

PLEASE NOTE, DUE TO THE CURRENT COVID-19 OUTBREAK, THE
COUNCIL MEETING WILL BE HELD AS FOLLOWS:

JOIN ZOOM MEETING
<https://us02web.zoom.us/j/89315474985>
Meeting ID: 893 1547 4985

DIAL TO ATTEND
+1 301 715 8592
+1 312 626 6799
Meeting ID: 893 1547 4985

COUNCIL OF THE CITY OF GARFIELD HEIGHTS
COUNCIL CAUCUS @ 6:30 P.M.
REGULAR MEETING @ 7:00 P.M.
MONDAY, JANUARY 11, 2021

1. INVOCATION/PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. READING & DISPOSAL OF MINUTES
4. WRITTEN COMMUNICATIONS TO COUNCIL
5. COMMITTEE REPORTS
6. REPORTS OF MAYOR AND DIRECTORS
7. COMMUNICATIONS FROM CITIZENS ON AGENDA
8. ORDINANCES AND RESOLUTIONS
9. COMMENTS BY CITIZENS
10. MISCELLANEOUS BUSINESS
11. ADJOURNMENT

ORDINANCE NO. 01-2021

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE COMMISSIONER OF PURCHASES AND SUPPLIES, FINANCE DIRECTOR, THE MAYOR, OR HIS DESIGNEE TO ADVERTISE FOR PROPOSALS FOR VARIOUS MATERIALS, SERVICES AND SUPPLIES FOR THE YEAR ENDING DECEMBER 31, 2021

ORDINANCE NO. 02-2021

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO RENEW AN AGREEMENT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT FOR THE PURPOSE OF PARTICIPATING IN THE STORM WATER POLLUTION PREVENTION PROGRAM

ORDINANCE NO. 03-2021

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE PURPOSE OF PUBLIC INVOLVEMENT AND PUBLIC EDUCATION REGARDING SOIL AND WATER CONSERVATION

ORDINANCE NO. 04-2021

AN EMERGENCY ORDINANCE AMENDING SECTION 113.01(a), *POSTING PLACES*, OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS

RESOLUTION NO. 01-2021

A RESOLUTION BY THE MAYOR AND COUNCIL ON BEHALF OF THE RESIDENTS OF THE CITY OF GARFIELD HEIGHTS HONORING THE MEMORY OF VINCENT R. LIOTTA AND EXTENDING SINCERE CONDOLENCES TO HIS FAMILY

RESOLUTION NO. 02-2021

AN EMERGENCY RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT (CDSG) GRANT FUNDS FOR THE PURPOSE OF DEVELOPING A TRAIL PLAN AT WARGO FARM

GARFIELD HEIGHTS CITY COUNCIL
PRESIDENT OF COUNCIL: MATTHEW BURKE
WARD 1: COUNCILMAN MICHAEL DUDLEY, SR.
WARD 2: COUNCILMAN CHARLES DONAHUE
WARD 3: COUNCILMAN MICHAEL NENADOVICH
WARD 4: COUNCILWOMAN SHAYLA L. DAVIS
WARD 5: COUNCILMAN JASON BLAKE
WARD 6: COUNCILMAN MATTHEW BURKE
WARD 7: COUNCILMAN THOMAS VAUGHN
CLERK OF COUNCIL: BARBARA MOLIN

NEXT REGULAR COUNCIL MEETING MONDAY, JANUARY 25, 2021

ORDINANCE NO. 01-2021

SPONSORED BY: MAYOR VIC COLLOVA
CO-SPONSORED BY: COUNCILMAN MATT BURKE AND COUNCILMAN MICHAEL NENADOVICH

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE COMMISSIONER OF PURCHASES AND SUPPLIES, FINANCE DIRECTOR, THE MAYOR, OR HIS DESIGNEE TO ADVERTISE FOR PROPOSALS FOR VARIOUS MATERIALS, SERVICES AND SUPPLIES FOR THE YEAR ENDING DECEMBER 31, 2021.

BE IT ORDAINED by the Council of the City of Garfield Heights, Ohio, that:

SECTION 1. For the year ending December 31, 2021, the Commissioner of Purchases and Supplies, Finance Director, the Mayor or his Designee be and they are hereby authorized and directed to advertise for proposals for furnishing the following equipment, materials, services and supplies to be used by various departments of the City where it is reasonable to expect the expenditures for the following items will exceed Fifty Thousand Dollars (\$50,000.00) (pursuant to ORC 735.05) during such year:

Gasoline, kerosene, diesel fuel, lubricating and fuel oil, vehicle fluids and greases, salt, calcium chloride, liquid chlorine;

Sand, slag, stone, slag screening, gravel, limestone, paving brick, premixed concrete, rock asphalt, hot and cold premixed bituminous asphalt filler, asphalt, asphalt emulsion, penetration asphalt, and road oil;

Sewer brick, vitrified sewer pipe, vitrified liner plate, concrete sewer pipe, corrugated metal sewer pipe, cast iron manhole or catch basin frames and covers, miscellaneous castings;

Cast iron pipe, hydrants, hydrant repair services, valves and other appurtenances;

Cables, illuminating traffic signals and appurtenances, traffic signs and appurtenances, steel poles, street name signs and appurtenances;

Paint, building brick, glass block, lumber, plumbing fixtures and supplies, electrical fixtures and supplies, roofing materials, fencing materials, building tile, asphalt materials, printing, swimming and ice supplies, tree grates, tree planting, painting of swimming pool and recreation buildings, flooring materials and installation, sodium hyper chlorite;

Cinders, topsoil, sod, grass seed, leaf disposal, fertilizer, shrubs, trees and other materials for planting and improving city property, playground equipment, playground oil and spray materials, cleaning of buildings and windows, recreation shirts, caps and trophies, refuse collection and disposal, linen service, employee uniform service, building mats and appurtenances, paint striping and glass beads, snow removal for seniors;

Fire hose, tires and tubes, police revolvers, street sweeper broom fiber, warning lanterns, parts for automobiles, trucks, road maintenance equipment, towing services, snow

equipment, radio, radio appurtenances, office furniture, copy equipment, and office supplies;

Automobile insurance, general liability insurance, property insurance, public officials insurance, crime policy, inland marine policy, false arrest insurance, boiler and machinery insurance, electronic equipment/media coverage, employer's liability coverage, employee benefits liability, public liability insurance, insurance for senior center, umbrella policy insurance, police professional insurance, fire department error & omissions insurance, comprehensive governmental package policies;

Building maintenance, repairs and remodeling;

Heating and cooling maintenance, and repairs, plumbing maintenance and repairs, vehicle maintenance and repairs;

Furnishing lines to Fire and Police Departments, ammunition, emergency light bars and sirens;

Active fund depository, interim fund depository, computer hardware and software, fireworks, tree trimming and removal, independent private audit of City records.

Said bids and specifications to be filed in the Division of Purchases and Supplies, in the Department of Finance; and that the Mayor, or his designee, is hereby authorized and directed to enter into contracts with the lowest and best bidder upon approval of the Board of Control.

SECTION 2. The authority granted under this Ordinance expires December 31, 2021.

SECTION 3. This Ordinance is declared to be an emergency measure in that the adoption of the Charter created the Division of Purchases and Supplies and it is immediately necessary to make purchases for the conduct of the ordinary affairs of the City, and for the health, welfare, peace, and safety of its residents, and it shall take effect immediately upon its passage and approval by the Mayor.

PASSED: _____

APPROVED: _____
MAYOR PRESIDENT OF COUNCIL

ATTEST: _____ EFFECTIVE DATE: _____
CLERK OF COUNCIL

ORDINANCE NO.: 02-2021

SPONSORED BY: MAYOR VIC COLLOVA
CO-SPONSORED BY: COUNCILMAN MATT BURKE AND COUNCILMAN MICHAEL NENADOVICH

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO RENEW AN AGREEMENT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT FOR THE PURPOSE OF PARTICIPATING IN THE STORM WATER POLLUTION PREVENTION PROGRAM

WHEREAS, Each year, the City of Garfield Heights contracts with the Cuyahoga Soil and Water Conservation District (SWCD) to ensure compliance with the Environmental Protection Agency’s National Pollutant Discharge Elimination System Storm Water Permit, and

WHEREAS, under the agreement, the City will continue to be provided with on-site technical assistance, storm water pollution prevention reviews, monthly inspections, and many other benefits (a letter of intent to renew said agreement is attached hereto as Exhibit A and incorporated as if fully written within).

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Garfield Heights, Ohio that:

SECTION 1. The Mayor is hereby authorized and directed to renew an agreement on behalf of the City of Garfield Heights with Cuyahoga Soil and Water Conservation District for a period of twelve (12) months following the passage of this Ordinance, the fee for services provided to not exceed seven thousand five hundred dollars (\$7,500).

SECTION 2. The Finance Director is hereby authorized and directed to issue her vouchers for the City, to be charged to the appropriate fund for the purposes set forth in Section 1 hereof.

SECTION 3. Council declares this Ordinance to be an emergency measure necessary for the preservation of the public health, safety and welfare; therefore this Ordinance shall be in full force and effective immediately upon the adoption by Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

APPROVED: _____
MAYOR

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

EFFECTIVE DATE: _____

MEMORANDUM OF UNDERSTANDING
Between the Cuyahoga Soil and Water Conservation District
and the
City of Garfield Heights

This Memorandum of Understanding (“MOU”) is made this ___ day of _____, 2021 (“Effective Date”), between the Cuyahoga Soil and Water Conservation District (SWCD) and City of Garfield Heights (“City”), for assistance with technical assistance in implementing soil and water conservation measures.

Purpose – Implementation of a conservation program that promotes best practices for pollution prevention and corresponds with the City’s Municipal Separate Storm Sewer System (MS4) permit.

Recognizing the need for effective collaboration in protecting soil and water resources and in carrying out its mandated responsibilities, especially related to the National Pollutant Discharge Elimination System (NPDES) Storm Water Permit, the City and the Cuyahoga SWCD accept this agreement as the document which describes the process for exchange. Cooperation between these two units of government facilitates solutions to problems encountered by the City as it plans for the development/redevelopment and conservation of its environment and water quality improvements. The Ohio Revised Code, Chapter 940, describes the Cuyahoga SWCD’s authority for engaging in this Mutual Agreement.

NOW, THEREFORE, the parties’ understanding is as follows:

Project Tasks

The Cuyahoga SWCD and the City have mutually agreed to the scope of technical assistance related to pollution prevention on disturbed sites, including construction sites disturbing one or more acres of total land, including the entire area disturbed in the larger common plan of development or sale (≥ 1 acre) as required under the NPDES rules. Construction activities disturbing less than one acre and not part of a larger common plan of development or sale of total land (< 1 acre), and not covered under the NPDES rules, will be reviewed by the Cuyahoga SWCD as requested by the City.

The Cuyahoga SWCD will: (i) perform storm water pollution prevention plan (SWP3) reviews for proposed development, redevelopment and infrastructure renovation projects; (ii) perform abbreviated construction plan reviews, as requested by the City; (iii) perform field reviews of active construction projects; (iv) perform long-term maintenance field reviews of post-construction water quality facilities; and (vii) provide written technical advisory reports detailing plan review recommendations, site conditions, and recommendations for compliance and/or maintenance activities needed.

NPDES, Minimum Control Measure 4 – Stormwater Pollution Prevention/Erosion & Sediment Control

1. The Cuyahoga SWCD will provide technical assistance, related to storm water pollution prevention and stormwater quality management, as requested, including:
 - Preliminary site planning meetings or conference calls*
 - a. Review of development, redevelopment, and infrastructure renovation plans for compliance with NPDES rules (Ohio Revised Code 3745 39-04 (B) (1) through (6)) and the current edition of Ohio’s Rainwater and Land Development standard guidance manual
 - b. Provide rapid field assessment of soils and soil quality; and
 - c. Provide an annual report of all activities undertaken (including copies of any other data collected).

2. The annual conservation program will include technical assistance related to NPDES covered construction activities of an estimated of:
 - a. 1-3 active construction sites (≥ 1 acre)

- b. Initial SWP3 reviews, as received (≥ 1 acre)
 - c. Subsequent SWP3 review, *as needed* (≥ 1 acre)
 - d. Technical advisory inspections (field reviews) and reporting (12 per year per site) once construction begins
 - e. Plan reviews for abbreviated construction plans will be performed by request of the City.
3. Stormwater Pollution Prevention Program: \$5,500.00

NPDES, Minimum Control Measure 5 – Post Construction Stormwater Management

1. As required under the MS4 Permit, the Cuyahoga SWCD will also provide annual inspections of all post construction stormwater control measures (water quality and water quantity basins):
 - a. Transition meetings will be held with SWCD staff, city personnel and site personnel to review long-term operations and maintenance needs, and reporting requirements
 - b. 5-8 annual long-term maintenance field reviews, including rapid field assessment, of post-construction stormwater quality facilities
 - c. Technical advisory inspection and reporting to the City and landowners with SCMs on their properties
 - d. Project file management
 - e. Mapping of facility locations
 - f. Maintenance program fact sheets, individual site assessments and training, when needed.
2. Post Construction Stormwater Management Program: \$2,000.00

City's Role Related to Storm Water Pollution Prevention Activities

1. The City will designate someone to serve as the City's liaison for the storm water pollution prevention program.
2. The City will recognize the environmental and economic functions of naturally vegetated open spaces, such as wetlands, stream corridors, ravines, woodlands, and fields as worthy of the City's protection as open space.
3. The City will utilize the Cuyahoga SWCD's technical assistance including plan reviews, project inventories, evaluations, and inspections of planned construction sites, water quality and water quantity basins or sensitive natural areas of concern.
4. The City will direct builders, developers, and consultants to the Cuyahoga SWCD for assistance on planning and conservation early in the concept planning stage of the construction planning cycle.
5. The City will adopt, apply, and enforce Cuyahoga SWCD recommendations by not authorizing commencement and/or issuing work stoppage and other remedies.
6. The City will provide the Cuyahoga SWCD with field surveys, proposed layouts, designs or meeting notices needed for adequate technical assistance in a timely manner.
7. The City recognizes that the Cuyahoga SWCD has no regulatory authority to enforce NPDES rules.

Agreed Procedures

- The City agrees to grant an annual conservation appropriation to the SWCD, not to exceed \$7,500 per twelve month period following the Effective Date and the Cuyahoga SWCD agrees to use the grant funds to provide a conservation program for the City.
- The City and the SWCD will determine the most effective manner to appropriate the funds.
- The City will provide a resolution to the SWCD that acknowledges this working agreement and provides documentation to facilitate dispersal of funds to the SWCD on an annual basis.
- The Cuyahoga SWCD is not granted regulatory authority in the Ohio Revised Code.
- The Cuyahoga SWCD and the City will meet at least once a year to coordinate a work plan and exchange information.
- The Cuyahoga SWCD will provide the City with a written annual summary, relevant to its role, as outlined in this MOU.
- The NPDES rules, current edition of Ohio's Rainwater and Land Development standard guidance manual, and standards of the USDA, Natural Resources Conservation Service will be used in planning and application of conservation measures.
- That both parties will review quality of assistance and address concerns as they arise.
- There shall be no discrimination exercised against any person because of race, color, religion, national origin, sex, gender, ancestry, age, disability, sexual orientation, sexual identify, genetic information, political affiliation, or military status when fulfilling the purpose of this engagement.
- The City recognizes the Cuyahoga SWCD's obligation to make its reports and other written materials available to the public on request in accordance with the Ohio Public Records Act.

Term, Renewal, Termination

The term of this MOU shall commence on the date (the "Initial Effective Date") SWCD receives written notice from the City, in a form approved by SWCD and in accordance with Sections 5705.41 and 5705.44 of the Ohio Revised Code, as applicable, indicating that the City has agreed to provide funds, in an amount agreed to by the parties, to support SWCD's general operations for the following 12-month period (the "Initial City Notice"). This MOU shall terminate on the 12-month anniversary of the Initial Effective Date in the event the City does not renew this MOU as set forth herein.

This MOU may be renewed by City for any 12-month period following the Initial MOU Term (a "Subsequent MOU Term") provided that the SWCD receives written notice, as described above (a "Subsequent City Notice"), not less than 30 days prior to expiration of the Initial MOU Term (the date the District receives a Subsequent City Notice, a "Subsequent Effective Date"), and shall continue to renew for any 12-month period provided that the SWCD receives a Subsequent City Notice not less than 30 days prior to expiration of any Subsequent MOU Term then in effect.

This MOU may be amended or terminated at any time by mutual consent of both parties, or the agreement may be terminated by either party giving thirty (30) day's advance written notice to the other.

In witness thereof, the Memorandum executed and agreed to on the latest day, month and year written below:

Cuyahoga Soil & Water
Conservation District

City of Garfield Heights

By: Sherri Lippus
Chair

By: Hon. Vic Collova
Mayor

Date:

Date:

ORDINANCE NO.: 03-2021

SPONSORED BY: MAYOR VIC COLLOVA
CO-SPONSORED BY: COUNCILMAN MATT BURKE AND COUNCILMAN MICHAEL NENADOVICH

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE PURPOSE OF PUBLIC INVOLVEMENT AND PUBLIC EDUCATION REGARDING SOIL AND WATER CONSERVATION

WHEREAS, Each year, to ensure Environmental Protection Agency compliance, the City of Garfield Heights contracts with the Cuyahoga Soil and Water Conservation District (SWCD) and Northeast Ohio Regional Sewer District (NEORS) for the implementation of education, stewardship and public involvement activities regarding soil and water conservation measures.

NOW, THEREFORE BE IT ORDAINED by the Council of the City of Garfield Heights, Ohio that:

SECTION 1. The Mayor is hereby authorized and directed to enter into a contract (attached hereto as Exhibit A and incorporated as if fully written within) on behalf of the City of Garfield Heights with Cuyahoga Soil and Water Conservation District and Northeast Ohio Regional Sewer District for year 2021, the fee for services provided to not exceed six thousand dollars (\$6,000); under the terms of the agreement the full \$6,000 cost to the city is reimbursable through Northeast Ohio Regional Sewer District.

SECTION 2. The Finance Director is hereby authorized and directed to issue her vouchers for the City, to be charged to the appropriate fund for the purposes set forth in Section 1 hereof.

SECTION 3. Council declares this Ordinance to be an emergency measure necessary for the preservation of the public health, safety and welfare; therefore this Ordinance shall be in full force and effective immediately upon the adoption by Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

APPROVED: _____
MAYOR

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

EFFECTIVE DATE: _____

MEMORANDUM OF UNDERSTANDING for 2021-2025
Between the Cuyahoga Soil and Water Conservation District
and the
Northeast Ohio Regional Sewer District
and the
City of Garfield Heights

This Memorandum of Understanding ("MOU") is made this ____ day of _____ ("Effective Date"), between the Cuyahoga Soil and Water Conservation District (SWCD) and the Northeast Ohio Regional Sewer District (NEORS), pursuant to the authority of Board Resolution 299-20, adopted November 5, 2020 and Garfield Heights for providing technical assistance in implementing soil and water conservation measures.

Purpose – Implementation of conservation education, stewardship, and public involvement activities that also corresponds to the City's Municipal Separate Storm Sewer System (MS4) permit.

Recognizing the need for effective collaboration in raising awareness through education, stewardship opportunities and public involvement and working to change the perceptions and behaviors of the public for a cleaner, healthier environment, such as what is required in the National Pollutant Discharge Elimination System (NPDES) permit, the City, the Cuyahoga Soil and Water Conservation District (SWCD), and NEORS accept this agreement as the document which describes the process for exchange. Cooperation between these units of government facilitates better awareness of environmental issues and potential solutions for a healthier environment. In providing conservation *education* assistance and expertise to the City, the SWCD hopes to influence citizens to better protect and conserve soil and water resources. The Ohio Revised Code, Chapter 940, describes the District's authority for engaging in this MOU.

Additionally, NEORS is required to provide Phase II stormwater regulation support services to member communities for Minimum Control Measure Nos. 1, 2, 3, and 6 under NEORS's Regional Stormwater Management Code (Title V), and is further authorized to provide such services through agreements with service providers such as the SWCD.

The SWCD, NEORS, and the City have mutually agreed to this scope of assistance related to education, stewardship, and public involvement for the conservation of soil and water resources.

Cuyahoga SWCD Conservation Program

The SWCD will work with the City to provide a conservation program that includes public education and public involvement, such as that listed in the City's Storm Water Management Plan, local watershed action plan, and/or balanced growth plans, or others as mutually agreed upon. The goal of the education, stewardship and public involvement program is to reach diverse stakeholders, including City residents, City staff, school children, etc. through the following services:

1. SWCD staff will coordinate activities and facilitate program implementation with feedback from the City's designee and/or through an annual stakeholder meeting.

2. SWCD staff will attend City council meetings, as requested.
3. SWCD will assist the City in planning and promotion of a local pollution prevention or clean water event and assist in identifying partnerships with various community stakeholders. Events may include stream clean ups, drain stenciling, water festivals or other activities to engage the public.
4. SWCD will create a variety of educational materials, including brochures, fact sheets, newsletters, newsletter articles, web-based information for the City's use, special mailings, educational posters and school programs, such as age-specific student programs and teacher workshops related to conservation concerns, including watershed issues, soils and water.
5. SWCD will provide opportunities for student involvement in local, state and national programs and competitions.
6. On the City's behalf, the SWCD will participate in the Northeast Ohio Public Involvement and Public Education Work group (NEO PIPE). Products produced by the NEO PIPE Work Group will be shared with the City.
7. The SWCD will seek opportunities to maximize impact and minimize additional program costs related to printing large quantities of selected materials that become available to the public.
8. The SWCD will provide an annual report of all activities undertaken, including copies of all fliers, notices, and types of stakeholders reached, attendance records and any data collected.

City of Garfield Heights Role

1. The City will designate someone to serve as the liaison to the Cuyahoga SWCD and to help provide guidance regarding conservation education and public involvement and with coordination of activities such as improvement days, storm drain stenciling, and watershed planning activities.
2. The City will help to identify potential leaders, including civic leaders, civic groups, senior organizations, fraternal groups, scout leaders, school liaisons, business leaders and anyone else that should be contacted through an outreach program.
3. The City will disseminate program information in a timely manner.
4. The City will assume full responsibility for completion and submittal of their required annual reports.

Agreed Procedures

- The City agrees to grant an annual conservation appropriation to the SWCD, not to exceed \$6,000 for a one-year term, following the Effective Date, and the Cuyahoga SWCD agrees to use the grant funds to provide a conservation program for the City.
- The City will provide a resolution to the SWCD that acknowledges this working agreement and provides documentation to facilitate dispersal of funds to the SWCD on an annual basis.
- That the SWCD is a conservation technical and education service agency and therefore is not

granted regulatory authority in the Ohio Revised Code.

- That the working relationship will be defined to include lines of communications with appropriate departments. The SWCD and the City will meet at least once a year to coordinate a work plan and exchange information with the goal of developing a multi-disciplinary approach to resource management.
- SWCD will provide a written annual report, relevant to its role, as outlined in this MOU.
- That credit will be given jointly to the SWCD and the City in any conservation publications produced.
- That all parties will review quality of service and address concerns as they arise.
- The City recognizes the SWCD's obligation to make its reports and other written materials available to the public on request in accordance with the Ohio Public Records Act.
- All services of the SWCD are offered on a non-discriminatory basis without regard to race, age, marital status, handicap, or political persuasion.

Coordination between NEORS and SWCD

1. In accordance with Title V of NEORS's Regional Stormwater Management Code, NEORS will provide an appropriation in the amount of \$ 6,000 to the City, which shall use such appropriation to pay the Cuyahoga SWCD to carry out the services set forth in this MOU.
2. NEORS and SWCD shall jointly plan annual MCM #1 and MCM #2 activities.
3. SWCD shall provide the District with monthly reports of services provided to each community.

Term, Renewal, Termination

The term of this MOU shall commence on the date (the "Initial Effective Date") SWCD receives written notice from the City, in a form approved by SWCD and in accordance with Sections 5705.41 and 5705.44 of the Ohio Revised Code, as applicable, indicating that the City has agreed to grant funds, in an amount agreed to by the parties, to support SWCD's general operations for the following 12-month period (the "Initial City Notice"). The parties acknowledge, understand, and agree that any such funding shall be for the purposes of the SWCD's providing Phase II services for a period of 12 *calendar* months following the Initial Effective Date (the "Initial MOU Term") and that this MOU shall terminate on the 12-month anniversary of the Initial Effective Date.

This MOU may be amended or terminated at any time by mutual consent of all parties.

In witness thereof, the Memorandum executed and agreed to on the latest day, month and year written below:

Cuyahoga Soil & Water
Conservation District

City of Garfield Heights

By:
Chair

By: Hon. Vic Collova

Date:

Date:

Northeast Ohio Regional Sewer District

By: Kyle Dreyfuss-Wells
Chief Executive Officer

And: Darnell Brown, President
Board of Trustees

Date:

Date:

This Instrument Reviewed By:
Katarina K. Waag
Assistant General Counsel
Northeast Ohio Regional Sewer District

CONTRACT NO.

NORTHEAST OHIO REGIONAL SEWER
DISTRICT

WITH

CUYAHOGA SOIL AND WATER
CONSERVATION DISTRICT

CITY OF GARFIELD HEIGHTS

FOR

2021 PHASE II TECHNICAL ASSISTANCE
IMPLEMENTING SOIL AND WATER
CONSERVATION MEASURES

Total Approximate Cost: \$6,000

The legal form and correctness of the within
instrument are hereby approved.

CHIEF LEGAL OFFICER

Date

CERTIFICATION

It is hereby certified that the amount required to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the fund free from any obligation or certification now outstanding.

CHIEF FINANCIAL OFFICER

Date

ORDINANCE NO.: 04-2021

SPONSORED BY: COUNCILWOMAN SHAYLA DAVIS

AN EMERGENCY ORDINANCE AMENDING SECTION 113.01(a), *POSTING PLACES*, OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS

WHEREAS, Section 113.01(a) of the Garfield Heights Codified Ordinances designates locations where the Clerk of Council is required to post physical copies of all legislation prior to regularly-scheduled City Council meetings, and

WHEREAS, due to Covid-19 and the world’s ever-increasing reliance upon technology, the City wishes to include the City’s website as one of the locations where the agenda and legislation shall be posted for City Council meetings.

NOW, THEREFORE, BE IT ORDAINED by this Council of the City of Garfield Heights, Ohio that:

SECTION 1. Section 113.01(a) of the Codified Ordinances of the City of Garfield Heights, Ohio, shall be amended to read as follows:

(a) The Clerk is required to post the ordinances and resolutions by noon Saturday prior to the next Council meeting at the following locations pursuant to requirements of State law:

- (1) Library located at 5409 Turney Road.
- (2) Senior/Civic Center located at 5407 Turney Road.
- (3) Munchies / Direct Wireless at 4561 E. 131st Street.
- (4) Boulevard Convenient at 8808 Garfield Boulevard.
- (5) Police Station located at 5555 Turney Road.
- (6) The City of Garfield Heights website.**

SECTION 2. This Ordinance is declared to be an emergency measure in that the adoption of the Charter created the Division of Purchases and Supplies and it is immediately necessary to make purchases for the conduct of the ordinary affairs of the City, and for the health, welfare, peace, and safety of its residents, and it shall take effect immediately upon its passage and approval by the Mayor.

PASSED: _____

APPROVED: _____
MAYOR

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

EFFECTIVE DATE: _____

RESOLUTION NO: 01-2021

SPONSORED BY: MAYOR VIC COLLOVA AND COUNCILMAN MATT BURKE

CO-SPONSORED BY: ALL OF COUNCIL

A RESOLUTION BY THE MAYOR AND COUNCIL ON BEHALF OF THE RESIDENTS OF THE CITY OF GARFIELD HEIGHTS HONORING THE MEMORY OF VINCENT R. LIOTTA AND EXTENDING SINCERE CONDOLENCES TO HIS FAMILY.

WHEREAS, The Mayor and Council on behalf of the residents of the City of Garfield Heights wish to express their sincere condolences to the family of Vincent R. Liotta, beloved husband of Kathleen; loving father of Deana, Vincent and Shelby; devoted grandfather of Adam, Lauren, Kyle Luke, and Tiffany and great grandfather of Anthony, Giovanni and Vincent; and

WHEREAS, Vince was born on July 6, 1945; and

WHEREAS, Vince served on the Garfield Heights City Council, Ward 3, for a period of 10 years from November 8, 1999 to November 6, 2009; and

WHEREAS, in 2012 Vince became an employee of the Garfield Heights Municipal Court working as a Bailiff from January 12, 2012 to September 16, 2012; and

WHEREAS, after working as a Bailiff, Vince went on to become the Community Service Manager for the City of Garfield Heights working with the Family Resource Center until his passing in 2020, from 2012 to 2015 Vince was also in charge of the Juvenile Diversion Program, and he remained a Liaison to the Court Community Service Program as well; and

WHEREAS, Vince was very involved in the Garfield Heights Community as a past ward leader and precinct man; he served as a member to the Executive Democratic Board and was president of the Bedford Lions Club; and

WHEREAS, Vince coached baseball and was the Garfield Heights Baseball Commissioner and member of the Garfield Heights Baseball Hall of Fame; and

WHEREAS, Vince's greatest accomplishment and love was his family; and

WHEREAS, Vince was always smiling, laughing and joking, his presence was larger than life and he will always be remembered for his service to the Garfield Heights Community; and

WHEREAS, Vince passed away on December 31, 2020 and will be missed by many.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Garfield Heights, Ohio, that:

SECTION 1. The Mayor and Council on behalf of the residents of the City of Garfield Heights join to pay tribute to the memory of Vincent R. Liotta and extend their sincere condolences to her family.

SECTION 2. The Law Department be and is hereby authorized and directed to transmit a copy of this Resolution to the family of Vincent Liotta with our deepest sympathy and the local news media.

SECTION 3. This Resolution shall be in full force and effect from and after the earliest period allowed by law.

PASSED: _____

APPROVED: _____
MAYOR PRESIDENT OF COUNCIL

ATTEST: _____ EFFECTIVE DATE _____
CLERK OF COUNCIL

RESOLUTION NO. 02-2021

SPONSORED BY: MAYOR VIC COLLOVA

CO-SPONSORED BY: COUNCILMEN MICHAEL NENADOVICH, MATT BURKE

AN EMERGENCY RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO APPLY FOR COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT (CDSG) GRANT FUNDS FOR THE PURPOSE OF DEVELOPING A TRAIL PLAN AT WARGO FARM

WHEREAS, the City of Garfield Heights intends to apply for Community Development Supplemental Grant to create a trail plan at the property commonly known as Wargo Farm, in partnership with Cleveland Metroparks and will become part of their regional park plan in the southeast suburbs; and

WHEREAS, the City of Garfield Heights is eligible to receive up to \$50,000 from the CDSG program, which is funded by the County's Casino Tax revenue funds; and

WHEREAS, the \$50,000 grant will be used to purchase materials and Cleveland Metroparks and will contribute labor "in kind" to construct the trails; and

WHEREAS, the City of Garfield Heights recognizes the benefit of expanding recreation options so that Wargo Farm will be available for use by residents; and

WHEREAS, the City of Garfield Heights has already partnered with Cleveland Metroparks and transferred acreage south of Creekside Drive to create a link to the redeveloped Dunham Park in Maple Heights; and

WHEREAS, Wargo Farm will also be linked to property that the Cleveland Metroparks is acquiring in Valley View, along the city's municipal boundary on Hathaway Road;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Garfield Heights, Ohio, that:

SECTION 1. The Mayor is hereby authorized and directed to take whatever steps may be necessary to make application with and enter into an agreement with the County of Cuyahoga Department of Development for the purpose of developing a trail plan at Wargo Farm.

SECTION 2. Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare and shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

APPROVED: _____
MAYOR

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

EFFECTIVE DATE: _____