

**CITY OF MAPLE HEIGHTS  
COUNCIL MEETING AGENDA (Amended)**

**Maple Heights Senior Center - 7:00 PM**

**December 6, 2023**

- |     |   |   |
|-----|---|---|
| 1.  | <b>Caucus: 6:30 pm</b>                  | <b>All Members of Council</b>                       |
| 2.  | <b>Call to Order:</b>                   | <b>Council President Ron Jackson</b>                |
| 3.  | <b>Invocation/Pledge of Allegiance:</b> | <b>Councilman Richard Trojanski, District 6</b>     |
| 4.  | <b>Roll Call:</b>                       | <b>Council Clerk Leonette Cicirella Johnson</b>     |
| 5.  | <b>Addendum:</b>                        |   |
| 6.  | <b>Approval of Minutes:</b>             | <b>November 15, 2023 Regular Meeting of Council</b> |
| 7.  | <b>Communications:</b>                  | <b>Notice from Ohio Division of Liquor Control</b>  |
| 8.  | <b>Council Committee Reports:</b>       | <b>Housing and Economic Development Committee</b>   |
|     |   |   |
| 9.  | <b>Department Reports:</b>              |   |
| 10. | <b>Comments from City Residents:</b>    | <b>Per Council Rule 220.01(c )(9)</b>               |
| 11. | <b>Legislation:</b>                     |   |

**2023-105 AN ORDINANCE ADDING NEW SECTION 1282.02(O) TO THE ZONING CODE OF THE CITY OF MAPLE HEIGHTS PROVIDING FOR TRUCKING AND HAULING AS A PRINCIPALLY PERMITTED USE IN THE CENTRAL BUSINESS DISTRICT (CBD) ZONING DISTRICT, AND DECLARING AN EMERGENCY.**

**Reading 3 (Blackwell)**

**2023-107 AN ORDINANCE PROVIDING FOR AMENDMENT OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2023, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-108 AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MAPLE HEIGHTS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-110 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE SOUTHWESTERN SANITARY SEWER DISTRICT #2 IMPROVEMENTS PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-111 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE SOUTHWEST SEWER DISTRICT SEWER REPAIRS PHASE 2 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-112 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR SPECIALIZED CONSTRUCTION, INC., DECREASING THE CONTRACT BY \$166,395.39, FOR THE 2022 ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-113 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR SET IN STONE CONTRACTING, LLC, INCREASING THE CONTRACT BY \$18,441.53, FOR THE 2023 CONCRETE ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-114 AN ORDINANCE AMENDING ORDINANCE NO. 2022-121 ("SALARY ORDINANCE") TO ADD/DELETE CERTAIN JOB POSITIONS IN THE FINANCE AND HUMAN SERVICES DEPARTMENTS AND FIXING THE SALARY FOR THESE POSITIONS, EFFECTIVE DECEMBER 6, 2023, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-115 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SENIOR TRANSPORTATION CONNECTION (STC) TO CONDUCT THE DAY-TO-DAY CALL CENTER AND SCHEDULING OPERATIONS OF THE CITY'S SENIOR TRANSIT OPERATIONS FOR THE CALENDAR YEAR 2024 IN THE AMOUNT OF ONE THOUSAND THREE HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$1,350.00) PER MONTH, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-116 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE QUOTE BY PRECISION PUMP, INC. IN AN AMOUNT NOT TO EXCEED \$267,805.75 FOR THE INSTALLATION OF AN ABOVE GROUND STORAGE TANK SYSTEM AT THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-117 A RESOLUTION AUTHORIZING THE MAYOR AND SERVICE DIRECTOR TO ACCEPT QUOTE NO. 171820 BY HENDERSON PRODUCTS, INC. FOR UPFITTING THE CITY'S FREIGHTLINER 108SD TRUCK WITH SNOW AND ICE CONTROL EQUIPMENT PACKAGE IN THE AMOUNT OF \$121,204.00, THROUGH NATIONAL PURCHASING PARTNERS GOVERNMENT COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**MOTION: A Motion to waive the requirements of Charter Article VII, Section 3 to Move the Official Swearing in of the Newly Elected City Officials on January 3, 2024 from the Maple Heights Senior Center, the Usual Place of Holding Council Meetings, to the Maple Heights High School starting at 7:00 p.m.**

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

**ORDINANCE NO.: 2023-105**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE ADDING NEW SECTION 1282.02(O) TO THE ZONING CODE OF THE CITY OF MAPLE HEIGHTS PROVIDING FOR TRUCKING AND HAULING AS A PRINCIPALLY PERMITTED USE IN THE CENTRAL BUSINESS DISTRICT (CBD) ZONING DISTRICT, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Mayor and Planning and Development Director have recommended adding new Section 1282.02(O) to the City's Zoning Code to provide for Trucking and Hauling as a principally permitted use in the Central Business District (CBD) Zoning District.

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

**Section 1.** New Section 1282.02(O) is hereby added to Section 1282.02 of the City's Zoning Code as follows:

**"1282.02 PRINCIPALLY PERMITTED USES.**

\* \* \*

(O) Trucking and Hauling."

**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 1282.02(O) 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 the Zoning Code 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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. 2023-107**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE PROVIDING FOR AMENDMENT OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2023, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Council adopted a municipal budget pursuant to **Ordinance No. 2022-105** for the fiscal year January 1, 2023 through December 31, 2023, which was amended by: **Ordinance No. 2023-22-Amendment No. 1 dated April 5, 2023; Ordinance No. 2023-55 Amendment No. 2 dated June 7, 2023; Ordinance No. 2023-93-Amendment No. 3 dated October 18, 2023; Ordinance No. 2023-106-Amendment No. 4 dated November 15, 2023** setting forth certain annual appropriations; and

**WHEREAS**, the Finance Director has recommended to Council that further amendments to the annual appropriation ordinance, as set forth in the attached Exhibit A dated December 20, 2023, 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. 2022-105** for the fiscal year January 1, 2023 through December 31, 2023, which was amended by: **Ordinance No. 2023-22-Amendment No. 1 dated April 5, 2023; Ordinance No. 2023-55 Amendment No. 2 dated June 7, 2023; Ordinance No. 2023-93-Amendment No. 3 dated October 18, 2023; Ordinance No. 2023-106-Amendment No. 4 dated November 15, 2023**, shall be further amended by Council, as recommended by the Finance Director, in accordance with Exhibit A dated December 20, 2023, which is 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, 2023, the amended appropriations, as recommended by the Finance Director in Exhibit A, are hereby made and the Finance Director is authorized to prepare and submit the amended appropriations set forth in Exhibit A dated December 20, 2023 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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. 2023-108**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF MAPLE HEIGHTS FOR THE FISCAL YEAR ENDING DECEMBER 31, 2024, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Finance Director has prepared a budget for the appropriation of monies for current expenses and other expenditures of the City of Maple Heights for the fiscal year ending December 31, 2024 ("2024 Appropriations Budget").

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

**Section 1.** Council hereby approves and adopts the 2024 Appropriations Budget, which is on file in the office of the Finance Director and attached hereto as Exhibit A and incorporated as if fully rewritten herein, to provide for the current expenses and other expenditures of the City of Maple Heights during the fiscal year ending December 31, 2024.

**Section 2.** 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 3.** 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 2024 Appropriations Budget must be immediately adopted to insure the financial integrity of the City and presented to the County Fiscal Officer by December 31, 2023. 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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.: 2023-110**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE SOUTHWESTERN SANITARY SEWER DISTRICT #2 IMPROVEMENTS PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City Engineer has recommended that the City enter into the Member Community Infrastructure Grant Program (MCIP) Agreement for the Southwest Sanitary Sewer District #2 Sewer Improvements Project, which Agreement is on file with the Law Department and incorporated as if fully rewritten herein.

**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 enter into the Member Community Infrastructure Grant Program (MCIP) Agreement for the Southwest Sanitary Sewer District #2 Sewer Improvements Project, which Agreement is on file with the Law Department and incorporated as if fully rewritten herein.

**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 3.** 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 so that the MCIP project funding schedule can be maintained, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
Ron Jackson, Council President

Approved as to legal form:

\_\_\_\_\_  
Annette M. Blackwell, Mayor

\_\_\_\_\_  
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.: 2023-111**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM (MCIP) AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR THE SOUTHWEST SEWER DISTRICT SEWER REPAIRS PHASE 2 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City Engineer has recommended that the City enter into the Member Community Infrastructure Grant Program (MCIP) Agreement for the Southwest Sewer District Sewer Repairs Phase 2 Project, which Agreement is on file with the Law Department and incorporated as if fully rewritten herein.

**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 enter into the Member Community Infrastructure Grant Program (MCIP) Agreement for the Southwest Sewer District Sewer Repairs Phase 2 Project, which Agreement is on file with the Law Department and incorporated as if fully rewritten herein.

**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 3.** 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 so that the MCIP project funding schedule can be maintained, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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.: 2023-112**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR SPECIALIZED CONSTRUCTION, INC., DECREASING THE CONTRACT BY \$166,395.39 FOR THE 2022 ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Service Director had informed the Mayor and the City Engineer that the pavement conditions on various streets located within the City of Maple Heights makes it necessary to perform repairs, reconstruction and preventative maintenance on various streets within the City; and

**WHEREAS**, Council deemed it necessary and in the best interests of the health, safety and welfare of the City residents to perform routine repairs and preventative maintenance on various streets within the City of Maple Heights; and

**WHEREAS**, on March 16, 2022, by **Resolution No. 2022-26**, Council authorized and directed the City Engineer to coordinate with the Service Director to update the street inventory which rates pavement conditions for streets based on ODOT's PCR Manual for the Mayor and Council's use in developing and authorizing a road repair program in the City of Maple Heights; and

**WHEREAS**, on March 22, 2022, the Cuyahoga County Department of Public Works informed the Mayor that the Department will reimburse the City for up to One Hundred One Thousand Dollars and Zero Cents (\$101,000.00) in material costs expended on County Routes included under a road repair program in the City of Maple Heights; and

**WHEREAS**, the City Engineer had updated the street inventory which rates pavement conditions, including preliminary estimates of costs for pavement repairs, and made a recommendation for the streets, which were determined to be in greatest need of repair, for consideration by the Mayor and Council in authorizing a road repair program; and

**WHEREAS**, on June 15, 2022, by **Resolution No. 2022-58**, Council authorized the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the 2022 Pavement Repair Program in the City of Maple Heights; and

**WHEREAS**, on July 28, 2022, the bids for the 2022 Roadway Repair Program were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on August 24, 2022, by **Resolution No. 2022-78**, Council authorized the Mayor, to enter into a contract with Specialized Construction, Inc., for the 2022 Roadway Repair Program, for a cost not to exceed Nine Hundred Eighty-Eight Thousand Two Hundred Seventy Dollars and Zero Cents (\$988,270.00), as more fully described in the bid record on file in the Office of the Finance Director in the City of Maple Heights; and

**WHEREAS**, the City Engineer has determined that the quantity adjustments to contract line items for actual work performed, when combined with the cost of work items not included within the original contract documents, will decrease the contract for the 2022 Roadway Repair Program in the amount of One Hundred Sixty-Six Thousand Three Hundred Ninety-Five Dollars and Thirty-Nine Cents (\$166,395.39).

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

**Section 1.** The Council of the City of Maple Heights hereby authorizes Change Order No. 1 for Specialized Construction, Inc., to decrease the contract for the 2022 Roadway Repair Program in the amount of One Hundred Sixty-Six Thousand Three Hundred Ninety-Five Dollars and Thirty-Nine Cents (\$166,395.39) to close out the project contract as recommended by the City Engineer.

**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 welfare of the residents of the City, and to close out the project prior to the end of the 2023 calendar year, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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.: 2023-113**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR SET IN STONE CONTRACTING, LLC., INCREASING THE CONTRACT BY \$18,441.53, FOR THE 2023 CONCRETE ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Service Director had informed the Mayor and the City Engineer that the pavement conditions on various streets located within the City of Maple Heights makes it necessary to perform repairs, reconstruction and preventative maintenance on various streets within the City; and

**WHEREAS**, Council deemed it necessary and in the best interests of the health, safety and welfare of the City residents to perform routine repairs and preventative maintenance on various streets within the City of Maple Heights; and

**WHEREAS**, on March 16, 2022, by **Resolution No. 2022-26**, Council authorized and directed the City Engineer to coordinate with the Service Director to update the street inventory which rates pavement conditions for streets based on ODOT's PCR Manual for the Mayor and Council's use in developing and authorizing a road repair program in the City of Maple Heights; and

**WHEREAS**, the City Engineer and the Service Director had updated the street inventory which rates pavement conditions, including preliminary estimates of costs for pavement repairs, and made a recommendation for the streets, which were determined to be in greatest need of repair, for consideration by the Mayor and Council in authorizing a road repair program for the 2023 construction season, and

**WHEREAS**, on March 6, 2023, the Cuyahoga County Department of Public Works informed the Mayor that the Department will reimburse the City for up to Ninety-Two Thousand Four Hundred Dollars and Zero Cents (\$92,400.00) in material costs expended on County Routes included under a road repair program in the City of Maple Heights; and

**WHEREAS**, on June 7, 2023, by **Resolution No. 2023-53**, Council authorized and directed the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the 2023 Pavement Repair Program in the City of Maple Heights; and

**WHEREAS**, on July 27, 2023, the bids for the 2023 Concrete Roadway Repair Program were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on August 2, 2023, by **Resolution No. 2023-77**, Council authorized the Mayor to enter into a contract with Set in Stone Contracting, LLC., for the 2023 Concrete Roadway Repair Program, for a cost not to exceed One Hundred Three Thousand Five Hundred Seventy-Five Dollars and Zero Cents (\$103,575.00), as more fully described in the bid record on file in the Office of the Finance Director in the City of Maple Heights; and

**WHEREAS**, the City Engineer has determined that the quantity adjustments to contract line items for actual work performed, when combined with the cost of work items not included within the original contract documents, will increase the contract for the 2023 Concrete Roadway Repair Program in the amount of Eighteen Thousand Four Hundred Forty-One Dollars and Fifty-Three Cents (\$18,441.53).



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

**Section 1.** The Council of the City of Maple Heights hereby authorizes Change Order No. 1 for Set in Stone Contracting, LLC., to increase the contract for the 2023 Concrete Roadway Repair Program in the amount of Eighteen Thousand Four Hundred Forty-One Dollars and Fifty-Three Cents (\$18,441.53) to close out the project contract as recommended by the City Engineer.

**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 welfare of the residents of the City, and to close out the project prior to the end of the 2023 calendar year, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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. 2023-114**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**AN ORDINANCE AMENDING ORDINANCE NO. 2022-121 (“SALARY ORDINANCE”) TO ADD/DELETE CERTAIN JOB POSITIONS IN THE FINANCE AND HUMAN SERVICES DEPARTMENTS AND FIXING THE SALARY FOR THESE POSITIONS, EFFECTIVE DECEMBER 6, 2023, AND DECLARING AN EMERGENCY.**

**WHEREAS**, pursuant to Article IV of the City Charter and Cod. Ord. Sec. 260.29, Council desires to fix the salaries and wages for all full-time and part-time non-bargaining unit employees for 2023; and

**WHEREAS**, Council passed **Ordinance No. 2022-121** fixing the salaries and wages for certain full-time and part-time non-bargaining unit job positions for 2023 (“the Salary Ordinance”); and

**WHEREAS**, the Finance Director has advised the Finance Committee of Council and the Council’s Committee of the Whole that she desires to eliminate the job positions of Payroll Coordinator and Purchasing Agent from the Salary Ordinance and to add the job position of Finance Specialist with a salary range of \$40,000 to \$65,873.60 to the Salary Ordinance, effective December 6, 2023; and

**WHEREAS**, the Mayor and the Human Resources Director desire to eliminate the job positions of Recreation Programs Coordinator, Human Services Coordinator, and Food Service Aide from the Salary Ordinance and to add the job position of Human Services Program Manager with a salary range of \$30,000 to \$65,873.60 to the Salary Ordinance, effective December 6, 2023.

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

**Section 1.** Council hereby authorizes the Salary Ordinance be amended, effective December 6, 2023, to eliminate the job positions of Payroll Coordinator and Purchasing Agent and to add the job position of Finance Specialist with a salary range of \$40,000 to \$65,873.60.

**Section 2.** Council hereby authorizes the Salary Ordinance be amended, effective December 6, 2023, to eliminate the job positions of Recreation Programs Coordinator, Human Services Coordinator, and Food Service Aide and to add the job position of Human Services Program Manager with a salary range of \$30,000 to \$65,873.60.

**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 safety, health and welfare and for the further reason that the new job positions affect the day-day operations of the City and must be timely filled, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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. 2023-114**

**Page Two**

**RESOLUTION NO. 2023-115**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SENIOR TRANSPORTATION CONNECTION (STC) TO CONDUCT THE DAY-TO-DAY CALL CENTER AND SCHEDULING OPERATIONS OF THE CITY'S SENIOR TRANSIT OPERATIONS FOR THE CALENDAR YEAR 2024 IN THE AMOUNT OF ONE THOUSAND THREE HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$1,350.00) PER MONTH, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Mayor and Human Services Director have recommended to Council that the City enter into a contract with Senior Transportation Connection (STC) to conduct the day-to-day call center and scheduling operations of the City's senior transit operations at a fixed base rate of One Thousand Three Hundred Fifty Dollars and Zero Cents (\$1,350.00) per month for calendar year 2024, as set forth in the attached Contract marked as Exhibit A, which is incorporated as if fully rewritten herein.

**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 enter into a contract with Senior Transportation Connection (STC) to conduct the day-to-day call center and scheduling operations of the City's senior transit operations at a fixed base rate of One Thousand Three Hundred Fifty Dollars and Zero Cents (\$1,350.00) per month for calendar year 2024, as set forth in the attached Contract marked as Exhibit A, which is incorporated as if fully rewritten herein

**Section 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 3.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary for the daily operation of the City's senior transit operations, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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.: 2023-116**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE QUOTE BY PRECISION PUMP, INC. IN AN AMOUNT NOT TO EXCEED \$267,805.75 FOR THE INSTALLATION OF AN ABOVE GROUND STORAGE TANK SYSTEM AT THE SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Service Director advertised in The Neighborhood News on October 18, 25, and November 1, 2023, seeking bids for the installation of an aboveground storage tank (AST) system at the City's Service Department for the installation of a 15,000-gallon, split compartment above ground storage tank meeting UL 2985 standards at its service garage ("Service Department AST Installation Project"); and

**WHEREAS**, on November 3, 2023, the bids for the Service Department AST Installation Project were opened and inspected by the Service Director and engineer consultant Fraser Hamilton to determine the lowest and best bid; and

**WHEREAS**, two bids were received: Precision Pump, Inc. submitted a bid of \$267,805.75 and Matzak Inc. submitted a bid of \$249,950. 00. Although Matzak was the apparent low bidder the City rejected Matzak's bid as non-responsive because the bid form was not completed as requested and no cut sheets were provided making it impossible to determine what it was proposing to provide. Accordingly, the bid by Precision Pump, Inc. was determined to be the lowest and best bid.

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

**Section 1.** The Mayor is hereby authorized to accept the proposal by Precision Pump, Inc. for the Service Department AST Installation Project in an amount not to exceed \$267,805.75, as more fully described in the October 31, 2023 Proposal Acceptance Letter and the bid record on file in the Office of the Service Director in the City of Maple Heights.

**Section 2.** The Council of the City of Maple Heights hereby authorizes the Finance Director to amend the appropriations as required for the expenditures outlined within this Resolution.

**Section 3.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 4.** This Resolution constitutes an emergency measure necessary for the health and general welfare of the residents of the City, and to complete the project in a timely manner, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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. 2023-117**

**INTRODUCED BY:** Mayor Annette M. Blackwell

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR AND SERVICE DIRECTOR TO ACCEPT QUOTE NO. 171820 BY HENDERSON PRODUCTS, INC. FOR UPFITTING THE CITY'S FREIGHTLINER 108SD TRUCK WITH SNOW AND ICE CONTROL EQUIPMENT PACKAGE IN THE AMOUNT OF \$121,204.00, THROUGH NATIONAL PURCHASING PARTNERS GOVERNMENT COOPERATIVE PURCHASING PROGRAM, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City is a member of National Purchasing Partners Government, a State of Ohio authorized cooperative purchasing through the competitive bids program (NPP Cooperative Purchasing Program); and

**WHEREAS**, the Service Director have advised Council that the Freightliner 108SD Truck, recently ordered by the City will need to be upfitted for snow plowing and ice control and the upfitting of the truck can be made through the NPP Cooperative Purchasing Program; and

**WHEREAS**, Council desires to authorize the upfitting of the new truck with the specifications recommended by the Service Director through Henderson Products, Inc., an approved contractor in the NPP Cooperative Purchasing Program.

**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 Service Director are hereby authorized to accept Quote No. 171820 by Henderson Products, Inc. for upfitting the City's freightliner 108SD truck with snow and ice control equipment package in the amount of \$121,204.00, through the NPP Cooperative Purchasing Program.

**Section 2:** The Finance Director is hereby authorized to appropriate a sum sufficient to cover the cost of the quotation set forth in Section 1.

**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 that orders for upfitting must be timely placed to avoid delays, 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: \_\_\_\_\_, 2023

\_\_\_\_\_  
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