

**CITY OF MAPLE HEIGHTS  
COUNCIL MEETING AGENDA**

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

**May 17, 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>Councilwoman Dana D. Anderson, District 4</b> |
| 4.  | <b>Roll Call:</b>                       | <b>Council Clerk Leonette Cicirella Johnson</b>  |
| 5.  | <b>Addendum:</b>                        |  |
| 6.  | <b>Approval of Minutes:</b>             | <b>May 3, 2023 Regular Meeting of Council</b>    |
| 7.  | <b>Communications:</b>                  |  |
| 8.  | <b>Council Committee Reports:</b>       |  |
| 9.  | <b>Department Reports:</b>              |  |
| 10. | <b>Citizens' Comments:</b>              | <b>Per Council Rule 220.01(c )(9)</b>            |

*Comments from City residents will be entertained at Regular Council Meetings only, and shall be limited to four (4) minutes per person for comments on the agenda and comments of a general nature and no person shall be allowed to speak more than once. A person wishing to address Council shall first be recognized by the President of Council, and when recognized, shall come forward, state his or her name and address and state the subject matter which he or she wishes to discuss. Total resident comments shall be limited to 45 minutes for all comments. Under special circumstances, this rule can be extended or modified by a majority of Council present. No profanity or comments of a personal or inflammatory nature will be tolerated under any circumstances. The Presiding Officer shall permit a one (1) minute response from the Mayor or Council Member or Department Director to whom the Citizen's question is directed.*

**11. Legislation:**

**2023-32 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS WITH CUYAHOGA COUNTY FOR THE PLANNING AND CONSTRUCTION FOR THE RESURFACING OF ROCKSIDE ROAD FROM EAST 141<sup>ST</sup> STREET TO SECTOR DRIVE IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-33 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM WITH TIM LALLY CHEVROLET FOR FOUR (4) CHEVROLET TAHOES PPV 4WD, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-34 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) AGREEMENT ON BEHALF OF THE CITY OF MAPLE HEIGHTS FOR DESIGN OF WASTEWATER FACILITIES, DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN, AND AUTHORIZING**

**THE SIGNING OF CONTRACTS AND OTHER DOCUMENTS RELEVANT  
THERETO, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-35 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SIXMO, INC. TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE FIRE STATION NO. 1 AND NO. 2 ROOF REPAIR PROJECTS IN THE CITY OF MAPLE HEIGHTS, INCLUDING THE PREPARATION OF PLANS AND SPECIFICATIONS AND ADVERTISING FOR BIDS FOR REPAIR WORK, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-36 A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE STAFFORD PARK RESTORATION PROJECT, PHASE 2 IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-37 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR FABRIZI TRUCKING AND PAVING CO. INC. INCREASING THE CONTRACT BY \$14,774.09, FOR THE NORTHEAST QUADRANT SEWER REPAIRS PHASE 3 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-38 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR FABRIZI TRUCKING AND PAVING CO. INC. DECREASING THE CONTRACT BY \$48,918.21, FOR THE SOUTHWEST QUADRANT SEWER REPAIRS PHASE 1 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-39 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR TC CONSTRUCTION CO., INC. DECREASING THE CONTRACT BY \$17,672.29, FOR THE 2022 CONCRETE ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-40 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE FRANKLIN AVENUE WATERMAIN REPLACEMENT PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-41 A RESOLUTION AUTHORIZING CHANGE ORDER NO. 5 FOR METIS CONSTRUCTION SERVICE INCREASING THE CONTRACT BY \$29,800.87, FOR THE CITY HALL NEW VESTIBULE & ELEVATOR ADDITION PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 2 (Blackwell)**

**2023-42 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR A POTENTIAL GRANT FOR THE FUNDING OF CAPITAL INFRASTRUCTURE IMPROVEMENT PROJECTS IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-43 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR THE DUNHAM ROAD SERVICE YARD SECURITY FENCE PROJECT LOCATED WITHIN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-44 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH 14900 BROADWAY AVENUE LLC FOR THE SALE OF THE BUILDING AND PROPERTY LOCATED AT 14900 BROADWAY AVENUE FOR DEVELOPMENT AND REHABILITATION FOR A PURCHASE PRICE OF \$10,000.00 AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-45 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BEQUEST BUILDERS INC. TO SELL FOUR (4) VACANT LOTS LOCATED AT 5224 ARCH STREET (PPN 782-03-093), 5041 THOMAS STREET (PPN 782-01-152), 5115 THOMAS STREET, (PPN 782-02-165) AND 5250 THOMAS STREET (PPN 781-28-013) FOR THE CONSTRUCTION AND SALE OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON EACH PROPERTY, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-46 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DAIRRA BOSS TO SELL THE VACANT LOT (PPN 785-15-052) LOCATED ON CAROL DRIVE FOR THE CONSTRUCTION OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON THE PROPERTY, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-47 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JAN AND SHAWN JONES TO SELL THE VACANT LOT (PPN 785-15-042) LOCATED ON CAROL DRIVE FOR THE CONSTRUCTION**

**OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON THE PROPERTY,  
AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-48 AN ORDINANCE AMENDING SECTION 1272.05(A) OF THE CODIFIED  
ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING MINIMUM  
LOT AREA AND WIDTH FOR SINGLE FAMILY DETACHED DWELLINGS  
IN THE RESIDENTIAL SINGLE FAMILY-MEDIUM DENSITY (RSF-M)  
ZONING DISTRICT, AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**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.**

**Reading 1 (Blackwell)**

**2023-50 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A  
PURCHASE AGREEMENT WITH NATIONAL AUTO FLEET GROUP, THROUGH  
SOURCEWELL'S COOPERATIVE PURCHASING PROGRAM, FOR THE  
PURCHASE OF SEVEN (7) 2023 FORD POLICE INTERCEPTOR UTILITY AWD  
VEHICLES FOR THE SERVICE DEPARTMENT, PER QUOTE ID: 23901RL, IN  
THE TOTAL AMOUNT OF THREE HUNDRED THIRTY-TWO THOUSAND,  
THREE HUNDRED FIFTY-FIVE DOLLARS AND EIGHTY CENTS (\$332,355.80),  
AND DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

**2023-51 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A  
PURCHASE AGREEMENT WITH NATIONAL AUTO FLEET GROUP, THROUGH  
SOURCEWELL'S COOPERATIVE PURCHASING PROGRAM, FOR THE  
PURCHASE OF A 2023 FORD SUPER DUTY F-350 XL 4WD CREW CAB TRUCK  
FOR THE SERVICE DEPARTMENT, PER QUOTE ID: 23902RL R1, IN  
THE TOTAL AMOUNT OF FIFTY-FOUR THOUSAND EIGHT HUNDRED  
FORTY DOLLARS AND SEVENTY-EIGHT CENTS (\$54,840.78), AND  
DECLARING AN EMERGENCY.**

**Reading 1 (Blackwell)**

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

## **Rockside Road**

**ORDINANCE NO: 2023-32**

**DATE: May 3, 2023**

An emergency ordinance enacted by the City of Maple Heights, Cuyahoga County, Ohio hereinafter referred to as the MUNICIPALITY, in the matter of the hereinafter described improvement and requests the cooperation of the County of Cuyahoga, Ohio, hereinafter referred to as the COUNTY.

**WHEREAS**, the MUNICIPALITY has recognized the need for and proposes the improvement of a portion of public highway which is described as follows:

**The resurfacing of Rockside Road from East 141st Street to Sector Drive.**

**NOW THEREFORE**, be it ordained by the Council of the City of Maple Heights:

### **A. CONSENT**

1. That it is declared to be in the public interest that the consent of said MUNICIPALITY be and such consent is hereby given to the COUNTY to construct the above described improvement in accordance with plans, specifications and estimates approved by the COUNTY.

### **B. COOPERATION**

1. That the MUNICIPALITY will cooperate with the COUNTY in the resurfacing of **Rockside Road from East 141st Street to Sector Drive**.
2. That the MUNICIPALITY will arrange for the preparation of construction plans and specifications, including necessary engineering reports for improvement, under current Cuyahoga County standards for construction of County roads and bridges.
3. That the COUNTY will arrange for the supervision and administration of the construction project.

### **C. FUNDING**

1. That the MUNICIPALITY hereby agrees to participate with the COUNTY in the cost of the improvement by an allocation from the County Motor Vehicle License Tax Fund to pay the COUNTY portion of the project.
2. That if the project is financed with State or Federal-aid funds, eligible costs of the improvement shall be financed from the aforesaid funds.
3. That if funds administered by the Ohio Public Works Commission are used for this project, the amount of such funds will be deducted from designated project costs prior to the application of the participatory percentages specified in the Ordinance.
4. Within the corporate limits of the MUNICIPALITY, the MUNICIPALITY will be responsible for forty percent (40%), and the COUNTY will be responsible for sixty percent (60%), of the cost of

the preparation of construction plans and specifications, including necessary engineering reports for the improvement.

5. Within the Corporate limits of the MUNICIPALITY, the MUNICIPALITY shall contribute fifty percent (50%) of the Non-Federal Share of the cost of construction, and construction supervision.
6. That the MUNICIPALITY agrees to deposit with the Treasurer of Cuyahoga County the MUNICIPALITY'S share of the estimated cost of the project or agrees to enter into an escrow agreement with the County of Cuyahoga, Ohio prior to an award of a contract for the improvement.

**D. MAINTENANCE**

That upon completion of said improvement, said MUNICIPALITY will thereafter keep said highway open to traffic at all times; and

1. Maintain the improvement in accordance with the provisions of the statutes relating thereto and make ample financial provisions for such maintenance; and
2. Maintain the right-of-way and keep it free of obstructions in a manner satisfactory to the COUNTY and hold said right-of-way inviolate for public highway purposes and permit no signs, posters, billboards, roadside stands or other private installations within the right-of-way limits; and
3. That the COUNTY shall continue to maintain the structural elements of any bridge (defined as a structure with a span of twenty feet or greater) located within the limits of the improvement in accordance with the applicable sections of the Ohio Revised Code.
4. After construction of the project is complete, the Municipality agrees to follow and maintain post-construction Best Management Practices as outlined in the Municipal Storm Water Permit that is filed with the Ohio Environmental Protection Agency (O.E.P.A.).

**E. TRAFFIC**

That upon completion of said improvement said MUNICIPALITY will thereafter keep said highway open to traffic at all times; and

1. Place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code; and
2. That the street or highway shall be and hereby is designated a through highway as provided in Section 4511.07(A)(6) Ohio Revised Code; and
3. That stop signs affecting the movement of traffic on said street or highway within the roadway being improved shall be removed, and no stop signs shall be erected on same except at its intersection with another through highway where traffic does not warrant the installation of a traffic control signal but where the warrants for a "Four-way Stop" as provided in the aforesaid Manual are met; and

4. That no rule or regulation shall be enacted restricting the use of the improved road and/or structure by any class of vehicle or vehicle load permitted by the Ohio Revised Code to use a public highway. Any existing rule or regulation so restricting road usage shall be rescinded; and
5. The MUNICIPALITY shall regulate parking in the following manner: Prohibit parking in accordance with Section 4511.66 of the Ohio Revised Code unless otherwise controlled by local ordinance or resolution.

**F. RIGHT-OF-WAY**

1. That all existing street and public right-of-way within the MUNICIPALITY which is necessary for the aforesaid improvement shall be made available therefore.
2. That in the event any additional right-of-way is required, the COUNTY will arrange for the acquisition.

**G. UTILITIES**

1. That the MUNICIPALITY will make arrangements with and obtain agreements from all privately owned public utility companies whose lines or structures will be affected by the said improvement, and said companies have agreed to make any and all necessary arrangements in such a manner as to be clear of any construction called for by the plans of said improvement, and said companies have agreed to make such necessary rearrangements immediately after notification by said MUNICIPALITY.
2. That the COUNTY will participate in the cost of alterations of governmentally-owned utility facilities which come within the provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's Real Estate Policies and Procedures Manual to the same extent that it participates in the other costs of the project, provided, however, that such participation will not extend to any additions or betterments of existing facilities.
3. That it is hereby agreed that the MUNICIPALITY shall, at its own expense, make all rearrangements of governmentally-owned utilities and/or appurtenances thereto which do not comply with the provisions of Section 8204 (Utility Reimbursement Eligibility) of the Ohio Department of Transportation's Real Estate Policies and Procedures Manual, whether inside or outside the corporate limits, as may be necessary to conform to the said improvement.
4. That the construction, reconstruction, an/or rearrangement of all utilities shall be done in such a manner as not to interfere unduly with the operation of the contractor constructing the improvement, and all backfilling of trenches made necessary by such utility rearrangements shall be performed in accordance with the provision of the Ohio Department of Transportation Construction and Material Specifications.

**H. MISCELLANEOUS**

1. That if the COUNTY is formally requested by a MUNICIPAL RESOLUTION to include the construction of sanitary sewers, waterlines, area sewers (drainage of area surrounding the improvement), sidewalks, alternate bid items, or other items in the improvement that are in

addition to those now existing and not provided for elsewhere in this Agreement, the COUNTY will do so, provided that this construction meets with the approval of the County and the MUNICIPALITY involved in this improvement; and that the MUNICIPALITY agrees to pay, or make arrangements for the payment of, the cost of said additional construction, the cost of preliminary and design engineering, and construction supervision.

2. That the MUNICIPALITY shall be solely responsible for the certifications or obligations made or agreed to in Sections F-1, G-1, G-3, and G-4 and hereby agrees that the COUNTY shall be and is hereby released from any and all damages or claims of the MUNICIPALITY arising from or growing out of the certifications or obligations made or agreed to in said Sections F-1, G-1, G-3, and G-4 hereinabove.
3. For the purpose of this Ordinance, the agent for the COUNTY and liaison officer on the matter contained herein shall be the County Engineer of Cuyahoga County, Ohio, and/or such members of his staff as he may designate.
4. By enacting this Ordinance, the MUNICIPALITY agrees to conduct this transaction by electronic means and agrees that all documents requiring County signatures may be executed by electronic means, and that the electronic signatures affixed by the County to said documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. The MUNICIPALITY also agrees on behalf of the aforementioned entities and persons, to be bound by the provisions of Chapters 304 and 1306 of the Ohio Revised Code as they pertain to electronic signature policy of Cuyahoga County.

#### **I. AUTHORITY TO SIGN**

1. That the Mayor of said MUNICIPALITY is hereby empowered and directed on behalf of the MUNICIPALITY to enter into agreements with the COUNTY necessary to complete the planning and construction of this improvement.
2. That the Mayor of said MUNICIPALITY is hereby empowered and directed on behalf of the MUNICIPALITY to make application to the County of Cuyahoga, Ohio for approval to use County Motor Vehicle License Tax Funds for the improvement.

This Ordinance is hereby declared to be an emergency measure by reason of the need for expediting highway improvements to promote highway safety, 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** \_\_\_\_\_, 20\_\_

**Attest:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**President of Council**



\*\*\*\*\*

**CERTIFICATE OF COPY**

State of Ohio )  
County of Cuyahoga ) SS.  
City of Maple Heights )

I, Leonette Cicirella Johnson, as Clerk of the City of Maple Heights, Ohio, do hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the legislative Authority of the said municipality on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that the publication of such Ordinance has been made and certified of record according to law; that no proceedings looking to a referendum upon such Ordinance have been taken; and that such Ordinance and certificate of publication thereof are of record in Ordinance Record No. \_\_\_\_\_, Page \_\_\_\_\_.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Clerk

City of Maple Heights, Ohio

**MUNICIPAL SEAL**

**RESOLUTION NO.: 2023-33**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM WITH TIM LALLY CHEVROLET FOR FOUR (4) 2023 CHEVROLET TAHOES PPV 4WD, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Council has authorized cooperative purchasing through the competitive bids obtained by the State of Ohio Department of Administrative Services Cooperative Purchasing Program; and

**WHEREAS**, the Police Chief has advised Council that the City is in need of four (4) new vehicles for the patrol officers in the Police Department, the purchase of which can be made through the State of Ohio's Cooperative Purchasing Program; and

**WHEREAS**, Council desires to authorize the procurement of four (4) new vehicles for the patrol officers in the Police Department with the specifications recommended by the Police Chief through the State 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 is hereby authorized to enter into a purchase agreement with Tim Lally Chevrolet for the purchase of four (4) 2023 Chevrolet Tahoes PPV 4WD in the base amount of \$42,845 each (*which amount is less than the State Bid suggested price of \$45,490*), as more fully described in the specifications under State Contract No. RSI010764, Index No. GDC050, effective 10/1/2022 as part of the State of Ohio's Cooperative Purchasing Program.

**Section 2:** The Mayor is further authorized to enter into a purchase agreement with Tim Lally Chevrolet to upfit the four (4) 2023 Chevrolet Tahoes PPV 4WD at a cost of \$14,194.45 each per the City's Fiscal Policies on purchasing adopted and approved by Council.

**Section 3:** The Finance Director is hereby authorized to appropriate to a proper account a sum sufficient to cover the cost of said purchase agreements referred to in Sections 1 and 2 above, in the total amount of \$57,039.45 for each vehicle or secure appropriate financing options for the total amount of \$57,039.45 for each vehicle, subject to the City's Fiscal Policies adopted and approved by Council.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that

resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the public safety, health and welfare and for the further reason that the vehicles are on special hold with Tim Lally Chevrolet and if not purchased by May 5, 2023 the hold will be released, 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

**Resolution No. 2023-33**

**Page Two**

**RESOLUTION NO.: 2023-34**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND (WPCLF) AGREEMENT ON BEHALF OF THE CITY OF MAPLE HEIGHTS FOR DESIGN OF WASTEWATER FACILITIES, DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN, AND AUTHORIZING THE SIGNING OF CONTRACTS AND OTHER DOCUMENTS RELEVANT THERETO, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City of Maple Heights seeks to make improvements to its existing wastewater facilities by improving sanitary sewers; and

**WHEREAS**, the City of Maple Heights intends to apply for a 2023 Water Pollution Control Loan Fund (WPCLF) Design Loan for the design of the Lee Road and Raymond Street Sewer Improvements Project; and

**WHEREAS**, the Ohio Water Pollution Control Loan Fund (WPCLF) requires the governing authority to pass legislation for application of a loan and the execution of an agreement as well as designating a dedicated repayment source; and

**WHEREAS**, the City of Maple Heights is a local government eligible to receive Principal Forgiveness Funding for an eligible activity through the WPCLF Program Year 2023 Final Program Management Plan dated January 27, 2023; and

**WHEREAS**, a community eligible to receive Principal Forgiveness Funding through the WPCLF may be awarded Principal Forgiveness Funding for one (1) project per program year, which the City of Maple Heights has applied to the construction of the Schreiber Road Sewer Improvements & SSO Elimination Project for Program Year 2023; and

**WHEREAS**, the City of Maple Heights remains eligible to receive Design Loan funding to design the Lee Road and Raymond Street Sewer Improvement Project for a term of five years or less with a zero-percent (0%) interest rate; and

**WHEREAS**, The Mayor and Engineer have advised Council that 2023 WPCLF funds may be available through the Ohio EPA's Division of Environmental and Financial Assistance (DEFA) and the Ohio Water Development Authority (OWDA) in an amount not exceeding Six Hundred Thousand Dollars and Zero Cents (\$600,000.00) for the design of the Lee Road and Raymond Street Sewer Improvements Project.

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

**Section 1.** The Mayor is hereby authorized to make application, sign and file all necessary contracts and documents with the Ohio EPA's Division of Environmental and Financial Assistance (DEFA) for funding through the 2023 WPCLF Design Loan Program for the following project:

**Lee Road and Raymond Street Sewer Improvements**

**Section 2.** The dedicated source of repayment will be Maple Heights Water Fund 219.

**Section 3.** 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 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the health, safety and general welfare of the residents of the City, and to timely submit the grant application, 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.: 2023-35**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SIXMO, INC. TO PROVIDE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES FOR THE FIRE STATION NO. 1 AND NO. 2 ROOF REPAIR PROJECTS IN THE CITY OF MAPLE HEIGHTS, INCLUDING THE PREPARATION OF PLANS AND SPECIFICATIONS AND ADVERTISING FOR BIDS FOR REPAIR WORK, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Cuyahoga County Council, per Resolution No. R2022-0273, awarded funding from the District 8 ARPA Community Grant Fund in the amount of \$480,000.00 to the City of Maple Heights for the Maple Heights Fire Station No. 1 Roof Repair Project; and

**WHEREAS**, the Cuyahoga County Council, per Resolution No. R2022-0274, awarded funding from the District 8 ARPA Community Grant Fund in the amount of \$80,000.00 to the City of Maple Heights for the Maple Heights Fire Station No. 2 Roof Repair Project; and

**WHEREAS**, on November 2, 2022, by **Resolution No. 2022-99**, Council authorized the Finance Director to accept and deposit funding from the District 8 ARPA Community Grant Fund in the total amount of \$560,000.00 into the Local Fiscal Recovery Fund, to be used for the Maple Heights Fire Station No. 1 and No. 2 Roof Repair Projects; and

**WHEREAS**, Quality Control Inspection, Inc. ("QCI"), at the request of, and on behalf of the City Engineer, prepared and sent out a request for Statement of Qualifications and Fee Proposals to three firms, SIXMO, Inc., P.S.I., and TransSystems, seeking architectural and engineering services related to the Maple Heights Fire Station No. 1 and No. 2 Roof Repair Projects; and

**WHEREAS**, SIXMO, Inc. was the only firm to provide a Statement of Qualifications and Fee Proposal to QCI; and

**WHEREAS**, QCI met with the Mayor, City Engineer, Service Director, Asst. Service Director, Fire Captain, and Finance Director to review SIXMO, Inc.'s Statement of Qualifications and Fee Proposal; and

**WHEREAS**, QCI, the Mayor, City Engineer, Service Director, Asst. Service Director, Fire Captain, and Finance Director recommend that the City accept SIXMO, INC.'s Statement of Qualifications and Fee Proposal and enter into a professional services contract with SIXMO, Inc. to provide architectural and engineering services related to the Maple Heights Fire Station No. 1 and No. 2 Roof Repair Projects;

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

**Section 1.** The Mayor is authorized to enter into a professional services contract with SIXMO, Inc., to provide architectural and engineering services related to the Maple Heights Fire Station No. 1 and No. 2 Roof Repair Projects, including the preparation of plans and specifications and advertising for bids for the repair work, for a percentage of construction costs fee basis of 8.8%, as more fully described in SIXMO, Inc.'s Statement of Qualifications and Fee Proposal on file in the Office of the Finance Director.

**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 so that the District 8 ARPA Community Grant 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.: 2023-36**  
**INTRODUCED BY: Mayor Annette M. Blackwell**  
**MOTION FOR ADOPTION BY:**  
**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE STAFFORD PARK RESTORATION PROJECT, PHASE 2 IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY.**

**WHEREAS**, on November 16, 2022, by **Resolution No. 2022-108**, Council authorized and directed the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2022 Community Development Block Grant Program; and

**WHEREAS**, the City of Maple Heights has been notified that the Cuyahoga County Council is now considering legislation to award \$150,000.00 under the 2022 Community Development Block Grant Program, through the Cuyahoga County Department of Development, for the Stafford Park Restoration Project, Phase 2 which will help to fund improvements at Stafford Park including the construction of a shelter / band stand for community recreational use; and

**WHEREAS**, when awarded, the Cuyahoga County Department of Development will require funds under the 2022 Community Development Block Grant Program to be expended before September 30, 2023; and

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

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

**Section 1.** The City Engineer is hereby authorized and directed to begin the preparation of plans and specifications and to, upon notice of funding award by the Cuyahoga County Department of Development, provide advertising for bids for the Stafford Park Restoration Project, Phase 2 in the City of Maple Heights.

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

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

**Section 4.** This Resolution constitutes an emergency measure necessary for the public health and general welfare of the residents of the City, and to complete the project in a timely manner in compliance with the CDBG grant requirements, 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. 2023-37**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR FABRIZI TRUCKING AND PAVING CO., INC, INCREASING THE CONTRACT BY \$14,774.09, FOR THE NORTHEAST QUADRANT SEWER REPAIRS PHASE 3 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

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

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

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

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

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

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

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

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

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

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

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

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

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

**WHEREAS**, on November 11, 2021, the bids for the Northeast Quadrant Sewer Repairs Phase 3 Project, which included the repair of storm and sanitary sewers on Hansen, Raymond, Franklin, and Gardenview, were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on December 1, 2021, by **Resolution No. 2021-138**, Council authorized the Mayor, to enter into a contract with Fabrizi Trucking and Paving Co., Inc., for the Northeast Quadrant Sewer Repairs Phase 3 Project, for a cost not to exceed Two Hundred Thirty-One Thousand Six Hundred Thirty-Two Dollars and Zero Cents (\$231,632.00); 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 Northeast Quadrant Sewer Repairs Phase 3 Project in the amount of Fourteen Thousand Seven Hundred Seventy-Four Dollars and Nine Cents (\$14,774.09).

**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 Fabrizi Trucking and Paving Co., Inc to increase the contract for the Northeast Quadrant Sewer Repairs Phase 3 Project in the amount of Fourteen Thousand Seven Hundred Seventy-Four Dollars and Nine Cents (\$14,774.09) 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 public welfare and to ensure the timely completion of the construction and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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. 2023-38**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR FABRIZI TRUCKING AND PAVING CO., INC, DECREASING THE CONTRACT BY \$48,918.21, FOR THE SOUTHWEST QUADRANT SEWER REPAIRS PHASE 1 PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, on October 6, 2019, by **Resolution No. 2019-90**, Council authorized the Mayor to enter into a 2020 Member Community Infrastructure Program (MCIP) Agreement with the Northeast Ohio Regional Sewer District (NEORS) for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project in the City of Maple Heights which included the repair of storm and sanitary sewers on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane; and

**WHEREAS**, the City of Maple Heights has been awarded One Million One Hundred Thirty-Five Thousand One Hundred Eighty Dollars and Zero Cents (\$1,135,180.00) by the Northeast Ohio Regional Sewer District (NEORS) for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project in the City of Maple Heights which included the repair of storm and sanitary sewers on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane; and

**WHEREAS**, the terms of the Member Community Infrastructure Program (MCIP) Agreement for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project required the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the storm and sanitary sewer improvement project on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane in the City of Maple Heights; and

**WHEREAS**, the Ohio Department of Public Works has committed to directly disburse 70% of the project construction costs for both labor and materials, up to Four Hundred Twenty Thousand Four Hundred Twelve Dollars and Zero Cents (\$420,412.00), as required to complete storm and sanitary sewer improvements on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane as well as the recently completed sewer repairs on Dunham Road between Schreiber Road and Turney Road; and

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



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

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

**WHEREAS**, the Cuyahoga County Department of Public Works has committed to utilize Maple Heights Sewer District 9 funds to supplement Northeast Ohio Regional Sewer District, Ohio Public Works Commission and local sewer funds for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project which include the repair of storm and sanitary sewers on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane as required to complete the project; and

**WHEREAS**, on March 31, 2022, the bids for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project which included the repair of storm and sanitary sewers on various streets including Mendota Avenue, Corkhill Avenue, Woodbrook Avenue, Florence Drive and Ladd Lane, were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on April 6, 2022, by **Resolution No. 2022-33**, Council authorized the Mayor to enter into a contract with Fabrizi Trucking and Paving Co., Inc., for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project, for a cost not to exceed Eight Hundred Sixty-Four Thousand One Hundred Fourteen Dollars and Zero Cents (\$864,114.00); 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 Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project in the amount of Forty-Eight Thousand Nine Hundred Eighteen Dollars and Twenty-One Cents (\$48,918.21).

**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 Fabrizi Trucking and Paving Co., Inc to decrease the contract for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project in the amount of Forty-Eight Thousand Nine Hundred Eighteen Dollars and Twenty-One Cents (\$48,918.21) 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 public welfare and to ensure the timely completion of the construction and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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.: 2023-39**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR TC CONSTRUCTION CO., INC., DECREASING THE CONTRACT BY \$17,672.29, FOR THE 2022 CONCRETE ROADWAY REPAIR PROGRAM IN THE CITY OF MAPLE HEIGHTS AND DECLARING AN EMERGENCY**

**WHEREAS**, the Service Director had informed the Mayor and the 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 all 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 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 \$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 cost 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 August 25, 2022, the bids for the 2022 Concrete Roadway Repair Program were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on September 21, 2022, by **Resolution No. 2022-85**, Council authorized the Mayor to enter into a contract with TC Construction Co., Inc. for the 2022 Concrete Roadway Repair Program, for a cost not to exceed One Hundred Three Thousand Six Hundred Eighty Dollars and Zero Cents (\$103,680.00); 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 Concrete Roadway Repair Program in the amount of Seventeen Thousand Six Hundred Seventy-Two Dollars and Twenty-Nine Cents (\$17,672.29).

**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 TC Construction Co., Inc., to decrease the contract for the 2022 Concrete Roadway Repair Program in the amount of Seventeen Thousand Six Hundred Seventy-Two Dollars and Twenty-Nine Cents (\$17,672.29) 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 so that the remaining funds can be properly allocated, 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. 2023-40**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

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

**WHEREAS**, the City of Maple Heights, upon application of the City Engineer, was awarded a grant in the amount of Seven Hundred Eighty-Three Thousand Seven Hundred Sixty-Eight Dollars and Zero Cents (\$783,768.00) for the Franklin Road Watermain Replacement Project; and

**WHEREAS**, on October 6, 2021, by **Resolution No. 2021-16**, Council authorized the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the Franklin Avenue Watermain Replacement Project in the City of Maple Heights; and

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

**WHEREAS**, on April 27, 2023 the bids for the Franklin Avenue Watermain Replacement Project were opened and inspected by the City Engineer to determine the lowest and best bid.

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

**Section 1.** The Council of the City of Maple Heights hereby authorizes the Mayor to enter into a contract with Catts Construction, Inc., for the Franklin Avenue Watermain Replacement Project, for a cost not to exceed One Million Six Hundred Ninety-Eight Thousand Three Hundred Ninety-Five Dollars and Thirty-Four Cents (\$1,698,395.34), as more fully described in the bid record on file in the Office of the Finance Director in the City of Maple Heights.

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

**Section 3.** It is found and determined that all formal actions of this Council concerning and

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

**Section 4.** This Resolution constitutes an emergency measure necessary for the public welfare and to ensure the timely completion of the construction project 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. 2023-41**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 5 FOR METIS CONSTRUCTION SERVICE, INCREASING THE CONTRACT BY \$29,800.87 FOR THE CITY HALL NEW VESTIBULE & ELEVATOR ADDITION PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, on November 20, 2019, by **Resolution No. 2019-100**, Council authorized the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2020 Community Development Block Grant Program (CDBG); and

**WHEREAS**, on November 20, 2019, by **Resolution No. 2019-101**, Council authorized the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2020 Community Development Supplemental Grant Program (CDSG); and

**WHEREAS**, the City of Maple Heights has been awarded \$150,000.00 by the Cuyahoga County Department of Development under the 2020 Community Development Block Grant Program (CDBG) and \$50,000.00 under the 2020 Community Development Supplemental Grant Program (CDSG) for the Maple Heights City Hall ADA Improvements Project which will help to fund improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and

**WHEREAS**, the funds awarded for the Maple Heights City Hall ADA Improvements Project by the Cuyahoga County Department of Development under the 2020 Community Development Block Grant Program (CDBG) were required to be expended before March 31, 2021; and

**WHEREAS**, the funds awarded for the Maple Heights City Hall ADA Improvements Project by the Cuyahoga County Department of Development under the 2020 Community Development Supplemental Grant Program (CDSG) were required to be expended before July 31, 2021; and

**WHEREAS**, Council deems it necessary and in the best interests of the health, safety and welfare of all of the City residents to proceed with improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and



**WHEREAS**, on April 15, 2020, by **Resolution No. 2020-38**, Council authorized the City Engineer and Architect Calvin M. Singleton, Jr., of Calvin Singleton and Associates, to begin the preparation of plans and specifications and to provide advertising for bids for the Maple Heights City Hall ADA Improvements Project; and

**WHEREAS**, on October 28, 2020, the bids for the City Hall New Vestibule & Elevator Addition Project were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, all of the bids for the City Hall New Vestibule & Elevator Addition Project opened on October 28, 2020 exceeded the Engineer's estimate by more than ten percent (10%) and were rejected by the City Engineer; and

**WHEREAS**, the City Engineer and Architect Calvin M. Singleton, Jr., of Calvin Singleton and Associates, revised the plans and specifications and again advertised for bids for the City Hall New Vestibule & Elevator Addition Project; and

**WHEREAS**, on February 11, 2021, the bids for the revised City Hall New Vestibule & Elevator Addition Project were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, on February 17, 2021, by **Resolution No. 2021-22**, the Council of the City of Maple Heights authorized the Mayor to enter into a contract with Metis Construction Services for the City Hall New Vestibule & Elevator Addition Project, for a cost not to exceed Two Hundred Sixty-Seven Thousand Seven Hundred Seventy-Nine Dollars and Zero Cents (\$267,779.00), and

**WHEREAS**, on May 5, 2021, by **Resolution No. 2021-44**, the Council of the City of Maple Heights authorized Change Order No. 1 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of Six Thousand Nine Hundred Thirty Dollars and Zero Cents (\$6,930.00), to provide for work to construct the project material/equipment lay down and staging area; and

**WHEREAS**, on November 18, 2020, by **Resolution No. 2020-104**, Council authorized the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga County Department of Development for the 2021 Community Development Block Grant Program (CDBG); and

**WHEREAS**, on November 18, 2020, by **Resolution No. 2020-105**, Council authorized the Mayor to make application, sign and file all necessary documents and contracts with the Cuyahoga

County Department of Development for the 2021 Community Development Supplemental Grant Program (CDSG); and

**WHEREAS**, the City of Maple Heights has been awarded \$150,000.00 by the Cuyahoga County Department of Development under the 2021 Community Development Block Grant Program (CDBG) and \$50,000.00 under the 2021 Community Development Supplemental Grant Program (CDSG) for the Maple Heights City Hall ADA Improvements Project which will help to fund improvements to City Hall to make it accessible to persons with disabilities pursuant to the Americans With Disabilities Act (ADA); and

**WHEREAS**, on July 7, 2021, by **Resolution No. 2021-70**, the Council of the City of Maple Heights authorized Change Order No. 2 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of One Hundred Nineteen Thousand Four Hundred One Dollars and Fifty Cents (\$119,401.50), to provide for the permanent installation of an automatic door opener for the front entrance to City Hall, accepting Alternate Bid Items No. 2 and No. 3 that were included within the bidding documents for Phase 1 of the City Hall Vestibule & Elevator Addition Project but not awarded due to budgetary constraints, and the acceptance of an alternate exterior block material, and

**WHEREAS**, on September 1, 2021, by **Resolution No. 2021-97**, the Council of the City of Maple Heights authorized Change Order No. 3 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of Eighty-Seven Thousand Two Hundred Seventy-Three Dollars and Seventy Cents (\$87,273.70), to provide for roof removal/replacement work assigned to the owner under the original contract documents, relocation of conflicting electrical lines discovered during construction, the construction of a security vestibule at the second floor corridor entrance, and the reconstruction of the first and second floor bathrooms as required to conform to the Americans With Disabilities Act (ADA), and

**WHEREAS**, on October 20, 2021, by **Resolution No. 2021-126**, the Council of the City of Maple Heights authorized Change Order No. 4 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of Nine Thousand One Hundred Twenty-Eight Dollars and Seventy Cents (\$9,128.70), to provide for additional work be performed to replace the existing City Hall building backflow preventor, pressure reducing valve, and add additional isolation valves so that work may proceed on the ADA compliant bathrooms on both the first and second floors of City Hall; and

**WHEREAS**, the City Engineer had recommended that additional work be performed to repair/replace the existing City Hall building foundation underdrain, install an elevator shaft fire alarm and monitoring system, provide safety grating for the mechanical room pit opening, modify the

corridor finish work, relocate hydroponic piping and add a transformer so that work could be completed on the elevator vestibule, and the ADA compliant bathrooms on both the first and second floors.

**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. 5 for Metis Construction Services, to increase the contract for the City Hall New Vestibule & Elevator Addition Project, in the amount of Twenty-Nine Thousand Eight Hundred Dollars and Eighty-Seven Cents (\$29,800.87), to provide for work to construct the additional items as outlined within this Resolution as directed 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 3.** This Resolution constitutes an emergency measure necessary for the health and welfare of the residents of the City, and so that the project can be closed out promptly, 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.: 2023-42**

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

**MOTION FOR ADOPTED BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR A POTENTIAL GRANT FOR THE FUNDING OF CAPITAL INFRASTRUCTURE IMPROVEMENT PROJECTS IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, central sanitary sewers allow communities to handle effluent in an efficient and economical manner, thereby protecting the environment and enhancing property values of communities that have central sewers; and

**WHEREAS**, it is the goal of the City of Maple Heights to decrease the sanitary waste that enters the City's storm water system, in compliance with the U.S. Environmental Protection Agency's Phase II Stormwater Regulations; and

**WHEREAS**, such sewer improvements shall be identified, scheduled, and designed in accordance with the City's sewer plan; and

**WHEREAS**, the City of Maple Heights has conducted a capital inventory and needs assessment and has determined that it is necessary to submit an application for financial assistance for certain capital infrastructure improvement projects to the Northeast Ohio Regional Sewer District (NEORS), Cuyahoga County, and any other public or private grantmaking authorities.

**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 make application to the Northeast Ohio Regional Sewer District (NEORS), Cuyahoga County, and any other governmental or nongovernmental grantmaking authorities, as recommended by the City Engineer, for financial assistance for the following capital infrastructure improvement projects:

- 1. Maple Heights Southwest Quadrant Sewer Repair and Rehabilitation Project – Phase 2**
- 2. Maple Heights Southwest Sanitary Sewer District #2 Improvements Project**

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

**Section 3.** 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 is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City, and to timely submit the application, and provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise 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.: 2023-43**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR, TO ENTER INTO A CONTRACT TO PROVIDE FOR THE DUNHAM ROAD SERVICE YARD SECURITY FENCE PROJECT LOCATED WITHIN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Service Director is committed to the ongoing review and improvement of the safety and security procedures, processes and physical plant at the City of Maple Heights Service Department Yard located at 5501 Dunham Road; and

**WHEREAS**, the Service Director has informed the Mayor and the Engineer that the installation of a chain link fence and security gates at the Maple Heights Service Department Yard located at 5501 Dunham Road will deter trespassing, theft or vandalism, and promote employee and public safety; and

**WHEREAS**, on December 21, 2022, by **Resolution No. 2022-125**, Council authorized and directed the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the Dunham Road Service Yard Security Fence Project in the City of Maple Heights; and

**WHEREAS**, on Thursday April 20, 2023, the bids for the Dunham Road Service Yard Security Fence Project were opened and inspected by the City Engineer to determine the lowest and best bid; and

**WHEREAS**, the Engineer determined that all bids for the Dunham Road Service Yard Security Fence Project exceeded the Engineer's Estimate by greater than 10% requiring that all bids be rejected and the project be rebid; and

**WHEREAS**, the Project was readvertised for bids and on May 11, 2023 the bids for the Dunham Road Service Yard Security Fence Project were opened and inspected by the City Engineer to determine the lowest and best bid.

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

**Section 1.** The Council of the City of Maple Heights hereby authorizes the Mayor to enter into a contract with Great Lakes Fence for the Dunham Road Service Yard Security Fence Project, for a cost not to exceed One Hundred Eight Thousand Six Hundred Sixty-Eight Dollars and Zero Cents (\$108,668.00), as more fully described in the bid record on file in the Office of the Finance Director in the City of Maple Heights.

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

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

**Section 4.** This Resolution constitutes an emergency measure necessary for the health and general welfare of the residents of the City, and to begin 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.: 2023-44**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH 14900 BROADWAY AVENUE LLC FOR THE SALE OF THE BUILDING AND PROPERTY LOCATED AT 14900 BROADWAY AVENUE FOR DEVELOPMENT AND REHABILITATION FOR A PURCHASE PRICE OF \$10,000.00 AND DECLARING AN EMERGENCY.**

**WHEREAS**, 14900 Broadway Avenue LLC (“the Developer”) has advised the Mayor and Planning and Development Director that it desires to purchase the building and property located at **14900 Broadway Avenue (PPN 784-03-005)** (referred to as the “Property”), for development and rehabilitation; and

**WHEREAS**, the Property is owned by the City through its Land Reutilization Program and the Mayor desires to sell the Property to the Developer, with the Developer required to rehabilitate the existing building and keep it as originally designed; and

**WHEREAS**, pursuant to R.C. 5722.07, the fair market value of the Property, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the required rehabilitation, is Ten Thousand Dollars and Zero Cents (\$10,000.00).

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

**Section 1.** The Mayor is hereby authorized to enter into an Agreement with 14900 Broadway Avenue LLC (“the Developer”) to sell the building and property located at **14900 Broadway Avenue (PPN 784-03-005)** (referred to as the “Property”), owned by the Maple Heights Land Reutilization Program for development and rehabilitation, at a sales price of Ten Thousand Dollars and Zero Cents (\$10,000.00) with the Developer required to rehabilitate the building in compliance with all City and State of Ohio Building Code Standards.

**Section 2.** Pursuant to R.C. 5722.07, the fair market value of the Property, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the required rehabilitation, is Ten Thousand Dollars and Zero Cents (\$10,000.00) per lot. Pursuant to R.C. 5722.08 all of the proceeds from the sale of the Property shall be used to maintain the remaining parcels of real property held by the City in its Land Reutilization Program.

**Section 3.** The Mayor, Planning and Development Director and the Law Director are authorized to prepare, sign and file with the County Recorder and Fiscal Officer all documents, and tender any closing fees necessary as the Seller to affect the transfer of the Property from the City to the Developer, 14900 Broadway Avenue LLC.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such

formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to allow the Developer to begin rehabilitation of the Property to bring it into compliance with all state and local building and safety codes, 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.: 2023-45**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BEQUEST BUILDERS INC. TO SELL FOUR (4) VACANT LOTS LOCATED AT 5224 ARCH STREET (PPN 782-03-093), 5041 THOMAS STREET (PPN 782-01-152), 5115 THOMAS STREET (PPN 782-02-165) AND 5250 THOMAS STREET (PPN 781-28-013) FOR THE CONSTRUCTION AND SALE OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON EACH PROPERTY, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Bequest Builders, Inc. ("the Developer") has advised the Mayor and Planning and Development Director that it desires to purchase the four (4) vacant lots owned by the City located at **5224 ARCH STREET (PPN 782-03-093), 5041 THOMAS STREET (PPN 782-01-152), 5115 THOMAS STREET (PPN 782-02-165) AND 5250 THOMAS STREET (PPN 781-28-013)**, (each referred to as the "Property", and together as the "Properties") for the construction and sale of a single family, owner-occupied home on each property; and

**WHEREAS**, the Properties are owned by the City through its Land Reutilization Program and the Mayor desires to sell the lots to the Developer, with the Developer required to build the homes within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single family; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths; and

**WHEREAS**, pursuant to R.C. 5722.07, the fair market value of the four (4) lots, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the required minimum improvements, is a total amount of Twenty-Three Thousand Two Hundred Dollars and Zero Cents (\$23,200.00.)

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

**Section 1.** The Mayor is hereby authorized to enter into an Agreement with Bequest Builders Inc. ("the Developer") to sell the four (4) vacant lots owned by the City located at **5224 ARCH STREET (PPN 782-03-093)** at a sales price of \$1,000.00; **5041 THOMAS STREET (PPN 782-01-152)** at a sales price of \$1,300.00; **5115 THOMAS STREET (PPN 782-02-165)** at a sales price of \$9,500.00 **AND 5250 THOMAS STREET (PPN 781-28-013)** at a sales price of \$11,400.00, for a total sale price of \$23,200.00 with the Developer required to build the homes within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single-family home; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths.

**Section 2.** Pursuant to R.C. 5722.07, the fair market value of the Properties, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the time to build and required minimum improvements, is a total of \$23,200.00. Pursuant to R.C. 5722.08 all of the proceeds from the sale of the Properties shall be used to maintain the remaining parcels of real property held by the City in its Land Reutilization Program.

**Section 3.** The Mayor, Planning and Development Director and the Law Director are authorized to prepare, sign and file with the County Recorder and Fiscal Officer all documents, and tender any closing fees necessary as the Seller to effect the transfer of the Properties from the City to the Developer, Bequest Builder, Inc.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to allow the Developer to begin development during the construction season, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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.: 2023-46**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DAIRRA BOSS TO SELL THE VACANT LOT (PPN 785-15-052) LOCATED ON CAROL DRIVE FOR THE CONSTRUCTION OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON THE PROPERTY, AND DECLARING AN EMERGENCY.**

**WHEREAS,** Dairra Boss (the “Purchaser”) has advised the Mayor and Planning and Development Director that she desires to purchase the vacant lot (**PPN 785-15-052**) located on **CAROL DRIVE** owned by the City, referred to as the “Property”, for the construction of a single family, owner-occupied home on the property; and

**WHEREAS,** the Property is owned by the City through its Land Reutilization Program and the Mayor desires to sell the lot to the Purchaser with the Purchaser required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single family; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths; and

**WHEREAS,** pursuant to R.C. 5722.07, the fair market value of the lot, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the required minimum improvements, is Ten Thousand Dollars and Zero Cents (\$10,000.00.)

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

**Section 1.** The Mayor is hereby authorized to enter into an Agreement with Dairra Boss.(the “Purchaser”) to sell the vacant lot (**PPN 785-15-052**) located on **CAROL DRIVE** owned by the City, for a sales price of \$10,000.00, with the Purchaser required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single-family home; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths.

**Section 2.** Pursuant to R.C. 5722.07, the fair market value of the Property, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the time to build and required minimum improvements, is \$10,000.00. Pursuant to R.C. 5722.08 all of the proceeds from the sale of the Properties shall be used to maintain the remaining parcels of real property held by the City in its Land Reutilization Program.

**Section 3.** The Mayor, Planning and Development Director and the Law Director are authorized to prepare, sign and file with the County Recorder and Fiscal Officer all documents, and tender any closing fees necessary as the Seller to effect the transfer of the Property from the City to the Purchaser, Dairra Boss.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to allow the Purchaser to begin development during the construction season, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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.: 2023-47**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH JAN AND SHAWN JONES TO SELL THE VACANT LOT (PPN 785-15-042) LOCATED ON CAROL DRIVE FOR THE CONSTRUCTION OF A SINGLE FAMILY, OWNER-OCCUPIED HOME ON THE PROPERTY, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Jan and Shawn Jones (the “Purchasers”) has advised the Mayor and Planning and Development Director that they desire to purchase the vacant lot (**PPN 785-15-042**) located on **CAROL DRIVE** owned by the City, referred to as the “Property”, for the construction of a single family, owner-occupied home on the property; and

**WHEREAS**, the Property is owned by the City through its Land Reutilization Program and the Mayor desires to sell the lot to the Purchasers with the Purchasers required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single family; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths; and

**WHEREAS**, pursuant to R.C. 5722.07, the fair market value of the lot, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the required minimum improvements, is Ten Thousand Dollars and Zero Cents (\$10,000.00.)

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

**Section 1.** The Mayor is hereby authorized to enter into an Agreement with Jan and Shawn Jones (the “Purchasers”) to sell the vacant lot (**PPN 785-15-042**) located on **CAROL DRIVE** owned by the City, for a sales price of \$10,000.00, with the Purchasers required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the homes must be an owner-occupied single-family home; and 2) the homes must have at least 1,300 square feet, three (3) bedrooms and two (2) baths.

**Section 2.** Pursuant to R.C. 5722.07, the fair market value of the Property, as determined by the Cuyahoga County Fiscal Officer, and after taking into account the time to build and required minimum improvements, is \$10,000.00. Pursuant to R.C. 5722.08 all of the proceeds from the sale of the Property shall be used to maintain the remaining parcels of real property held by the City in its Land Reutilization Program.

**Section 3.** The Mayor, Planning and Development Director and the Law Director are authorized to prepare, sign and file with the County Recorder and Fiscal Officer all documents, and tender any closing fees necessary as the Seller to effect the transfer of the Property from the City to the Purchasers, Jan and Shawn Jones.

**Section 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**Section 5.** This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to allow the Purchasers to begin development during the construction season, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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.: 2023-48**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE AMENDING SECTION 1272.05(A) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING MINIMUM LOT AREA AND WIDTH FOR SINGLE FAMILY DETACHED DWELLINGS IN THE RESIDENTIAL SINGLE FAMILY-MEDIUM DENSITY (RSF-M) ZONING DISTRICT, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Mayor, Law Director, and Planning and Development Director have recommended that Section 1272.05(A) of the Codified Ordinances of the City of Maple Heights concerning minimum lot area and width for single family detached dwellings in the Residential Single Family-Medium Density (“RSF-M”) Zoning District be amended to match the typical existing lot areas and widths in the RSF-M 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.** Section 1272.05(A) of the City’s Codified Ordinances is hereby amended to read as follows, with additions being underlined, and deletions struck through:

**“1272.05 MINIMUM LOT AREA AND WIDTH**

The minimum lot area and width for properties in this district shall be as follows:

A. The minimum lot area for single family detached dwellings in this district shall be ~~7,000~~ 4000 square feet and an average width of not less than ~~60~~ 40 feet. A minimum lot frontage of 30 feet is required.”

**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 amended Section 1272.05(A) 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 to facilitate sales of lots and residences in the RSF-M Zoning District, 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. 2023-49**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

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

**WHEREAS**, on October 11, 2002, the Cuyahoga County Budget Commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (including schools) to adopt a Tax Budget as provided under O.R.C. Section 5705.281, but instead requires the filing of Alternative Tax Budget Information on an annual basis; and

**WHEREAS**, the Alternative Tax Budget Information for the City of Maple Heights, Ohio for the fiscal year beginning January 1, 2024 has been prepared and presented to the Council; and

**WHEREAS**, after due consideration, Council deems it advisable in the interest of the Municipality to adopt the Alternative Tax Budget Information.

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

**Section 1.** The Alternative Tax Budget Information of the City of Maple Heights, Ohio for the fiscal year beginning January 1, 2024, heretofore prepared by the Mayor and Director of Finance and submitted to this Council, copies of which are on file in the offices of the Director of Finance and Clerk of Council, is hereby adopted as the official Alternative Tax Budget Information of the City of Maple Heights, Ohio, for the fiscal year beginning January 1, 2024.

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

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

**Section 4.** This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason to comply with all State, County and Local requirements concerning tax budgets, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its

passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_, 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. 2023-50**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT WITH NATIONAL AUTO FLEET GROUP, THROUGH SOURCEWELL'S COOPERATIVE PURCHASING PROGRAM, FOR THE PURCHASE OF SEVEN (7) 2023 FORD POLICE INTERCEPTOR UTILITY AWD VEHICLES FOR THE SERVICE DEPARTMENT, PER QUOTE ID: 23901RL, IN THE TOTAL AMOUNT OF THREE HUNDRED THIRTY-TWO THOUSAND, THREE HUNDRED FIFTY-FIVE DOLLARS AND EIGHTY CENTS (\$332,355.80), AND DECLARING AN EMERGENCY.**

**WHEREAS**, Sourcewell is a service cooperative established by Minn. Stat. § 123A.21 as a local unit of government pursuant to the Minn. Const. art. XII, sec. 3 and is authorized to provide a Cooperative Purchasing Program by Minn. Stat. § 123A.21, subd. 7(23) to participating entities; and

**WHEREAS**, participation in Sourcewell's Cooperative Purchasing Program is open to eligible participating entities registering with Sourcewell, including: a state, city, county, town, village, school district, or political subdivision of any state of the United States; and

**WHEREAS**, the City is a member of, and participating entity in, Sourcewell's Cooperative Purchasing Program (Member No. 105385); and

**WHEREAS**, Sourcewell's Cooperative Purchasing Program provides purchasing that is "Procurement conducted by, or on behalf of, one or more Public Procurement Units" as defined by the American Bar Association Model Procurement Code for State and Local Governments and Sourcewell's analysts streamline the procurement process by developing requests for proposals (RFPs) and invitations for bids (IFBs) for national, competitive solicitations that meet or exceed local requirements; and

**WHEREAS**, Sourcewell, on July 28, 2021, advertised for RFPs (RFP No. 091521) for Automobiles, SUVs, Vans, and Light Trucks with Related Equipment and Accessories and on November 16, 2021 (Resolution No. 2021-27) awarded a contract to National Auto Fleet Group to provide Automobiles, SUVs, Vans, and Light Trucks with Related Equipment and Accessories for purchase through Sourcewell's Cooperative Purchasing Program (Contract No. 091521-NAF); and

**WHEREAS**, R.C. 9.48(B)(2) and (C) permits the City to participate in a joint purchasing program like Sourcewell's Cooperating Purchase Program and is exempt from Ohio's competitive bidding requirements because Contract No. 091521-NAF was awarded pursuant to a publicly solicited request for a proposal by Sourcewell, a political subdivision of another state; and

**WHEREAS**, the Mayor and Assistant Service Director have advised Council that the City is in need of new utility vehicles and recommend seven (7) 2023 Ford Police Interceptor Utility AWD Vehicles be purchased from National Auto Fleet Group, through Sourcewell's Cooperating Purchase Program, Contract No. 091521-NAF, at a cost of Forty-Seven Thousand, Four Hundred Seventy-Nine Dollars and Forty Cents (\$47,479.40) each, for a the total cost of Three Hundred Thirty-Two

Thousand, Three Hundred Fifty-Five Dollars And Eighty Cents (\$332,355.80), per Quote ID: 23901RL, a copy of which is on file in the Finance Department; and

**WHEREAS**, Council desires to follow the recommendation of the Mayor and Assistant Service Director and authorize the purchase of seven (7) 2023 Ford Police Interceptor Utility AWD Vehicles from National Auto Fleet Group, through Sourcewell's Cooperating Purchase Program, Contract No. 091521-NAF, at a cost of Forty-Seven Thousand, Four Hundred Seventy-Nine Dollars and Forty Cents (\$47,479.40) each, for a the total cost of Three Hundred Thirty-Two Thousand, Three Hundred Fifty-Five Dollars And Eighty Cents (\$332,355.80).

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

**Section 1:** The Mayor is hereby authorized to purchase seven (7) 2023 Ford Police Interceptor Utility AWD Vehicles from National Auto Fleet Group, through Sourcewell's Cooperating Purchase Program, Contract No. 091521-NAF, at a cost of Forty-Seven Thousand, Four Hundred Seventy-Nine Dollars and Forty Cents (\$47,479.40) each, for a the total cost of Three Hundred Thirty-Two Thousand, Three Hundred Fifty-Five Dollars And Eighty Cents (\$332,355.80), per Quote ID: 23901RL, a copy of which is on file in the Finance Department.

**Section 2:** The Finance Director is hereby authorized to appropriate to a proper account a sum sufficient to cover the cost of said purchase referred to in Section 1 above, in the total amount of \$332,355.80 or to secure appropriate financing options for the total amount of \$332,355.80, subject to the City's Fiscal Policies adopted and approved by Council.

**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 inhabitants of the Village and for the further reason that time is of the essence because there is limited availability of the vehicles. 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. 2023-51**

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

**MOTION FOR ADOPTION BY:**

**CO-SPONSORED BY:**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT WITH NATIONAL AUTO FLEET GROUP, THROUGH SOURCEWELL'S COOPERATIVE PURCHASING PROGRAM, FOR THE PURCHASE OF A 2023 FORD SUPER DUTY F-350 XL 4WD CREW CAB TRUCK FOR THE SERVICE DEPARTMENT, PER QUOTE ID: 23902RL R1, IN THE TOTAL AMOUNT OF FIFTY-FOUR THOUSAND EIGHT HUNDRED FORTY DOLLARS AND SEVENTY-EIGHT CENTS (\$54,840.78), AND DECLARING AN EMERGENCY.**

**WHEREAS**, Sourcewell is a service cooperative established by Minn. Stat. § 123A.21 as a local unit of government pursuant to the Minn. Const. art. XII, sec. 3 and is authorized to provide a Cooperative Purchasing Program by Minn. Stat. §123A.21, subd. 7(23) to participating entities; and

**WHEREAS**, participation in Sourcewell's Cooperative Purchasing Program is open to eligible participating entities registering with Sourcewell, including: a state, city, county, town, village, school district, or political subdivision of any state of the United States; and

**WHEREAS**, the City is a member of, and participating entity in, Sourcewell's Cooperative Purchasing Program (Member No. 105385); and

**WHEREAS**, Sourcewell's Cooperative Purchasing Program provides purchasing that is "Procurement conducted by, or on behalf of, one or more Public Procurement Units" as defined by the American Bar Association Model Procurement Code for State and Local Governments and Sourcewell's analysts streamline the procurement process by developing requests for proposals (RFPs) and invitations for bids (IFBs) for national, competitive solicitations that meet or exceed local requirements; and

**WHEREAS**, Sourcewell, on July 28, 2021, advertised for RFPs (RFP No. 091521) for Automobiles, SUVs, Vans, and Light Trucks with Related Equipment and Accessories and on November 16, 2021 (Resolution No. 2021-27) awarded a contract to National Auto Fleet Group to provide Automobiles, SUVs, Vans, and Light Trucks with Related Equipment and Accessories for purchase through Sourcewell's Cooperative Purchasing Program (Contract No. 091521-NAF); and

**WHEREAS**, R.C. 9.48(B)(2) and (C) permits the City to participate in a joint purchasing program like Sourcewell's Cooperating Purchase Program and is exempt from Ohio's competitive bidding requirements because Contract No. 091521-NAF was awarded pursuant to a publicly solicited request for a proposal by Sourcewell, a political subdivision of another state; and

**WHEREAS**, the Mayor and Assistant Service Director have advised Council that the City is in need of a new truck for the Service Department and recommend a 2023 Ford Super Duty F-350 XL 4WD Crew Cab Truck, per Quote ID: 23902RL R1, in the total amount of Fifty-Four Thousand



Eight Hundred Forty Dollars and Seventy-Eight Cents (\$54,840.78), a copy of which is on file in the Finance Department; and

**WHEREAS**, Council desires to follow the recommendation of the Mayor and Assistant Service Director and authorize the purchase of a 2023 Ford Super Duty F-350 XL 4WD Crew Cab Truck for the Service Department, per Quote ID: 23902RL R1, in the total amount of Fifty-Four Thousand Eight Hundred Forty Dollars and Seventy-Eight Cents (\$54,840.78), a copy of which is on file in the Finance Department;

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

**Section 1:** The Mayor is hereby authorized to purchase a 2023 Ford Super Duty F-350 XL 4WD Crew Cab Truck for the Service Department, per Quote ID: 23902RL R1, in the total amount of Fifty-Four Thousand Eight Hundred Forty Dollars and Seventy-Eight Cents (\$54,840.78), a copy of which is on file in the Finance Department.

**Section 2:** The Finance Director is hereby authorized to appropriate to a proper account a sum sufficient to cover the cost of said purchase referred to in Section 1 above, in the total amount of \$54,840.78 or secure appropriate financing options for the total amount of \$54,840.78, subject to the City's Fiscal Policies adopted and approved by Council.

**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 inhabitants of the City and for the further reason that time is of the essence because there is limited availability for the truck. 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