



**PUBLIC NOTICE
CITY OF MAPLE HEIGHTS
CHANGE IN CONDUCTING OF COUNCIL MEETING**

In accordance with Sub. H. B. 404, signed into law by Gov. Mike DeWine on November 22, 2020, notice is hereby given of a change in the **Conducting of the June 2, 2021 Regular Meeting of Council for the City of Maple Heights, Ohio**. This Regular Meeting of Council will be conducted by video/teleconference. Council Members, Administrative Staff and the Public may access the meeting by the following methods:

By computer (if have a camera and microphone), tablet or smartphone:

1. Download the Go To Meeting App on your computer, tablet or smartphone:
<https://global.gotomeeting.com/install/165984597>
2. Once installed then download the link below onto your computer, tablet or smart phone to join the Council meeting:
<https://www.gotomeet.me/FrankConsolo>

By telephone:

1. Dial **1-646-749-3112**
2. Enter Access Code **165-984-597**

The video/teleconference meeting will begin with the Caucus Meeting at 6:30 p.m. followed by the Council Meeting at 7:00 p.m. Members of the public will only be allowed to speak during the Citizens' Comments portion of the Council Meeting.

**Leonette Cicirella Johnson
Clerk of Council
City of Maple Heights**

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

Via Video/Teleconference– 7:00 PM

June 2, 2021

1. **Caucus: 6:30 pm** All Members of Council
2. **Call to Order:** Council President Ron Jackson
3. **Invocation/Pledge of Allegiance:** Councilwoman Dana D. Anderson, District 4
4. **Roll Call:** Council Clerk Leonette Cicirella Johnson
5. **Addendum:**
6. **Approval of Minutes:** May 5, 2021 (Regular Meeting of Council)
May 19, 2021 (Regular Meeting of Council)
7. **Communications:**
 - a. Ohio Division of Liquor Control Notices
 - b. Letter of Appeal Regarding Planning and Zoning Case No. 2021-PZ-15
8. **Council Committee Reports:** Councilwoman Edwina Agee-District 7 Presentation
9. **Department Reports:**
10. **Citizens' Comments:** Per Council Rule 220.01(c)(9)
Comments from City residents will be entertained at Regular Council Meetings only, and shall be limited to three (3) minutes per person during comments on the agenda and comments of a general nature and no person shall be allowed to speak more than once. A person wishing to address Council shall first be recognized by the President of Council, and when recognized, shall come forward, state his or her name and address and state the subject matter which he or she wishes to discuss. Total resident comments shall be limited to 45 minutes for all comments. Under special circumstances, this rule can be extended or modified by a majority of Council present. No profanity or comments of a personal or inflammatory nature will be tolerated under any circumstances. The Presiding Officer shall permit a one (1) minute response from the Mayor or Council Member or Department Director to whom the Citizen's question is directed.
11. **Legislation:**

2019-61, As Amended AN ORDINANCE ENACTING NEW CODIFIED ORDINANCE SECTION 660.16(C) CREATING A COST-SHARING PROGRAM WITH PRIVATE PROPERTY OWNERS FOR THE REMOVAL OF DEAD, DISEASED, OR DAMAGED TREES AND THOSE TREES WHOSE ROOTS HAVE ADVERSELY IMPACTED SIDEWALKS AND SEWERS FROM TREE LAWNS, AND DECLARING AN EMERGENCY.

This Ordinance is currently in the Finance Committee

2021-25 AN ORDINANCE ENACTING NEW CHAPTER 1488 – TENANT'S RIGHT TO PAY TO STAY OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

This Ordinance is currently in the Housing/Economic Development Committee

2021-38 AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022; SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

Reading 3 (Blackwell)

2021-45 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND IF AWARDED TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY DIVISION OF SENIOR AND ADULT SERVICES FOR COMMUNITY SOCIAL SERVICES PROGRAM SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

Reading 2 (Blackwell)

2021-47 AN ORDINANCE REPEALING SECTION 240.13 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS WHICH CREATED A SPECIAL REVENUE FUND ENTITLED “HOUSING REINVESTMENT GRANT FUND”, FUND NO. 291, AND DECLARING AN EMERGENCY.

Reading 2 (Blackwell)

2021-48 AN ORDINANCE AMENDING AND RE-STATING SECTION 1298.28(A)(5) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING PERMITTING TYPE B FAMILY DAY CARE HOMES IN RESIDENTIAL DISTRICTS , AND DECLARING AN EMERGENCY.

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Reading 2 (Trojanski)

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Reading 1 (Blackwell)

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2021-59 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH YRM CORP. TO SELL ONE (1) VACANT LOT LOCATED AT 15417 GREENDALE ROAD (PPN 784-16-150) FOR THE CONSTRUCTION AND SALE OF A SINGLE FAMILY, OWNER-OCCUPIED HOME, AND DECLARING AN EMERGENCY.

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Reading 1 (Charter Review Commission)

2021-62 AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE V, SECTION 8 AND ARTICLE 111, SECTION 4 TO ALLOW THE MAYOR TO HOLD PRIVATE EMPLOYMENT SO LONG AS SUCH EMPLOYMENT DOES NOT CONFLICT WITH THE DUTIES OF MAYOR; AND DECLARING AN EMERGENCY.

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Motion: A Motion authorizing the Mayor to partner with Liberty Mutual Insurance to offer City employees voluntary auto, home and pet benefits.

- 12. Expenditures over \$3,500.00:**
- 13. Mayor's Report:**
- 14. Council/Council President's Reports:**
- 15. Adjournment:**

Via Video/Teleconference— 7:00 PM

1. **Caucus: 6:30 pm** All Members of Council
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Reading 1 (Charter Review Commission)

Motion: A Motion authorizing the Mayor to partner with Liberty Mutual Insurance to offer City employees voluntary auto, home and pet benefits.

- 12. Expenditures over \$3,500.00:**
- 13. Mayor's Report:**
- 14. Council/Council President's Reports:**
- 15. Adjournment:**

ORDINANCE NO. 2021-38

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY: Council President Ron Jackson

AN ORDINANCE ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF MAPLE HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2022; 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, 2022 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, 2022, 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, 2022.

Section 2. The Finance Director is authorized and directed to promptly certify a copy of said Alternative Tax Budget Information and a copy of this Ordinance and transmit the same 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: _____, 2021

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.: 2021-45

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY: Council President Ron Jackson

A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND IF AWARDED TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY DIVISION OF SENIOR AND ADULT SERVICES FOR COMMUNITY SOCIAL SERVICES PROGRAM SERVICES FOR THE CITY OF MAPLE HEIGHTS FOR THE PERIOD OF JANUARY 1, 2022 THROUGH DECEMBER 31, 2023, AND DECLARING AN EMERGENCY.

WHEREAS, should Dr. Richard Jones, Director of the Cuyahoga County Division of Senior and Adult Services recommend an award be made to the City of Maple Heights and other providers for Community Social Service Program Services; and

WHEREAS, the Cuyahoga County Division of Senior and Adult Services will approve awards for congregate meals and transportation services for the period of January 1, 2022 through December 31, 2023; and

WHEREAS, the City of Maple Heights desires to continue to provide congregate meals and transportation services to eligible participants.

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 apply for and if awarded to enter into a contract with the Cuyahoga County Division of Senior and Adult Services for Community Social Services Program Services for the period of January 1, 2022 through December 31, 2023.

Section 2. The Mayor is hereby authorized to provide additional information in support of this application and upon review by the Law Director to sign any required contract documents.

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 for the further reason that it is necessary to apply for this grant in the time required 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: _____, 2021

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Approved as to legal form:

Frank Consolo, Director of Law

ATTEST: _____
Leonette Cicirella Johnson, Clerk of Council

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

Date: _____

Leonette Cicirella Johnson, Clerk of Council

ORDINANCE NO.: 2021-47

INTRODUCED BY: Mayor Annette M. Blackwell

MOTUION FOR ADOPTION BY:

AN ORDINANCE REPEALING SECTION 240.13 OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS WHICH CREATED A SPECIAL REVENUE FUND ENTITLED "HOUSING REINVESTMENT GRANT FUND", FUND NO. 291, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to **Ordinance No. 2020-98**, passed by Council on November 4, 2020, **Section 240.13** was adopted, and added to the Codified Ordinances of the City of Maple Heights, creating a special revenue fund entitled "Housing Reinvestment Grant Fund", Fund No. 291, subject to the approval of the Auditor of the State of Ohio; and

WHEREAS, the Auditor of the State of Ohio has notified the Finance Director that it will not approve a special revenue fund entitled "Housing Reinvestment Grant Fund", Fund No. 291, to provide property maintenance grants to residents who own and occupy homes in the City and who have limited incomes to assist them in maintaining and improving their homes by providing funding for maintenance, repair or replacement of roofs, gutters, downspouts, siding, windows, doors, step units, porches, garages, chimneys, foundations, driveways, and sidewalks and such other projects as allowed by the grant rules.

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

Section 1. **Section 240.13** is hereby repealed, and deleted from, the Codified Ordinances of the City of Maple Heights, as follows:

~~"240.13 HOUSING REINVESTMENT GRANT FUND~~

~~—— (a) — There is hereby created under Ohio R.C. 5705.12, and subject to the approval of the Auditor of the State of Ohio, a Housing Reinvestment Grant Fund, designated as Fund No. 291. Such Fund shall be used to provide property maintenance grants to residents who own and occupy homes in the City and who have limited incomes, as determined by grant rules, to assist them in maintaining and improving their homes by providing funding for maintenance, repair or replacement of roofs, gutters, downspouts, siding, windows, doors, step units, porches, garages, chimneys, foundations, driveways, and sidewalks and such other projects as allowed by the grant rules.~~

~~—— (b) The Director of Finance is hereby authorized and directed to deposit Fifty percent (50%) of all monies the City receives from the Maple Heights Home Ownership Program proceeds for calendar year 2020, and all subsequent years, into the Housing Reinvestment Grant Fund, Fund. No. 291.~~

Section 2. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate deletion

of Section 240.13 in the current print and electronic editions of the City's Codified Ordinances.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that the City's ordinances 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: _____, 2021

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.: 2021- 48

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING AND RE-STATING SECTION 1298.28(A)(5) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING PERMITTING TYPE B FAMILY DAY CARE HOMES IN RESIDENTIAL DISTRICTS, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 5104.054, effective January 1, 2014, prohibits municipalities from requiring providers of Type B family day care homes to obtain conditional use permits to operate in residential districts; and

WHEREAS, **Section 1298.28(A)(5)** of the City's Codified Ordinances conflicts with R.C. 5104.054, in that its definition of a Type B family day care home would prohibit such Type B homes in the City's residential districts without provider's first obtaining a conditional use permit as a Home Occupation under **Sect. 1298.22**.

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

Section 1. **Section 1298.28(A)(5)** of the City's Codified Ordinances is hereby amended and re-stated to read as follows, with additions being underlined:

"5. Type-B family day care home" and "Type-B home" mean a permanent residence of the provider in which child care is provided for one (1) to six (6) children at one (1) time and in which no more than three (3) children are under two (2) years of age at one (1) time. In counting children for the purposes of this division, any children under six (6) years of age who are related to the provider and who are on the premises of the Type-B home shall be counted. Any Type B family day care home, whether licensed or not licensed by the Director of Jobs and Family Services, shall be considered to be a residential use of property and shall be a permitted use in all zoning districts in which residential uses are permitted. No conditional use permit or any other special exception certification for any such Type B family day care home, including a conditional permit as a Home Occupation under **Sec. 1298.22**, shall be required."

Section 2. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of **Amended Section 1298.28(A)(5)** in the current print and electronic editions of the City's Codified Ordinances.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that the requirements for Type B homes 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: _____, 2021

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.: 2021-49

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

AN ORDINANCE AMENDING AND RE-STATING SECTIONS 1442.03(g)(2) and 1442.04(d) OF THE CODIFIED ORDINANCES OF THE CITY OF MAPLE HEIGHTS CONCERNING FEE SCHEDULES FOR RESIDENTIAL AND COMMERCIAL RENTAL REGISTRATION AND LICENSES, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to **Ordinance No. 2018-18, As Amended**, passed on December 18, 2019, Council set forth new fee schedules in **Section 1486.02** of the Codified Ordinances for residential and commercial rental registration and licenses, which fee schedules conflict with fee schedules previously set forth in **Sections 1442.03(g)(2) and 1442.04(d)**; and

WHEREAS, it is necessary to resolve the conflict and refer readers of the Code to **Section 1486.02** for the current fee schedule for residential and commercial rental registration and licenses;

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

Section 1. **Section 1442.03(g)(2)** of the City's Codified Ordinances is hereby amended and re-stated to read as follows, with additions being underlined and deletions struck through:

"1442.03(g)(2) Tenant rental registration and license 1,2,3 dwelling. Refer to Sect. 1486.02 for Fee Schedule. ~~Must be obtained by the owner after required POS or rental inspection and BEFORE tenant occupies the building.~~

~~—— A. First rental unit: \$225.00~~

~~—— B. Second rental unit: \$175.00~~

~~—— C. Third rental unit: \$175.00~~

~~—— D. Administrative charge: \$10.00"~~

Section 2. **Section 1442.04(d)** of the City's Codified Ordinances is hereby amended and re-stated to read as follows, with additions being underlined and deletions struck through:

"1442.04(d) Commercial Rental Licenses: Business, Apartments, Retail. Rental registration and license. Refer to Sect. 1486.02 for Fee Schedule. ~~Must be obtained by the~~

~~owner after required POS or rental inspection and before tenant occupies the building. Ch. 1486, 1487.~~

~~— (1) Non-residential: rental registration:~~

~~— A. Owner occupied doing business: \$150.00~~

~~— B. Rented or leased first unit: \$325.00~~

~~— C. Each additional leased or rented unit: \$325.00~~

~~— D. Administrative charge: \$10.00~~

~~— (2) Apartments: rental registration:~~

~~— A. First rental unit in the building: \$225.00~~

~~— B. Each additional rental unit: \$175.00~~

~~— C. Administrative charge: \$10.00"~~

Section 3. The Clerk of Council is authorized and directed to forward a certified copy of this Ordinance to the publisher of the Codified Ordinances of the City for immediate inclusion of **Amended Sections 1442.03(g) (2) and 1442.04(d)** in the current print and electronic editions of the City's Codified Ordinances.

Section 4. 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 5. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that fee schedules 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: _____, 2021

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.: 2021-51

INTRODUCED BY: Councilman Richard Trojanski

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

**A RESOLUTION RECOGNIZING JUNE 2021 AS “LGBTQ PRIDE MONTH”
IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Maple Heights cherishes the value and dignity of each person and appreciates the importance of equality and freedom; and

WHEREAS, all persons are welcome in the City of Maple Heights to live, work, play, and every family, in any shape, deserves a place to call home where they are safe, happy, and supported by friends and neighbors; and

WHEREAS, the City of Maple Heights denounces prejudice and unfair discrimination based on age, gender identity, gender expression, race, color, religion, marital status, national origin, sexual orientation, or physical attributes as an affront to our fundamental principles; and

WHEREAS, Pride month began in June of 1969 on the one-year anniversary of the Stonewall Uprising in New York City after LGBTQ+ and allied friends rose up and fought against the constant police harassment and discriminatory laws that have since been declared unconstitutional; and

WHEREAS, the City of Maple Heights appreciates the cultural, civic, and economic contributions of Lesbian, Gay, Bisexual, Transgender, Queer, plus (LGBTQ+) community which strengthen our social welfare; and

WHEREAS, it is imperative that young people in our community, regardless of sexual orientation, gender identity, and expression, feel valued, safe, empowered, and supported by their peers and community leaders; and

WHEREAS, despite being marginalized, LGBTQ+ people continue to celebrate authenticity, acceptance, and love; and

WHEREAS, the Rainbow Flag, also known as the LGBTQ+ Pride Flag or Gay Pride Flag, has been used since the 1970s as a symbol of LGBTQ+ pride and social movements; and

WHEREAS, flying the Rainbow Flag throughout the month of June further symbolizes the recognition of June as LGBTQ+ Pride month, and encourages the celebration and support for the LGBTQ+ community.

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

Section 1. Council of the City of Maple Heights hereby declares June 2021 as LGBTQ Pride Month in the City of Maple Heights.

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 to support the LGBTQ+ community 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: _____, 2021

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. 2021-54

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOTS OWNED BY THE CITY ON SCHREIBER ROAD, PPN 785-22-003 AND PPN 785-23-001, ARE NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City are not needed for a municipal purpose:

Schreiber Road PPN 785-22-003 and PPN 785-23-001

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

Section 1. The following unimproved residential lot(s) owned by the City are not needed for a municipal purpose:

Schreiber Road PPN 785-22-003 and PPN 785-23-001

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 immediately allow the sale of these unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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: _____, 2021

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. 2021-55

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON GRANT AVENUE, PPN 781-04-075, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Grant Avenue PPN 781-04-075

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

Section 1. The following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Grant Avenue PPN 781-04-075

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 immediately allow the sale of this unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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: _____, 2021

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. 2021-56

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION DETERMINING THAT THE UNIMPROVED RESIDENTIAL LOT OWNED BY THE CITY ON GERARD AVENUE, PPN 784-09-091, IS NOT NEEDED FOR MUNICIPAL PURPOSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Land Reutilization Program, as established in Chapter 1226 of the City's Codified Ordinances, has acquired many unimproved residential lots deemed to be of value to adjacent homeowners and whose purchase of said lots would benefit residents of the immediate neighborhood; and

WHEREAS, Section 1226.02 of the City's Codified Ordinances requires that the Mayor and the Council first determine that the unimproved residential lots owned by the City are not needed for a municipal purpose prior to selling said lots; and

WHEREAS, the Mayor and Economic Development Director have determined that the following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Gerard Avenue PPN 784-09-091

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

Section 1. The following unimproved residential lot(s) owned by the City is not needed for a municipal purpose:

Gerard Avenue PPN 784-09-091

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 immediately allow the sale of this unimproved residential lot(s) to adjacent homeowners to improve the neighborhood 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: _____, 2021

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.: 2021-57

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

**A RESOLUTION AUTHORIZING THE ENGINEER TO PREPARE
PRELIMINARY COST ESTIMATES FOR PAVEMENT REPAIRS ON
VARIOUS STREETS LOCATED WITHIN THE CITY OF MAPLE
HEIGHTS, AND DECLARING AN EMERGENCY.**

WHEREAS, the Service Director has 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 these streets within the City; and

WHEREAS, the Engineer had previously prepared a street inventory which rates pavement conditions for streets located within the City of Maple Heights for use in the development of a potential citywide pavement maintenance program; and

WHEREAS, Council deems 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.

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

Section 1. The City Engineer is hereby authorized to coordinate with the Service Director to update the street inventory which rates pavement conditions for streets located within the City of Maple Heights. The Engineer shall also prepare preliminary estimates of costs as required to provide for pavement repairs on those streets which are determined to be in greatest need of repair for consideration by the Mayor and Council in authorizing a road repair program 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. The estimated cost of the preparation of the preliminary project development documents is not to exceed Ten Thousand Five Hundred Dollars and Zero Cents (\$10,500.00).

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 so that a pavement repair program can be completed during the 2021 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: _____, 2021

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.: 2021-58

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION IN SUPPORT OF SUBMISSION OF AN APPLICATION TO THE OHIO ASSOCIATION OF REGIONAL COUNCILS (OARC) THROUGH THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FOR FEDERAL CONGESTION MITIGATION AND AIR QUALITY (CMAQ) FUNDING FOR THE CITYWIDE SIGNAL SAFETY AND EFFICIENCY UPGRADES PROJECT IN THE CITY OF MAPLE HEIGHTS, AND REPEALING RESOLUTION NO. 2021-42, AND DECLARING AN EMERGENCY

WHEREAS, the United States Congress has set aside monies for Congestion Mitigation and Air Quality (CMAQ) projects through the State of Ohio, Department of Transportation (ODOT) and administered by the Northeast Ohio Areawide Coordinating Agency (NOACA); and

WHEREAS, Local Public Agencies (LPAs) can apply for these monies and be selected for funding by the Ohio Association of Regional Councils (OARC), who has been charged with management of a statewide CMAQ program by ODOT; and

WHEREAS, the LPA for this project will be defined as the City of Maple Heights in Cuyahoga County; and

WHEREAS, the citywide signal safety and efficiency upgrades that include the removal of unwarranted signals and the replacement of outdated signals and poles to allow for upgrades to signal timing, interconnect systems and accompanying upgrade controllers and technology in the City of Maple Heights in Cuyahoga County are a transportation activity eligible to receive federal CMAQ funding; and

WHEREAS, this CMAQ eligible project is located in a Metropolitan Planning Organizations (MPOs), NOACA; and

WHEREAS, this CMAQ eligible project can be submitted to NOACA, respectively for scoring and processing; and

WHEREAS, if requested funds are granted, the LPA shall be responsible for at least twenty (20%) percent of the eligible pro-rated costs.

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 submit, on behalf of the LPA, to prepare and execute an application for CMAQ funding and to submit said application to NOACA for consideration of funding by OARC for the following capital infrastructure improvement project:

Citywide Signal Safety and Efficiency Upgrades Project

Section 2. The total cost of the project is estimated to be Five Million Dollars and No Cents (\$5,000,000.00), of which the LPA, if awarded the funds, commits to pay at least twenty-one (21%) percent (hereinafter known as the local portion), estimated to be One Million Fifty Thousand Dollars and No Cents (\$1,050,000.00). The local portion shall be funded by the LPA's using general fund dollars or other local revenues. The LPA further agrees to pay One Hundred Percent (100%) of the cost over and above the maximum amount provided by the OARC and for all non-participating costs associated with project development activities.

Section 3. 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 4. Upon completion of the described Project, and unless otherwise agreed, the LPA shall: (1) provide adequate maintenance for the described Project in accordance with all applicable state and federal laws, including, but not limited to, 23 USC 116; (2) provide ample financial provisions, as necessary, for the maintenance of the described Project; (3) if necessary, maintain the right-of-way, keeping it free of obstructions; and (4) if necessary, hold said right-of-way inviolate for public highway purposes.

Section 5. Resolution No. 2021-42 is hereby repealed.

Section 6. 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 7. 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 for the further reason to submit this Congestion Mitigation and Air Quality (CMAQ) application 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: _____, 2021

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Resolution No. 2021-58

Page Two

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.: 2021-59

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH YRM CORP TO SELL ONE (1) VACANT LOT LOCATED AT 15417 GREENDALE ROAD (PPN 784-16-150) FOR THE CONSTRUCTION AND SALE OF A SINGLE FAMILY, OWNER-OCCUPIED HOME, AND DECLARING AN EMERGENCY.

WHEREAS, YRM Corp (“the Developer”) has advised the Mayor and Economic Development Director that it desires to purchase one (1) vacant lot owned by the City located at 15417 Greendale Road (PPN 784-16-150)(“the Property”) for the construction and sale of a single family, owner-occupied home; and

WHEREAS, the Property is owned by the City through its Land Reutilization Program and the Mayor desires to sell the lot to the Developer, with the Developer required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the home must be an owner-occupied single family colonial style home with a full basement and a detached garage; and 2) the home must have at least 1300 square feet, 3 bedrooms and 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 Five Thousand Dollars and No Cents (\$5,000.00).

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 YRM Corp (“the Developer”) to sell one (1) vacant lot owned by the City located at 15417 Greendale Road (PPN 784-16-150)(“the Property”), at a sales price of Five Thousand Dollars and No Cents (\$5,000.00). The Developer will be required to build the home within 360 days of title transfer and to make the following minimum improvements: 1) the home must be an owner-occupied single family colonial style home with a full basement and a detached garage; and 2) the home must have at least 1300 square feet, 3 bedrooms and 2 baths, A copy of the Agreement is available in the office of the Director of Economic Development and incorporated as if fully rewritten herein.

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 the required minimum improvements, is Five Thousand Dollars and No Cents (\$5,000.00). 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, Economic 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 Developer, YRM Corp.

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 6. 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: _____, 2021

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.: 2021-60

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

AN ORDINANCE AUTHORIZING THE MAYOR AND POLICE CHIEF TO MAKE APPLICATION FOR, AND IF AWARDED, ACCEPT, WITH A 25% LOCAL CASH MATCH, A GRANT FROM THE COMMUNITY ORIENTED POLICING SERVICES (COPS), FOR THE FISCAL YEAR 2021 COPS HIRING PROGRAM AND DECLARING AN EMERGENCY.

WHEREAS, the Community Oriented Policing Services (COPS) has notified the Mayor and Police Chief of the availability of the Fiscal Year (FY) 2021 COPS Hiring Program (CHP) for the hiring of new police officer positions, re-hiring of currently laid off officers, and re-hiring of officers scheduled to be laid off; and

WHEREAS, CHP is a competitive solicitation, open to all state, local, and tribal law enforcement agencies with primary law enforcement authority; and

WHEREAS, approximately \$165.5 million dollars in funding is available for FY 2021 CHP. CHP provides funding to hire and re-hire entry level career law enforcement officers in order to preserve jobs, increase community policing capacities and support crime prevention efforts; and

WHEREAS, funding under this program may be used to do the following: Hire new officers; Rehire officers (laid off as a result of budget reductions); Rehire officers (at the time of application, currently scheduled to be laid off as a result of budget reductions); and

WHEREAS, the FY 2021 CHP funds as many positions as possible for successful applicants and provides 75 percent of the approved entry-level salaries and fringe benefits of each newly hired and/or rehired full-time officer, up to \$125,000 per officer position, over the three year (36 month) grant period, with a 25% local cash match of up to \$31,250 per officer position, unless a local match waiver is approved; and

WHEREAS, the Mayor and Police Chief have recommended to Council that the City submit an application pursuant to the guidelines and criteria of the COPS grant program for the FY 2021 CHP and, if awarded, accept with a 25% local cash match, unless a local match waiver is approved;

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

Section 1. Council hereby authorizes the Mayor and Police Chief to submit an application pursuant to the guidelines and criteria of the COPS Grant Program for the FY 2021 CHP for a grant for the hiring of new police officers and if awarded, accept with a 25% local cash match of up to \$31,250 per officer position, unless a local match waiver is approved.

Section 2. Council hereby appropriates up to \$31,250 per officer position to cover the cost of the City's 25% local cash match of the FY 2021 CHP, unless a local match waiver is approved.

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

Section 4. This Ordinance constitutes an emergency measure necessary for the public safety, health and welfare of the residents of the City and for the further reason that it is necessary to timely submit the grant application by June 22, 2021, 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: _____, 2021

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Approved as to legal form:

Frank Consolo, Director of Law

ATTEST: _____
Leonette Cicirella Johnson, Clerk of Council

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

Date: _____

Leonette Cicirella Johnson, Clerk of Council

ORDINANCE NO.: 2021-61

INTRODUCED BY: The Charter Review Commission

MOTION FOR ADOPTION BY:

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE IV TO REMOVE THE REQUIREMENTS THAT THE SALARY OF ALL ELECTED OFFICIALS BE FIXED AT LEAST ONE HUNDRED TWENTY (120) DAYS PRIOR TO THE DATE SET FOR THE MUNICIPAL ELECTION FOR THE TERMS BEGINNING ON THE NEXT SUCCEEDING FIRST DAY OF JANUARY AND THAT SUCH SALARY CANNOT BE CHANGED DURING SUCH TERM; AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Commission (CRC) at its April 22, 2021 meeting recommended revising and amending Article IV of the Charter to remove the requirements that the salary of all elected officials be fixed at least one hundred twenty (120) days prior to the date set for the municipal election for the terms beginning on the next succeeding first day of January and that such salary cannot be changed during such term; and

WHEREAS, pursuant to Article XX, Section 2 of the Charter, Council is required to submit the CRC's recommended revisions and amendments to the qualified electors of the City.

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

Section 1. There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 2nd day of November, 2021, as prescribed by general law, the question of the amendment of the Charter of the City of Maple Heights at Article IV, so that, as amended, it shall read as follows, with the deletions struck through:

“ARTICLE IV – SALARIES

The Council shall have the power to fix the salaries of all employees of the Municipality whether elected or appointed. ~~The salaries of all elected officials shall be fixed at least one hundred twenty (120) days prior to the date set for the Municipal election for the terms beginning on the next succeeding first day of January, and shall not thereafter be changed in respect to any such term or terms or any part thereof.~~ The Council may authorize the payment or reimbursement of expenses incurred by any official, employee, or member of any department, board or commission of the Municipality for travel or expenses incidental thereto incurred in the furtherance of the interests of the Municipality.”

Section 2. The Board of Elections of Cuyahoga County be, and it is hereby, directed to provide for the voting upon said Amendments and the ballots for said election shall, at the top thereof, be entitled “Proposed Charter Amendment City of Maple Heights”, and the question to be submitted on said ballot shall be substantially in the following words:

“Shall Article IV, of the Maple Heights Charter be amended in order to eliminate the requirements that the salary of all elected officials be fixed at least one hundred twenty (120) days

prior to the date set for the municipal election for the terms beginning on the next succeeding first day of January and that such salary cannot be changed during such term?"

Section 3. The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and as soon as possible to certify a copy of this Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4. The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in **Section 3**.

Section 5. 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 6. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 2, 2021, 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: _____, 2021

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.: 2021-62

INTRODUCED BY: The Charter Review Commission

MOTION FOR ADOPTION BY:

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE V, SECTION 8 AND ARTICLE III, SECTION 4 TO ALLOW THE MAYOR TO HOLD PRIVATE EMPLOYMENT SO LONG AS SUCH EMPLOYMENT DOES NOT CONFLICT WITH THE DUTIES OF MAYOR; AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Commission (CRC) at its April 22, 2021 meeting recommended revising and amending Article V, Section 8 and Article III, Section 4 of the Charter to allow the Mayor to hold private employment so long as such employment does not conflict with the duties of Mayor; and

WHEREAS, pursuant to Article XX, Section 2 of the Charter, Council is required to submit the CRC's recommended revisions and amendments to the qualified electors of the City.

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

Section 1. There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 2nd day of November, 2021, as prescribed by general law, the question of the amendment of the Charter of the City of Maple Heights at Article V, Section 8 and Article III, Section 4, so that, as amended, they shall read as follows, with the additions being underlined and the deletions struck through:

“ARTICLE III, SECTION 4. ACTIVITIES RESTRICTED; CONFLICT OF INTEREST.

The Mayor and the President of Council shall be allowed to serve on any federal, state, regional or metropolitan board or committees thereof.

The Mayor shall hold no other public employment. The Mayor may hold private employment which does not conflict with the duties of Mayor. Councilpersons may hold non-elected public employment outside the City of Maple Heights which does not conflict with Council duties. No elective officer shall be interested in the profits or emoluments of any contract, work or service for the Municipality.”

“ARTICLE V, SECTION 8. LOCATION OF OFFICE.

The Mayor shall have an office at the City Hall. ~~and, effective the first day in January of the new term, shall hold no other public or private employment.”~~

Section 2. The Board of Elections of Cuyahoga County be, and it is hereby, directed to provide for the voting upon said Amendments and the ballots for said election shall, at the top thereof, be entitled “Proposed Charter Amendment City of Maple Heights”, and the question to be submitted on said ballot shall be substantially in the following words:

“Shall Article V, Section 8 and Article III, Section 4, of the Maple Heights Charter be amended in order to allow the Mayor to hold private employment so long as such employment does not conflict with the duties of Mayor?”

Section 3. The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and as soon as possible to certify a copy of this Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4. The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in **Section 3**.

Section 5. 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 6. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 2, 2021, 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: _____, 2021

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.: 2021-63

INTRODUCED BY: The Charter Review Commission

MOTION FOR ADOPTION BY:

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE VII, SECTION 3 TO PROVIDE AN ALTERNATE MEETING DATE FOR THE SWEARING-IN OF NEWLY ELECTED OFFICIALS IF THE ORIGINAL DATE IS A LEGAL HOLIDAY AND TO PROVIDE NOTICE OF SPECIAL MEETING DATES BY ELECTRONIC TRANSMISSION; AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Commission (CRC) at its May 27, 2021 meeting recommended revising and amending Article VII, Section 3 of the Charter to provide an alternate meeting date for the swearing-in of newly elected officials if the original date is a legal holiday and to provide notice of special meeting dates by electronic transmission; and

WHEREAS, pursuant to Article XX, Section 2 of the Charter, Council is required to submit the CRC's recommended revisions and amendments to the qualified electors of the City.

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

Section 1. There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 2nd day of November, 2021, as prescribed by general law, the question of the amendment of the Charter of the City of Maple Heights at Article VII, Section 3, so that, as amended, it shall read as follows, with the additions underlined:

“ARTICLE VII, SECTION 3. MEETINGS.

At seven (7) o'clock p.m. on the first Wednesday of the new term following a regular Municipal election and certification of the newly elected officials by the Board of Elections of Cuyahoga County, or as soon as practicable thereafter if the first Wednesday is a legal holiday, the Council shall meet at the usual place of holding Council meetings, at which time the newly elected members of Council shall be officially sworn in and assume the duties of their office. Thereafter the Council shall meet at such times and places as may be prescribed by ordinance or resolution. The Mayor, President of Council, or any three (3) members thereof may call special meetings of the Council upon written notice served by electronic transmission or personally upon each member at his or her usual place of residence, at least twenty-four (24) hours previous to the time fixed for such meetings, except in cases of public emergency. Any such request for special meetings shall state the specific subjects to be considered at the meeting and no other shall be there considered.”

Section 2. The Board of Elections of Cuyahoga County be, and it is hereby, directed to provide for the voting upon said Amendments and the ballots for said election shall, at the top thereof, be entitled “Proposed Charter Amendment City of Maple Heights”, and the question to be submitted on said ballot shall be substantially in the following words:

“Shall Article VII, Section 3, of the Maple Heights Charter be amended in order to provide an alternate meeting date for the swearing-in of newly elected officials if the original date is a legal holiday and to provide notice of special meeting dates by electronic transmission?”

Section 3. The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and as soon as possible to certify a copy of this Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4. The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in **Section 3**.

Section 5. 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 6. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 2, 2021, 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: _____, 2021

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.: 2021-64

INTRODUCED BY: The Charter Review Commission

MOTION FOR ADOPTION BY:

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE VII, SECTION 17-MANNER OF MAKING PUBLIC IMPROVEMENTS BY DELETING SECTION 17 IN ITS ENTIRETY BECAUSE THE SERVICE DIRECTOR AND SERVICE DEPARTMENT ARE NO LONGER SOLELY RESPONSIBLE FOR DETERMINING THE MANNER OF MAKING PUBLIC IMPROVEMENTS, AND RESERVING SECTION 17 FOR FUTURE CHARTER PROVISIONS; AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Commission (CRC) at its May 27, 2021 meeting recommended revising and amending Article VII, Section 17-Manner Of Making Public Improvements of the Charter by deleting it in its entirety because the Service Director and Service Department are no longer solely responsible for determining the manner of making public improvements, and reserving Section 17 for future Charter provisions; and

WHEREAS, pursuant to Article XX, Section 2 of the Charter, Council is required to submit the CRC's recommended revisions and amendments to the qualified electors of the City.

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

Section 1. There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 2nd day of November, 2021, as prescribed by general law, the question of the amendment of the Charter of the City of Maple Heights at Article VII, Section 17, so that, as amended, it shall read as follows, with the deletions struck through, and additions underlined:

~~“SECTION 17. MANNER OF MAKING PUBLIC IMPROVEMENTS. Section 17 shall be reserved for future Charter provisions~~

~~Public improvements, works and repairs of all kinds shall be made by the Department of Service, either by direct employment of labor, and the purchase of the necessary supplies and material, with separate accounting as to each improvement so made, or by contract. The Council shall by ordinance determine by which method any improvement shall be made. All contracts shall be executed in the name of the City by the Director of Service only after approval by Council, and shall be entered into only with the lowest and best bidder after public competitive bidding. The Director of Service may enter into a contract without competitive bidding in the manner provided by the statutes of the State of Ohio.”~~

Section 2. The Board of Elections of Cuyahoga County be, and it is hereby, directed to provide for the voting upon said Amendments and the ballots for said election shall, at the top thereof, be entitled “Proposed Charter Amendment City of Maple Heights”, and the question to be submitted on said ballot shall be substantially in the following words:

“Shall Article VII, Section 17, of the Maple Heights Charter be amended by deleting it in its entirety because the Service Director and Service Department are no longer solely responsible for

determining the manner of making public improvements, and reserving Section 17 for future Charter provisions?"

Section 3. The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and as soon as possible to certify a copy of this Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4. The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in **Section 3**.

Section 5. 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 6. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 2, 2021, 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: _____, 2021

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.: 2021-65

INTRODUCED BY: The Charter Review Commission

MOTION FOR ADOPTION BY:

AN ORDINANCE TO SUBMIT TO THE ELECTORS OF THE CITY OF MAPLE HEIGHTS THE QUESTION OF AMENDING THE CHARTER AT ARTICLE VII, SECTION 18 TO ALLOW THE MAYOR TO DESIGNATE A REPRESENTATIVE TO SIGN CONTRACTS; AND DECLARING AN EMERGENCY.

WHEREAS, the Charter Review Commission (CRC) at its May 27, 2021 meeting recommended revising and amending Article VII, Section 18 of the Charter to allow the Mayor to designate a representative to sign contracts; and

WHEREAS, pursuant to Article XX, Section 2 of the Charter, Council is required to submit the CRC's recommended revisions and amendments to the qualified electors of the City.

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

Section 1. There shall be submitted to a vote of the qualified electors of the City, at the general election to be held on Tuesday, the 2nd day of November, 2021, as prescribed by general law, the question of the amendment of the Charter of the City of Maple Heights at Article VII, Section 18, so that, as amended, it shall read as follows, with the additions underlined:

"SECTION 18. CONTRACT SIGNATURE.

All contracts shall bear the signature of the Mayor, or the Mayor's designee, in addition to such other signatures as may be required by this Charter or by ordinance."

Section 2. The Board of Elections of Cuyahoga County be, and it is hereby, directed to provide for the voting upon said Amendments and the ballots for said election shall, at the top thereof, be entitled "Proposed Charter Amendment City of Maple Heights", and the question to be submitted on said ballot shall be substantially in the following words:

"Shall Article VII, Section 18, of the Maple Heights Charter be amended in order to allow the Mayor to designate a representative to sign contracts?"

Section 3. The Clerk of Council is directed to give notice of the above proposed Charter Amendment to the electors of the City in accordance with general law, and as soon as possible to certify a copy of this Ordinance to the Board of Elections of Cuyahoga County, Ohio, as provided by law.

Section 4. The Director of Finance is authorized and directed to appropriate from the general fund a sum sufficient to pay the cost of publishing said notice referred to in **Section 3.**

Section 5. 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 6. This Ordinance constitutes an emergency measure necessary for the public peace, safety and general welfare of the City and for the further reason that it is necessary to timely submit the proposed Charter Amendment to the Board of Elections for placement upon the ballot for the general election to be held on November 2, 2021, 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: _____, 2021

Ron Jackson, Council President

Approved as to legal form:

Annette M. Blackwell, Mayor

Frank Consolo, Director of Law

ATTEST: _____
Leonette Cicirella Johnson, Clerk of Council

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

Date: _____

Leonette Cicirella Johnson, Clerk of Council

City of Maple Heights
Council Expenditures over \$3,500.00
Wednesday, May 19, 2021

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	Add'l \$ Needed	Transfer from Budget Acct
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GRAND TOTAL	\$0.00
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05/20/21	2021-032	Finance	100.7170.55015	General	Misc	Professional Services	\$1,565,881.87	\$3,773.00	\$1,562,108.87	James G. Zupka, CPA	Approved by Council President Ron Jackson 5/21/21		
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All Approved

YES
NO

Pull Out #
Additions #

Pull Out #
Additions #

Pull Out #
Additions #

Council President



REQUEST FOR A PURCHASE ORDER

Date: 5/20/2021

Suggested Supplier: James G. Zupka, CPA

Garfield Heights, Ohio 44125

Ship To: Finance

Telephone # (216) 475-6136

Tax ID:

[illegible]

Date Required: 5/20/2021

Total Amount: \$ 3,773.00

Appropriation Code(s):

100-7170-55015

Requisition By:

Approved By:

(Departmental Director/Chief)

Competitive Price Quotations:

Date Received by Purchasing Division

2021-00493

From: IPACorrespondence@ohioauditor.gov
Sent: Thursday, May 20, 2021 12:33 PM
To: Tinita Tillman
Subject: Modification Agreement: 06A90CUYA-FI120 Has Been Submitted to Client



IPA Contract Modification Agreement - Client Approval Request

Public Office Name: City of Maple Heights, Cuyahoga County

Project Number: 06A90CUYA-FI120

Audit Period: 01/01/2020 through 12/31/2020

Customer Number: 06A90

Public Office Contact Name: Tinita Tillman, Fiscal Officer

IPA Firm Name: James G. Zupka, CPA, Inc.

IPA Contact Name:

IPA Due Date:

A Contract Modification Agreement has been prepared for City of Maple Heights, Cuyahoga County by James G. Zupka, CPA, Inc. related to the contract for the project listed above and is pending client approval.

To view and approve the Contract Modification Agreement Form, please log on to the Auditor of State's Customer eServices Center at <https://eservices.ohioauditor.gov> or copy and paste the link into your browser. Once you have logged into your entity's eServices account, please select IPA CONTRACTS on the left side of the page to access the Contract Modification Agreement Form.

Note: You may access your eServices account at any time using the customer number (provided above) and your email address.

Please submit any questions to IPACorrespondence@ohioauditor.gov.





Auditor of State of Ohio

MODIFICATION AGREEMENT

This Agreement between Auditor of State Keith Faber (Auditor), City of Maple Heights, Cuyahoga County (Public Office), and James G. Zupka, CPA, Inc. an independent public accountant (IPA), modifies an existing agreement between these parties as identified in SECTION I below and incorporated herein by reference. These parties agree to abide by all terms and conditions of the original agreement, except as specifically identified in Section II below, and that **no remuneration will be granted in relation to work performed under this modification prior to the execution of this Agreement by all parties.**

SECTION I – ORIGINAL CONTRACT INFORMATION

Public Office Name on RFP: City of Maple Heights
Original Contract Period: 01/01/2019 To: 12/31/2020
Date RFP was issued: 10/10/2019
Public Office Contact: Tinika Tillman, Fiscal Officer
IPA Contact: James Zupka
Date MOA Executed: 12/06/2019
E-mail: ttillman@mapleheightsohio.com
E-mail: jgz@jgzcpa.com

SECTION II – MODIFICATION INFORMATION

Modifications are only appropriate for engagement services that were not known at the time of the original proposal and could not have reasonably been anticipated by the parties during the bid process. The hourly rate for modified services should not exceed the hourly rate originally proposed by the IPA firm. If multiple engagement periods are involved with this modification, contact the regional representative noted in the RFP for further instructions.

Fiscal Period Impacted by this Modification: From 01/01/2020 through 12/31/2020

IPA Engagement Due Date: 06/30/2021

Category (check all that apply):

- | | | | |
|-------------------------------------|--|-------------------------------------|-------------------------------|
| ☒ | Change in Accounting or Auditing Standards | ☒ | Change in Laws or Regulations |
| ☒ | Change in Scope | ☐ | Change in IPA Report Due Date |
| | Other: | | |

NOTE: If the Modification is the result of a Change in Scope from a full audit to an AUP, a breakdown of budgeted hours for the AUP engagement is required to be submitted with the Modification Agreement for approval. The Breakdown of Budgeted Hours form in Appendix A must be completed for AUP engagements.

Explanation for Modification (include any additional reports required):

A modification is needed for the additional testing required by the new requirements for ORC 2-23 regarding Ohio Sunshine Laws and the StarS rating system. An additional 4 hours is being requested to accomplish the additional testing required by ORC 2-23.

The 2020 audit for the City was bid as a non-single audit; however, the City expended in excess of \$750,000 during 2020 and requires a single audit for 2020. One program will be audited as major – the Coronavirus Relief Fund. Additional hours will be required for the additional testing required by ORC 2-24 for CARES Act funding. We anticipate an additional 45 hours will be needed to accomplish the required testing and the single audit.

SECTION II – MODIFICATION INFORMATION (Continued)

Impact on Cost:

	HOURS	RATE	COST	Subcontractor Cost Impact
Original Contract for Impacted Period	290.0	\$77.00	\$22,330	\$0
Previous Modification(s)	0.0	\$77.00	\$0	\$0
Current Modification for Impacted Period	49.0	\$77.00	\$3,773	\$0
New Contract Total for Impacted Period	339.0	\$77.00	\$26,103	\$0

SECTION III – RECITALS/APPROVAL

Due to the need for a contract modification, as stated in SECTION II above, the parties with intent to be legally bound agree as follows:

1. IPA shall, in the performance of its engagements related to the Public Office for the fiscal period set forth in the original Contract, previous Modification Agreements, and in this Agreement, perform all engagement work as set forth in the original Memorandum of Agreement, previous Modifications Agreements and in this Agreement;
2. In consideration of the modification to the engagement work documented herein, the Public Office shall make payment to the IPA as set forth in the original Memorandum of Agreement, as modified in SECTION II of this agreement above;
3. The performance of the engagement work provided for in this Agreement, and all related payments provided for herein, shall in all respects be subject to the terms and conditions set forth in the original Contract;
4. Should this modification cause the total hours of the contract to exceed the threshold established for use of a MBE/EDGE subcontractor, the IPA shall follow all minority participation and other relevant requirements of the original contract. If applicable, the required MBE/EDGE subcontractor with respect to this Agreement will be:
Subcontractor:
5. Should this modification involve the use of other subcontractors, the IPA shall follow all relevant requirements of the original contract. If applicable, the other subcontractor with respect to this Agreement will be:
Subcontractor:

Address:

In the event of any conflict or inconsistency between the provisions of this Agreement and the parties' prior contract, the provisions of this Agreement shall control in all respects.

IN WITNESS WHEREOF, Auditor, Public Office and IPA have executed this agreement.

James Zupka (James G. Zupka, CPA, Inc.)
[IPA Firm]

05/20/2021
Date

Legislative Authority or Designee for Public Office

Date

Auditor of State

Date

Expense Report

AS OF: 05/28/2021

YEAR: 2021

STARTING ACCOUNT: 100717052000

ENDING ACCOUNT: 100717059380

ACCOUNT NO./	ACCOUNT DESC/	BUDGET AMT/	Y-T-D EXP/	ENCUMBRANCE/	UNENC BALANCE
100	SUPP. BUDGET	TRANS. BUDGET	PRIOR YR EXP	M-T-D EXP	
GENERAL FUND					

100-7170-52001	OPWC Direct Disbursements	35000.00	0.00	0.00	35000.00
100-7170-52061	Postage	3500.00	3265.81	234.19	0.00
100-7170-52062	Office Supplies	6511.84	1381.50	1247.50	3882.84
100-7170-52063	Operating Supplies	1280.00	1279.70	0.00	0.30
100-7170-52069	COVID 19 Expenses	1420.43	1295.76	0.00	124.67
100-7170-52080	Special Events	400.00	0.00	0.00	400.00
100-7170-52150	Telephone	1000.00	0.00	0.00	1000.00
100-7170-52410	Property Tax Fees	8000.00	1343.75	0.00	6656.25
100-7170-52805	Contingency	1800.00	0.00	0.00	1800.00
100-7170-52930	Petty Cash	460.00	459.14	0.00	0.86
100-7170-54200	Bank Fees	4500.00	1019.55	1480.45	2000.00
100-7170-54201	Penalty & Interest	2800.00	0.00	0.00	2800.00
100-7170-55000	Other Administrative	12725.00	1666.87	10.25	11047.88
100-7170-55015	Professional Services	50000.00	12351.83	21924.17	15724.00
100-7170-55016	Legal Notices	3000.00	628.00	450.00	1922.00
100-7170-55017	Reimbursement	100.00	0.00	0.00	100.00
100-7170-55059	Membership	1435.00	1435.00	0.00	0.00
100-7170-55080	MHSD Fuel	57985.00	18426.48	16073.52	23485.00
100-7170-55852	Refunds/Reimbursements	500.00	710.86	210.86-	210.86-
100-7170-56000	DTAC	55000.00	30814.24	0.00	24185.76
100-7170-56001	Auditor's Treas. Fees	75000.00	28190.79	0.00	46809.21
100-7170-56009	RITA Collection Fees	220000.00	105744.33	0.00	114255.67
100-7170-56012	GOVDALS FEES	1000.00	380.99	0.00	619.01
100-7170-56020	NEO Adv Energy District - Greenwork	7913.00	7912.61	0.00	0.39
100-7170-57271	Mphts Headlines Print Exp.	3000.00	0.00	0.00	3000.00
100-7170-59200	Transfer to SAFER Grant Fund 295	232265.10	50000.00	0.00	182265.10
100-7170-59215	TRANSFER TO CAPITAL	110000.00	50000.00	0.00	60000.00
100-7170-59225	Transfer to Street Lighting	180000.00	90000.00	0.00	90000.00
100-7170-59235	Transfer to Ambulance Billing	200000.00	0.00	0.00	200000.00
100-7170-59240	Transfer to Bond	600000.00	300000.00	0.00	300000.00
100-7170-59350	ADVANCE TO FUND 295	125065.83	0.00	0.00	125065.83
100-7170-59360	ADVANCE TO COPS GRANT FUND 250	228947.96	0.00	0.00	228947.96
100-7170-59380	ADVANCE TO FUND 410	85000.00	0.00	0.00	85000.00
TOTAL 7170	MISCELLANEOUS EXPENSES	2315609.16	708307.21	41420.08	1565881.87
TOTAL 100	GENERAL FUND	2315609.16	708307.21	41420.08	1565881.87
TOTAL REPORT:		2315609.16	708307.21	41420.08	1565881.87