

CUYAHOGA FALLS CITY COUNCIL

Minutes of the Council Meeting

July 13, 2020

Call to Order: Mr. Brillhart at 6:30 p.m.

Roll Call: Mr. Balthis, present; Mr. Brillhart, present; Mr. Gorbach, present; Mr. Iula, present; Mr. James, present; Mr. Miller, present; Ms. Nichols-Rhodes, present; Mrs. Penta, present; Mr. Reilly, present; Mrs. Spinner, present; Mr. Stams, present.

Invocation: Mrs. Spinner

Approval of Minutes: The minutes of the June 15, 2020 and June 22, 2020 Council meetings and June 22, 2020 Committee-of-the-Whole meeting were approved as written.

Reports and Communications: None.

New Legislation

(First Reading)

Temp. Ord. A-43 (Finance)

An ordinance requesting that the City of Cuyahoga Falls receive its share of funds from the County COVID-19 Local Government Payroll Support Grant Program funds, establish appropriations in the amount of \$1,402,980.00 and declaring an emergency.

Temp. Ord. A-44 (Finance)

An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, according to law, for the purchase of turnout gear for use by the Fire Department, and declaring an emergency.

Temp. Ord. A-45 (Finance)

An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 8040 with Fioritto Construction, LLC, and declaring an emergency.

Temp. Ord. A-46 (Finance)

An ordinance authorizing the Mayor to enter into an Ohio Department of Natural Resources (ODNR) grant agreement for a \$625,189.00 grant with a twenty-five percent (25%) local match to design and construct Phase 1 of the Mill Pond-Mud Brook Trail, and declaring an emergency.

Temp. Ord. A-47 (Community Development)

An ordinance appropriating Community Development Block Grant COVID-19 funds, in the amount of \$394,954.00, for the Community Development Block Grant fund, and declaring an emergency.

Reports of Council's Standing Committees

(Third Reading)

Planning & Zoning

Temp. Ord. A-31

An ordinance approving the creation of a Public Art Board and various public art regulatory text amendments in accordance with Cuyahoga Falls General Development Code, and declaring an emergency.

Mr. James moved to amend Temp. Ord. A-31, second by Ms. Nichols-Rhodes. Motion passed, voice vote (11-0).

Temp. Ord. A-31 (Sub. Dated 7/13/20)

An ordinance approving the creation of a Public Art Board and various public art regulatory text amendments to the Cuyahoga Falls General Development Code, and declaring an emergency.

Mr. James moved to adopt Temp. Ord. A-31 (Sub. Dated 7/13/20), second by Ms. Nichols-Rhodes. Motion passed, voice vote (11-0)

Temp. Ord. A-37

An ordinance authorizing the Director of Public Service to enter into an option and ground lease agreement with Tower Co 2013, LLC for the lease of property for the future construction of wireless communication facilities and equipment and declaring an emergency.

Mr. James moved to adopt Temp. Ord. A-37, second by Ms. Nichols-Rhodes. Motion passed, voice vote (11-0).

Finance & Appropriations:

Temp. Res. A-38

A resolution accepting the recommendations of the Tax Incentive Review Council and the Community Reinvestment Area Housing Council concerning Enterprise Zone and Community Reinvestment Area tax exemption agreements within the City of Cuyahoga Falls, and declaring an emergency.

Mr. Stams stated that after hearing more about Ordinance A-38, he supports Mr. Gorbach in his concerns expressed last week going forward with the development of Front Street. Mr. Brillhart stated that he would echo Mr. Gorbach and Mr. Stams. He stated that it is a disappointment that the development has not taken place, and he is hopeful that it will in the next year.

Mr. Gorbach moved to adopt Temp. Res. A-38, second by Mr. Reilly. Motion passed, voice vote (11-0).

Public & Industrial Improvements:

Temp. Ord. A-39

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the repair and resurfacing of Steels Corners Road from State Road to Northampton Road, in the City of Cuyahoga Falls, and declaring an emergency.

Ms. Nichols-Rhodes moved to adopt Temp. Ord. A-39, second by Mr. Iula. Motion passed, voice vote (11-0).

Public Affairs:

Temp. Ord. A-40

An ordinance providing an amendment to the Charter of the City of Cuyahoga Falls, Ohio, which amendment will remove obsolete language in Article VII, Section 5, and declaring an emergency.

Mrs. Spinner moved to adopt Temp. Ord. A-40, second by Mr. Miller. Motion passed, voice vote (11-0).

Temp. Ord. A-41

An ordinance providing an amendment to the Charter of the City of Cuyahoga Falls, Ohio, originally adopted by the electorate on November 3, 1959, and amended from time to time, to be submitted at the next general election on November 3, 2020, which amendment will revise Planning Commission membership contained in Article VIII, Section 1.1, and declaring an emergency.

Mrs. Spinner moved to adopt Temp. Ord. A-41 second by Mr. Miller. Motion passed, voice vote (11-0).

Mr. Reilly stated that he would like to thank Vice-Chair Mrs. Spinner for covering for him. She did fantastic job at last week's meeting and tonight.

Community Development:

Temp. Ord. A-42

An ordinance approving and authorizing the Mayor to execute a Community Development Block Grant economic development agreement with the Farmer’s Rail, LLC, in an amount not to exceed \$100,000.00 and appropriating the aforementioned funds for the Community Development Block Grant fund, and declaring an emergency.

Mrs. Penta stated that she is excited for this new business coming to Cuyahoga Falls for the added employment and more options for the residents.

Mrs. Penta moved to adopt Temp. Ord. A-42 second by Mr. Balthis. Motion passed, voice vote (11-0).

Schedule of Committee Meetings

Planning & Zoning:	Subject to Call.
Finance:	July 20, 2020, 6:30 p.m.
Public Improvements:	Subject to Call.
Public Affairs:	Subject to Call.
Community Development:	July 20, 2020, 6:35 p.m.

Mr. James moved to adjourn, second by Mr. Iula. Motion passed, voice vote (11-0). Meeting adjourned at 6:47 p.m.

Michael Brillhart, Council President

Dana M. Capriulo, Clerk of Council