CITY OF MIDDLEBURG HEIGHTS, OHIO

Council Agenda

September 8, 2020

6:55 P.M. PUBLIC HEARING — ORDINANCE NO. 2020-32 FENCES

7:00 P.M. REGULAR MEETING

- CALL TO ORDER
- ROLL CALL
- PLEDGE OF ALLEGIANCE

Minutes of the Special Meeting of July 20, 2020
Minutes of the Special Meeting of August 21, 2020

COMMUNICATIONS

AUDIENCE PARTICIPATION

APPOINTMENTS AND CONFIRMATIONS

ORDINANCES, RESOLUTIONS AND MOTIONS

1. City Parks, Recreation & Services Committee – Mr. Ali, Chairman
2. Finance, Taxation & Assessments Committee – Mr. Bortolotto, Chairman
3. Legislation & Rules Committee – Mr. Ference, Chairman
4. Public Health, Safety & Relief Committee – Mr. McGregor, Chairman
5. Public Improvements Committee – Mr. Sage, Chairman
6. Streets, Utilities & Railroad Committee – Mr. Meany, Chairman
7. Zoning & Building Code Committee – Mr. Grech, Chairman

MAYOR'S REPORT

1. Law Director
2. Finance Director
3. Recreation Director
4. Economic Development Director
5. Service Director
6. Executive Assistant

ADJOURNMENT

2020 PENDING LEGISLATION

32	Grech	An Ordinance amending Section 1133.14 of the Middleburg Heights Zoning Code.	1st. Rdg. 3-24-20 Refer to Planning 3-24-20 2nd. Rdg. 6-9-20 Pub. Hrg. 9-8-20

UN-NUMBERED LEGISLATION

Meany	A Resolution accepting the bid of J.D. Striping & Services, Inc. for pavement markings.
Mayor Castelli	An Ordinance authorizing the mayor and finance director to enter into a purchase agreement for the purchase of certain real estate in the City of Middleburg Heights to be used for the construction of Abram Creek Detention Basins near Big Creek Parkway project and declaring an emergency.

ZONING & BUILDING CODE COMMITTEE – Mr. Grech, Chairman

11-27-18	Request from Fabo Architecture, Inc. to rezone land on Pearl Road form general business to retail service for construction of a vet clinic
4-23-19	Request from Clean Express Auto Wash Middleburg Bagley LLC to rezone land on Bagley Road from general business to motorist service and restaurant amusement and recreational services
6-25-19	Review Airbnb regulations
9-10-19	Request from Middleburg Heights Healthcare and Rehabilitation Real Estate LLC to rezone land north of American Veterans Parkway to senior residence/life care district
9-24-19	Discussion regarding ordinance regulating fences

FINANCE, TAXATION & ASSESSMENTS COMMITTEE – Mr. Bortolotto, Chairman

CITY PARKS, RECREATION & SERVICES COMMITTEE – Mr. Ali, Chairman

2-13-18	Dog Park
11-13-18	Ordinance No. 2018-92, Dedicated space for seniors in community center
2-26-19	Proposed Charter Amendments – mayor term limits/firing of directors

LEGISLATION & RULES COMMITTEE – Mr. Ference, Chairman

2-26-13	Vote Abstention Rule
9-10-19	Term Limits

PUBLIC HEALTH, SAFETY & RELIEF COMMITTEE – Mr. McGregor, Chairman

PUBLIC IMPROVEMENTS COMMITTEE – Mr. Dan Sage, Chairman

6-26-12	Police Department Expansion Project or new facility

STREETS, UTILITIES & RAILROAD COMMITTEE – Mr. Meany, Chairman

1-22-19	Letter from Diane Bickett, Executive Director, dated January 7, 2019 regarding ratification of the Cuyahoga County Solid Waste Management Plan update

AD-HOC COMMITTEE

12-22-09	Preservation of the Little Red School House

September 8, 2020, 6:55 p.m. public hearing, 7:00 p.m. regular council meeting
Tue, Sep 8, 2020 6:55 PM - 9:00 PM (EDT)

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DELIVERED SEP 0 3 2020

CITY OF MIDDLEBURG HEIGHTS, OHIO

Resolution No. 2020-

Introduced By: Mr. Meany Co-Sponsors: Mr. Ali, Mr. McGregor

A RESOLUTION ACCEPTING THE BID OF J.D. STRIPING & SERVICES, INC. FOR PAVEMENT MARKINGS

WHEREAS, pursuant to legal advertisement duly made, sealed bids were received on August 25, 2020 for PAVEMENT MARKINGS for the City of Middleburg Heights in accordance with specifications on file in the office of the Clerk of Council; and

WHEREAS, the Service Director is recommending acceptance of the bid of J.D. Striping & Services, Inc., 438 Beecher Street, Ravenna, OH 44266 for pavement markings for 2020/2021 in the amount of $85,385.60 is determined to be the lowest and best bid, therefore.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, STATE OF OHIO, AS FOLLOWS:

Section 1: That the bid of J.D. Striping & Services, Inc., for paint striping of certain streets and highways, including paint removal, in the amount of $85,385.60 per application, to be utilized as needed in accordance with specifications on file in the Clerk's office being the lowest and best bid submitted pursuant to legal advertisement and specifications on file in the Clerk's office, be and the same is hereby accepted.

Section 2: That the Mayor and Finance Director are hereby authorized to enter into a contract with J.D. Striping & Services, Inc., 438 Beecher Street, Ravenna, OH 44266 in accordance with Section 1 of this resolution.

Section 3: That there is hereby appropriated from the Street/Infrastructure Capital Improvement Fund sufficient funds to implement this Resolution.

Section 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Middleburg Heights Code and Section 121.22 of the Ohio Revised Code.

Passed: _____

_____
President of Council

Attest: _____
Clerk of Council

Approved On: _____

Presented to Mayor: _____

_____
Mayor

	Yea	Nay
Bortolotto	_____	_____
Ali	_____	_____
Sage	_____	_____
Meany	_____	_____
McGregor	_____	_____
Ference	_____	_____
Grech	_____	_____

DELIVERED SEP 0 3 2020

CITY OF MIDDLEBURG HEIGHTS, OHIO

Ordinance No. 2020-

Introduced By: Mayor Matthew Castelli

**AN ORDINANCE
AUTHORIZING THE MAYOR AND FINANCE DIRECTOR
TO ENTER INTO A PURCHASE AGREEMENT FOR THE PURCHASE OF
CERTAIN REAL ESTATE IN THE CITY OF MIDDLEBURG HEIGHTS TO BE
USED FOR THE CONSTRUCTION OF ABRAM CREEK DETENTION
BASINS NEAR BIG CREEK PARKWAY PROJECT
AND DECLARING AN EMERGENCY**

WHEREAS, flooding of public and private property has been a concern throughout the City of Middleburg Heights ("City") for many years; and

WHEREAS, it is the desire of the Mayor and Council to work towards the elimination of all flooding concerns within the City and to improve stormwater management within the City; and

WHEREAS, the acquisition of these parcels of land will allow the City to proceed with certain necessary improvements to increase stormwater detention capacity to reduce flooding within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, STATE OF OHIO, AS FOLLOWS:

Section 1: That the Mayor and Finance Director are hereby authorized to enter into purchase agreements, copies of which are attached hereto and marked "Exhibit A" and "Exhibit B", for the purchase of certain real estate and improvements in the City of Middleburg Heights.

Section 2: That there is hereby appropriated from the Streets/Infrastructure Improvements Fund $180,000.00 for the purchase of certain parcels of real estate, closing costs and related fees, expenses and demolition and removal improvements on said parcels.

Section 3: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Chapter 107 of the Middleburg Heights Code and Section 121.22 of the Ohio Revised Code.

Section 4: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City. Wherefore, provided this Ordinance receives the affirmative vote of at least two-thirds (2/3) of the members of Council it shall take effect and be in force immediately upon its passage and approval by the Mayor.

Passed: _____

_____
President of Council

Attest: _____
Clerk of Council

Approved On: _____

Presented to Mayor: _____

_____
Mayor

	Yea	Nay
Bortolotto	_____	_____
Ali	_____	_____
Sage	_____	_____
Meany	_____	_____
McGregor	_____	_____
Ference	_____	_____
Grech	_____	_____