

**CITY OF MAPLE HEIGHTS
COUNCIL MEETING AGENDA**

Maple Heights Senior Center - 7:00 PM

October 18, 2023

1. **Caucus: 6:30 pm** All Members of Council
2. **Call to Order:** Council President Ron Jackson
3. **Invocation/Pledge of Allegiance:** Councilman Timothy Tatum, District 3
4. **Roll Call:** Council Clerk Leonette Cicirella Johnson
5. **Addendum:**
6. **Approval of Minutes:** August 2, 2023 Regular Meeting of Council
September 20, 2023 Regular Meeting of Council
October 3, 2023 Special Meeting of Council
7. **Communications:**
8. **Council Committee Reports:**
9. **Department Reports:**
10. **Comments from City Residents:** Per Council Rule 220.01(c)(9)
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:

2023-91 A RESOLUTION AUTHORIZING THE MAYOR, DIRECTOR OF PLANNING AND DEVELOPMENT AND ENGINEER TO MAKE APPLICATION TO THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) FOR 2024, AND AUTHORIZING THE SIGNING OF CONTRACTS AND OTHER DOCUMENTS RELEVANT THERETO, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-92 AN ORDINANCE AMENDING COUNCIL'S RULES OF ORDER CONCERNING "COMMENTS FROM CITY RESIDENTS" SET FORTH IN SECTION 220.01(c)(9) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-93 AN ORDINANCE PROVIDING FOR AMENDMENT NO. 3 DATED OCTOBER 4, 2023 OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2023, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-94 AN ORDINANCE AMENDING SECTION 276.01 OF THE CITY'S CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR MEMBERS OF THE CIVIL SERVICE COMMISSION FROM A RATE OF SEVENTY-FIVE DOLLARS (\$75.00) PER MEETING TO NINETY DOLLARS (\$90.00) PER MEETING, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-95 AN ORDINANCE AMENDING SECTION 1262.03(A) OF THE CITY'S CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR MEMBERS OF THE PLANNING AND ZONING COMMISSION FROM A RATE OF SEVENTY-FIVE DOLLARS (\$75.00) PER MEETING TO NINETY DOLLARS (\$90.00) PER MEETING, AND THE RATE FOR THE CHAIRPERSON FROM EIGHTY-FIVE DOLLARS (\$85.00) PER MEETING TO ONE HUNDRED DOLLARS (\$100.00) PER MEETING, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-96 AN ORDINANCE AMENDING SECTION 1262.045(B)(2) OF THE CITY'S CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR MEMBERS OF THE ARCHITECTURAL REVIEW BOARD FROM A RATE OF SIXTY DOLLARS (\$60.00) PER HOUR TO NINETY DOLLARS (\$90.00) PER HOUR, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-97 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH VENDORS EXCHANGE INTERNATIONAL, LLC FOR A JOB CREATION AND RETENTION PROGRAM GRANT, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-98 A RESOLUTION PROCLAIMING OCTOBER 31, 2023 FROM 5:00 P.M. TO 7:00 PM AS HALLOWEEN OBSERVANCE IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2023-99 A RESOLUTION OVERRULING THE DECISION OF THE PLANNING AND ZONING COMMISSION IN CASE NO. 2023-PZ-37 TO DENY THE APPLICATION OF HARRY PRATT OF PRATT TRUCKING, LLC FOR APPROVAL OF A CONDITIONAL USE PERMIT UNDER SECT. 1282.04 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES TO OPERATE A TRUCKING AND HAULING BUSINESS IN THE CENTRAL BUSINESS DISTRICT (CBD) ZONING DISTRICT AT 16514 BROADWAY AVENUE, MAPLE HEIGHTS, OHIO.

Reading 1 (Council as a Whole)

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

RESOLUTION NO.: 2023-91
INTRODUCED BY: Mayor Annette M. Blackwell
MOTION FOR ADOPTION BY:
CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE MAYOR, DIRECTOR OF PLANNING AND DEVELOPMENT AND ENGINEER TO MAKE APPLICATION TO THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) FOR 2024, AND AUTHORIZING THE SIGNING OF CONTRACTS AND OTHER DOCUMENTS RELEVANT THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, Cuyahoga County, as an Urban County designated by the Department of Housing and Urban Development (“HUD”), receives and administers an annual entitlement from the Community Development Block Grant (“CDBG”) program through the Cuyahoga County Department of Development; and

WHEREAS, the Department of Development carries out various housing and community development activities with Community Development Block Grant (“CDBG”) funds including funding eligible activities carried out by other units of local government through the County’s Municipal Grant Program, which eligible activities include: a) community master plans; b) housing and commercial demolition; c) infrastructure; d) public safety; e) streetscapes; f) parks and playgrounds; or g) community and senior centers; and

WHEREAS, the City of Maple Heights is a local government eligible to receive CDBG funding for an eligible activity through the Municipal Grant Program; and

WHEREAS, The Mayor, Director of Planning and Development and Engineer have advised Council that CDBG funds may be available through the 2024 Community Development Block Grant program through the Cuyahoga County Department of Development in an amount not exceeding One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00), to fund improvements at the Maple Heights Senior Center which will include the installation of an emergency generator which will allow the facility to serve as a community emergency heating and cooling center.

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, Director of Planning and Development and Engineer are hereby authorized to make application, sign and file all necessary contracts and documents with the Cuyahoga County Department of Development for CDBG funding through the 2024 Municipal Community Development Block Grant program for the following project:

Maple Heights Senior Center Emergency Generator Project

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting on the date indicated below, and that all deliberations of this Council and of any of its Committees that resulted in such

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

Section 3. This Resolution constitutes an emergency measure necessary for the 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. 2023-91

Page Two

ORDINANCE NO.: 2023-92
INTRODUCED BY: Council President Ron Jackson
MOTION FOR ADOPTION BY:

**AN ORDINANCE AMENDING COUNCIL’S RULES OF ORDER
CONCERNING “COMMENTS FROM CITY RESIDENTS” SET FORTH
IN SECTION 220.01(c)(9) OF THE CODIFIED ORDINANCES OF THE
CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

WHEREAS, the Council President has recommended an amendment to the Council’s Rules Of Order concerning “Comments from City residents” set forth in Section 220.01(c)(9) of the City’s Codified Ordinances.

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

Section 1. Section 220.01(c)(9) of the Codified Ordinances shall hereby be amended as follows, with deletions struck through and additions underlined:

“220.01 RULES OF ORDER.

* * *

(c) Duties and Privileges of Council.

* * *

9) Comments from City of Maple Heights (hereinafter referred to as “City”) residents, owners of property within the City; and authorized representatives of governmental offices, non-profit organizations, and businesses located and operating within the City. ~~Comments from City residents, owners of property within the City; and authorized representatives of governmental offices, non-profit organizations, and businesses located and operating within the City (hereinafter referred to as “a Person”)~~, will be entertained at regular Council meetings only, and shall be limited to four minutes per person during comments on the agenda and comments of a general nature and no person shall be allowed to speak more than once. A Person wishing to ~~address~~ provide comment ~~Council~~ shall, prior to the start of the regular Council meeting, first register by completing a sign in sheet providing their 1) name, 2) property address within the City and residence address if different, 3) the name of the governmental office, non-profit organization, or business, they represent, and 4) the subject upon which they intend to give comment. ~~All registration information is a public record. be recognized by~~ The President Clerk of Council shall call Persons to give their comment in the order in which they registered on the sign in sheet. ~~and~~ When called, the Person recognized, ~~shall come forward, state his or her name and address and state the subject matter which he or she wishes to discuss and give their comment.~~ Total resident comments ~~The total amount of time during the meeting to provide 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.

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 220.01(c)(9) in the current print and electronic editions of the City's Codified Ordinances.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that Council's rules of procedure must be timely updated, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 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. 2023-93

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

AN ORDINANCE PROVIDING FOR AMENDMENT NO. 3 DATED OCTOBER 4, 2023 OF THE ANNUAL APPROPRIATIONS FOR THE FISCAL YEAR 2023, AND DECLARING AN EMERGENCY.

WHEREAS, Council adopted a municipal budget pursuant to **Ordinance No. 2022-105** for the fiscal year January 1, 2023 through December 31, 2023, which was first amended by **Ordinance No. 2023-22**, and amended a second time by **Ordinance No. 2023-55** setting forth certain annual appropriations; and

WHEREAS, the Finance Director has recommended to Council that a third amendment to the annual appropriation ordinance, as set forth in the attached Exhibit A, Amendment No. 3, dated October 4, 2023, which is incorporated as if fully rewritten herein, is necessary to account for certain changes in non-payroll expenditures.

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

Section 1. The annual appropriations of the City, established by **Ordinance No. 2022-105**, as first amended by **Ordinance No. 2023-22**, and second amended by **Ordinance No. 2023-55**, shall be further amended by the Council, as recommended by the Finance Director, in accordance with Amendment No. 3 dated October 4, 2023, which is attached hereto as Exhibit A (hereinafter referred to as “Exhibit A-Amendment No. 3 dated October 4, 2023”) and incorporated as if fully rewritten herein, and such amended budget is hereby adopted.

Section 2. To provide for operating expenditures during the fiscal year ending December 31, 2023, the amended appropriations, as recommended by the Finance Director in Exhibit A-Amendment No. 3 dated October 4, 2023, are hereby made and the Finance Director is authorized to prepare and submit the amended appropriations set forth in Exhibit A-Amendment No. 3 dated October 4, 2023 to the Cuyahoga County Fiscal Officer.

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

Section 4. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the residents of the City and for the further reason that the amended appropriations must be immediately made to

comply with Ohio budgetary law and presented to the County Fiscal Officer. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval by the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

PASSED: _____, 2023

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Approved as to legal form:

Frank Consolo, Director of Law

ATTEST: _____
Leonette Cicirella Johnson, Clerk of Council

I, Leonette Cicirella Johnson, Clerk of Council of the City of Maple Heights, County of Cuyahoga, State of Ohio do hereby certify the above to be a true and exact copy of the original as contained in the records of my office and that the same has been and will remain duly posted as required by law.

Date: _____

Leonette Cicirella Johnson, Clerk of Council

ORDINANCE NO.: 2023-94
INTRODUCED BY: MAYOR ANNETTE M. BLACKWELL
MOTION FOR ADOPTION BY:

**AN ORDINANCE AMENDING SECTION 276.01 OF THE CITY'S
CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR
MEMBERS OF THE CIVIL SERVICE COMMISSION FROM A RATE OF
SEVENTY-FIVE DOLLARS (\$75) PER MEETING TO NINETY
DOLLARS (\$90) PER MEETING, AND DECLARING AN EMERGENCY.**

WHEREAS, the Mayor and the Finance Committee of Council have recommended an amendment to Section 276.01 of the City's Codified Ordinances to increase the compensation for members of the Civil Service Commission from a rate of Seventy-Five Dollars (\$75) per meeting to Ninety Dollars (\$90) per meeting.

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

Section 1. Section 276.01 of the City's Codified Ordinances shall hereby be amended as follows, with deletions struck through and additions underlined:

"276.01 COMPENSATION.

Members of the Civil Service Commission shall be compensated at the rate of ~~seventy-five~~ ninety dollars (\$~~75~~90.00) per meeting in which a quorum is present and business is conducted. No member shall be entitled to compensation for a meeting in which the member was not in attendance."

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 276.01 in the current print and electronic editions of the City's Codified Ordinances.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that Council's rules of procedure must be timely updated, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 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.: 2023-95
INTRODUCED BY: MAYOR ANNETTE M. BLACKWELL
MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING SECTION 1262.03(A) OF THE CITY'S CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR MEMBERS OF THE PLANNING AND ZONING COMMISSION FROM A RATE OF SEVENTY-FIVE DOLLARS (\$75) PER MEETING TO NINETY DOLLARS (\$90) PER MEETING, AND THE RATE FOR THE CHAIRPERSON FROM EIGHTY-FIVE DOLLARS (\$85) PER MEETING TO ONE HUNDRED DOLLARS (\$100) PER MEETING AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor and the Finance Committee of Council have recommended an amendment to section 1262.03(A) of the City's Codified Ordinances to increase the compensation for members of the Planning and Zoning Commission from a rate of Seventy-Five dollars (\$75) per meeting to Ninety dollars (\$90) per meeting, not to exceed Two Thousand One Hundred Sixty Dollars (\$2,160) per year, and the rate for the Chairperson from Eighty-Five Dollars (\$85) per meeting to One Hundred Dollars (\$100) per meeting, not to exceed Two Thousand Four Hundred Sixty Dollars (\$2,400) per year.

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

Section 1. Section 1262.03(A) of the City's Codified Ordinances shall hereby be amended as follows, with deletions struck through and additions underlined:

"1262.03 PLANNING AND ZONING COMMISSION

* * *

A. Compensation. Salaries of the Planning & Zoning Commission shall be ~~Seventy-Five~~ Ninety Dollars (~~\$750.00~~) per meeting held in which a quorum is present and business is conducted, not to exceed ~~One Thousand Eight Hundred Dollars (\$1,800.00)~~ Two Thousand One Hundred Sixty Dollars (\$2,160) per year. The salary of the Chairperson shall be ~~Eighty-Five~~ One Hundred Dollars (~~\$85~~ 100.00) per meeting held in which a quorum is present and business is conducted, not to exceed ~~Two Thousand Forty Dollars (\$2,040.00)~~ Two Thousand Four Hundred Sixty Dollars (\$2,400) per year. No member shall be entitled to compensation for a meeting in which that member was not in attendance."

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 1262.03(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 that Council's rules of procedure must be timely updated, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 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.: 2023-96
INTRODUCED BY: MAYOR ANNETTE M. BLACKWELL
MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING SECTION 1262.045(B)(2) OF THE CITY'S CODIFIED ORDINANCES TO INCREASE THE COMPENSATION FOR MEMBERS OF THE ARCHITECTURAL REVIEW BOARD FROM A RATE OF SIXTY DOLLARS (\$60) PER HOUR TO NINETY DOLLARS (\$90) PER HOUR, AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor and the Finance Committee of Council have recommended an amendment to Section 1262.045(B)(2) of the City's Codified Ordinances to increase the compensation for members of the Architectural Review Board from a rate of Sixty Dollars (\$60) per hour to Ninety Dollars (\$90) per hour.

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

Section 1. Section 1262.045(B)(2) of the City's Codified Ordinances shall hereby be amended as follows, with deletions struck through and additions underlined:

"1262.045 ARCHITECTURAL REVIEW BOARD

* * *

B. Membership.

* * *

2. The Architectural Review Board shall serve as an advisory board to the Planning and Zoning Commission. The compensation for the members of the Board shall be ~~sixty~~ ninety dollars (\$690.00) per hour, with the alternate serving pro bono until such time he or she is called to fill the three (3) Member Board."

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 1262.045(B)(2) in the current print and electronic editions of the City's Codified Ordinances.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that Council's rules of procedure must be timely updated, and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its

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

PASSED: _____, 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.: 2023-97

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH VENDORS EXCHANGE INTERNATIONAL, LLC FOR A JOB CREATION AND RETENTION PROGRAM GRANT, AND DECLARING AN EMERGENCY.

WHEREAS, the creation and retention of jobs and employment opportunities are integral to the continued economic health of the City of Maple Heights, Ohio and its citizens; and

WHEREAS, the use of governmental resources for the promotion of economic development in the community is in the public interest and is a proper exercise of municipal powers; and

WHEREAS, a Job Creation and Retention Program has been developed to provide incentives to business to create, retain and expand employment opportunities within the City of Maple Heights without utilizing tax revenues or impacting negatively upon the local school system.

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 of the City of Maple Heights is hereby authorized to enter into an agreement with Vendors Exchange International, LLC for a Job Creation and Retention Program Grant whereby the City will award Vendors Exchange International, LLC an annual grant payment from City non-tax revenues equal to fifty percent (50%) of the income tax withheld on Vendors Exchange International, LLC's employee payroll, for a period of five (5) years, beginning January 1, 2024, with no cap per year, provided that during this five (5) year period commencing January 1, 2024, Vendors Exchange International, LLC stays in the City for five (5) years, maintains a minimum annual payroll of Five Million Dollars (\$5,000,000.00), and annually employs at least seventy (70) employees, as more fully outlined in the agreement on file in the Office of the Planning and Development Director.

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

Section 3. This Resolution constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that economic incentives must be in place prior to Vendors Exchange International, LLC commencing full operations on January 1, 2024, 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. 2023-98
INTRODUCED BY: Mayor Annette M. Blackwell
MOTION FOR ADOPTION BY:
CO-SPONSORED BY:

A RESOLUTION PROCLAIMING OCTOBER 31, 2023 FROM 5:00 P.M. TO 7:00 P.M. AS HALLOWEEN OBSERVANCE IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

WHEREAS, the Mayor of the City of Maple Heights recommends that Halloween be observed in the City of Maple Heights on October 31, 2023 from 5:00 p.m. to 7:00 p.m.

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 that Halloween be observed in the City of Maple Heights on October 31, 2023 from 5:00 p.m. to 7:00 p.m.

Section 2. The Council further authorizes that the original of this Resolution shall be filed in the Journal of the proceedings of this Council, and that the Clerk of Council shall transmit a certified copy of same to the Chief of Police and the Maple Heights Board of Education.

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

Section 4. This Resolution constitutes an emergency measure necessary for the health and welfare of our residents, and 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. 2023-99
INTRODUCED BY: Council as a Whole
MOTION FOR ADOPTION BY:

A RESOLUTION OVERRULING THE DECISION BY THE PLANNING AND ZONING COMMISSION IN CASE NO. 2023-PZ-37 TO DENY THE APPLICATION OF HARRY PRATT OF PRATT TRUCKING, LLC FOR APPROVAL OF A CONDITIONAL USE PERMIT UNDER SECT. 1282.04 OF THE MAPLE HEIGHTS CODIFIED ORDINANCES TO OPERATE A TRUCKING AND HAULING BUSINESS IN THE CENTRAL BUSINESS DISTRICT (CBD) ZONING DISTRICT AT 16514 BROADWAY AVENUE, MAPLE HEIGHTS, OHIO.

WHEREAS, in Case No. 2023-PZ-37 the City’s Planning and Zoning Commission issued a decision denying the application of Harry Pratt of Pratt Trucking, LLC for approval of a Conditional Use Permit to operate a Trucking and Hauling Business in the Central Business District (CBD) Zoning District at 16514 Broadway Avenue, Maple Heights, Ohio; and

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

WHEREAS, the Applicant timely filed an appeal of the P&Z Decision to Council pursuant to Sec. 1262.03(F) and the Applicant presented its appeal to Council at its September 20, 2023 Council Meeting for review and consideration.

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

Section 1. The decision of the City’s Planning and Zoning Commission in Case No. 2023-PZ-37 denying the application of Harry Pratt of Pratt Trucking, LLC for approval of a Conditional Use Permit to operate a Trucking and Hauling Business in the Central Business District (CBD) Zoning District at 16514 Broadway Avenue, Maple Heights, Ohio, is hereby overruled. A Conditional Use permit to operate a Trucking and Hauling Business in the Central Business District (CBD) Zoning District is hereby granted to Harry Pratt and Pratt Trucking, LLC and the Building Department is ordered to immediately make a record of, and provide the Conditional Use Permit, to Harry Pratt and Pratt Trucking, LLC.

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

Section 3. Pursuant to Codified Ordinance Sections 1262.03(F) this Resolution, provided it receives the affirmative vote of five (5) or more members elected to Council, shall take effect and be in force immediately upon its passage.

PASSED: _____ 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

City of Maple Heights
 Council Expenditures over \$25,000.00
 Wednesday, October 18, 2023

Date Requested	APPROVAL NUMBER	Requested By	Fund/Dept. Account	Fund	Department	Account Name	Beginning Overall "Professional Services/ Other" Budget	Department Cost	Remaining Overall "Professional Services/ Other" Budget Balance	VENDOR	ITEM and DESCRIPTION	
10/12/23		Service Dept	270.6100.55015	SCMR	Streets	Professional Services	\$168,607.83	\$14,000.00	\$154,607.83	Safe Staffing (ARA Inc)	Temp workers for Leaf season	
Total Cost for Approval:												
								\$14,000.00				

GRAND TOTAL **\$14,000.00**

All Approved YES NO Pull Out # Additions #
 Pull Out # Additions # Pull Out # Additions #

 Council President

Disclosure: Purchase Orders over \$10,000.00											
Date	APPROVAL NUMBER	Requested By	Fund/Dept. Account	Fund	Department	Account Name	Beginning Overall "Professional Services/ Other" Budget	Department Cost	Remaining Overall "Professional Services/ Other" Budget Balance	VENDOR	ITEM and DESCRIPTION
10/04/23	N/A	Service Dept	270.6100.52063	SCMR	Streets	Operating Supplies	N/A	N/A	\$118.00	Bain Enterprises	Various signs for the city--No Parking etc.