

## NEW LEGISLATION

June 12, 2017

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-43	6/12/17	Fin	A resolution authorizing the Director of Public Service to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Works Commission for the improvement of Howe Avenue from Main Street to Buchholzer Boulevard, and declaring an emergency.
B-44	6/12/17	Fin	A resolution authorizing the Director of Public Service to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Works Commission for replacement of an 8" water main in Bailey Road, and declaring an emergency.
B-45	6/12/17	PA	An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.
B-46	6/12/17	CD	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.

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## CALENDAR

June 12, 2017

The following legislation will be up for passage at the Council Meeting on June 12, 2017.

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-38	5/22/17	Fin	An ordinance authorizing payment of the moral claim of Robert Watkins as approved by the Claims Commission, and declaring an emergency.
B-39	5/22/17	PI	An ordinance authorizing the Director of Public Service to execute a modification of Contract No. 7463 with Perrin Asphalt Company for the annual resurfacing and/or repair of various streets, and declaring an emergency.
B-40	5/22/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the repair and/or reconstruction of concrete pavement on Towpath Boulevard in the City, and declaring an emergency.
B-41	5/22/17	PA	An ordinance authorizing the Mayor to execute the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing, and declaring an emergency.
B-42	5/22/17	PA	An ordinance authorizing the Mayor to enter into a license agreement with Front & Center LTD. for the purpose of constructing and maintaining a pedestrian walkway next to the Falls Theater, which is partially located on Parcel No. 02-02851, and declaring an emergency.

**PENDING LEGISLATION**

June 12, 2017

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-38	5/22/17	Fin	An ordinance authorizing payment of the moral claim of Robert Watkins as approved by the Claims Commission, and declaring an emergency.
B-39	5/22/17	PI	An ordinance authorizing the Director of Public Service to execute a modification of Contract No. 7463 with Perrin Asphalt Company for the annual resurfacing and/or repair of various streets, and declaring an emergency.
B-40	5/22/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the repair and/or reconstruction of concrete pavement on Towpath Boulevard in the City, and declaring an emergency.
B-41	5/22/17	PA	An ordinance authorizing the Mayor to execute the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing, and declaring an emergency.
B-42	5/22/17	PA	An ordinance authorizing the Mayor to enter into a license agreement with Front & Center LTD. for the purpose of constructing and maintaining a pedestrian walkway next to the Falls Theater, which is partially located on Parcel No. 02-02851, and declaring an emergency.

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4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 RESOLUTION NO. - 2017

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9 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC  
10 SERVICE TO APPLY FOR AND ACCEPT FINANCIAL  
11 ASSISTANCE IN THE FORM OF A GRANT OR LOAN FROM THE  
12 OHIO PUBLIC WORKS COMMISSION FOR THE  
13 IMPROVEMENT OF HOWE AVENUE FROM MAIN STREET TO  
14 BUCHHOLZER BOULEVARD, AND DECLARING AN  
15 EMERGENCY.  
16  
17

18 WHEREAS, the Ohio Public Works Commission (“OPWC”), through its State Capital  
19 Improvement Program and Local Transportation Improvement Program, provides financial  
20 assistance to political subdivisions for capital improvements to public infrastructure; and  
21

22 WHEREAS, the City of Cuyahoga Falls and the State of Ohio have identified the need, plan  
23 for, and propose a capital improvement to public infrastructure, to wit: PID 93819, SUM-  
24 HOWE AVENUE [CR 602], improvement of Howe Avenue from Main Street to Buchholzer  
25 Boulevard; and  
26

27 WHEREAS, the infrastructure improvement hereinabove described is considered to be a  
28 priority need for the community and is a qualified project under the OPWC program.  
29

30 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls,  
31 County of Summit and State of Ohio, that:  
32

33 Section 1. The Director of Public Service is hereby authorized to apply for and accept  
34 financial assistance in the form of a grant or loan from the Ohio Public Commission for the  
35 purpose of supporting the capital improvement consisting of removal and replacement of  
36 pavement, signage, light poles, and storm sewer as needed to reconstruct the roadway from  
37 Main Street to Buchholzer Boulevard, by means of the State Capital Improvement Program  
38 (SCIP) and/or Local Transportation Improvement Program (LTIP) administered by the Ohio  
39 Public Works Commission.  
40

41 Section 2. The Director of Public Service is hereby authorized to enter into agreements as  
42 may be necessary to apply for and accept the financial assistance mentioned herein.  
43

44 Section 3. The Clerk is hereby directed to prepare and transmit a certified copy of this  
45 Resolution to the Ohio Public Works Commission.  
46

47 Section 4. It is found and determined that all formal actions of this Council concerning  
48 and relating to the adoption of this resolution were adopted in an open meeting of this

49 Council, and that all deliberations of this Council and of any of its committees that resulted  
50 in such formal action, were in meetings open to the public, in compliance with all legal  
51 requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.  
52

53 Section 5. This resolution is hereby declared to be an emergency measure necessary for  
54 the preservation of the public peace, health, safety, convenience and welfare of the City of  
55 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of  
56 two thirds of the members elected or appointed to Council, it shall take effect and be in  
57 force immediately upon its passage and approval by the Mayor; otherwise it shall take effect  
58 and be in force at the earliest period allowed by law.  
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62 Passed: \_\_\_\_\_  
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64 President of Council

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69 Clerk of Council

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72 Approved: \_\_\_\_\_  
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74 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 RESOLUTION NO. - 2017

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9 A RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC  
10 SERVICE TO APPLY FOR AND ACCEPT FINANCIAL  
11 ASSISTANCE IN THE FORM OF A GRANT OR LOAN FROM THE  
12 OHIO PUBLIC WORKS COMMISSION FOR REPLACEMENT OF  
13 AN 8” WATER MAIN IN BAILEY ROAD, AND DECLARING AN  
14 EMERGENCY.  
15

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17  
18 WHEREAS, the Ohio Public Works Commission (“OPWC”), through its State Capital  
19 Improvement Program and Local Transportation Improvement Program, provides financial  
20 assistance to political subdivisions for capital improvements to public infrastructure; and  
21

22 WHEREAS, the City of Cuyahoga Falls has identified the need, plans for, and proposes a  
23 capital improvement to public infrastructure, to wit: replacement of an 8” water main with  
24 an 8” water main, including all necessary appurtenances, in Bailey Road between Graham  
25 Road and Adams Avenue; and  
26

27 WHEREAS, the infrastructure improvement hereinabove described is considered to be a  
28 priority need for the community and is a qualified project under the OPWC program.  
29

30 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls,  
31 County of Summit and State of Ohio, that:  
32

33 Section 1. The Director of Public Service is hereby authorized to apply for and accept  
34 financial assistance in the form of a grant or loan from the Ohio Public Commission for the  
35 purpose of supporting the capital improvement consisting of replacement of a 8” water main  
36 with an 8” water main, including all necessary appurtenances, in Bailey Road between  
37 Graham Road and Adams Avenue, by means of the State Capital Improvement Program  
38 (SCIP) and/or Local Transportation Improvement Program (LTIP) administered by the Ohio  
39 Public Works Commission.  
40

41 Section 2. The Director of Public Service is hereby authorized to enter into agreements as  
42 may be necessary to apply for and accept the financial assistance mentioned herein.  
43

44 Section 3. The Clerk is hereby directed to prepare and transmit a certified copy of this  
45 Resolution to the Ohio Public Works Commission.  
46

47 Section 4. It is found and determined that all formal actions of this Council concerning  
48 and relating to the adoption of this resolution were adopted in an open meeting of this

49 Council, and that all deliberations of this Council and of any of its committees that resulted  
50 in such formal action, were in meetings open to the public, in compliance with all legal  
51 requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.  
52

53 Section 5. This resolution is hereby declared to be an emergency measure necessary for  
54 the preservation of the public peace, health, safety, convenience and welfare of the City of  
55 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of  
56 two thirds of the members elected or appointed to Council, it shall take effect and be in  
57 force immediately upon its passage and approval by the Mayor; otherwise it shall take effect  
58 and be in force at the earliest period allowed by law.  
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62 Passed: \_\_\_\_\_  
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64 President of Council

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67 Clerk of Council  
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70 Approved: \_\_\_\_\_  
71 \_\_\_\_\_  
72 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. - 2017

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8 AN ORDINANCE AMENDING THE TRAFFIC CONTROL  
9 FILE BY PROVIDING FOR INSTALLATION OF VARIOUS  
10 TRAFFIC CONTROL DEVICES, AND DECLARING AN  
11 EMERGENCY.

12  
13 WHEREAS, site-specific traffic control regulations of the City are established and  
14 maintained in the "Traffic Control File," a document established and maintained by the  
15 Chief of Police pursuant to Chapter 305 of the Codified Ordinances, and

16  
17 WHEREAS, Section 305.02 of said Chapter requires that amendments to the Traffic  
18 Control File be made only through legislation passed by City Council.

19  
20 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
21 County of Summit, and State of Ohio, that:

22  
23 Section 1. Upon the recommendation of the Traffic Committee, the Traffic Control  
24 File is hereby amended as follows:

- 25
- 26 1. Change Front Street near the Gorge Metro Park from a 4-lane road to a 3-
- 27 lane road with parallel parking from Hillcrest Drive to the southern
- 28 corporation limits – amended to include the walkway on the diagram that
- 29 will be constructed concurrently with the project.
- 30 2. Change the speed limit on Sand Run Road from 45 mph to 35 mph.
- 31 3. Set the speed limit on Ira Road to 35 mph.
- 32

33 Section 2. The Chief of Police is hereby authorized and directed to note in the  
34 Traffic Control File the proper legends.

35  
36 Section 3. The Mayor is hereby authorized and directed to cause the installation  
37 or removal of the proper signage reflecting the above amendments.

38  
39 Section 4. Any other ordinances and resolutions or portions of ordinances and  
40 resolutions inconsistent herewith are hereby repealed but any ordinances and  
41 resolutions or portions of ordinances and resolutions not inconsistent herewith and  
42 which have not been previously repealed are hereby ratified and confirmed.

43  
44 Section 5. It is found and determined that all formal actions of this Council  
45 concerning and relating to the adoption of this ordinance were adopted in an open  
46 meeting of this Council and that all deliberations of this Council and of any of its  
47 committees that resulted in such formal action were in meetings open to the public, in  
48 compliance with all legal requirements including Chapter 107 of the Codified  
49 Ordinances.

50  
51 Section 6. This ordinance is hereby declared to be an emergency measure  
52 necessary for the preservation of the public peace, health, safety, convenience and  
53 welfare of the City of Cuyahoga Falls and the inhabitants thereof and provided it  
54 receives the affirmative vote of two-thirds of the members elected or appointed to  
55 Council, it shall take effect and be in force immediately upon its passage and approval



56 by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed  
57 by law.

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60 Passed: \_\_\_\_\_  
61 \_\_\_\_\_  
62 President of Council

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66 Clerk of Council

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68 Approved: \_\_\_\_\_  
69 \_\_\_\_\_  
70 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 RESOLUTION NO. - 2017

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8 A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE TAX  
9 INCENTIVE REVIEW COUNCIL AND THE COMMUNITY  
10 REINVESTMENT AREA HOUSING COUNCIL CONCERNING  
11 ENTERPRISE ZONE AND COMMUNITY REINVESTMENT AREA TAX  
12 EXEMPTION AGREEMENTS WITHIN THE CITY OF CUYAHOGA  
13 FALLS, AND DECLARING AN EMERGENCY.

14  
15 WHEREAS, the City of Cuyahoga Falls has designated certain areas within the city as Enterprise  
16 Zones pursuant to Ohio Revised Code (“R.C.”) §§5709.61-69, and as Community Reinvestment Areas,  
17 pursuant to R.C. §3735.65 *et seq.*; and

18  
19 WHEREAS, pursuant to these statutes, the City of Cuyahoga Falls has entered into Enterprise  
20 Zone and Community Reinvestment Area tax exemption agreements (the “tax exemption agreements”)  
21 with various property owners in the mentioned areas for the abatement of portions of the property  
22 owners’ real property taxes as incentives for the businesses and homeowners to invest in the  
23 community; and

24  
25 WHEREAS, the City has established a Tax Incentive Review Council pursuant to R.C. §5709.85,  
26 and a Community Reinvestment Area Housing Council pursuant to R.C. § 3735.69, for the purpose of  
27 annually assessing whether each owner of property exempted from taxation pursuant to a tax  
28 exemption agreement has complied with the agreement; and

29  
30 WHEREAS, the Tax Incentive Review Council is required to annually submit written  
31 recommendations to this Council concerning whether each tax exemption agreement subject to its  
32 review should be continued, modified or cancelled; and

33  
34 WHEREAS, this Council has received the recommendations of the Tax Incentive Review Council  
35 and the Community Reinvestment Area Housing Council relative to tax exemption agreements in effect  
36 in tax year 2016; and

37  
38 WHEREAS, R.C. §5709.85 requires the legislative authority of a local government granting  
39 Enterprise Zone or Community Reinvestment Area tax exemptions to accept, reject or modify all or any  
40 portion of the recommendations of its Tax Incentive Review Council.

41  
42 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls, County of  
43 Summit, and State of Ohio, that:

44  
45 Section 1. This Council hereby accepts the recommendations of the Tax Incentive Review Council  
46 and the Community Reinvestment Area Housing Council for tax exemption agreements in effect during  
47 tax year 2016, as follows:

<u>Tax Exemption Agreement with:</u>	<u>Recommendation</u>
Albrecht Inc.	Continue
Alro Steel Corporation (EZ & CRA)	Continue
Americhem	Continue
Arkay Properties	Continue
Buckeye Sports Center	Continue
Cascade Auto Group	Continue
Decker Manufacturing	Continue
Falls River, LLC	Continue

58 French Mill Run Continue  
59 GOJO Industries Continue  
60 Harbor Castings, Inc Continue  
61 JUZO Investments, Ltd. Continue  
62 River Falls, LLC Continue  
63 S. Lee & Judith Ann Combs & GS Steel Continue  
64 SGS Tool Company Continue  
65 State 8 Motorcycle Continue  
66 Technicote /CFO Realty Continue  
67 TRM Manufacturing/Stingrey Ventures Continue  
68 Village at Watermark, LLC Continue  
69 Sustainability Funding of Alliance Ohio LLC. (1846 Front – Unit 3) Continue  
70 Harris, Marcia (1846 Front – Unit 4) Continue  
71 McCullough, Timothy (1846 Front – Unit 5) Continue  
72 Charboneau, Denise (1846 Front – Unit 6) Continue  
73 Hardwick, Patricia (1846 Front – Unit 7) Continue  
74 Soldes, Oliver & Kathleen (1846 Front – Unit 8) Continue  
75 Somers, Jenette (1846 Front – Unit 9) Continue  
76 Salaheddine, Robby (1846 Front – Unit 10) Continue  
77 Mazurek, David & Vicki (1846 Front – Unit 11) Continue  
78 Bolf, James & Sheila (1846 Front – Unit 12) Continue  
79 Hands, David L, Trustee (1846 Front – Unit 13) Continue  
80 Murray, Leigh (1846 Front – Unit 14) Continue

81  
82 Section 2. Any other ordinances or resolutions or portions of ordinances and resolutions  
83 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent  
84 herewith and which have not previously been repealed are hereby ratified and confirmed.  
85

86 Section 3. It is found and determined that all formal actions of this Council concerning and  
87 relating to the acceptance of this resolution were adopted in an open meeting of this Council, and that  
88 all deliberations of this Council and of any of its committees that resulted in such formal action, were  
89 in meetings open to the public, in compliance with all legal requirements, to the extent applicable,  
90 including Chapter 107 of the Codified Ordinances.  
91

92 Section 4. This resolution is hereby declared to be an emergency measure necessary for the  
93 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls  
94 and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of the members  
95 elected or appointed to Council, it shall take effect and be in force immediately upon its passage and  
96 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by  
97 law.  
98

99 Passed: \_\_\_\_\_  
100 \_\_\_\_\_  
101 President of Council

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103 \_\_\_\_\_  
104 Clerk of Council

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107 Approved: \_\_\_\_\_  
108 \_\_\_\_\_  
109 Mayor