

NEW LEGISLATION

November 13, 2023

Temp. No.	Introduced	Committee	Description
B-124	11/13/23	Fin	An ordinance authorizing the procurement of Lake Erie Construction Company to install downtown historical signage on State Route 8, and declaring an emergency.
B-125	11/13/23	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts for employment agency services related to seasonal and occasional employees, and declaring an emergency.
B-126	11/13/23	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of curb on Silver Lake Avenue, and declaring an emergency.
B-127	11/13/23	Fin	An ordinance authorizing the Director of Public Service to enter into the 2023 NPP Power Pool participant schedule with American Municipal Power, Inc., and declaring an emergency.
B-128	11/13/23	Fin	An ordinance authorizing the Mayor, as Director of Public Safety, to sell to Source Products, Inc., certain used Fire Department equipment and declaring an emergency.
B-129	11/13/23	Fin	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts for the interior renovation after publicly advertising for bids, of the Brookledge Golf Club Clubhouse, and declaring an emergency.

CALENDAR

November 13, 2023

The following legislation will be up for passage at the Council Meeting on November 13, 2023.

Temp. No.	Introduced	Committee	Description
B-117	10/23/23	Fin	An ordinance consenting to the resurfacing of State Route 8 from the southern corporation limit to the northern corporation limit, within the City of Cuyahoga Falls, by the State of Ohio, authorizing financial cooperation thereof, and declaring an emergency.
B-123	10/23/23	PA	An ordinance amending and/or supplementing Title 7 Taxation, Chapter 164, Municipal Income Tax, to comply with state law mandates, and declaring an emergency.

PENDING LEGISLATION

November 6, 2023

Temp. No.	Introduced	Committee	Description
B-115	10/23/23	PZ*	An ordinance approving a zoning map amendment for parcels 02-13736 and 02-17196 located on 6 th Street from R-4 Urban Density Residential to MU-4 Sub-Urban Corridor, as more fully described herein, and declaring an emergency.
B-116	10/23/23	Fin	An ordinance establishing annual appropriations of money for the current expenses, capital expenditures, and other expenses of the City of Cuyahoga Falls for the Fiscal Year ending December 31, 2024, and declaring an emergency.
B-117	10/23/23	Fin	An ordinance consenting to the resurfacing of State Route 8 from the southern corporation limit to the northern corporation limit, within the City of Cuyahoga Falls, by the State of Ohio, authorizing financial cooperation thereof, and declaring an emergency.
B-123	10/23/23	PA	An ordinance amending and/or supplementing Title 7 Taxation, Chapter 164, Municipal Income Tax, to comply with state law mandates, and declaring an emergency.

* A public hearing will be held on December 4, 2023 regarding B-115.

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2023

7
8 AN ORDINANCE AUTHORIZING THE PROCUREMENT OF
9 LAKE ERIE CONSTRUCTION COMPANY TO INSTALL
10 DOWNTOWN HISTORICAL SIGNAGE ON STATE ROUTE 8,
11 AND DECLARING AN EMERGENCY.
12

13 WHEREAS, the City received bids to install downtown historical signage on State
14 Route 8; and

15
16 WHEREAS, Lake Erie Construction Company submitted the lowest and best bid for
17 the sign installation, in the amount of \$71,575.00; and

18
19 WHEREAS, the contractor, Lake Erie Construction Company, will exceed the
20 statutory amount for the program year 2023 and requires Council approval.
21

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

25 Section 1. The City is authorized to procure Lake Erie Construction Company to
26 install downtown historical signage on State Route 8.
27

28 Section 2. The Director of Finance is hereby authorized to make payment for the
29 same from the Capital Project Fund, line item Capital Outlay.
30

31 Section 3. Any other ordinances or resolutions or portions of ordinances and
32 resolutions inconsistent herewith be and the same are hereby repealed, but any
33 ordinances and resolutions not inconsistent herewith and which have not previously
34 been repealed are hereby ratified and confirmed.
35

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

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

President of Council

Approved: _____

Clerk of Council

Mayor

11/13/23

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2023

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
8 PUBLIC SERVICE TO ENTER INTO A CONTRACT OR
9 CONTRACTS FOR EMPLOYMENT AGENCY SERVICES
10 RELATED TO SEASONAL AND OCCASIONAL EMPLOYEES,
11 AND DECLARING AN EMERGENCY.

12
13 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
14 and State of Ohio, that:

15
16 Section 1. The Director of Public Service is hereby authorized to enter into a contract
17 or contracts, according to law, for employment agency services including recruitment,
18 selection, placement and payroll services in relation to seasonal and occasional
19 employees, for a period of two years with the option to renew for an additional third and
20 fourth year.

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22 Section 2. The Director of Finance is hereby directed to make payment for same out
23 of various City funds appropriated therefor.

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

29
30 Section 4. It is found and determined that all formal actions of this Council
31 concerning and relating to the passage of this ordinance were taken in an open meeting
32 of this Council and that all deliberations of this Council and of any committees that
33 resulted in those formal actions were in meetings open to the public, in compliance with
34 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
37 for the preservation of the public peace, health, safety, convenience and welfare of the
38 City of Cuyahoga Falls and the inhabitants thereof and provided it receives the affirmative
39 vote of two-thirds of the members elected or appointed to Council, it shall take effect and
40 be in force immediately upon its passage and approval by the Mayor; otherwise it shall
41 take effect and be in force at the earliest period allowed by law.

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44 Passed: _____

President of Council

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Clerk of Council

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52 Approved _____

Mayor

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54 11/13/23

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2023

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
9 PUBLIC SERVICE TO ENTER INTO A CONTRACT OR
10 CONTRACTS, ACCORDING TO LAW, FOR THE
11 REPLACEMENT OF CURB ON SILVER LAKE
12 AVENUE, AND DECLARING AN EMERGENCY.
13

14 WHEREAS, the City Engineer has identified the need to replace curb on Silver Lake
15 Avenue to improve the function of the stormwater system.
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17 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
18 County of Summit and State of Ohio:
19

20 Section 1. The Director of Public Service is hereby authorized to enter into a contract
21 or contracts, according to law, for the replacement of curb on Silver Lake Avenue.
22

23 Section 2. The Director of Finance is hereby authorized and directed to make
24 payment for the same from the Storm Drainage Utility Fund, line item Capital Outlay.
25

26 Section 3. Any other ordinances or resolutions or portions of ordinances and
27 resolutions inconsistent herewith be and the same are hereby repealed, but any
28 ordinances and resolutions not inconsistent herewith and which have not previously
29 been repealed are hereby ratified and confirmed.
30

31 Section 4. It is found and determined that all formal actions of this Council
32 concerning and relating to the adoption of this ordinance were adopted in an open
33 meeting of this Council, and that all deliberations of this Council and of any of its
34 committees that resulted in such formal action, were in meetings open to the public, in
35 compliance with all legal requirements, to the extent applicable, including Chapter 107
36 of the Codified Ordinances.
37

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

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58 Clerk of Council

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2023

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
9 PUBLIC SERVICE TO ENTER INTO THE 2023 NPP
10 POWER POOL PARTICIPANT SCHEDULE WITH
11 AMERICAN MUNICIPAL POWER, INC., AND
12 DECLARING AN EMERGENCY.
13

14
15 WHEREAS, the City of Cuyahoga Falls owns and operates an electric utility system
16 for the sale of electric capacity and associated energy for the benefit of its citizens and
17 customers; and

18
19 WHEREAS, the City of Cuyahoga Falls is located in the PJM Interconnection, LLC
20 ("PJM") transmission system territory and is subject to the PJM transmission system
21 regulations and costs as outlined in the PJM Governing Documents; and

22
23 WHEREAS, to satisfy the electric capacity, energy, and other requirements of its
24 electric utility system, the City has purchased economical and reliable capacity, energy
25 and related services from American Municipal Power, Inc. ("AMP"), an Ohio non-profit
26 corporation of which the City is a member; and

27
28 WHEREAS, to take advantage of economies of scale and to recognize the joint
29 scheduling, interconnection, operation, and transmission arrangements that AMP
30 Members coordinate and share through AMP, those Members desire to form a combined
31 pool NPP to jointly purchase, manage, and coordinate power supplies and related services
32 for Members executing this Schedule; and

33
34 WHEREAS, the City and AMP desire to enter into a Power Pool Schedule ("Schedule")
35 for (i) energy, capacity, related product scheduling, and operations under the PJM
36 Governing Documents and (ii) economic purchases of capacity, energy, and related
37 products for the beneficial use of Pool Participants.

38
39 NOW THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
40 County of Summit, State of Ohio, that:

41
42 Section 1. The form of the 2023 NPP Power Pool Participant Schedule, including
43 Appendices, on file with the Clerk of Council is hereby approved, together with such
44 modifications and revisions approved by the Director of Public Service, Director of Law or
45 other necessary City officials and which are not substantially adverse to the City.
46

47
48 Section 2. The Director of Public Service is authorized to enter into a power scheduling
49 agreement known as the 2023 NPP Power Pool Participant Schedule with American
50 Municipal Power, Inc.
51

52 Section 3. The City authorizes AMP to purchase on the City's behalf, in accordance
53 with the 2023 NPP Power Pool Participant Schedule, and the City agrees to reimburse
54 AMP for costs incurred by AMP for Pool Resources and services plus service fees
55 associated with the purchase of Pool Resources and services.

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Section 4. The Director of Public Service, or designee, is hereby designated as the City’s authorized personnel to approve and authorize AMP’s acquisition of Pool Resources and to vote on Pool activities according to the 2023 NPP Power Pool Participant Schedule.

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

Section 6. If any section, subsection, paragraph, clause or provision or any part thereof of this ordinance shall be finally adjudicated by a court of competent jurisdiction to be invalid, the remainder of this ordinance shall be unaffected by such adjudication and all the remaining provisions of this ordinance shall remain in full force and effect as though such section, subsection, paragraph, clause or provision or any part thereof so adjudicated to be invalid had not, to the extent of such invalidity, been included herein.

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

Passed: _____
President of Council

Clerk of Council

Approved: _____
Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2023

7
8 AN ORDINANCE AUTHORIZING THE MAYOR, AS
9 DIRECTOR OF PUBLIC SAFETY, TO SELL TO
10 SOURCE PRODUCTS, INC., CERTAIN USED FIRE
11 DEPARTMENT EQUIPMENT AND DECLARING AN
12 EMERGENCY.

13
14 WHEREAS, Source Products, Inc. is interested in purchasing used equipment that
15 is no longer needed for use by the Cuyahoga Falls Fire Department; and

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17 WHEREAS, in exchange for the equipment, the City will receive a \$4,000 credit to
18 purchase medical supplies.

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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. The Mayor, as Director of Safety, is authorized to sell obsolete Fire
24 Department equipment in exchange for a \$4,000.00 account credit to Source Products,
25 Inc., to be used towards the purchase of medical supplies, by the Cuyahoga Falls Fire
26 Department.

27
28 Section 2. Any other ordinances and resolutions or portions of ordinances and
29 resolutions inconsistent herewith are hereby repealed, but any ordinances and
30 resolutions or portions of ordinances and resolutions not inconsistent herewith and
31 which have not previously been repealed are hereby ratified and confirmed.

32
33 Section 3. It is found and determined that all formal actions of this Council
34 concerning and relating to the adoption of this ordinance were adopted in an open
35 meeting of this Council and that all deliberations of this Council and of any of its
36 committees that resulted in such formal action were in meetings open to the public, in
37 compliance with all legal requirements including, to the extent applicable, including
38 Chapter 107 of the Codified Ordinances.

39
40 Section 4. This ordinance is hereby declared to be an emergency measure necessary
41 for the preservation of the public peace, health, safety, convenience and welfare of the
42 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
43 affirmative vote of two thirds of the members elected or appointed to Council, it shall
44 take effect and be in force immediately upon its passage and approval by the Mayor;
45 otherwise it shall take effect and be in force at the earliest period allowed by law.

51 Passed: _____
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53 President of Council

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56 Clerk of Council

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59 Approved: _____
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61 Mayor

61 11/13/23
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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2023

8
9 AN ORDINANCE AUTHORIZING THE PARK
10 AND RECREATION BOARD TO ENTER INTO A
11 CONTRACT OR CONTRACTS FOR THE
12 INTERIOR RENOVATION AFTER PUBLICLY
13 ADVERTISING FOR BIDS, OF THE
14 BROOKLEDGE GOLF CLUB CLUBHOUSE,
15 AND DECLARING AN EMERGENCY.
16

17
18 WHEREAS, Brookledge Golf Club Clubhouse was built in 1990; and

19
20 WHEREAS, the City desires to incorporate renovations that cater to the community's
21 needs, by modernizing the aesthetics and functionality of the existing structure through
22 interior improvements and enhancements to Brookledge Golf Club Clubhouse.
23

24 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
25 County of Summit, and State of Ohio, that:
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27 Section 1. The Park and Recreation Board is hereby authorized to enter into a
28 contract or contracts, after publicly advertising for bids, for the interior renovation of
29 Brookledge Golf Club Clubhouse.
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31 Section 2. The Director of Finance is hereby authorized and directed to make
32 payment for the same from the Recreation Levy Fund, line item, Capital Outlay.
33

34 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
35 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
36 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
40 concerning and relating to the passage of this ordinance were taken in an open meeting
41 of this Council and that all deliberations of this Council and of any committees that
42 resulted in those formal actions were in meetings open to the public, in compliance with
43 all legal requirements including Chapter 107 of the Codified Ordinances.
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