July 10, 2023 regarding the agreement under **Ordinance No. 2023-60**, but that all three (3) of these items of legislation needed to be passed on emergency at tonight's meeting.

Mr. Jackson asked if there were any other questions regarding **Resolution No. 2023-61**. There being no further questions or discussion on **Resolution No. 2023-61**, Mr. Jackson said if there were no objections, he would ask Council to vote on this legislation at tonight's meeting. There were no objections from Council.

Ms. Jones asked to be added as a Co-Sponsor of this Resolution.

Mr. Jackson asked if there were any other questions or comments regarding **Resolution No. 2023-62**. There being no further questions or discussion on this Resolution, Mr. Jackson asked Council to vote on it at tonight's meeting.

Mrs. Vopat said she wanted to remind Council that both **Resolutions Nos. 2023-61 and 2023-62** were only authorizing application for funding from these programs. She said the City will not know if it will receive this funding until the Fall.

Mr. Shenett asked to be added as a Co-Sponsor of **Resolution No. 2023-62**.

Ms. Jones also asked to be added as a Co-Sponsor of **Resolution No. 2023-62**.

Mr. Jackson asked if there were any questions from Council regarding **Resolution No. 2023-63** requesting the Cuyahoga County Fiscal Officer to advance taxes and assessments. He said if there were no questions, he would request that Council vote on this legislation at tonight's meeting.

Ms. Jones asked if Council would be voting to suspend the rules for this Resolution to which Mr. Jackson responded in the affirmative. Mr. Jackson said this legislation came before Council every year.

Moving to **Resolution No. 2023-64** concerning funding from the ODOT Municipal Bridge Program and authorizing the preparation of plans and specifications and cost estimates for the Greenhurst Drive Bridge Demolition Project, Mr. Jackson said City Engineer Ed Hren had discussed each of his items of legislation at the Committee of the Whole Meeting. Mr. Jackson said if there were no objections from Council he would request that this legislation be passed on emergency at tonight's meeting due to the program deadline. There were no objections from Council.

Mr. Jackson said **Resolution No. 2023-65** authorizing the contract with Chagrin Valley Engineering LTD to provide engineering services for the Lee Road and Raymond Street Sewer Improvements Project also had a deadline by the end of July. He said if there were no objections from Council he would request that this legislation be passed on emergency at tonight's meeting. There were no objections from Council. Mr. Jackson asked if there were any questions or concerns regarding **Resolution No. 2023-65**. There were no questions or concerns.

Mr. Jackson said **Resolution No. 2023-66** authorized the contract for the Southwest Quadrant Sewer Rehabilitation Phase 1a Project and asked Council to vote on this legislation at tonight's meeting if there were no objections. There were no objections from Council.

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

Moving to **Resolution No. 2023-67** authorizing the purchase of Shelter/Bandstand materials for the Stafford Park Restoration Project Phase 2, Mr. Jackson said Mr. Hren discussed the funding deadline for this project that required the funds to be spent by September 30, 2023. He asked if there was any further discussion on this legislation. There being no additional discussion, Mr. Jackson asked Council to vote on **Resolution No. 2023-67** at tonight's meeting.

Mr. Jackson said **Resolution No. 2023-68** authorized the contract for the Stafford Park Phase II Shelter/Bandstand Grading, Drainage and Sidewalk Project and said if there were no objections from Council he would request that this legislation also be passed on emergency at tonight's meeting. There were no objections from Council. Mr. Jackson asked if there were any questions or concerns regarding **Resolution No. 2023-68**. There were no questions or concerns.

Mr. Jackson said **Resolutions Nos. 2023-69, 2023-70 and 2023-71** concerned the special assessments for the boarding-up of houses and other unsafe structures, the fee for garbage and trash collection and the fees for weed and grass control and would each be on First Reading at tonight's meeting at the request of the Finance Department.

Mr. Jackson said **Resolutions Nos. 2023-72 and 2023-73** concerned the re-appointment of Mr. Frank Consolo and the Consolo Law Firm Co. LPA as the Law Director/Prosecutor for the City for the period January 1, 2024 through December 31, 2025 and the Consolo Law Firm Co. LPA and Mr. John E. Thomas as Assistant Prosecutor/Law Director for the City also from January 1,

2024 through December 31, 2025. Mr. Jackson asked if there was any further discussion on these Resolutions.

Mr. Shenett asked to be added as a Co-Sponsor for both **Resolutions Nos. 2023-72 and 2023-73**.

Councilman Tatum also asked to be added as a Co-Sponsor for both **Resolutions Nos. 2023-72 and 2023-73**.

Mr. Jackson asked if there was any further discussion on this legislation. There being no additional discussion, Mr. Jackson asked Council to vote on both **Resolutions Nos. 2023-72 and 2023-73** at tonight's meeting.

Mr. Jackson said there were no Expenditure over \$25,000.00 for review, only one (1) Disclosure of Purchase Orders over \$10,000.00.

Mr. Jackson asked if there were any other questions or comments from Council.

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

REGULAR MEETING OF COUNCIL

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

Councilman Richard Trojanski gave the Invocation and led the Pledge of Allegiance to the Flag. Council Clerk Leonette Cicirella Johnson called the roll.

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

MINUTES: Ms. Anderson made a motion, seconded by Mr. Trojanski, to approve the Regular Meeting of Council Minutes of May 31, 2023.

ROLL CALL: Mr. Shenett: Yes; Ms. Jones: Yes; Mr. Tatum: Yes; Ms. Anderson: Yes; Ms. Madden: Yes; Mr. Trojanski: Yes; Ms. Agee: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays.

Ms. Jones made a motion, seconded by Ms. Anderson, to approve the Regular Meeting of Council Minutes of June 7, 2023.

ROLL CALL: Mr. Shenett: Abstain; Ms. Jones: Yes; Mr. Tatum: Yes; Ms. Anderson: Yes; Ms. Madden: Yes; Mr. Trojanski: Abstain; Ms. Agee: Yes. The motion passed by the vote of five (5) ayes to zero (0) nays with two (2) abstentions.

COMMUNICATIONS: There was one (1) Communication for tonight’s meeting:

Planning and Zoning Appeal regarding Case No. 2023-PZ-26

Applicant Ms. Shaina Horton appeared before Council to present her appeal regarding **Case No. 2023-PZ-26**, requesting approval of Variance from the requirements of Sect. 1298.15 of the MH Codified Ordinances to install a 10’ x 16’ utility shed in the backyard of property located in a Residential Single Family – Medium Density (RSF-M) Zoning District at 5150 Stanley Avenue, Maple Heights, Ohio.

Ms. Horton said she was requesting the variance to install the larger utility shed to store her mother’s personal property and some of her own items since she had an attached garage and needed additional storage. The Applicant said the shed would fit within her property and there was a fence in her yard so it would not be unsightly for her neighbors. She said it would not be seen from the street. Ms. Horton said the Planning and Zoning Commission denied her request at their June 12, 2023 and she timely filed her notice of appeal the next day.

The Applicant requested Council overrule the decision of the Planning and Zoning Commission in her case and grant the variance to install the requested utility shed in the backyard of her property.

Mr. Tatum said the variance was only for 4’ and that without the larger shed there would be a hardship for the Applicant to store her mother’s property. He said the yard was fenced in so he asked Council to consider this appeal.

Mr. Jackson asked if there were any questions from Council regarding this Appeal.

Ms. Jones said she had attended the Planning and Zoning Commission Meeting and understood that the Applicant’s garage was attached to the house. Ms. Jones said she concurred with Mr. Tatum regarding the hardship for the Applicant needing the additional space for storage.

Mr. Shenett asked if the issue was just a size issue regarding the shed and not a property line issue to which the Applicant responded in the affirmative.

Mr. Jackson said Council would consider her Appeal and will vote on it at a later meeting.

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

DEPARTMENT REPORTS:

Fire Department – Fire Chief Vito Kavaliunas said the Fire Department calls to date were 2,964 and that the Fire Department responded to the following working structure fires:

On June 17th at 4:45 a.m. at 5515 Dunham Road for a commercial building fire. The Chief reported that two (2) occupants of one (1) of the businesses narrowly escaped the fire and that the adjacent home was also damaged by the fire. He said the fire was under investigation by the State Fire Marshal's Office;

On June 21st at 9:00 a.m. to 20698 Bowling Green for a house fire; no injuries reported;

On June 28th at 3:30 p.m. at 5154 Turney Road in Garfield Heights for a house fire; no injuries reported;

On July 2nd at 4:15 a.m. at 15300 Ramage Avenue for a house fire; occupant escaped via a window prior to FD arrival and was taken to the hospital for evaluation; no other injuries reported.

Fire Chief Kavaliunas said that hydrant flushing in the City had been completed and that the Cleveland Water Department was repairing all of the hydrants that were discovered to have issues.

The Fire Chief said that on June 27th the Mayor administered the Oath of Office to Cadet Alex Russo who was hired under the FD's lateral transfer program. He said Cadet Russo will begin his 40-hour orientation this coming Monday, July 10th and will be assigned to shift the following week.

Fire Chief Kavaliunas said that in June the Fire Department made a donation of old, out-of-date firefighting equipment to the Cleveland Maidan Association which provides this type of surplus equipment to fire departments in the Ukraine. He said this equipment had no value but will help the humanitarian efforts by fire rescue departments in the Ukraine.

Fire Chief Kavaliunas concluded his report by announcing that this would be his last Council Meeting for the City of Maple Heights since he was retiring after 33 years of service to the community. The Fire Chief said he had never aspired to be Fire Chief but there had been a lot of turn-over in the department over the years. He said his tenure as Chief had been challenging given the City's fiscal condition but he has had very qualified and dedicated staff over the years. Fire Chief Kavaliunas said he planned to teach at the State Fire Academy. He said testing for the positions of Fire Chief, Captain and Lieutenant will be conducted this week. The Fire Chief said the Fire Department will also need to add another firefighter.

Fire Chief Kavaliunas thanked the Mayor and Council for always being supportive of his Department and said he knew they will extend the same working relationship with whomever will replace him as Fire Chief.

In response, Ms. Madden said she hated to see Chief Kavaliunas leave and that he had always been very supportive of the City.

Mr. Jackson said he publicly wanted to acknowledge the professionalism of the Fire Department personnel. Mr. Jackson said he had to call the squad on a couple of occasions and he was always treated with the utmost respect. Mr. Jackson said the quality of leadership showed in his staff.

Law Department – Law Director Mr. Frank Consolo thanked Fire Chief Kavaliunas for his service to the City and said it will be difficult with the loss of the Chief’s institutional knowledge. He said for the past two (2) years the Fire Chief had been looking out for abandoned houses and reporting them to the Building Department.

With regards to the appointment of a new Fire Chief, Mr. Consolo said Maple Heights was a Civil Service city so the Civil Service Commission process would be used to make this appointment. He said the Civil Service Commission had scheduled the test for Chief that will be conducted by the Ohio Fire Chiefs Association on Thursday, July 6th. Mr. Consolo said this test included an oral assessment and was open to the City’s three (3) Captains.

Police Department – Police Chief Todd Hansen reported that the Police Department had responded to approximately 2,700 calls for service since the last Council meeting and almost 15,000 calls for service to date and that the volume of calls had been steadily rising. He reported that the Police Department made 86 arrests and took 13 guns off the streets last month. Police Chief Hansen said the Police Department received 30 complaints over the Fourth of July Holiday but nothing serious.

Police Chief Hansen announced that the Police Department was conducting overtime patrols so police officers will be more visible and to be able to issue more tickets.

The Police Chief reported that a new Police Officer started last Monday and was completing his field training program. The Chief said the Police Department had started using a new national testing network for new hires and the first list of names had been prepared for review by the Civil Service Commission.

Police Chief Hansen concluded his report by thanking Fire Chief Kavaliunas for his work at the Fire Department. The Police Chief said the Police and Fire Departments worked closely together so he was sorry to see Chief Kavaliunas retire. The Police Chief said he also wanted to announce the retirement of his secretary, Sue Wasikowski, who would be retiring this Friday. Police Chief Hansen said Ms. Wasikowski was retiring after 31 years of service in the Police Department. He said her institutional knowledge will be greatly missed. Police Chief Hansen said she had been a great help to the Police Department personnel over the years.

Human Services Department – Human Services Director Mrs. Linda Vopat said during the Caucus Meeting three (3) pieces of legislation on tonight’s meeting agenda were discussed including **Ordinance No. 2023-60** for funding to cover major repairs to the Senior Center elevator; **Resolution No. 2023-61** authorizing the contract with Cuyahoga County for Senior and Adult Services funding for meals and transportation and **Resolution No. 2023-62** for Western Reserve Area Agency on Aging (WRAAA) funding for the same programs. She respectfully requested that Council support each of these Resolutions. Mrs. Vopat said the elevator had not been in service for about three (3) months and the City was able to secure funding from the WRAAA through ARPA funds.

Mrs. Vopat announced that the next Music in the Park will be held next Tuesday, July 11th with music provided by Kevin Comwell and The Footprints.

Mrs. Vopat said the Maple Heights Food Pantry Food Service Coordinator had announced that she will be leaving her position with the Food Pantry to concentrate on her non-profit agency. Mrs. Vopat announced that Mrs Clarice Williams will be the new Food Service Coordinator. She said Mrs. Williams had prior experience having worked at the food pantry at her church for a number of years.

Mrs. Vopat concluded her report by congratulating Fire Chief Kavaliunas on his retirement. Mrs. Vopat said she had worked with the Fire Chief a lot over the years and saw his real concern for people. Mrs. Vopat said the Fire Chief had the heart to help people and was always very supportive of the Human Services Department. She said Chief Vito will be greatly missed.

Finance Department – No Report.

Service Department – Service Director Mr. Tony Ciresi said the asphalt crew had been reduced due to the road repair program and that the water dig jobs would be starting on Monday. Mr. Ciresi said the fence installation at the Dunham Road Service Garage would be starting on Monday also.

Mr. Ciresi concluded his report by thanking Fire Chief Kavaliunas for all that he had done for the City. He said the Chief saved his life often over the years but that he would not miss the Chief's telephone calls during the night. Mr. Ciresi told Chief Kavaliunas God Bless and thanks,

Planning and Development Director -- Planning and Development Director Mr. Joe Duffy said the construction season was in full swing and that the Building Department was very busy processing permits and working with our new Chief Building Official who had settled in.

Mr. Duffy announced that Beacon Grove Senior Apartments construction was moving along well with the concrete poured for the foundation this spring and the building has taken shape with a lot of progress currently taking place on the interior units. Mr. Duffy said the apartments were still expected to open on schedule near the end of this year. He said they were not accepting applications, but for questions about the process people should contact Jennings at 216-581-2900.

Mr. Duffy said a site that the City had marketed for sale on Warrensville Center Road will be featured alongside several other properties of First Suburbs Consortium members and advertised in an upcoming issue of Crain's Cleveland Business News, likely sometime in late July. Mr. Duffy said the ad will be free to the City and hopefully further get the word out about great opportunities here in Maple Heights.

Mr. Duffy concluded his report by thanking Fire Chief Kavaliunas and said that with his help to the Building Department he has truly been an asset to the City. Mr. Duffy said the Fire Chief has provided the Planning and Development and Building Departments with details of local businesses and had helped one of his staff through a rough life experience.

CITIZENS' COMMENTS: Started at 7:27 p.m.

Mr. Mark J. Gabor residing at 5374 Lee Road said that as the 2023 Vice-Chair of the Senior Center Site Council he was requesting that Council pass **Ordinance No. 2023-60** to accept WRAAA funding for the elevator repair project.

Ms. Issie Irvin of 20649 Centuryway said she wanted to ask Councilman Trojanski about recognition of Pride Month in the City during the month of June. Ms. Irvin said even if Mr. Trojanski did not do this legislatively he could have done it on his own with some type of Pride Month Event. She accused Mr. Trojanski of using the gay community as pawns for his own personal gain.

In response, Mr. Trojanski thanked the resident for her concerns said he had brought forth the legislation so the LGBTQ community would feel included. He said Pride Month included acceptance and inclusivity. Mr. Trojanski said he also wanted young people to feel accepted. Mr. Trojanski said he spearheaded the legislation because he wanted the City to make a statement as a community regarding policies concerning the LGBTQ community. Mr. Trojanski asked the resident to talk with him after the meeting,

Mr. Willie Hardwick residing at 16655 Anthony Street said the streets needed to be repaired and that the residents paid too much money in taxes not to have the streets repaired.

In response, Ms. Madden said a lot of streets in Maple Heights needed to be repaired and that a lot of District 5 residents also complain about the conditions of their streets. Ms. Madden said several streets were on the list to be repaired this year and that over \$2 million dollars had been allocated to be used for street repairs

Citizens Comments closed at 7:42 p.m.

LEGISLATION:

ORDINANCE NO. 2023-49

AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2024; SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Ordinance passed on emergency and will become law upon the Mayor's signature.

ORDINANCE NO. 2023-52

AN ORDINANCE AMENDING SECTION 240.05 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS REQUIRING COUNCIL APPROVAL FOR EXPENDITURES OVER TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00), AND DECLARING AN EMERGENCY.

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

Ms. Madden said this legislation was introduced due to concerns regarding how money was being spent for items that was not the original intent of the prior ordinance increasing the spending limit to \$25,000.00. Ms. Madden said at that time the legislation was approved for expenditures for Fire, Police or Service that were over the original limit so those departments would not need to wait two weeks for the next Council Meeting. Ms. Madden said the intent was to help the City move forward by paying those invoices to get the services or products as soon as possible.

Ms. Madden said she was concerned that the spending limit was being used for items such as tables and chairs at a cost of \$49,542.40, umbrellas and portfolios \$2,120.20, blinds for City Hall offices at \$13,455.00 and carpeting \$4,149.00. Ms. Madden said the carpeting item had been discussed at a Finance Committee Meeting where members of Council agreed to vote for the proposed budget with the assurance that funds for the carpeting would not be expended until there had been further discussion on that item.

Ms. Madden said she proposed the \$2,000.00 spending limit for these types of purchases in response to residents' concerns about spending on non-essential items.

Ms. Agee asked to be added as a Co-sponsor of this legislation.

Mr. Tatum said the tables and chairs and carpeting were needed. He said these items were not discussed at the finance meeting.

Ms. Agee said Council Members do not need to on committees to approve or disapprove legislation.

Mr. Shenett said he concurred with Ms. Madden that the original ordinance allowed an increase in expenditures up to \$25,000.00. He said this ordinance (Ordinance No. 2021-165) was

introduced by himself and Ms. Agee for the reason that directors had explained that certain items needed to be approved quickly so this would be a way to allow the Finance Department to move smoothly and avoid emergency meetings. Mr. Shenett said examples of these expenditures presented to Council included the gasoline expenditure for the School Board contract and certain Police, Fire and Service Department expenditures to be done quickly to alleviate problems of delay.

Mr. Shenett said Council was concerned because these expenditures affect Council's ability to review the budget and determine whether legislation was necessary to increase the budget. He said it was the job of Council to work with the Finance Department and the Administration to deal with emergency situations.

Mr. Jackson asked if there were any other questions on this legislation. There being no other questions or discussion, Mr. Jackson asked for the vote to suspend the rules and pass this Ordinance on emergency.

ROLL CALL on the motion to suspend the rules and pass this Ordinance on emergency: Trojanski: No; Agee: Yes; Shenett: Yes; Jones: No; Tatum: No; Anderson: No; Madden: Yes. The motion to suspend the rules requiring five (5) affirmative votes failed by the vote of three (3) ayes to four (4) nays.

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

ROLL CALL on the vote for passage: Trojanski: No; Agee: Yes; Shenett: Yes; Jones: No; Tatum: No; Anderson: No; Madden: Yes. The motion failed by the vote of three (3) ayes to four (4) nays.

ORDINANCE NO. 2023-60

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE OF SERVICE AGREEMENT FOR AMERICAN RESCUE PLAN ACT (ARPA) FUNDS WITH THE WESTERN RESERVE AREA AGENCY ON AGING (WRAAA), AND DECLARING AN EMERGENCY.

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

Ms. Madden asked to be added as a Co-Sponsor of this legislation.

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Ordinance passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-61

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND IF AWARDED TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY DIVISION OF SENIOR AND ADULT SERVICES FOR COMMUNITY SOCIAL SERVICES PROGRAM SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD OF JANUARY 1, 2024 THROUGH DECEMBER 31, 2025, AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-62

A RESOLUTION AUTHORIZING THE MAYOR TO MAKE APPLICATION TO THE WESTERN RESERVE AREA AGENCY ON AGING (WRAAA) FOR TITLE III-B, C1 AND C2 FUNDING UNDER THE OLDER AMERICANS ACT FOR THE PURPOSE OF CONTINUING CERTAIN SERVICES PROVIDED BY THE MAPLE HEIGHTS OFFICE ON AGING, TO SIGN ANY REQUIRED CONTRACT DOCUMENTS, AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-63

A RESOLUTION REQUESTING THAT FOR THE FISCAL YEAR 2024 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.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-64

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE OHIO DEPARTMENT OF TRANSPORTATION (ODOT) MUNICIPAL BRIDGE PROGRAM AND DIRECTING THE CITY ENGINEER TO PREPARE PLANS, BID SPECIFICATIONS AND COST ESTIMATES AS REQUIRED FOR THE BIDDING OF THE GREENHURST DRIVE BRIDGE DEMOLITION PROJECT (SFN 1877003) IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-65

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CHAGRIN VALLEY ENGINEERING, LTD TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN OF THE LEE ROAD AND RAYMOND STREET SEWER IMPROVEMENTS PROJECT, AND AUTHORIZING THE SIGNING OF CONTRACTS AND OTHER DOCUMENTS RELEVANT THERETO, AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-66

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE SOUTHWEST QUADRANT SEWER REHABILITATION PHASE 1a PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN

EMERGENCY.

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

Ms. Jones said this resolution would be no cost to the City even though the project was estimated to be about \$2 million dollars. Ms. Jones said the City will receive approximately \$1.4 million dollars from the sewer district and about \$500,000.00 from the Ohio Public Works Commission. Ms. Jones said the City Engineer was working on another grant application to cover the remaining balance. She said unfortunately James Avenue will need to wait for this type of project.

Mr. Shenett said the benefit of this type of project is that it will allow for the street repairs to be done after the infrastructure work had been completed. Mr. Shenett said the City Engineer will try to address as many streets as possible with these types of projects.

Mr. Jackson said that after the sewer work was completed there would be grant money to get the affected streets repaired

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-67

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PURCHASE SHELTER/BANDSTAND MATERIALS FOR THE STAFFORD PARK RESTORATION PROJECT, PHASE 2 IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-68

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE STAFFORD PARK PHASE II SHELTER/BANDSTAND GRADING, DRAINAGE AND SIDEWALK PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-69

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.

This Resolution was on First Reading.

RESOLUTION NO. 2023-70

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.

This Resolution was on First Reading.

RESOLUTION NO. 2023-71

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.

This Resolution was on First Reading.

RESOLUTION NO. 2023-72

A RESOLUTION PROVIDING FOR THE MAYOR'S APPOINTMENT OF FRANK CONSOLO AND CONSOLO LAW FIRM CO., LPA AS LAW DIRECTOR/PROSECUTOR FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD JANUARY 1, 2024 THROUGH DECEMBER 31, 2025 AND AUTHORIZING A CONTRACT FOR SUCH PROFESSIONAL SERVICES AND DECLARING AN EMERGENCY.

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

RESOLUTION NO. 2023-73

A RESOLUTION PROVIDING FOR THE RE-APPOINTMENT OF THE CONSOLO LAW FIRM CO., LPA AND JOHN E. THOMAS AS ASSISTANT

**PROSECUTOR AND LAW DIRECTOR FOR THE CITY OF MAPLE HEIGHTS
FOR THE PERIOD JANUARY 1, 2024 THROUGH DECEMBER 31, 2025 AND
AUTHORIZING A CONTRACT FOR SUCH PROFESSIONAL SERVICES AND
DECLARING AN EMERGENCY.**

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

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

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

ROLL CALL on the vote for passage on emergency: Trojanski: Yes; Agee: Yes; Shenett: Yes; Jones: Yes; Tatum: Yes; Anderson: Yes; Madden: Yes. The motion passed by the vote of seven (7) ayes to zero (0) nays. The Resolution passed on emergency and will become law upon the Mayor's signature.

EXPENDITURES OVER \$25,000.00:

Mr. Jackson said there were no Expenditure over \$25,000.00 for review at tonight's meeting, only one (1) Disclosure of Purchase Orders over \$10,000.00.

MAYOR'S REPORT: No Report

COUNCIL REPORTS:

Councilman Richard Trojanski, District 6 said the District 6 recycling workshop was well attended and announced that another new business will be opening in District 6 at 5074 Warrensville Center Road.

Mr. Trojanski said progress was being made on the new homes being built on Hansen Road, He said the house and garage foundations have been completed.

Mr. Trojanski announced a Wellness Wednesday event featuring Health and Wellness for Seniors to be held on July 26th from 2:00 p.m. to 4:00 p.m. at the Maple Heights Library.

Mr. Trojanski concluded his report by announcing that on July 29th there will be a Small Business "Pop-Up" event in District 6. He said a number of small businesses will be represented in one venue with details to be forthcoming.

Councilwoman Edwina Agee, District 7 thanked all the residents who attended the second Safety Imitative Meeting and said there will be a Phase 3 meeting forthcoming.

Ms. Agee invited residents to join her and Council Members Shenett and Madden at the next fresh produce giveaway to beheld on July 14th from 6:00 p.m. to 7:30 p.m. at 5345 Warrensville Center Road.

Ms. Agee concluded her report by telling Fire Chief Kavaliunas that he will be missed.

Councilman Stafford Shenett, District 1 said he had reached out the Cuyahoga County Council Representative to assist the District 1 businesses that have been affected by the Dunham Road construction work. He said the 1-way traffic on Dunham Road had been detrimental to businesses in this area so he has been working to address these concerns. Mr. Shenett said the construction work in District 1 and part of District 2 should be completed by the end of July.

Mr. Shenett said he was very excited about the Hoop It Up Bridge the Gap event that will be held on Saturday, August 26th from 12:00 p.m. to 4:00 p.m. at the Milkovich Middle School for boys and girls ages 10 to 18. He said sign-up for the event will start July 10th from 5:30 p.m. to 6:30 p.m. Mr. Shenett thanked Southgate USA for being the lead sponsor for this year's event and said this event was a good way to promote youth engagement among the City's young people with City officials and the Police Department.

Mr. Shenett concluded his report by announcing that his name had bene placed on a flyer without his permission and that the information on it was false. Mr. Shenett said he did not request to participate with any organization and will not be participating in any unauthorized event. Mr. Shenett said he made this announcement so none of the residents would be misled.

Councilwoman Toni Jones, District 2 announced that the property tax deadline was July 15th and that assistance was available from CHN Housing Partners in the form of grants available up to \$10,000.00.

Ms. Jones said she will be scheduling a Housing Committee Meeting to discuss the purchase of knock boxes for senior citizens.

Ms. Jones said the City tried to be fiscally responsible with tax dollars so the streets selected to be repaired this year for District 2 include the areas of East and West Glenn and Eastwood and Glenwood off of Rockside Road.

Ms. Jones said the new home constructed at 14024 Rockside Road made new home construction in Maple Heights look promising.

Ms. Jones concluded her report congratulated Fire Chief Kavaliunas on his retirement and said she did not know what the City was going to do without his institutional knowledge and leadership.

Councilman Timothy Tatum, District 3 thanked Fire Chief Kavaliunas for his service to the City and thanked Mr. Ciresi for his help with a situation in his district.

Mr. Tatum announced that another District 3 Chat and Chew will be scheduled and said he wanted to remind seniors that the Home Exterior Grant Program applications needed to be filled-out completely.

Councilwoman Dana D. Anderson, District 4 said it was a pleasure and honor to know Fire Chief Kavaliunas and wanted to wish him well on his retirement.

Ms. Anderson said she was excited about the new house being built at 5165 Clement Avenue and that she was also excited about the 3 to 4 new homes to be built on Thomas Street.

Ms. Anderson announced that on August 5th the 2nd Unity in the Community event will be held from 11:00 a.m. to 5:30 p.m. on Nitra Avenue. She said there will be food, music and resource vendors.

Councilwoman Tanglyn Madden, District 5 said she wanted to recognize Gift of Faith Restaurant located at 17090 Broadway Avenue that had recently celebrated their grand opening.

Ms. Madden thanked the residents who reached out her with their concerns about what they saw on facebook. Ms. Madden said it was very important that people understand that they cannot believe everything on social media.

Ms. Madden concluded her report by telling Fire Chief Kavaliunas that it had been great to work with him and that she truly appreciated everything that he had done for the City. Ms. Madden wished him a wonderful retirement and God Bless You.

Council President Ron Jackson said he wanted to remind voters about the State Election for Issue 1. He asked voters to please read the information on it and consider voting during this election.

Mr. Jackson concluded his report by thanking everyone who attended tonight's meeting.

There being no further business to come before this Council, Council President Jackson thanked everyone for attending and adjourned the meeting at 8:25 p.m.

Dated: September 6, 2023

ATTEST:

S/S Leonette Cicirella Johnson
Leonette Cicirella Johnson Clerk of Council