

**CITY OF MAPLE HEIGHTS
COUNCIL MEETING AGENDA**

Maple Heights Senior Center - 7:00 PM

May 1, 2024

- | | | |
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| 1. | Caucus: 6:30 pm | All Members of Council |
| 2. | Call to Order: | Council President Ron Jackson |
| 3. | Invocation/Pledge of Allegiance: | Councilwoman Toni Jones, District 2 |
| 4. | Roll Call: | Council Clerk Leonette Cicirella Johnson |
| 5. | Addendum: | |
| 6. | Approval of Minutes: | April 3, 2024 Regular Meeting of Council
April 17, 2024 Regular Meeting of Council |
| 7. | Communications: | a. Notice from Ohio Division of Liquor Control |
| 8. | Council Committee Reports: | |
| 9. | Department Reports: | |
| 10. | Comments from City Residents: | Per Council Rule 220.01(c)(9) |
| 11. | Legislation: | |

2024-40 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE NORTHEAST OHIO REGIONAL SEWER DISTRICT (NEORS) FOR A POTENTIAL GRANT FOR THE FUNDING OF CAPITAL INFRASTRUCTURE IMPROVEMENT PROJECTS IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2024-41 A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) NATUREWORKS GRANT PROGRAM FOR IMPROVEMENTS TO THE SOUTHGATE PARK, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2024-42 A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE LONGVALE AND WOODBROOK AVENUE PAVEMENT REPAIR PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

Reading 1 (Blackwell)

2024-43 A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE PERMANENT SEWER EASEMENT DOCUMENTS FOR PUBLIC SEWER FACILITIES ON PRIVATE PROPERTY ON ROCHELLE DRIVE IN THE CITY OF MAPLE HEIGHTS

Reading 1 (Blackwell)

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

RESOLUTION NO.: 2024-40

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTED BY:

CO-SPONSORED BY:

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

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

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

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

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

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

Section 1. The Mayor is hereby authorized to make application to the Northeast Ohio Regional Sewer District (NEORS), Cuyahoga County, and any other governmental or non-governmental grantmaking authority, as directed by the Mayor and City Engineer, for financial assistance for the following capital infrastructure improvement projects:

1. Maple Heights Southwest Quadrant Sewer Repairs and Rehabilitation Project – Phase 3
2. Greenhurst Drive Sanitary Sewer Improvement Project

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

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

Section 4. 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 timely submit the application, and provided it receives the affirmative vote of two-thirds (2/3) of the members of Council elected thereto, 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: _____, 2024

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. 2024-41

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY: Council President Ron Jackson

A RESOLUTION AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) NATUREWORKS GRANT PROGRAM FOR IMPROVEMENTS TO THE SOUTHGATE PARK AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources (“ODNR”), provides financial assistance to political subdivisions for the purpose of providing public recreation through the State of Ohio NatureWorks Grant Program; and

WHEREAS, Council finds and determines that it would be in the best interests of the City of Maple Heights to seek and obtain financial assistance from the ODNR NatureWorks Grant Program for the purpose of funding a portion of improvements to Southgate Park, a 1-acre neighborhood park located between Edgewood Avenue and Northwood Avenue in 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 Council of the City of Maple Heights hereby approves filing this application for financial assistance from the ODNR NatureWorks Grant Program for improvements to Southgate Park.

Section 2. The Mayor and City Engineer are hereby authorized to execute and file this application with the Ohio Department of Natural Resources (ODNR) and to provide all information and documentation required to become eligible for possible funding.

Section 3. The City agrees to obligate sufficient funds to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Grant Program.

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

Section 5. This Resolution constitutes an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City, and for the further reason that it is necessary to make, execute and file the application with the Ohio Department of Natural Resources (ODNR) on or before June 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: _____, 2024

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. 2024-42

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

A RESOLUTION AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE LONGVALE AND WOODBROOK AVENUE PAVEMENT REPAIR PROJECT IN THE CITY OF MAPLE HEIGHTS, AND DECLARING AN EMERGENCY.

WHEREAS, on December 7, 2022, by **Resolution No. 2022-114**, Council authorized the Mayor to enter into a 2023 Member Community Infrastructure Program (MCIP) agreement with the Northeast Ohio Regional Sewer District (NEORS) for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1a Project in the City of Maple Heights which included the repair of storm and sanitary sewers on various streets including Dunham Road, Steinway Boulevard, Walvern Boulevard, Rowena Avenue, Mendota Avenue, Corkhill Avenue, Longvale Avenue, Woodbrook Avenue, and Florence Drive; and

WHEREAS, the City of Maple Heights has been awarded One Million Four Hundred Thirty-One Thousand Seven Hundred Fifty Dollars and Zero Cents (\$1,431,750.00) by the Northeast Ohio Regional Sewer District (NEORS) for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1a Project in the City of Maple Heights which included the repair of storm and sanitary sewers on various streets including Dunham Road, Steinway Boulevard, Walvern Boulevard, Rowena Avenue, Mendota Avenue, Corkhill Avenue, Longvale Avenue, Woodbrook Avenue, and Florence Drive; and

WHEREAS, the terms of the Member Community Infrastructure Program (MCIP) agreement for the Maple Heights Southwest Quadrant Sewer Repairs Phase 1 Project required the City Engineer to begin the preparation of plans and specifications and to provide advertising for bids for the storm and sanitary sewer improvement project on various streets including Dunham Road, Steinway Boulevard, Walvern Boulevard, Rowena Avenue, Mendota Avenue, Corkhill Avenue, Longvale Avenue, Woodbrook Avenue, and Florence Drive; and

WHEREAS, the Ohio Public Works Commission (OPWC) has committed to directly disburse 25% of the project construction costs for both labor and materials, up to Five Hundred Ninety-One Thousand Four Hundred Eighty-Seven Dollars and Zero Cents (\$591,487.00), as required to complete storm and sanitary sewer improvements on various streets including Dunham Road, Steinway Boulevard, Walvern Boulevard, Rowena Avenue, Mendota Avenue, Corkhill Avenue, Longvale Avenue, Woodbrook Avenue, and Florence Drive; and

WHEREAS, the resurfacing Longvale Avenue and Woodbrook Avenue at the completion of sewer repair work was included within the project scope of the Ohio Public Works Commission (OPWC) grant agreement; and

WHEREAS, the storm and sanitary sewer repair work within the pavement areas of Longvale Avenue and Woodbrook Avenue will be completed no later than July 1, 2024 and roadway resurfacing will be able to commence to complete the repair work.

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 begin the preparation of plans and specifications and to provide advertising for bids for the Longvale Avenue and Woodbrook Avenue Pavement Repair Project in the City of Maple Heights.

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

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

Section 4. This Resolution constitutes an emergency measure necessary for the health and general welfare of the residents of the City, and for the further reason to begin the project in a timely manner so that a pavement repair program can be completed during the 2024 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: _____, 2024

Ron Jackson, Council President

Annette M. Blackwell, Mayor

Approved as to legal form:

Frank Consolo, Director of Law

Resolution No. 2024-42

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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. 2024-43

INTRODUCED BY: Mayor Annette M. Blackwell

MOTION FOR ADOPTION BY:

CO-SPONSORED BY:

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
PERMANENT SEWER EASEMENT DOCUMENTS FOR PUBLIC SEWER
FACILITIES ON PRIVATE PROPERTY ON ROCHELLE DRIVE IN THE
CITY OF MAPLE HEIGHTS**

WHEREAS, on November 3, 2021, by **Resolution No. 2021-131**, Council authorized the Mayor to enter into a 2022 Member Community Infrastructure Program (MCIP) agreement with the Northeast Ohio Regional Sewer District (NEORS) for the Southwest Sewer District Sewer Repairs Phase 2 Project in the City of Maple Heights which included the field investigation, testing, other research, and preparation of plans and specifications for the repair of storm and sanitary sewers on various streets including Dunham, Turney, Carol, Summit, Rochelle, Lisa, Janet, James, Wheeler, E. 146th, Mustang, Thunderbird, and appurtenant easement areas; and

WHEREAS, the City of Maple Heights had been awarded Two Hundred Ninety-Two Thousand Three Hundred Twenty Dollars and Zero Cents (\$292,320.00) by the Northeast Ohio Regional Sewer District (NEORS) for the preparation of construction plans and specifications, including necessary engineering reports for the repair of storm and sanitary sewers on various streets within the Southwest Sewer District Sewer Repairs Phase 2 Project area; and

WHEREAS, through the 2022 Member Community Infrastructure Program (MCIP) agreement of cooperation with the Northeast Ohio Regional Sewer District (NEORS), the City of Maple Heights will be responsible for One Hundred Twenty-Five Thousand Two Hundred Eighty Dollars and Zero Cents (\$125,280.00) of the cost of the preparation of construction plans and specifications, including necessary engineering reports for the repair of storm and sanitary sewers on various streets within the Southwest Sewer District Sewer Repairs Phase 2 Project area; and

WHEREAS, on February 2, 2022, by **Resolution No. 2022-15**, Council authorized the City Engineer to begin the preparation of construction plans and specifications, including necessary engineering reports for the repair of storm and sanitary sewers on various streets within the Southwest Sewer District Sewer Repairs Phase 2 Project area; and

WHEREAS, The City Engineer has advised the Mayor that he will require the acquisition of a permanent sewer easement at 14368 Rochelle Drive for the repairs and future maintenance of the storm and

sanitary sewers facilities on the property which are a part of the Southwest Sewer District Sewer Repairs Phase 2 Project area; and

WHEREAS, the owners of the property located at 14368 Rochelle Drive, Permanent Parcel No. 785-11-034 within the City of Maple Heights, will be offered appropriate consideration to grant a permanent sewer easement for the repairs and future maintenance of the storm and sanitary sewers facilities on the property which are a part of the Southwest Sewer District Sewer Repairs Phase 2 Project area; and

WHEREAS, this Council desires to authorize and to accept these easements.

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 negotiate, execute and accept a grant of a permanent sewer easement from the owners of 14368 Rochelle Drive, Permanent Parcel No. 785-11-034, for the maintenance and repair of the storm and sanitary sewers facilities in a form as generally set forth in Exhibit A attached hereto and incorporated herein.

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

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

Section 4. This Resolution constitutes an emergency measure necessary for the public welfare and further to ensure the timely completion of the construction and provided it receives the affirmative vote of two-thirds (2/3) of the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2024

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