NEW LEGISLATION

November 9, 2020

Temp. No. A-80	Introduced 11/9/20	Committee PZ	Description An ordinance authorizing and approving a conditional zoning certificate to operate an outdoor sales lot on parcel 35-00079 (4095 State Road), in an MU3 Sub-Urban Center District, and declaring an emergency.
A-81	11/9/20	PZ	An ordinance approving a zoning map amendment for parcel 02-00234 (2404 7th Street) from R4 Urban Density Residential to MU4 Sub-Urban Corridor, as more fully described and depicted herein and declaring an emergency.
A-82	11/9/20	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Fidelity Security Insurance Company and/or its subsidiary EyeMed Vision Care for the administration of the City's self-insured employee vision care services insurance plans, for a period not to exceed one year, and declaring an emergency.
A-83	11/9/20	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Guardian Life Insurance Company for the administration of the City's fullyinsured employee dental insurance plan, for a period not to exceed two years, and declaring an emergency.

Temp. No. A-84		Committee PA	Description An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.
A-85	11/9/20	PA	A resolution approving the Summit County Solid Waste Management Plan prepared by the Summit/Akron Solid Waste Management Authority dba ReWorks, and declaring an emergency.
A-86	11/9/20	CD	An ordinance approving and authorizing the Mayor to execute and submit the Annual Action Plan to the U.S. Department of Housing and Urban Development for program year 2020 and declaring an emergency.

CALENDAR

November 9, 2020

The following legislation will be up for passage at the Council Meeting on November 9, 2020.

Temp. No. A-75	Introduced 10/26/20	Committee PZ	Description An ordinance accepting the Planning Commission recommendation for the construction of an 11,952 square foot private gymnasium on parcel 02-12833 on Bailey Road and declaring an emergency.
A-76	10/26/20	PZ	An ordinance authorizing the Director of Public Service to enter into an option and ground lease agreement with TowerCo 2013 LLC for the lease of property for the future construction of wireless communication facilities and equipment and declaring an emergency.
A-77	10/26/20	Fin	An ordinance authorizing the Mayor to enter into an Intergovernmental Agreement with the Village of Silver Lake for the acquisition, installation, and operation of a Consolidated Computer-Aided Dispatch System to the Village of Silver Lake, and declaring an emergency.
A-78	10/26/20	Fin	An ordinance establishing annual appropriations of money for the current expenses, capital expenditures and other expenses of the City of Cuyahoga Falls for the fiscal year ending December 31, 2021, and declaring an emergency.

Temp. No. Introduced Committee A-79 10/26/20 PA

Description

An ordinance authorizing the Mayor to enter into a license agreement with the Downtown Cuyahoga Falls Partnership, for the purpose of constructing and maintaining signage for a historical walking trail in Downtown Cuyahoga Falls, and declaring an emergency.

PENDING LEGISLATION

November 9, 2020

Temp. No. A-72	Introduced 10/12/20	Committee PZ	Description An ordinance approving a zoning map amendment for parcel 37-00221 from MU-1 Rural Neighborhood Center to R-5 Mixed Density Residential, as more fully described and depicted herein and declaring an emergency.
A-75	10/26/20	PZ	An ordinance accepting the Planning Commission recommendation for the construction of an 11,952 square foot private gymnasium on parcel 02-12833 on Bailey Road and declaring an emergency.
A-76	10/26/20	PZ	An ordinance authorizing the Director of Public Service to enter into an option and ground lease agreement with TowerCo 2013 LLC for the lease of property for the future construction of wireless communication facilities and equipment and declaring an emergency.
A-77	10/26/20	Fin	An ordinance authorizing the Mayor to enter into an Intergovernmental Agreement with the Village of Silver Lake for the acquisition, installation, and operation of a Consolidated Computer-Aided Dispatch System to the Village of Silver Lake, and declaring an emergency.
A-78	10/26/20	Fin	An ordinance establishing annual appropriations of money for the current expenses, capital expenditures and other expenses of the City of Cuyahoga Falls for the fiscal year ending December 31, 2021, and declaring an emergency.

Temp. No. Introduced Committee A-79 10/26/20 PA

Description

An ordinance authorizing the Mayor to enter into a license agreement with the Downtown Cuyahoga Falls Partnership, for the purpose of constructing and maintaining signage for a historical walking trail in Downtown Cuyahoga Falls, and declaring an emergency.

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CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO.

- 2020

APPROVING AN ORDINANCE AUTHORIZING AND CONDITIONAL ZONING CERTIFICATE TO OPERATE AN OUTDOOR SALES LOT ON PARCEL 35-00079 (4095 STATE IN AN MU3 SUB-URBAN CENTER DISTRICT, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning Commission be submitted to Council; and

WHEREAS, conditional zoning certificate review by the Planning Commission is required of all development of land within the City of Cuyahoga Falls, Ohio, according to Sections 1113.08 of the Cuyahoga Falls General Development; and

WHEREAS, on November 4, 2020 the Planning Commission recommended a conditional zoning certificate to operate an Outdoor Sales Lot on parcel 35-00079 (4095 State Road), within the City of Cuyahoga Falls, Ohio.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State of Ohio, that:

Section 1. The City Council approves the conditional zoning certificate to operate an Outdoor Sales Lot on parcel 35-00079 (4095 State Road) in an MU3 Sub-Urban Center District, within the City of Cuyahoga Falls, Ohio, and in accordance with such district and zoning regulations as stipulated in the Codified Ordinances and General Development Code of the City of Cuyahoga Falls as approved by the Planning Commission as per the plans and stipulations contained in File CZ-20-00042.

Section 2. Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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 of this Council, 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, to the extent applicable, including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and appropriate development of this property, and provided it receives the affirmative vote of two thirds of the members elected or appointed 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 at the earliest period allowed by law.

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11/9/2020

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proposed site plan



11/05/2020

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO.

- 2020

AN ORDINANCE APPROVING A ZONING MAP AMENDMENT FOR PARCEL 02-00234 (2404 7TH STREET) FROM R4 URBAN DENSITY RESIDENTIAL TO MU4 SUB-URBAN CORRIDOR, AS MORE FULLY DESCRIBED AND DEPICTED HEREIN AND DECLARING AN EMERGENCY.

WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning Commission be submitted to Council, and

WHEREAS, on November 4, 2020 the Planning Commission considered a zoning map amendment from R4-Urban Density Residential to MU4 Sub-Urban Corridor for parcel 02-00234 (2404 7th Street) and recommended approval. The zoning map amendment parcel is 0.156 acres. The map amendment will allow the applicant, Karl Warther, to include parcel 02-00234 in the development site for the construction of a new Dairy Oueen restaurant.

WHEREAS, the Planning Commission recommended the map amendment based on conceptual plans and findings more fully described in Project File MAP-20-00041, and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State of Ohio:

Section 1. That the zoning classification for parcel 02-00234 is hereby changed from R4-Urban Density Residential to MU4-Sub-Urban Corridor. The map amendment will allow the applicant to include parcel 02-00234 (2404 7th Street) in the development site for the construction of a new Dairy Oueen restaurant.

Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed

Section 3. That 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 of this Council, 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, to the extent applicable, Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and appropriate development of this property, and provided it receives the affirmative vote of two thirds of the members elected or appointed 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 at the earliest period allowed by law.

Passed:		
	President of Council	
	Clerk of Council	
Approved:		
	Mayor	

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CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. - 2020

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING, WITH FIDELITY SECURITY INSURANCE COMPANY AND/OR ITS SUBSIDIARY EYEMED VISION CARE FOR THE ADMINISTRATION OF THE CITY'S FULLY-INSURED VISION SERVICES INSURANCE PLAN FOR EMPLOYEES, FOR A PERIOD NOT TO EXCEED ONE YEAR, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State of Ohio, that:

<u>Section 1.</u> The Mayor is hereby authorized to enter into a contract or contracts, without competitive bidding, with Fidelity Security Insurance Company and/or its subsidiary EyeMed Vision Care, on the basis of its final proposal dated July 31, 2020, for the professional services necessary to conduct the administration of the City's fully-insured vision services insurance plan for employees, for a contract period not to exceed one year.

<u>Section 2.</u> The Director of Finance is hereby authorized to pay approved invoices for work based upon the Contract, from the Self-Insurance Fund, line item Other Operations.

<u>Section 3.</u> Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

<u>Section 5.</u> This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls, and provided it receives the affirmative vote of two-thirds of the members elected or appointed 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 at the earliest period allowed by law.

Passed:	President of Council
	Clerk of Council
Approved:	Manag
11/9/20	Mayor

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CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO.

-2020

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING. WITH GUARDIAN LIFE INSURANCE COMPANY FOR THE ADMINISTRATION OF THE CITY'S FULLY-INSURED EMPLOYEE DENTAL INSURANCE PLAN, FOR A PERIOD NOT TO EXCEED TWO YEARS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit and State of Ohio, that:

Section 1. The Mayor is hereby authorized to enter into a contract or contracts, without competitive bidding, with Guardian Life Insurance Company for the professional services necessary to conduct the administration of the City's fully-insured employee dental insurance plan, for a period not to exceed two years.

Section 2. The Director of Finance is hereby authorized to pay approved invoices for work based upon the Contract, from the Self-Insurance Fund, line item Other Operations.

Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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 of this Council, 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, to the extent applicable, including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

Section 5. This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls, and provided it receives the affirmative vote of two-thirds of the members elected or appointed 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 at the earliest period allowed by law.

Passed:	President of Council
	Clerk of Council
Approved:	Movon
11/9/20	Mayor

1 2		resented by the Administration upon amendation of the Traffic Committee
3	Tecon	innendation of the frame committee
4	CITY OF CUYAHOGA	FALLS OHIO
5	CITT OF COMMISSION	Thebs, offic
6	ORDINANCE NO.	- 2020
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8	AN ORDINANCE AMENDING T	
9		INSTALLATION OF
10	VARIOUS TRAFFIC CONTR	· ·
11	DECLARING AN EMERGENCY	•
12		1 6.1 0
13	WHEREAS, site-specific traffic control re	
14	and maintained in the "Traffic Control I	•
15	maintained by the Chief of Police pursua	nt to Chapter 305 of the Codified
16 17	Ordinances; and	
18	WHEREAS, Section 305.02 of said Chap	ter requires that amendments to the
19	Traffic Control File be made only through leg	
20	Traine Control File be made only through leg	gislation passed by City Council.
21	NOW, THEREFORE, BE IT ORDAINED by	the Council of the City of Cuyahoga
22	Falls, County of Summit, and State of Ohio,	
23	rano, country or camme, and state or only,	
24	Section 1. Upon the recommendation of	f the Traffic Committee, the Traffic
25	Control File is hereby amended as follows:	,
26	,	
27	1. Move the "No Parking between thes	se Signs" sign located at 2115 10th
28	Street on the east side of the stree	t to 2103 10th Street, remaining on
29	the east side.	
30	2. Prohibit parking on the south side	of Ashland Avenue between 644 and
31	700 Ashland Avenue.	
32	3. Prohibit parking on the curve ac	
33	Ashland at the intersection of Ash	
34	4. Prohibit parking on east side of Ala	
35	5. Update the traffic file for Redwood	1
36	- Prohibit parking on the even sid	
37	- Prohibit parking on the even sid	
38	- Prohibit parking on the even sid	-
39	6. Update the traffic file for Woodland	
40	- Prohibit parking on the south si	
41 42	- Prohibit parking on the south si	
43	 Prohibit parking on the south si Prohibit parking on the west side o 	
44	8. Prohibit parking by posting signag	
45		oods Drive intersection on the north
46	side of Cedar Woods Drive.	bods brive intersection on the north
47	9. Prohibit parking at the dead end of	of Prange drive on school days from
48	7:00 AM – 4:00 PM.	of france arre on school days from
.0	1.00 1111	

<u>Section 2.</u> The Chief of Police is hereby authorized and directed to note in the Traffic Control File the proper legends.

<u>Section 3.</u> The Mayor is hereby authorized and directed to cause the installation or removal of the proper signage reflecting the above amendments.

<u>Section 4.</u> Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed but any ordinances and resolutions or portions of ordinances and resolutions not inconsistent herewith and which have not been previously repealed are hereby ratified and confirmed.

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 of this Council 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 Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

<u>Section 6.</u> This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the members elected or appointed 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 at the earliest period allowed by law.

Passed:	President of Council
	Clerk of Council
Approved:	Mayor
11/9/2020 \\cf-file01\ldpublic\Council\2020o	rds\Traffic Control Ord Oct 2020.docx

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11/9/20

CITY OF CUYAHOGA FALLS, OHIO

RESOLUTION NO.

- 2020

A RESOLUTION APPROVING THE SUMMIT COUNTY SOLID WASTE MANAGEMENT PLAN PREPARED BY THE SUMMIT/AKRON SOLID WASTE MANAGEMENT AUTHORITY DBA REWORKS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Cuyahoga Falls is located within the Summit/Akron Solid Waste Management Authority dba ReWorks; and

WHEREAS, the ReWorks Board of Trustees prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.53, 3734.54, and 3734.55; and

WHEREAS, the ReWorks has provided access to a copy of the draft of the Solid Waste Plan to the Council of Cuyahoga Falls via website (www.summitreworks.com) posting on October 27, 2020; and

WHEREAS, pursuant to R.C. 3734.55(B), Council shall approve or disapprove the draft plan within ninety days after receiving a copy of it.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls, County of Summit and State of Ohio, that:

<u>Section 1.</u> The Council of the City of Cuyahoga Falls hereby adopts the Summit/Akron Solid Waste Management Authority (ReWorks) Solid Waste Management Plan, a copy of which is on file with the Clerk of Council.

<u>Section 2.</u> That the Clerk of Council be, and is hereby, directed to send a copy of this ordinance to the Executive Director of ReWorks upon approval.

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

<u>Section 4.</u> This resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or appointed 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 at the earliest period allowed by law.

Passed:	
	President of Council
	Clerk of Council
Approved:	
	Mayor
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CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. _____ - 2020

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AND SUBMIT THE ANNUAL ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PROGRAM YEAR 2020 AND DECLARING AN EMERGENCY.

WHEREAS, as a prerequisite for receiving Community Development Block Grant ("CDBG") funding for program year 2020, the City is required to submit a 2020 Annual Action Plan outlining how it plans on utilizing CDBG funds for program year 2020 to the Department of Housing and Urban Development ("HUD"):

WHEREAS, the City anticipates receiving \$671,384 in CDBG funding for the 2020 program year;

WHEREAS, the Department of Community Development has prepared the 2020 Action Plan as required by HUD;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State of Ohio, that:

<u>Section 1.</u> The Mayor is hereby authorized to execute and submit the 2020 Action Plan to the U.S. Department of Housing and Urban Development for the 2020 Program Year for the Community Development Block Grant program and the Community Development Department is authorized to carry out the programs contained within this document.

<u>Section 2.</u> Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

<u>Section 3.</u> 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 of this Council, 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, to the extent applicable, including Chapter 107 of the Codified Ordinances and Substitute House Bill 197 passed by the 133rd General Assembly.

<u>Section 4.</u> This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and

51 52 53	provided it receives the affirmative vote of two thirds of the members elected or appointed 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		
54	at the earliest period allowed by la	•	
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57	Passed:		
58		President of Council	
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62		Clerk of Council	
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65	Approved:		
66		Mayor	
67	11/9/20		
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