

# CUYAHOGA FALLS CITY COUNCIL

## Minutes of the Council Meeting

September 13, 2021

**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; Ms. Loza, present; Mr. Miller, present; Ms. Nichols-Rhodes, present; Mrs. Penta, present; Mrs. Spinner, present; Mr. Stams, present.

**Invocation:** Mrs. Spinner

**Pledge of Allegiance:** Cub Scout Pack #3154

**Approval of Minutes:** The minutes of the July 26, 2021, Council meeting and August 9, 2021, Special Council meeting were approved as written.

**Reports and Communications:** A Notice from the Ohio Division of Liquor Control regarding Change of Stock Permit Number 29017690029 to Fred W. Albrecht Grocery Co, dba Acme Fresh Market 12, Excludes Bank Unit, 2630 Bailey Road, Cuyahoga Falls, Ohio, 44221.

A Notice from the Ohio Division of Liquor Control regarding Change of Stock Permit Number 29017690010 to Fred W. Albrecht Grocery Co, dba Acme Fresh Market 10, 2226 State Road, Cuyahoga Falls, Ohio, 44223-1430.

A Notice from the Ohio Division of Liquor Control regarding New Permit Number 1842134 to CSCF HD, LLC, dba Sense by the Falls, 2225 Front Street, Cuyahoga Falls, Ohio, 44221.

### New Legislation

(First Reading)

#### **Temp. Ord. B-65 (Planning & Zoning)**

An ordinance authorizing and approving the Final Subdivision Plat for Princeton Place on Parcel Nos. 35-00517 and 35-00402, and declaring an emergency.

#### **Temp. Ord. B-66 (Planning & Zoning)**

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.

**Temp. Ord. B-67 (Finance)**

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.

**Temp. Ord. B-68 (Finance)**

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.

**Temp. Ord. B-69 (Finance)**

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. Res. B-70 (Finance)**

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.

**Temp. Ord. B-71 (Finance)**

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.

**Temp. Ord. B-72 (Finance)**

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.

**Temp. Ord. B-73 (Finance)**

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. Ord. B-74 (Finance)**

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.

**Temp. Res. B-75 (Public Improvements)**

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.

**Temp. Ord. B-76 (Public Improvements)**

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.

**Temp. Ord. B-77 (Public Affairs)**

An ordinance amending Section 145.01(b) of the Codified Ordinances, relating to the members of the Traffic Committee, and declaring an emergency.

**Temp. Ord. B-78 (Public Affairs)**

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. Ord. B-79 (Community Development)**

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.

**Reports of Council's Standing Committees**

(Third Reading)

**Planning & Zoning**

No Report.

**Finance & Appropriations:**

**Temp. Ord. B-62**

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.

Mr. Gorbach moved to adopt Temp. Ord. B-62, second by Ms. Nichols-Rhodes. Motion passed, voice vote (10-0). (Balthis abstained)

**Temp. Ord. B-63**

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.

Mr. Gorbach moved to adopt Temp. Ord. B-63, second by Mr. Iula. Motion passed, voice vote (10-0). (Balthis abstained)

**Public Improvements:**

No Report.

**Public Affairs:**

No Report.

**Community Development:**

**Temp. Ord. B-64 (Sub. Dated 9/7/21)**

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

Mrs. Penta moved to adopt Temp. Ord. B-64 (Sub. Dated 9/7/21), second by Ms. Loza. Motion passed, voice vote (11-0).

**Schedule of Committee Meetings**

Planning & Zoning:	September 20, 2021, at 6:30 p.m.
Finance:	September 20, 2021, at 6:35 p.m.
Public Improvements:	September 20, 2021, at 6:40 p.m.
Public Affairs:	September 20, 2021, at 6:45 p.m.
Community Development:	September 20, 2021, at 6:50 p.m.

Mr. James moved to adjourn, second by Mr. Iula. Motion passed, voice vote (11-0). Meeting adjourned at 6:49 p.m.

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Michael Brillhart, Council President

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Dana M. Capriulo, Clerk of Council