

**CUYAHOGA FALLS CITY COUNCIL**  
**Minutes of the Council Meeting**

**February 27, 2023**

- 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, present; Mr. Miller, present; Ms. Nichols-Rhodes, present; Mrs. Penta, present; Mrs. Spinner, present; Mr. Stams, present.
- Invocation:** Mrs. Spinner
- Pledge of Allegiance:** Mr. Gorbach
- Approval of Minutes:** The minutes of the February 13, 2023 Council Meeting were approved as written.
- Reports and Communications:** A Notice from the Ohio Division of Liquor Control regarding New Permit Number 5357060 to Lucky Cat Cafe LLC, dba The Lucky Cat Cafe, 2100 Front Street, Cuyahoga Falls, Ohio, 44221.
- A Notice from the Ohio Division of Liquor Control regarding New Permit Number 7312214 to Retro Dog LLC, 350 E. Steels Corners Road, Cuyahoga Falls, Ohio, 44224.

**New Legislation**  
(First Reading)

**Temp. Ord. B-11 (Finance)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, with Ingersoll Landscape Company for tree planting and mowing services and declaring an emergency.

**Temp. Ord. B-12 (Finance)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of the flat roof on the Municipal Building, located at 2310 Second Street, and declaring an emergency.

**Temp. Ord. B-13 (Public Improvements)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the Annual Resurfacing and/or repair of various streets as described in Exhibit 'A' attached hereto, in the City of Cuyahoga Falls and authorizing the Director of Public Service to enter into a contract or contracts for pavement preservation on various streets within the City, and declaring an emergency.

**Temp. Ord. B-14 (Public Improvements)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts with GPD Group, and declaring an emergency.

**Temp. Ord. B-15 (Sustainability, Energy and Environment)**

An ordinance amending Chapter 933 “Electricity” of Title 5 “Public Utilities” of Part 9 “Streets, Utilities and Public Services Code” of the Codified Ordinances of the City of Cuyahoga Falls, Ohio relating to electric rates to add section “933.21 City-Owned Electric Vehicle Charger Rates”, and declaring an emergency.

**Temp. Ord. B-16 (Public Affairs)**

An ordinance creating a Designated Outdoor Refreshment Area known as the Downtown Cuyahoga Falls Designated Outdoor Refreshment Area, enacting regulations, and declaring an emergency.

**Temp. Ord. B-17 (Community Development)**

An ordinance approving and authorizing the Mayor to execute and submit the amended Consolidated Plan to the U.S. Department of Housing and Urban Development for program years 2019-2023, and declaring an emergency.

**Temp. Ord. B-18 (Community Development)**

An ordinance appropriating Community Development Block Grant carryover funds for calendar year 2023, and declaring an emergency.

**Temp. Ord. B-19 (Community Development)**

An ordinance authorizing the Mayor to execute and submit the Annual Action Plan to the U.S. Department of Housing and Urban Development for program year 2023, and declaring an emergency.

**Temp. Ord. B-20 (Community Development)**

An ordinance approving and authorizing the Mayor to execute Community Development Block Grant agreements with Akron Metropolitan Housing Authority for the installation of broadband infrastructure and the purchase of WIFI enabled devices, and declaring an emergency.

**Temp. Ord. B-21 (Community Development)**

An ordinance approving and authorizing the purchase of various playground equipment and outdoor exercise equipment from GameTime, and declaring an emergency.

**Temp. Ord. B-22 (Community Development)**

An ordinance approving and authorizing the Mayor to execute a Community Development Block Grant agreement with Site Technology, Inc. for the installation of pickleball courts, and declaring an emergency.

**Temp. Ord. B-23 (Community Development)**

An ordinance approving and authorizing the Mayor to execute a Community Development Block Grant agreements with Stanley Access Technologies and Thompson Electric, Inc. for an ADA accessible project at the Natatorium, and declaring an emergency.

**Reports of Council's Standing Committees**

(Third Reading)

**Planning & Zoning:**

No Report.

**Finance & Appropriations:**

**Temp. Ord. B-7**

An ordinance authorizing the Mayor, as Director of Public Safety, to enter into a contract or contracts, without competitive bidding, with Flock Group, Inc. for the purchase of Flock Cameras for use by the City's safety forces, and declaring an emergency.

Ms. Nichols-Rhodes moved to adopt Temp. Ord. B-7, second by Mr. Gorbach. Roll Call: Mr. Ashton, Yes; Mr. Balthis, Yes; Mr. Brillhart, Yes; Mr. Gorbach, Yes; Mr. James, Yes; Ms. Loza, Yes; Mr. Miller, No; Ms. Nichols-Rhodes, Yes; Mrs. Penta, Yes; Mrs. Spinner, Yes; Mr. Stams, Yes. Motion passes, (10-1). (Miller)

**Temp. Ord. B-8**

An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, without competitive bidding, with Dan Guardo Contracting, Inc., for the Water Works Family Aquatic Center Pool Surface Refinish Project, and declaring an emergency.

Ms. Nichols-Rhodes moved to adopt Temp. Ord. B-8, second by Mr. Gorbach. Motion passed, voice vote (11-0).

**Temp. Ord. B-9**

An ordinance authorizing the Parks and Recreation Board to enter into a contract, without competitive bidding, with Trackman, Inc. For the purchase of a golf simulator, and declaring an emergency.

Ms. Nichols-Rhodes moved to adopt Temp. Ord. B-9, second by Mr. Gorbach. Roll Call: Mr. Ashton, Yes; Mr. Balthis, Yes; Mr. Brillhart, Yes; Mr. Gorbach, Yes; Mr. James, Yes; Ms. Loza, Yes; Mr. Miller, Yes; Ms. Nichols-Rhodes, Yes; Mrs. Penta, Yes; Mrs. Spinner, Yes; Mr. Stams, No. Motion passes, (10-1). (Stams)

**Public Improvements:**

No Report.

**Public Affairs:**

No Report.

**Community Development:**

No Report.

**Schedule of Committee Meetings**

Planning & Zoning:	Subject to Call.
Finance:	March 6, 2023, at 6:30 p.m.
Public Improvements:	March 6, 2023, at 6:35 p.m.
Public Affairs:	March 6, 2023, at 6:40 p.m.
Community Development:	March 6, 2023, at 6:45 p.m.
Sustainability, Energy and Environment	March 6, 2023, at 6:50 p.m.

**Miscellaneous Business**

None

Mr. James moved to adjourn, second by Mr. Gorbach. Motion passed, voice vote (11-0).

Meeting adjourned at 6:43 p.m.

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Russ Balthis, Council President

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Dana M. Capriulo, Clerk of Council