

CUYAHOGA FALLS CITY COUNCIL
Minutes of the Council Meeting

June 13, 2022

- Call to Order:** Mr. Balthis at 6:30 p.m.
- Roll Call:** Mr. Ashton, present; Mr. Balthis, present; Mr. Brillhart, present; Mr. Gorbach, present; Mr. James, present; Ms. Loza, absent; Mr. Miller, present; Ms. Nichols-Rhodes, present; Mrs. Penta, present; Mrs. Spinner, present; Mr. Stams, present.
- Invocation:** Mrs. Spinner
- Pledge of Allegiance:** Mrs. Penta
- Approval of Minutes:** The minutes of the May 23, 2022 Council meeting and June 6, 2022 Special Council Meeting were approved as written.

Reports and Communications: A letter from the Ohio Department of Commerce regarding New D1 Permit #73122140005 to Retro Dog, LLC, 350 E. Steels Corners Road, Cuyahoga Falls, Ohio, 44224, notifying a change in ownership of all shares to Michael Grguric.

A letter from Mayor Walters dated June 2, 2022, regarding new appointments to the Cuyahoga Falls Library Board, Tree Board and reappointments to the Boston Township JEDD Board.

Mr. Gorbach moved to recess Council to conduct a meeting of the Committee-of-the-Whole, second by Mr. James. Motion passed, voice vote (10-0). Council recessed at 6:33 p.m. and reconvened at 6:34 p.m.

New Legislation
(First Reading)

Temp. Ord A-62 (Finance)

An ordinance authorizing the Mayor, as 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-63 (Finance)

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, without competitive bidding, with Bell Equipment Company to purchase and replace mechanical arms on two automated side loader sanitation trucks, making the necessary appropriations, and declaring an emergency.

Temp. Ord. A-64 (Public Improvements)

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the installation of a new 12” water main on Akron-Cleveland Road from Wyoga Lake Road to 600 feet north of Geoppert Road in the Boston Township-City of Cuyahoga Falls Joint Economic Development District in Boston Township, and declaring an emergency.

Temp. Ord. A-65 (Public Affairs)

An ordinance amending Ordinance 131-2021 to hire an additional Secretary I and assign the position to the appropriate pay grade in accordance with the Collective Bargaining Agreement between American Federation of State, County and Municipal Employees Local 2662 and the City of Cuyahoga Falls, and declaring an emergency.

Temp. Ord. A-66 (Public Affairs)

An ordinance authorizing the Director of Public Service to enter an agreement to establish the Community University Education Purchasing Regional Council of Governments, and declaring an emergency.

Reports of Council’s Standing Committees

(Third Reading)

Planning & Zoning

Temp. Ord. A-57

An ordinance accepting the Planning Commission recommendation for the construction of ten (10) single family attached dwelling units to be constructed within three (3) separate buildings located on property at the southwest corner of Second Street and Wadsworth Avenue, for the Summit Housing Development Corporation, and declaring an emergency.

Mrs. Spinner moved to adopt Temp. Ord. A-57, second by Mr. Miller. Motion passed, voice vote (10-0).

Finance & Appropriations:

No Report.

Public Improvements:

Temp. Ord. A-58

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, with a firm or firms, for concrete pavement repairs to various streets, and declaring an emergency.

Mrs. Penta moved to adopt Temp. Ord. A-58, second by Mr. Stams. Motion passed, voice vote (10-0).

Temp. Res. A-59

A resolution of intent to appropriate certain property along West Portage Trail Extension between State Road and Northampton Road, and declaring an emergency.

Mrs. Penta moved to adopt Temp. Ord. A-59, second by Mr. Miller. Motion passed, voice vote (10-0).

Public Affairs:

Temp. Ord. A-60

An ordinance amending Chapter 1371 of the City of Cuyahoga Falls Codified Ordinances, relating to the BOCA National Property Maintenance Code, and declaring an emergency.

Mr. Brillhart moved to adopt Temp. Ord. A-60, second by Mr. Miller. Motion passed, voice vote (10-0).

Community Development:

No Report.

Schedule of Committee Meetings

Planning & Zoning:	Subject to Call
Finance:	June 20, 2022, at 6:30 p.m.
Public Improvements:	June 20, 2022, at 6:35 p.m.
Public Affairs:	June 20, 2022, at 6:40 p.m.
Community Development:	Subject to Call.

Miscellaneous Business

Mr. David Buss, 3432 Atterbury Street, Cuyahoga Falls, addressed Council concerning traffic coming to and leaving Blossom Music Center. He stated that he works at this venue and gave Council examples of what he believes could be solutions to the traffic problems that inconvenience both concertgoers and residents living in the vicinity of the music center. Mr. Stams, representing Ward 8, the location of Blossom Music Center, stated that there have been discussions with the music center and the Summit County Sheriff's Department concerning different ways to alleviate the traffic congestion, and suggested that perhaps these issues should also be addressed with Live Nation, the promoter for these events. Mr. Stams agreed to discuss this issue at a later time with Mr. Buss.

Mr. Balthis stated that he appreciated Mr. Buss coming before Council with his concerns. He stated that he and other members of Council would be presented after tonight's meeting if Mr. Buss wished to further discuss the matter.

Mr. Stams stated that he would like to make a couple of comments regarding the fireworks law that was brought forth at last week's meeting. He has done a 180 after talking to Dr. Donald Cooper, who is a resident of his ward. Dr. Cooper is the Director of Administration for the City of Tallmadge and retired, in 2012, as the Ohio State Fire Marshal. The City of Tallmadge has opted out of this. Dr. Cooper provided him with 22 bullet points that he would be happy to share with Council. Among other things listed is the increase in death, loss of limbs, hospital visits and police calls during the pandemic, when public venues canceled fireworks and the public were more actively shooting off fireworks. Some of the requirements to shoot off consumer grade fireworks are lengthy and restrictive, and he does not know if people are going to be able to adhere to these requirements. He applauds the Mayor for trying to seek a compromise of four hours on July 4th, but is not sure that is the way to go. The City should consider opting out of H.B. 172.

Mr. Ashton moved to excuse Ms. Loza from tonight's meeting, second by Mr. Gorbach. Motion passed, voice vote (10-0).

Mr. James moved to adjourn, second by Mr. Gorbach. Motion passed, voice vote (10-0).

Meeting adjourned at 7:03 p.m.

Russ Balthis, Council President

Dana M. Capriulo, Clerk of Council