

NEW LEGISLATION

September 13, 2021

Temp. No.	Introduced	Committee	Description
B-65	9/13/21	PZ	An ordinance authorizing and approving the Final Subdivision Plat for Princeton Place on Parcel Nos. 35-00517 and 35-00402, and declaring an emergency.
B-66	9/13/21	PZ	An ordinance accepting the Planning Commission recommendation for the construction of a 3-story building that will include 10 townhome units that are between 1,400-1,500 sq. ft. in area on Parcel No. 02-19799 (adjacent to 1239 Bailey Road) and declaring an emergency.
B-67	9/13/21	Fin	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts for the purchase of one HVAC unit and a Niagara Building Automation System upgrade to be installed at the Natatorium, and declaring an emergency.
B-68	9/13/21	Fin	An ordinance authorizing the Director of Finance to enter into a contract extension, according to law, with James G. Zupka CPA, Inc. for professional auditing services, and declaring an emergency.
B-69	9/13/21	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Verizon Wireless for mobile phone services and data plans, and declaring an emergency.

Temp. No.	Introduced	Committee	Description
B-70	9/13/21	Fin	A resolution accepting the amounts and rates of taxation as certified by the Summit County Budget Commission, authorizing the necessary tax levies, certifying such authorization to the County Fiscal Officer, and declaring an emergency.
B-71	9/13/21	Fin	An ordinance authorizing the Director of Finance to enter into a contract or contracts, without competitive bidding, with Harris Computer Systems for Innoprise hosting and maintenance services, and declaring an emergency.
B-72	9/13/21	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition of a structure located at 2831 Bailey Road, and removal of demolition debris, and certifying the cost thereof to the County Fiscal Officer for collection in the manner provided by law, and declaring an emergency.
B-73	9/13/21	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, with Bell Equipment for the purchase of a leaf vacuum truck for use in the Street Department, and declaring an emergency.

Temp. No.	Introduced	Committee	Description
B-74	9/13/21	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts for the lease of a street sweeper for use in the Street Department, and declaring an emergency.
B-75	9/13/21	PI	A resolution authorizing the Mayor 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 West Portage Trail Extension, from State Road to Northampton Road, and declaring an emergency.
B-76	9/13/21	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the construction of overhead and underground power lines on Feeder 801, Feeder 802, and Feeder 304 to prepare for 12.5kv conversion, and declaring an emergency.
B-77	9/13/21	PA	An ordinance amending Section 145.01(b) of the Codified Ordinances, relating to the members of the Traffic Committee, and declaring an emergency.
B-78	9/13/21	PA	An ordinance authorizing the Mayor, as Director of Safety, to sell to Akron Children's Hospital Police Department a used 2016 Ford Utility Interceptor SUV, and declaring an emergency.

Temp. No.	Introduced	Committee	Description
B-79	9/13/21	CD	An ordinance authorizing the Director of Law to file a release with the Summit County Fiscal Office to remove a deed restriction on Parcel No. 02-18936, and declaring an emergency.

CALENDAR

September 13, 2021

The following legislation will be up for passage at the Council Meeting on September 13, 2021.

B-62	7/26/21	Fin	An ordinance providing for the issuance and sale of Notes in the maximum principal amount of \$2,255,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of various road improvements including the construction, reconstruction, widening and improving of Sourek Trail from Sand Run Road to the intersection west of Sand Hill Drive, including improvements to the vertical profile, ditches, storm sewer and reconfiguration of the three-leg intersection at Sourek Trail, the acquisition and construction of waterlines on Sourek Trail, Sand Hill Drive and Kubic Drive, and the acquisition of real estate or interests therein, and all related improvements and appurtenances, and declaring an emergency.
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Temp. No.	Introduced	Committee	Description
B-63	7/26/21	Fin	An ordinance providing for the issuance and sale of Notes in the maximum principal amount of \$1,245,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving municipal public infrastructure including Sourek Trail, Sand Hill Drive, Kubic Drive, West Woodland Drive, East Woodland Drive and South Woodland Drive between certain termini, including but not limited to the construction, reconstruction, installation or improving of public utility improvements, communication service facilities, stormwater and flood remediation improvements and facilities, bridges, streets and roadways, sidewalks, lighting systems, signalization and traffic controls, storm and sanitary sewers, and water lines, streetscape and landscape improvements, and acquisition of real estate or interests therein, and all related improvements and appurtenances, and declaring an emergency.
B-64*	7/26/21	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 2021, and declaring an emergency.

*Substitute Temporary Ordinance submitted 9/7/21

PENDING LEGISLATION

September 13, 2021

Temp. No.	Introduced	Committee	Description
B-62	7/26/21	Fin	An ordinance providing for the issuance and sale of Notes in the maximum principal amount of \$2,255,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of various road improvements including the construction, reconstruction, widening and improving of Sourek Trail from Sand Run Road to the intersection west of Sand Hill Drive, including improvements to the vertical profile, ditches, storm sewer and reconfiguration of the three-leg intersection at Sourek Trail, the acquisition and construction of waterlines on Sourek Trail, Sand Hill Drive and Kubic Drive, and the acquisition of real estate or interests therein, and all related improvements and appurtenances, and declaring an emergency.

Temp. No.	Introduced	Committee	Description
B-63	7/26/21	Fin	<p>An ordinance providing for the issuance and sale of Notes in the maximum principal amount of \$1,245,000, in anticipation of the issuance of Bonds, for the purpose of paying the costs of improving municipal public infrastructure including Sourek Trail, Sand Hill Drive, Kubic Drive, West Woodland Drive, East Woodland Drive and South Woodland Drive between certain termini, including but not limited to the construction, reconstruction, installation or improving of public utility improvements, communication service facilities, stormwater and flood remediation improvements and facilities, bridges, streets and roadways, sidewalks, lighting systems, signalization and traffic controls, storm and sanitary sewers, and water lines, streetscape and landscape improvements, and acquisition of real estate or interests therein, and all related improvements and appurtenances, and declaring an emergency.</p>
B-64*	7/26/21	CD	<p>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 2021, and declaring an emergency.</p>

*Substitute Temporary Ordinance submitted 9/7/21

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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2021

8
9 AN ORDINANCE AUTHORIZING AND APPROVING THE FINAL
10 SUBDIVISION PLAT FOR PRINCETON PLACE ON PARCEL NOS.
11 35-00517 AND 35-00402, AND DECLARING AN EMERGENCY.
12

13
14 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the
15 Planning Commission be submitted to Council; and
16

17 WHEREAS, the Planning Commission is required to review and provide a recommendation for all
18 Final Subdivision Plans in the City of Cuyahoga Falls; Ohio; and
19

20 WHEREAS, on August 24, 2021, the Planning Commission approved the Princeton Place Final
21 Subdivision Plat consisting of the multi-family residential component of the mixed-use development,
22 general utility and access easements, utilities, stormwater facilities and open space on Parcel Nos. 35-
23 00517 and 35-00402 on the west side of Wyoga Lake Road, within the City of Cuyahoga Falls, Ohio, as
24 detailed in File FMP-21-00030.
25

26 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
27 Summit, and State of Ohio:
28

29 Section 1. That the City Council approves the Princeton Place Final Subdivision Plat consisting
30 of the multi-family residential component of the mixed-use development, general utility and access
31 easements, utilities, stormwater facilities and open space on Parcel Nos. 35-00517 and 35-00402 on
32 the west side of Wyoga Lake Road within the City of Cuyahoga Falls, Ohio, in accordance with the
33 Cuyahoga Falls General Development Code regulations and as stipulated in the Codified Ordinances of
34 the City of Cuyahoga Falls as approved by the Planning Commission as per all plans and stipulations
35 contained in Project File FMP-21-00030.
36

37 Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions
38 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
39 ordinances and resolutions not inconsistent herewith and which have not previously been repealed are
40 hereby ratified and confirmed.
41

42 Section 3. That it is found and determined that all formal actions of this Council concerning and
43 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all
44 deliberations of this Council and of any of its committees that resulted in such formal action, were in
45 meetings open to the public, in compliance with all legal requirements, to the extent applicable,
46 including Chapter 107 of the Codified Ordinances.
47

48 Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the
49 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls
50 and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and
51 appropriate development of this property, and provided it receives the affirmative vote of two thirds of
52 the members elected or appointed to Council, it shall take effect and be in force immediately upon its
53 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period
54 allowed by law.
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56 Passed: _____
57 _____
58 President of Council

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60 _____
61 Clerk of Council

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64 Approved: _____
65 _____
66 Mayor

66 9/13/21

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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2021

8
9 AN ORDINANCE ACCEPTING THE PLANNING COMMISSION
10 RECOMMENDATION FOR THE CONSTRUCTION OF A 3-STORY
11 BUILDING WHICH INCLUDE 10 TOWNHOME UNITS ON PARCEL NO. 02-
12 19799 (ADJACENT TO 1239 BAILEY ROAD) AND DECLARING AN
13 EMERGENCY.
14

15 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning
16 Commission be submitted to Council; and
17

18 WHEREAS, on August 24, 2021, the Planning Commission recommended approval of the major site
19 plan for the construction of a 3-story building that will include 10 townhome units that are between 1,400-
20 1,500 sq. ft. in area on parcel 02-19799 (adjacent to 1239 Bailey Road); and
21

22 WHEREAS, such approval is given subject to all Planning Commission findings and provisions
23 contained in Project File MSP-21-00028; and
24

25 WHEREAS, such approval is necessary to determine that the site plan is satisfactory, serves the public
26 interest, and is acceptable for recording.
27

28 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
29 and State of Ohio:
30

31 Section 1. That the City Council approves the major site plan for the construction of a 3-story building
32 that will include 10 townhome units that are between 1,400-1,500 sq. ft. in area on Parcel No. 02-19799
33 (adjacent to 1239 Bailey Road) in accordance with the Cuyahoga Falls General Development Code and
34 Codified Ordinances. The approved site plan is depicted in the ordinance attachment and as fully described
35 in Project File MSP-21-00028.
36

37 Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions
38 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not
39 inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.
40

41 Section 3. That it is found and determined that all formal actions of this Council concerning and
42 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all
43 deliberations of this Council and of any of its committees that resulted in such formal action, were in
44 meetings open to the public, in compliance with all legal requirements, to the extent applicable, including
45 Chapter 107 of the Codified Ordinances.
46

47 Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the
48 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and
49 the inhabitants thereof, for the reason that it is immediately necessary to permit timely and appropriate
50 development of this property, and provided it receives the affirmative vote of two thirds of the members
51 elected or appointed to Council, it shall take effect and be in force immediately upon its passage and
52 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.
53

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55 Passed: _____

President of Council

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60 Clerk of Council
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63 Approved: _____

Mayor
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65 9/13/21

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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2021

8
9 AN ORDINANCE AUTHORIZING THE PARKS AND RECREATION BOARD
10 TO ENTER INTO A CONTRACT OR CONTRACTS FOR THE PURCHASE OF
11 ONE HVAC UNIT AND A NIAGARA BUILDING AUTOMATION SYSTEM
12 UPGRADE TO BE INSTALLED AT THE NATATORIUM, AND DECLARING
13 AN EMERGENCY.
14

15
16 Whereas, the HVAC unit and operating system at the Natatorium are now over 17 years old and are
17 reaching the effective life cycle; and

18
19 Whereas, the replacement of the HVAC unit and operating system, with proper installation and
20 maintenance, will allow the Natatorium to modernize and replace a failing system.
21

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

24
25 Section 1. The Parks and Recreation Board is hereby authorized to enter into a contract or contracts
26 for the purchase of one HVAC unit and a Niagara Building Automation System upgrade to be installed at
27 the Natatorium through the Sourcing Alliance bid or any other source having a price equal to or lower than
28 that provided by the Sourcing Alliance bid. Any requirement for competitive bidding is hereby suspended.
29

30 Section 2. The Director of Finance is hereby authorized and directed to increase appropriations in the
31 Leisure Time Fund, line item Capital Outlay by \$60,000, reduce Leisure Time Fund, Personal Services by
32 the same and make payment from Leisure Time Fund, line item Capital Outlay.
33

34 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
35 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of ordinances
36 and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified
37 and confirmed.
38

39 Section 4. It is found and determined that all formal actions of this Council concerning and relating
40 to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations
41 of this Council and of any of its committees that resulted in such formal action were in meetings open to
42 the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.
43

44 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
45 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and
46 the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected
47 or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by
48 the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.
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51 Passed: _____
52 _____
53 President of Council

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56 Clerk of Council

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59 Approved: _____
60 _____
61 Mayor

62 9/13/21

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO ENTER
8 INTO CONTRACT EXTENSIONS WITH JAMES G. ZUPKA CPA, INC. FOR
9 PROFESSIONAL AUDITING SERVICES, AND DECLARING AN
10 EMERGENCY.

11
12 WHEREAS, based on Chapter 117 of the Ohio Revised Code, the Auditor of State has determined that
13 an Independent Public Accounting Firm will be engaged to perform the audit of the City of Cuyahoga Falls
14 and its entities for the fiscal period ending December 31, 2021 and for the subsequent four-year period;
15 and

16
17 WHEREAS, the City has followed the Auditor of State structured competitive bidding process, in which,
18 the Auditor of State has selected a qualified Independent Public Accounting Firm with input from the City.

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

22
23 Section 1. The Director of Finance is hereby authorized to enter into contract extensions with James G.
24 Zupka CPA, Inc. for professional auditing services for the years 2021, 2022, 2023, 2024 and 2025.

25
26 Section 2. The Director of Finance is hereby authorized and directed to make payment for the audit
27 services furnished pursuant to said contract from the General Fund, Finance Director, line item Other
28 Operations.

29
30 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent
31 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which
32 have not previously been repealed are hereby ratified and confirmed.

33
34 Section 4. It is found and determined that all formal actions of this Council concerning and relating to
35 the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of
36 this Council and of any committees that resulted in those formal actions were in meetings open to the
37 public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

38
39 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the preservation
40 of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the
41 inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or
42 appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the
43 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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46 Passed: _____
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48 President of Council

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51 Clerk of Council

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54 Approved: _____
55 _____
56 Mayor

57 9/13/21

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO
8 ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT
9 COMPETITIVE BIDDING, WITH VERIZON WIRELESS
10 FOR MOBILE PHONE SERVICES AND DATA PLANS,
11 AND DECLARING AN EMERGENCY.

12
13 WHEREAS, some City of Cuyahoga Falls employees need to be on call after
14 regular business hours; and

15
16 WHEREAS, the Information Services Department, on behalf of the City, pays
17 for the mobile phone services and data plans for employees needing this service;
18 and

19
20 WHEREAS, although no specific expenditure for these have individually
21 exceeded the threshold competitive bidding amount to date, collectively these
22 expenditures may soon exceed the competitive bidding amount of \$50,000.

23
24 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
25 Falls, County of Summit and State of Ohio, that:

26
27 Section 1. The Mayor is hereby authorized to enter into a contract or
28 contracts, without competitive bidding, with Verizon Wireless for mobile phone
29 services in a total amount not to exceed \$55,000 for the 2021 fiscal year.

30
31 Section 2. The Director of Finance is hereby authorized to make payment for
32 same from funds properly appropriated to the various departments of the City
33 for these purposes, according to an apportionment of costs as between the
34 departments.

35
36 Section 3. Any ordinances or resolutions or portions of ordinances and
37 resolutions inconsistent herewith be and the same are hereby repealed, but any
38 ordinances and resolutions not inconsistent herewith and which have not
39 previously been repealed are hereby ratified and confirmed.

40
41 Section 4. It is found and determined that all formal actions of this Council
42 concerning and relating to the passage of this ordinance were taken in an open
43 meeting of this Council and that all deliberations of this Council and of any
44 committees that resulted in those formal actions were in meetings open to the
45 public, in compliance with all legal requirements including Chapter 107 of the
46 Codified Ordinances.

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 RESOLUTION NO. - 2021

6
7 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
8 OF TAXATION AS CERTIFIED BY THE SUMMIT COUNTY
9 BUDGET COMMISSION, AUTHORIZING THE NECESSARY
10 TAX LEVIES, CERTIFYING SUCH AUTHORIZATION TO
11 THE COUNTY FISCAL OFFICER, AND DECLARING AN
12 EMERGENCY.

13
14 WHEREAS, the City, in accordance with the provisions of law, has previously filed
15 Alternative Tax Budget Information with the Summit County Fiscal Officer for the fiscal
16 year beginning January 1, 2022; and

17
18 WHEREAS, on September 2, 2021, the Budget Commission of Summit County
19 certified its action thereon to the City, together with an estimate by the County Fiscal
20 Officer of the rate of each tax necessary to be levied by the City and what part thereof is
21 without and what part thereof is within the Charter tax limitation.

22
23 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls,
24 County of Summit and State of Ohio, that:

25
26 Section 1. The amounts and rates of taxation as determined by the Budget
27 Commission in its certification, are hereby accepted.

28
29 Section 2. There shall be and hereby is levied on the tax duplicate of the City the rate
30 of each tax necessary to be levied within and without the Charter limitation as follows:

			County Fiscal Officer's Estimate of Tax Rate to be Levied	
Purpose	Amount to be Derived from Levies Inside Charter Limit	Amount Approved by Budget Commission outside Charter Limit	Inside Charter Limit	Outside Charter Limit
General Fund	\$12,423,329		10.40	
Police Pension	358,365		.30	
Fire Pension	358,365		.30	

31
32 Section 3. The Clerk of Council is authorized and directed to forward a certified copy
of this resolution to the County Fiscal Officer.

33
34 Section 4. Any other ordinances and resolutions or portions of ordinances and
35 resolutions inconsistent herewith are hereby repealed, but any ordinances and
36 resolutions or portions of ordinances and resolutions not inconsistent herewith and
37 which have not previously been repealed are hereby ratified and confirmed.

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2021

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7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO ENTER
9 INTO A CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING,
10 WITH HARRIS COMPUTER SYSTEMS FOR INNOPRISE HOSTING AND
11 MAINTENANCE SERVICES, AND DECLARING AN EMERGENCY.

12
13 WHEREAS, the City entered into a contract with Harris Computer Systems on August 1, 2017; and

14
15 WHEREAS, the City wishes to extend this contract for a period of five years.

16
17 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
18 and State of Ohio, that:

19
20 Section 1. The Director of Finance is hereby authorized to enter into a contract or contracts, without
21 competitive bidding, with Harris Computer Systems for Innoprise hosting and maintenance services.

22
23 Section 2. The Director of Finance is hereby authorized to make payment for same from funds
24 properly appropriated to the various departments of the City for these purposes, according to an
25 apportionment of costs as between the departments.

26
27 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent
28 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which
29 have not previously been repealed are hereby ratified and confirmed.

30
31 Section 4. It is found and determined that all formal actions of this Council concerning and relating
32 to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of
33 this Council and of any committees that resulted in those formal actions were in meetings open to the
34 public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

35
36 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
37 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and
38 the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected
39 or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by
40 the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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43 Passed: _____

President of Council

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Clerk of Council

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51 Approved: _____

Mayor

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53 9/13/21

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE DEMOLITION OF A STRUCTURE
10 LOCATED AT 2831 BAILEY ROAD, AND REMOVAL OF
11 DEMOLITION DEBRIS, AND CERTIFYING THE COST THEREOF
12 TO THE COUNTY FISCAL OFFICER FOR COLLECTION IN THE
13 MANNER PROVIDED BY LAW, AND DECLARING AN
14 EMERGENCY.

15
16 WHEREAS, the Building Official has declared the building identified in Section 1 below to be
17 a dangerous building within the meaning of Chapter 1343 of the Summit County Codified
18 Ordinances; and

19
20 WHEREAS, the Building Official has provided notice to all owners and interested parties
21 concerned with the building identified in Section 1 below, instructing such owners and interested
22 parties as to the repairs required to make the building safe, ordering the owners to repair or
23 demolish the buildings accordingly, and informing the owners and interested parties of their
24 right of appeal under Section 1343.07 of said Chapter; and

25
26 WHEREAS, no appeals of the Building Official’s orders have been received; and

27
28 WHEREAS, no remediation of the conditions found by the Building Official have been
29 attempted or accomplished by any of the owners or interested parties.

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

33
34 Section 1. Council hereby finds and determines that the following described structure is
35 insecure, unsafe, and structurally defective within the meaning of Ohio Revised Code Section
36 715.26, and dangerous building within the meaning of Chapter 1343 of the Summit County
37 Codified Ordinances:

- 38
39 1) 2831 Bailey Road

40
41 Section 2. The Director of Public Service is authorized to enter into a contract or contracts,
42 according to law, for the demolition of the dangerous building listed in Section 1 above, and
43 removal of debris therefrom.

44
45 Section 3. The Finance Director is authorized to make payment for same from the Capital
46 Projects Fund, Line Item Capital Outlay.

47
48 Section 4. In accordance with the Ohio Revised Code Section 715.261 the Finance Director
49 is hereby directed to certify the costs of demolition and debris removal to the Clerk of Council
50 who shall then certify the same to the Summit County Fiscal Officer for placement thereof on the
51 tax duplicate together with interest and penalties provided by law.

52 Section 5. Any other ordinances and resolutions or portions of ordinances and resolutions
53 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
54 ordinances and resolutions not inconsistent herewith and which have not previously been
55 repealed are hereby ratified and confirmed.
56

57 Section 6. It is found and determined that all formal actions of this Council concerning and
58 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
59 that all deliberations of this Council and of any of its committees that resulted in such formal
60 action were in meetings open to the public, in compliance with all legal requirements including,
61 to the extent applicable, Chapter 107 of the Codified Ordinances.
62

63 Section 7. This ordinance is hereby declared to be an emergency measure necessary for the
64 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
65 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of
66 the members elected or appointed to Council, it shall take effect and be in force immediately
67 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the
68 earliest period allowed by law.
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71 Passed: _____
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73 President of Council

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76 Clerk of Council
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79 Approved: _____
80 _____
81 Mayor

81 9/13/21
82 \\cf-file01\ldpublic\Council\2021ords\09-13-21\2831 Bailey Rd Demo Ordinance.docx

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2021

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS
10 WITH BELL EQUIPMENT FOR THE PURCHASE OF A LEAF
11 VACUUM TRUCK FOR USE IN THE STREET DEPARTMENT,
12 AND DECLARING AN EMERGENCY.
13

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

16
17 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
18 contracts with Bell Equipment as a part of the Ohio STS purchasing plan for the purchase of
19 a leaf vacuum truck for use in the Street Department.
20

21 Section 2. The Director of Finance is hereby authorized and directed to make payment for
22 same from the Capital Projects Fund, line item Capital Outlay.
23

24 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
25 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
26 ordinances and resolutions not inconsistent herewith and which have not previously been
27 repealed are hereby ratified and confirmed.
28

29 Section 4. It is found and determined that all formal actions of this Council concerning
30 and relating to the adoption of this ordinance were adopted in an open meeting of this Council
31 and that all deliberations of this Council and of any of its committees that resulted in such
32 formal action were in meetings open to the public, in compliance with all legal requirements
33 including Chapter 107 of the Codified Ordinances.
34

35 Section 5. This ordinance is hereby declared to be an emergency measure necessary for
36 the preservation of the public peace, health, safety, convenience and welfare of the City of
37 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of
38 two-thirds of the members elected or appointed to Council, it shall take effect and be in force
39 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be
40 in force at the earliest period allowed by law.
41

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43 Passed: _____
44 _____
45 President of Council

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48 Clerk of Council

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51 Approved: _____
52 _____
53 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2021

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO
9 ENTER INTO A CONTRACT OR CONTRACTS FOR THE LEASE OF A
10 STREET SWEEPER FOR USE IN THE STREET DEPARTMENT, AND
11 DECLARING AN EMERGENCY.

12
13 WHEREAS, the Street Department’s Street Sweeper is ten years old and past its useful life.

14
15 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit
16 and State of Ohio, that:

17
18 Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts as a
19 part of Ohio STS purchasing plan for the lease of a street sweeper for use in the Street Department.

20
21 Section 2. The Director of Finance is hereby authorized and directed to make payment for same from
22 the Capital Projects Fund, line item Debt Service.

23
24 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent
25 herewith are hereby repealed, but any ordinances and resolutions or portions of ordinances and resolutions
26 not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

27
28 Section 4. It is found and determined that all formal actions of this Council concerning and relating to
29 the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations
30 of this Council and of any of its committees that resulted in such formal action were in meetings open to
31 the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

32
33 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the preservation
34 of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the
35 inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or
36 appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the
37 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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40 Passed: _____

President of Council

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Clerk of Council

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48 Approved: _____

Mayor

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51 9/13/21

52 \\cf-file01\ldpublic\Council\2021ords\09-13-21\Leasing Street Sweeper.docx

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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 RESOLUTION NO. - 2021

7
8 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR
9 AND ACCEPT FINANCIAL ASSISTANCE IN THE FORM OF A
10 GRANT OR LOAN FROM THE OHIO PUBLIC WORKS
11 COMMISSION FOR THE IMPROVEMENT OF WEST
12 PORTAGE TRAIL EXTENSION, FROM STATE ROAD TO
13 NORTHAMPTON ROAD, AND DECLARING AN EMERGENCY.
14

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

20 WHEREAS, the City of Cuyahoga Falls has identified the need, plans for, and proposes
21 a capital improvement to public infrastructure, to wit: PID 108084, SUM Portage Trail
22 Extension, Improvement of West Portage Trail Extension, from State Road to
23 Northampton Road; and
24

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

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

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

39 Section 2. The Mayor and any other necessary City official are hereby authorized to
40 enter into agreements as may be necessary to apply for and accept the financial
41 assistance mentioned herein.
42

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

46 Section 4. It is found and determined that all formal actions of this Council
47 concerning and relating to the adoption of this resolution were adopted in an open
48 meeting of this Council, and that all deliberations of this Council and of any of its
49 committees that resulted in such formal action, were in meetings open to the public, in

50 compliance with all legal requirements, to the extent applicable, including Chapter 107
51 of the Codified Ordinances.

52
53 Section 5. This resolution is hereby declared to be an emergency measure necessary
54 for the preservation of the public peace, health, safety, convenience and welfare of the
55 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
56 affirmative vote of two thirds of the members elected or appointed to Council, it shall
57 take effect and be in force immediately upon its passage and approval by the Mayor;
58 otherwise it shall take effect and be in force at the earliest period allowed by law.

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61 Passed: _____
62 _____
63 President of Council

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67 Clerk of Council

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69 Approved: _____
70 _____
71 Mayor

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73 \\cf-file01\ldpublic\Council\2021ords\09-13-21\OPWC Resolution State to
74 Northampton.docx

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. -2021

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE CONSTRUCTION OF OVERHEAD
10 AND UNDERGROUND POWER LINES ON FEEDER 801, FEEDER
11 802, AND FEEDER 304 TO PREPARE FOR 12.5KV CONVERSION,
12 AND DECLARING AN EMERGENCY.
13

14
15 WHEREAS, Feeder 801, Feeder 802, and Feeder 304 have equipment that has reached the end of its
16 expected useful life and must be replaced; and

17
18 WHEREAS, Feeder 801, Feeder 802, and Feeder 304 have under-rated electrical equipment that
19 needs to be upgraded to make the feeders ready for conversion from 4160 V to 12.5 kV; and

20
21 WHEREAS, the Substation for feeders 801 and 802 needs to be retired and this work will enable this
22 to occur; and

23
24 WHEREAS, the Feeder 801, 802, and 304 load will be moved to Feeders 803, 804, and 401.

25
26 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
27 Summit and State of Ohio:

28
29 Section 1. That the Director of Public Service is hereby authorized to enter into a contract or
30 contracts, according to law, for the construction of overhead and underground power lines on Feeder
31 801, Feeder 802, and Feeder 304 to replace or eliminate aged equipment and under-voltage rated
32 electrical equipment with properly rated electrical equipment to make the lines ready to be converted to
33 12.5 kV.
34

35
36 Section 2. That the Director of Finance is hereby authorized and directed to make payment for same
37 from the Electric Fund, line item Capital Outlay.

38
39 Section 3. That any other ordinances and resolutions or portions of ordinances and resolutions
40 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions or
41 portions of ordinances and resolutions not inconsistent herewith and which have not previously been
42 repealed are hereby ratified and confirmed.

43
44 Section 4. It is found and determined that all formal actions of this Council concerning and relating
45 to the adoption of this resolution were adopted in an open meeting of this Council, and that all
46 deliberations of this Council and of any of its committees that resulted in such formal action, were in
47 meetings open to the public, in compliance with all legal requirements, to the extent applicable, including
48 Chapter 107 of the Codified Ordinances.

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

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56 Passed: _____

President of Council

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Clerk of Council

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64 Approved: _____

Mayor

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67 9/13/2021

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AMENDING SECTION 145.01(b) OF THE CODIFIED
8 ORDINANCES, RELATING TO THE MEMBERS OF THE TRAFFIC
9 COMMITTEE, AND DECLARING AN EMERGENCY.

10
11 WHEREAS, currently, legislation exists that names a representative of the Communications
12 Department to the Cuyahoga Falls Traffic Committee; and

13
14 WHEREAS, due to organizational changes within the City, a representative from the Information or
15 Technology Services Department is needed on the Traffic Committee to best address technical traffic issues.

16
17
18 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
19 and State of Ohio, that:

20
21 Section 1. Section 145.01(b) of the Codified Ordinances of the City of Cuyahoga Falls is hereby amended
22 to read in full as follows (new text double underlined; deleted text in ~~striketrough~~):

23
24 The members of the Committee shall be as follows: one member of Council; a representative of the
25 Police Department; a representative of the Law Department; a representative of the Engineering
26 Department; a representative of the ~~Communications~~ Information or Technology Services
27 Department; a representative of the Street Department; and one resident of the City to be
28 appointed by the Mayor.

29
30 The members of the Committee shall meet and elect a chairman and hold regular meetings to be
31 called at the time and place to be determined by the chairman.

32
33
34 Section 2. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent
35 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which
36 have not previously been repealed are hereby ratified and confirmed.

37
38 Section 3. It is found and determined that all formal actions of this Council concerning and relating to
39 the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of
40 this Council and of any committees that resulted in those formal actions were in meetings open to the
41 public, in compliance with all requirements including Chapter 107 of the Codified Ordinances.

42
43 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the preservation
44 of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the
45 inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members elected or
46 appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the
47 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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50 Passed: _____

President of Council

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Clerk of Council

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58 Approved _____

Mayor

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61 9/13/21

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AUTHORIZING THE MAYOR, AS DIRECTOR OF
8 SAFETY, TO SELL TO AKRON CHILDREN'S HOSPITAL POLICE
9 DEPARTMENT A USED 2016 FORD UTILITY INTERCEPTOR SUV,
10 AND DECLARING AN EMERGENCY.

11
12 WHEREAS, the City possesses a 2016 Ford Utility Interceptor SUV that is no longer needed for
13 use by the City of Cuyahoga Falls Police Department.; and

14
15 WHEREAS, Akron Children's Hospital has offered to purchase the vehicle for three thousand
16 dollars (\$3,000) for use by its police department; and

17
18 WHEREAS, a directed auction was conducted for other municipalities but there was no interest
19 in the vehicle from other municipalities due to its mileage; and

20
21 WHEREAS, \$3,000 is the reasonable value of the vehicle based on its mileage.

22
23 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
24 Summit and State of Ohio, that:

25
26 Section 1. The Mayor, as Safety Director, is hereby authorized to sell for the sum of \$3,000
27 to Akron Children's Hospital, a used police car for use by its police department. City Council hereby
28 finds that the price is the reasonable value of the vehicle based on its mileage.

29
30 Section 2. Any other ordinances and resolutions or portions of ordinances and resolutions
31 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
32 ordinances and resolutions not inconsistent herewith and which have not previously been repealed
33 are hereby ratified and confirmed.

34
35 Section 3. It is found and determined that all formal actions of this Council concerning and
36 relating to the passage of this ordinance were taken in an open meeting of this Council and that all
37 deliberations of this Council and of any committees that resulted in those formal actions were in
38 meetings open to the public, in compliance with all legal requirements including Chapter 107 of
39 the Codified Ordinances.

40
41 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
42 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
43 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the
44 members elected or appointed to Council, it shall take effect and be in force immediately upon its
45 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
46 period allowed by law.

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49 Passed: _____
50 _____
51 President of Council

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53 _____
54 Clerk of Council

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57 Approved: _____
58 _____
59 Mayor

60 9/14/20

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2021

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF LAW TO
8 FILE A RELEASE WITH THE SUMMIT COUNTY FISCAL
9 OFFICE TO REMOVE A DEED RESTRICTION ON PARCEL
10 NO. 02-18936, AND DECLARING AN EMERGENCY.

11
12 WHEREAS, in 1991 the Board of Zoning Appeals approved a site plan with
13 restrictions for former Parcel No. 02-04880, also known as 2443 9th Street; and

14
15 WHEREAS, a deed restriction was put in place combining 2443 9th Street into
16 current Parcel No. 02-18936, also known as 833 Portage Trail, and preventing the
17 separate sale of 2443 9th Street and limiting its uses to office and off-street parking; and

18
19 WHEREAS, the deed restriction is no longer applicable to the allowed uses for said
20 property under the Cuyahoga Falls Development Code; and

21
22 WHEREAS, a release is needed to remove the deed restriction from the chain of title
23 related to Parcel No. 02-18936.

24
25 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
26 County of Summit and State of Ohio, that:

27
28 Section 1. The Director of Law is hereby authorized to file with the Summit County
29 Fiscal Office a release of the deed restriction for parcel No. 02-18936, also known as
30 833 Portage Trail, which prohibits the sale of 2443 9th Street and limits the use of said
31 property to office and off-street parking.

32
33 Section 2. The Director of Law and any other necessary City officials are hereby
34 authorized to provide such information and to execute such other documents and do all
35 other actions as are necessary for and incidental to carrying out the requirements of
36 this ordinance, together with such revisions, additions or amendments as are approved
37 by the Director of Law as being consistent with the objectives and requirements of this
38 ordinance.

39
40 Section 3. Any other ordinances and resolutions or portions of ordinances and
41 resolutions inconsistent herewith are hereby repealed, but any ordinances and
42 resolutions or portions of ordinances and resolutions not inconsistent herewith and
43 which have not previously been repealed are hereby ratified and confirmed.

44
45 Section 4. It is found and determined that all formal actions of this Council
46 concerning and relating to the passage of this ordinance were taken in an open meeting
47 of this Council and that all deliberations of this Council and of any committees that
48 resulted in those formal actions were in meetings open to the public, in compliance with
49 all legal requirements including Chapter 107 of the Codified Ordinances.

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

56
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58 Passed: _____

President of Council

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Clerk of Council

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66 Approved _____

Mayor

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9/13/21

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