

CITY OF MIDDLEBURG HEIGHTS, OHIO

Council Agenda

November 10, 2020

7:00 P.M. REGULAR MEETING

- CALL TO ORDER
- ROLL CALL
- PLEDGE OF ALLEGIANCE

Minutes of the Regular Meeting of October 27, 2020
Minutes of the Executive Session of October 27, 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

CITY OF MIDDLEBURG HEIGHTS, OHIO

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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

- | | |
|----------------|--|
| Bortolotto | A Resolution authorizing the mayor and finance director to enter into contracts for employee health coverage with Medical Mutual of Ohio for a period of one year. |
| Bortolotto | An Ordinance to make supplemental appropriations for current expenditures and expenses for the City of Middleburg Heights for the calendar year 2020 and declaring an emergency. |
| Bortolotto | An Ordinance to approve the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances; to provide for the adoption of new matter in the updated and revised Codified Ordinances; to provide for the publication of such new matters; and to repeal ordinances and resolutions in conflict therewith and declaring an emergency. |
| Mayor Castelli | A Resolution authorizing the mayor to file an application with the Cuyahoga County Department of Development for a Community Development Block Grant (CDBG) through the 2020 Cuyahoga County Municipal Grant Program and declaring an emergency. |
| Mayor Castelli | A Resolution authorizing the mayor to file an application with the Cuyahoga County Department of Development for a grant through the 2021 Cuyahoga County Supplemental Grant Program and declaring an emergency. |
| Mayor Castelli | A Resolution authorizing the mayor and/or director of public service to prepare and submit an application to participate in the Ohio Public Works Commission State Capital Improvement and/or Local Transportation Improvement Program(s) and to execute contracts as required. |

CITY OF MIDDLEBURG HEIGHTS, OHIO

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ZONING & BUILDING CODE COMMITTEE – Mr. Grech, Chairman

- 11-27-18 Request from Fabo Architecture, Inc. to rezone land on Pearl Road from general business to retail service for construction of a vet clinic
- 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

- 9-22-90 Hotel/Motel Security Legislation

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

Regular Council Meeting

Tue, Nov 10, 2020 7:00 PM - 9:00 PM (EST)

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City of Middleburg Heights

RESOLUTION NUMBER 2020-_____

Introduced By: Mr. Bortolotto, Mr. Meany and Mr. Grech

**A RESOLUTION
AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO
ENTER INTO CONTRACTS FOR EMPLOYEE HEALTH
COVERAGE WITH MEDICAL MUTUAL OF OHIO
FOR A PERIOD OF ONE YEAR**

WHEREAS, proposals were received by the City for the furnishing of administrative services and stop-loss insurance coverage for the City of Middleburg Heights' employee health coverage for the period beginning January 1, 2021 to December 31, 2021, and;

WHEREAS, The Fedeli Group, the City's health insurance broker, has recommended accepting the proposal of Medical Mutual of Ohio, as carrier for the furnishing of administrative services and stop-loss insurance coverage for the City of Middleburg Heights' employee health coverage, a copy of said recommendation is attached hereto and marked "Exhibit A" and;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, CUYAHOGA COUNTY, STATE OF OHIO;

Section 1. That the Mayor and Finance Director are authorized to enter into contract renewals with Medical Mutual of Ohio for a one year period beginning January 1, 2021.

Section 2. It is 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 Section 121.22 of Ohio Revised Code.

Section 3. That this resolution is declared to be a measure for the preservation of the public peace, health, and safety of the citizens of the City of Middleburg Heights, Ohio, the immediate emergency being the necessity of the continuing health insurance for its employees through the year 2020, therefore, this ordinance shall be in full force and effect immediately upon its passage and signature of the Mayor.

PASSED _____

PRESIDENT OF COUNCIL

ATTEST _____

APPROVED ON _____

PRESENTED TO MAYOR _____

MAYOR

ROLL CALL	YEAS	NAYS
BORTOLOTTA	_____	_____
ALI	_____	_____
SAGE	_____	_____
MEANY	_____	_____
MCGREGOR	_____	_____
FERENCE	_____	_____
GRECH	_____	_____

DELIVERED NOV 15 2020

City of Middleburg Heights, Ohio

Ordinance No. 2020-_____

Introduced by: Mr. Bortolotto, Mr. Meany and Mr. Grech

**AN ORDINANCE
TO MAKE SUPPLEMENTAL APPROPRIATIONS
FOR CURRENT EXPENDITURES AND EXPENSES
FOR THE CITY OF MIDDLEBURG
HEIGHTS FOR THE CALENDAR YEAR 2020
AND DECLARING AN EMERGENCY**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDDLEBURG HEIGHTS, CUYAHOGA COUNTY, STATE OF OHIO:

Section 1. That in order to provide for current expenditures and expenses for the City of Middleburg Heights for the calendar year 2020, the following sums be appropriated from the Coronavirus Relief Fund:

<u>Description</u>	<u>Increase (Decrease)</u>
Gen. Govt. - Wages & Fringe Ben. - Wages ded. to respond to COVID-19	\$ 556,584.87
Total Increase to the Coronavirus Relief Fund	\$ 556,584.87

Section 2. That 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 Codified Ordinances and section 121.22 of Ohio Revised Code.

Section 3. That this ordinance is hereby declared to be an emergency measure, immediately necessary for the preservation of the public peace, health and safety of the citizens of the City of Middleburg Heights, Ohio. Such emergency being the necessity of supplementing appropriations from the above listed funds and accounts in order to allow the City to pay outstanding obligations of the City for the year 2020. Therefore, this ordinance shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED _____

PRESIDENT OF COUNCIL

ATTEST:

CLERK OF COUNCIL

PRESENTED TO MAYOR _____

APPROVED ON: _____

	YEAS	NAYS
BORTOLOTTA	_____	_____
ALI	_____	_____
SAGE	_____	_____
MEANY	_____	_____
MCGREGOR	_____	_____
FERENCE	_____	_____
GRECH	_____	_____

MAYOR

CITY OF MIDDLEBURG HEIGHTS, OHIO

Ordinance No. 2020-

Introduced By: Mr. Bortolotto Co-Sponsors: Mr. Meany, Mr. Grech

**AN ORDINANCE
TO APPROVE THE EDITING AND INCLUSION OF CERTAIN
ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF
THE CODIFIED ORDINANCES; TO PROVIDE FOR THE ADOPTION OF
NEW MATTER IN THE UPDATED AND REVISED CODIFIED
ORDINANCES; TO PROVIDE FOR THE PUBLICATION OF SUCH NEW
MATTERS; AND TO REPEAL ORDINANCES AND RESOLUTIONS IN
CONFLICT THEREWITH
AND DECLARING AN EMERGENCY**

WHEREAS, American Legal Publishing Corporation has completed its annual updating and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances of a general and permanent nature that have been passed by Council, but not heretofore included in the Codified Ordinances of the City, have now been made a part thereof; and

WHEREAS, certain sections of the Codified Ordinances of the City have been revised to conform to current State law.

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

Section 1: The following sections of the Codified Ordinances are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

402.05, 402.125, 402.22, 402.24, 402.381, 402.54, 402.55, 408.05, 414.12, 416.01, 416.02, 416.09, 416.13, 432.01, 432.02, 432.03, 432.06, 432.08, 432.10, 432.11, 432.12, 432.15, 432.155, 432.16, 432.17, 432.18, 432.195, 432.20, 432.21, 432.24, 432.26, 432.27, 432.28, 432.29, 432.32, 432.33, 432.34, 432.41, 434.04, 434.05, 434.08, 434.11, 436.032, 436.09, 438.16, 438.275, 442.03, 474.01, 474.02, 474.03, 474.04, 474.05, 474.18, 474.19, 612.07, 620.01, 620.02, 620.025, 620.03, 620.04, 620.05, 620.07, 620.08, 620.12, 620.14, 620.15, 620.16, 620.161, 620.18, 630.05, 636.001, 636.09, 642.05, 642.15, 642.33, 648.04, 666.03, 666.06, 666.19, 672.01, 672.04, 672.07, 672.09

Section 2: That the following section is hereby repealed:

636.075 Criminal child enticement.

Section 3: Pursuant to R.C. § 731.23, the Clerk of Council shall publish, in a manner required by law, a notice of the enactment of this ordinance, containing the title of this ordinance, together with a summary of the new matter contained in the 2020 Replacement Pages for the Codified Ordinances, a copy of which summary is attached hereto as Exhibit A.

Section 4: All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 1 of this ordinance are hereby repealed as of the effective date of this ordinance, except as follows:

a) The enactment of such sections shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and recodification.

b) The repeal provided above shall not affect any legislation enacted subsequent to March 10, 2020.

Section 5: 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 6: 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. Such emergency being the necessity to have an up-to-date codification of the City's legislation, one which is consistent with current State law, as required by the Ohio Constitution, with which to administer the affairs of the City and ensure law and order in the 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	_____	_____

EXHIBIT A

SUMMARY OF NEW MATTER
CONTAINED IN THE 2020 REPLACEMENT PAGES
FOR THE
CODIFIED ORDINANCES OF MIDDLEBURG HEIGHTS, OHIO

New matter in the Codified Ordinances of Middleburg Heights, Ohio, as contained in the 2020 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.05	Definition of "bicycle; motorized bicycle; moped".
402.125	Definition of "electric bicycle".
402.22	Definition of "motor vehicle".
402.24	Definition of "pedestrian".
402.381	Definition of "shared-use path".
402.54	Definition of "vehicle".
402.55	Definition of "waste collection vehicle".
408.05	Committing an offense while distracted penalty.
414.12	Driver's duties upon approaching ambiguous or non-working traffic signal.
416.01	Duties of pedestrians and drivers at crosswalks.
416.02	Right-of-way of blind person.
416.09	Right-of-way on sidewalks.
416.13	Operation of personal delivery device on sidewalks and crosswalks.
432.01	Driving upon right side of roadway; exceptions.
432.02	Passing to right when proceeding in opposite directions.
432.03	Overtaking, passing to left; driver's duties.
432.06	Driving upon left side of roadway.
432.08	Driving within lanes or continuous lines of traffic.
432.10	Turning at intersections.
432.11	"U" turns restricted.
432.12	Starting and backing vehicles.
432.15	Right-of-way at intersections.
432.155	Intersections at which traffic control signals fail or malfunction.
432.16	Right-of-way when turning left.
432.17	Operation of vehicle at stop and yield signs.
432.18	Emergency or public safety vehicles at stop signals or signs.
432.195	Approaching a stationary public safety, emergency or road service vehicle and certain other vehicles.
432.20	Right-of-way at private driveway, alley or building.
432.21	Right-of-way of funeral procession.
432.24	Driving upon street posted as closed for repair.
432.26	Driving over fire hose.
432.27	Driving through safety zone.
432.28	One-way streets and rotary traffic islands.
432.29	Driving upon divided roadways.

<u>Section</u>	<u>New or amended matter regarding:</u>
432.32	Stopping at grade crossings.
432.33	Slow-moving vehicles or equipment at grade crossings.
432.34	Obstructing intersections, crosswalks or grade crossings.
432.41	Use of earphones while driving.
434.04	Stopping vehicle; slow speed; posted minimum speeds.
434.05	Speed limitations over bridges.
434.08	Vehicular homicide; vehicular manslaughter; vehicular assault.
434.11	Texting while driving prohibited.
436.032	Use of electronic wireless communication device prohibited while driving.
436.09	Display of license plates or validation stickers; registration.
438.16	Number of lights permitted; red and flashing lights.
438.275	Drivers and passengers required to wear seat belts.
442.03	Prerequisites to operation of a commercial motor vehicle.
474.01	Code application to bicycles.
474.02	Riding upon seats; carrying packages; motorcycle handle bars; helmets and glasses.
474.03	Attaching bicycles, motorcycles to other vehicles.
474.04	Riding on right side of roadway; riding abreast.
474.05	Lights and reflectors on bicycle; brakes.
474.18	Motorized bicycle operation, equipment and license.
474.19	Electric bicycles.
612.07	Open container prohibited.
620.01	Definitions.
620.02	Trafficking in controlled substances; gift of marihuana.
620.025	Cultivation of marihuana.
620.03	Drug possession offenses.
620.04	Possessing drug abuse instruments.
620.05	Permitting drug abuse.
620.07	Possessing or using harmful intoxicants.
620.08	Illegally dispensing drug samples.
620.12	Controlled substance schedules.
620.14	Controlled substance or prescription labels.
620.15	Counterfeit controlled substances.
620.16	Drug paraphernalia.
620.161	Marihuana drug paraphernalia.
620.18	Sale of pure caffeine product.
630.05	Illegal distribution of cigarettes, other tobacco products, or alternative nicotine products; transaction scans.
636.001	Definitions related to offenses relating to persons.
636.075	Criminal child enticement. (Repealed)
636.09	Nonsupport of dependents.
642.05	Unauthorized use of property.
642.15	Misuse of credit cards.
642.33	Railroad vandalism; criminal trespass; interference with operation of train; grade crossing device vandalism.
648.04	Disorderly conduct.
666.03	Sexual imposition.
666.06	Public indecency.
666.19	Nonconsensual dissemination of private sexual images.

<u>Section</u>	<u>New or amended matter regarding:</u>
672.01	Definitions related to weapons and explosives.
672.04	Improperly handling firearms in a motor vehicle.
672.07	License or permit to possess dangerous ordnance.
672.09	Unlawful transactions in weapons.

CITY OF MIDDLEBURG HEIGHTS, OHIO

Resolution No. 2020-

Introduced By: Mayor Matthew J. Castelli

A RESOLUTION

**AUTHORIZING THE MAYOR TO FILE AN APPLICATION WITH THE CUYAHOGA
COUNTY DEPARTMENT OF DEVELOPMENT FOR A COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) THROUGH THE 2020 CUYAHOGA COUNTY
MUNICIPAL GRANT PROGRAM
AND DECLARING AN EMERGENCY**

WHEREAS, CDBG funds are now available through the Cuyahoga County Department of Development, and the City of Middleburg Heights desires to make application for such funding for the resurfacing of pavement on Glenridge Avenue from Pearl Road to Nethersole Drive, which is within a designated Improvement Target Area, for the maintenance of health, safety and welfare; and

WHEREAS, the residents of Middleburg Heights, at a public meeting, have been given an opportunity to express their views on the aforesaid project.

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

Section 1: That the Council of the City of Middleburg Heights, hereby authorizes the Mayor to file an application for a Community Development Block Grant in the amount of \$150,000 for the resurfacing of pavement on Glenridge Avenue from Pearl Road to Nethersole Drive.

Section 2: The Mayor and Director of Finance are hereby authorized and directed to enter such agreements with Cuyahoga County as may be necessary for the application for and receipt of Community Development Block Grant funds and related funding, as provided by law. Said agreements shall be in substantially the form as approved by the Director of Law.

Section 3: 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.

Section 4: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of said City, and for further reason to authorize the Mayor to file an application with the Cuyahoga County Department of Development for a Community Development Block Grant; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

Passed: _____

Attest: _____
Clerk of Council

Approved On: _____

Presented to Mayor: _____

Mayor

President of Council

Yea Nay

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

CITY OF MIDDLEBURG HEIGHTS, OHIO

Resolution No. 2020-

Introduced By: Mayor Matthew J. Castelli

A RESOLUTION
AUTHORIZING THE MAYOR TO FILE AN APPLICATION WITH THE CUYAHOGA
COUNTY DEPARTMENT OF DEVELOPMENT FOR A GRANT THROUGH THE 2021
CUYAHOGA COUNTY SUPPLEMENTAL GRANT PROGRAM
AND DECLARING AN EMERGENCY

WHEREAS, grant funds are now available through the Cuyahoga County Department of Development, and the City of Middleburg Heights desires to make application for such funding for the resurfacing of pavement on Glenridge Avenue from Nethersole Drive to Brookside Parkway for the maintenance of health, safety and welfare; and

WHEREAS, the residents of Middleburg Heights, at a public meeting, have been given an opportunity to express their views on the aforesaid project.

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

Section 1: That the Council of the City of Middleburg Heights, hereby authorizes the Mayor to file an application for a Cuyahoga County Supplemental Grant in the amount of up to \$50,000 for the resurfacing of pavement on Glenridge Avenue from Nethersole Drive to Brookside Parkway.

Section 2: The Mayor and Director of Finance are hereby authorized and directed to enter such agreements with Cuyahoga County as may be necessary for the application for and receipt of Cuyahoga County Supplemental Grant funds and related funding, as provided by law. Said agreements shall be in substantially the form as approved by the Director of Law.

Section 3: 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.

Section 4: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of said City, and for further reason to authorize the Mayor to file an application with the Cuyahoga County Department of Development for a Cuyahoga County Supplemental Grant; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

Passed: _____

Attest: _____
Clerk of Council

Approved On: _____

Presented to Mayor: _____

Mayor

President of Council

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

DELIVERED NOV 05 2020

CITY OF MIDDLEBURG HEIGHTS, OHIO

RESOLUTION NO. 2020-

INTRODUCED BY: MAYOR CASTELLI

A RESOLUTION AUTHORIZING THE MAYOR
AND/OR DIRECTOR OF PUBLIC SERVICE TO PREPARE AND
SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS
COMMISSION STATE CAPITAL IMPROVEMENT AND / OR LOCAL TRANSPORTATION
IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the City of Middleburg Heights is planning to make capital improvements to 2020 Indian Creek/Gerald Sanitary Relief Sewer Improvement Project, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs,

NOW THEREFORE, BE IT RESOLVED by the City of Middleburg Heights:

Section 1: The Mayor and/or Director of Public Service is/are hereby authorized to apply to the OPWC for funds as described above.

Section 2: The Mayor is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

Section 3: 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:

PRESENTED TO MAYOR: _____

CLERK OF COUNCIL

APPROVED ON: _____

MAYOR

	YEAS	NAYS
BORTOLOTTA	_____	_____
ALI	_____	_____
SAGE	_____	_____
MEANY	_____	_____
McGREGOR	_____	_____
FERENCE	_____	_____
GRECH	_____	_____