

NEW LEGISLATION

December 11, 2023

Temp. No.	Introduced	Committee	Description
B-134	12/11/23	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts with Medical Mutual of Ohio for Stop-Loss Insurance Coverage for the City's self-insured medical and prescription drug plans, for a period not to exceed one year, and declaring an emergency.
B-135	12/11/23	Fin	An ordinance providing for supplemental and/or amended appropriations of money for current operating expenses and capital expenditures of the City of Cuyahoga Falls, and authorizing the transfer of appropriations within and for the various funds hereinafter set forth, and declaring an emergency.
B-136	12/11/23	Fin	A resolution requesting the Summit County fiscal officer to make advance distribution of tax receipts payable to the City of Cuyahoga Falls and declaring an emergency.
B-137	12/11/23	Fin	An ordinance amending ordinance 58-2022 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.

B-138	12/11/23	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the City's requirement of maintaining the heating, air conditioning, and automatic control systems in the municipal buildings, and declaring an emergency.
B-139	12/11/23	Fin	An ordinance creating the position of Assistant Planning Director, updating pay grades for Aquatics Supervisor and Deputy Director of Community Development, correcting classifications for various non-bargaining positions, amending exhibit "A" of Ordinance No. 7-2022, and declaring an emergency.
B-140	12/11/23	Committee of the Whole	An ordinance amending sections 111.01 and 111.04 of the Codified Ordinances, relating to the rules of City Council, and declaring an emergency.

CALENDAR

December 11, 2023

The following legislation will be up for passage at the Council Meeting on December 11, 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-130	11/27/23	Fin	An ordinance amending sections 923.01 and 923.02 of Part Five of Title Nine of the Codified Ordinances of the City of Cuyahoga Falls, establishing water rates and declaring an emergency.
B-131	11/27/23	Fin	An ordinance amending Section 925.02 of the Codified Ordinances of the City of Cuyahoga Falls and declaring an emergency.
B-132	11/27/23	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts for the demolition of a structure located at 357 Steels Corners 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. No.	Introduced	Committee	Description
B-133	11/27/23	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition of structures located at 600 Sill Avenue, 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.

PENDING LEGISLATION

December 11, 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-130	11/27/23	Fin	An ordinance amending sections 923.01 and 923.02 of Part Five of Title Nine of the Codified Ordinances of the City of Cuyahoga Falls, establishing water rates and declaring an emergency.
B-131	11/27/23	Fin	An ordinance amending Section 925.02 of the Codified Ordinances of the City of Cuyahoga Falls and declaring an emergency.
B-132	11/27/23	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts for the demolition of a structure located at 357 Steels Corners 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. No.	Introduced	Committee	Description
B-133	11/27/23	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition of structures located at 600 Sill Avenue, 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.

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2023

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
8 INTO A CONTRACT OR CONTRACTS WITH MEDICAL
9 MUTUAL OF OHIO FOR STOP-LOSS INSURANCE
10 COVERAGE FOR THE CITY'S SELF-INSURED MEDICAL
11 AND PRESCRIPTION DRUG PLANS, FOR A PERIOD NOT
12 TO EXCEED ONE YEAR, AND DECLARING AN
13 EMERGENCY.

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

17
18 Section 1. The Mayor is hereby authorized to enter into a contract or contracts with
19 Medical Mutual of Ohio, for stop-loss insurance coverage for the City's self-insured
20 medical and prescription drug plans, for a period not to exceed one year.

21
22 Section 2. The Director of Finance is hereby authorized to pay approved invoices for
23 work based upon the Contract, from the Self-Insurance Fund, line item Other Operations.

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

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

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

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44 Passed: _____
45 _____
46 President of Council

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48 _____
49 Clerk of Council

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51 Approved: _____
52 _____
53 Mayor

53 12/11/23

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2023

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7 AN ORDINANCE PROVIDING FOR SUPPLEMENTAL AND/OR
8 AMENDED APPROPRIATIONS OF MONEY FOR CURRENT
9 OPERATING EXPENSES AND CAPITAL EXPENDITURES OF THE
10 CITY OF CUYAHOGA FALLS, AND AUTHORIZING THE TRANSFER
11 OF APPROPRIATIONS WITHIN AND FOR THE VARIOUS FUNDS
12 HEREINAFTER SET FORTH, AND DECLARING AN EMERGENCY.
13

14 WHEREAS, Article VI, Sections 7 and 8 of the City Charter provides that City Council may
15 revise, amend and supplement budgetary appropriations during the fiscal year, and may authorize
16 the transfer of unencumbered appropriations within various accounts.
17

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

20
21 Section 1. In order to provide money to pay employee compensation, other expenses and capital
22 expenditures during the fiscal year 2023, money is hereby appropriated, re-appropriated and
23 transferred from the unexpended appropriations and from the un-appropriated fund balances of
24 the departments or divisions as set forth in Exhibits A and B attached hereto and made a part
25 hereof.
26

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

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

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

President of Council

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Clerk of Council

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54 Approved: _____

Mayor

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56
57 12/11/23

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 RESOLUTION NO. - 2023

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7 A RESOLUTION REQUESTING THE SUMMIT COUNTY FISCAL
8 OFFICER TO MAKE ADVANCE DISTRIBUTION OF TAX
9 RECEIPTS PAYABLE TO THE CITY OF CUYAHOGA FALLS,
10 AND DECLARING AN EMERGENCY.

11
12 WHEREAS, Ohio Revised Code §321.33 provides for semi-annual distribution of tax
13 receipts collected by the County Fiscal Officer and payable to the City of Cuyahoga Falls, and
14

15 WHEREAS, Ohio Revised Code §321.34 provides that when local authorities by resolution
16 so request, the County Fiscal Officer shall make advance payment of tax receipts that are in
17 the county treasury to the credit of the account of the local authority, to the extent such tax
18 receipts are lawfully applicable to the purpose of the current fiscal year in which the request
19 is made.
20

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

23
24 Section 1. In accordance with Ohio Revised Code §321.34, the City of Cuyahoga Falls
25 hereby requests that the County Fiscal Officer make advance distribution of local tax receipts
26 now in collection and normally payable in 2024, for the 2023 tax year.
27

28 Section 2. It is found and determined that all formal actions of this Council concerning
29 and relating to the adoption of this ordinance were adopted in an open meeting of this Council,
30 and that all deliberations of this Council and of any of its committees that resulted in such
31 formal action, were in meetings open to the public, in compliance with all legal requirements,
32 to the extent applicable, including Chapter 107 of the Codified Ordinances.
33

34 Section 3. This resolution is hereby declared to be an emergency measure necessary for
35 the preservation of the public peace, health, safety, convenience and welfare of the City of
36 Cuyahoga Falls and the inhabitants thereof, and provided it received the affirmative vote of
37 two-thirds of the members elected or appointed to Council, it shall take effect and be in force
38 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be
39 in force at the earliest period allowed by law.
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42 Passed: _____
43 _____
44 President of Council

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46 _____
47 Clerk of Council

48 Approved: _____
49 _____
50 Mayor

51 12/11/23

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2023

6
7 AN ORDINANCE AMENDING ORDINANCE 58-2022 TO HIRE AN
8 ADDITIONAL SECRETARY I AND ASSIGN THE POSITION TO THE
9 APPROPRIATE PAY GRADE IN ACCORDANCE WITH THE
10 COLLECTIVE BARGAINING AGREEMENT BETWEEN AMERICAN
11 FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES
12 LOCAL 2662 AND THE CITY OF CUYAHOGA FALLS, AND
13 DECLARING AN EMERGENCY.

14
15 WHEREAS, the Police Department requires an additional employee to aid in the fulfillment
16 of public records among other duties; and

17
18 WHEREAS, the Mayor, as Director of Public Safety, and the Police Chief desire to add an
19 additional Secretary I to the Department.

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

23
24 Section 1. The position of Secretary I is hereby amended and placed in the American
25 Federation of State, County and Municipal Employees bargaining unit pay grade of A04.

26
27 Section 2. Subject to the sufficiency of annual or supplemental appropriations for personal
28 services in the Police Department, the Police Department shall be composed of the following
29 officers and other personnel (new text double underlined; deleted text in ~~strikethrough~~):

30
31 Officers:

- 32 1 Chief
- 33 2 Captains
- 34 4 Lieutenants
- 35 10 Sergeants
- 36 57 Patrol Officers

37
38 Other Personnel:

- 39 1 Secretary II
- 40 ~~3~~ 4 Secretary I
- 41 1 Juvenile Diversion Caseworker

42
43 This section shall not limit the Police Chief from hiring additional personnel in the Police
44 Department to replace anticipated vacancies where such vacancy is known and such overlap
45 does not exceed thirty (~~30~~ 60) days.

46
47 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
48 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
49 herewith and which have not previously been repealed are hereby ratified and confirmed.

50
51 Section 4. It is found and determined that all formal actions of this Council concerning and
52 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
53 that all deliberations of this Council and of any of its committees that resulted in such formal
54 action were in meetings open to the public, in compliance with all legal requirements, to the
55 extent applicable, including Chapter 107 of the Codified Ordinances.

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

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64 Passed: _____
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66 President of Council

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69 Clerk of Council

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72 Approved: _____
73 _____
74 Mayor

75 12/11/23
76 \\cf-file04\LDPublic\Council\2023ords\12-11-23\Police Department Composition Secretary
2023.docx

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2023
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9 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
10 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
11 ACCORDING TO LAW, FOR THE CITY'S REQUIREMENT OF
12 MAINTAINING THE HEATING, AIR CONDITIONING, AND
13 AUTOMATIC CONTROL SYSTEMS IN THE MUNICIPAL
14 BUILDINGS, AND DECLARING AN EMERGENCY.
15

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

20 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
21 contracts, according to law, for the City's requirement of maintaining the heating, air
22 conditioning, and automatic control systems in the municipal buildings.
23

24 Section 2. The Director of Finance is hereby authorized and directed to make payment for
25 same from the Other Operations and Maintenance line items of the Building and Maintenance
26 and individual departments.
27

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

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

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

President of Council

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Clerk of Council

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68 Approved: _____

Mayor

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70 12/11/23

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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2023

6
7 AN ORDINANCE CREATING THE POSITION OF ASSISTANT PLANNING
8 DIRECTOR, UPDATING PAY GRADES FOR AQUATICS SUPERVISOR AND
9 DEPUTY DIRECTOR OF COMMUNITY DEVELOPMENT, CORRECTING
10 CLASSIFICATIONS FOR VARIOUS NON-BARGAINING POSITIONS,
11 AMENDING EXHIBIT "A" OF ORDINANCE NO. 7-2022, AND DECLARING
12 AN EMERGENCY.

13
14
15 WHEREAS, Ordinances No. 34-2018, 98-2019 and 10-2020 incorrectly identified the appropriate
16 civil service classification and FLSA status of certain positions.

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

20
21 Section 1. The classified, exempt position of Assistant Planning Director is hereby created and
22 incorporated into Exhibit "A" of Ordinance No. 7-2022 at pay grade N29.

23
24 Section 2. The pay grade or classification changes are hereby made to the following positions and
25 incorporated into Exhibit "A" of Ordinance No. 7-2022:

<u>Position</u>	<u>Pay Grade/Classification Change</u>
Aquatic Supervisor	Classified/Exempt, Pay Grade N27
Deputy Director of Community Development	Unclassified/Exempt, Pay Grade N32
Electrical Engineer	Classified/Exempt
Tax Administrator	Unclassified/Exempt
Deputy Service Director	Unclassified/Exempt
Building and Grounds Maintenance Superintendent	Classified/Exempt
Police Captain	Classified/Exempt

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37 Section 3. Any other ordinances, resolutions, or exhibits inconsistent herewith are hereby repealed,
38 but any ordinances, resolutions, or exhibits not inconsistent herewith and which have not previously
39 been repealed are hereby ratified and confirmed.

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

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

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Passed: _____

President of Council

Clerk of Council

Approved: _____

Mayor

12/11/23
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Exhibit A

**CITY OF CUYAHOGA FALLS
FULL-TIME NON-BARGAINING POSITION & PAY GRADE CLASSIFICATIONS
EFFECTIVE JANUARY 1, 2024**

POSITION TITLE	GRADE
ACCOUNTANT	N25
ADMINISTRATIVE SERVICES SUPERVISOR	N25
ADMINISTRATIVE SPECIALIST	N21
AQUATIC SUPERVISOR	N27
ASSISTANT CITY ENGINEER	N32
ASSISTANT TO THE MAYOR	N24
ASSISTANT ELECTRIC UTILITY SUPERINTENDENT	N32
ASSISTANT FIRE CHIEF	N33
ASSISTANT GOLF COURSE SUPERVISOR	N22
ASSISTANT PARKS & REC SUPERINTENDENT	N32
ASSISTANT PLANNING DIRECTOR	N29
ASSISTANT STREET & SANITATION SUPERINTENDENT	N29
ASSISTANT UTILITY BILLING MANAGER	N27
ASSISTANT WATER SUPERINTENDENT	N32
AUXILIARY SERVICES MANAGER	N28
BUILDING & GROUNDS MAINTENANCE SUPERINTENDENT	N31
CHIEF CODE ENFORCEMENT OFFICER	N27
CITY ENGINEER	N34
CIVIL ENGINEER	N32
CLERK TYPIST II	N19
COMMUNITY DEVELOPMENT BLOCK GRANT/ENTITLEMENT ADMINISTRATOR	N27
COMPUTER SYSTEM SUPPORT ANALYST	N27
DEPUTY DIRECTOR OF COMMUNITY DEVELOPMENT	N32
DEPUTY FINANCE DIRECTOR	N33
DEPUTY FIRE CHIEF	N33
DEPUTY LAW DIRECTOR	N33
DEPUTY SERVICE DIRECTOR	N32
DIRECTOR OF COMMUNITY DEVELOPMENT	ESG
DIRECTOR OF INFORMATION TECHNOLOGY SERVICES	N33
ELECTRICAL ENGINEER	N32
ELECTRIC GENERAL FOREPERSON	N31
ELECTRIC METER/SUBSTATION FOREMAN	N29
ELECTRIC TECHNOLOGY MANAGER	N29
ELECTRIC UTILITY SUPERINTENDENT	N34
FACILITY DIRECTOR	N32

POSITION TITLE	GRADE
FINANCE DIRECTOR	ESG
FIRE CHIEF	N34
FOREMAN	N27
GENERAL MANAGER OF GOLF OPERATIONS	N29
GOLF COURSE MAINTENANCE SUPERVISOR	N25
HARDWARE/SOFTWARE SUPPORT SPECIALIST	N25
HUMAN RESOURCES DIRECTOR/RECORDS CLERK	N29
HUMAN RESOURCES TECHNICIAN	N20
INFORMATION SERVICES MANAGER	N29
INVENTORY CONTROL MANAGER	N27
JUVENILE DIVERSION CASEWORKER	N21
LAW DEPARTMENT OFFICE MANAGER	N23
LAW DIRECTOR	ESG
LINE FOREMAN	N29
MANAGER OF OPERATIONS	N29
MAYOR	MSG
MAYOR'S COURT CLERK	N25
MEMBER RELATIONS SUPERVISOR	N25
NEIGHBORHOOD EXCELLENCE, COMMUNICATIONS, & COMMUNITY OUTREACH DIRECTOR	N31
NEIGHBORHOOD EXCELLENCE, & DOWNTOWN ADMINISTRATOR	N28
NETWORK SPECIALIST	N27
OFFICE MANAGER	N22
OPERATIONS SUPERVISOR	N25
PARKS & RECREATION SUPERINTENDENT	N34
PAYROLL ADMINISTRATOR	N25
PAYROLL SPECIALIST	N22
PLANNING DIRECTOR	N33
POLICE CAPTAIN	N33
POLICE CHIEF	N34
PROGRAM SUPERVISOR	N25
PROSECUTOR	N29
PUBLIC UTILITIES & COMMUNITY OUTREACH COORDINATOR	N27
RECREATION PROGRAM SUPERVISOR	N25
SECRETARY I	N20
SECRETARY II	N21
SENIOR ADULT PROGRAM SUPERVISOR	N25
SENIOR PLANNER	N26
SERVICE DIRECTOR	ESG
SEWER COLLECTIONS MANAGER	N28

STREET & SANITATION SUPERINTENDENT	N34
SUPERINTENDENT OF MOTOR VEHICLES	N29
TAX ADMINISTRATOR	N29
TREASURER	N29
UTILITIES BILLING MANAGER	N31
WATER DISTRIBUTION MANAGER	N28
WATER TREATMENT PLANT MANAGER	N28
WATER UTILITIES SUPERINTENDENT	N34

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2023

6
7 AN ORDINANCE AMENDING SECTIONS 111.01 AND
8 111.04 OF THE CODIFIED ORDINANCES, RELATING TO
9 THE RULES OF CITY COUNCIL, AND DECLARING AN
10 EMERGENCY.

11
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. Section 111.01 of the Codified Ordinances of the City of Cuyahoga Falls is
17 hereby amended to read in full as follows (new text underlined; deleted text in
18 ~~striketrough~~):

19
20 **111.01 Organization**

21
22 (a) Scheduling

23
24 Within ten (10) days from the commencement of their term, Council shall hold an
25 organizational meeting which shall be the first regularly scheduled meeting of the term
26 or a special meeting called for organizational purposes. Said meeting shall be conducted
27 in the manner, form and order as follows:

28
29 (b) Seating

30
31 Prior to calling the meeting to order, seating should be designated by name placard
32 placement.

33
34 (c) Call to Order

35
36 The senior member of council shall call Council to order, and ensure the presence
37 of a quorum.

38
39 (d) Election of Temporary Chair

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41 The senior member of council will then open the floor for nominations for Temporary
42 Chair. Nominations do not need a second. After each nomination, the senior member will
43 ask, "Are there any more nominations?" After a sufficient pause of silence, the senior
44 member will declare nominations closed. If only one nomination has been received, it can
45 be confirmed by a voice vote. If more than one nomination is received, then the senior
46 member will appoint two tellers and a ballot will be taken.

47
48 (e) Meeting Formalities

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50 Once elected, the Temporary Chair will take over the meeting and perform the
51 following:

52
53 (1) Roll call of new council

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55 (2) Invocation

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(3) Pledge of Allegiance

(f) Election of President

The Temporary Chair will preside over the election of President. The Temporary Chair will call for nominations, which need not be seconded. After each nomination, the Chair will ask, “Are there any more nominations?” After a sufficient pause of silence, the Chair will declare nominations closed and a vote shall be taken by written ballot, the Chair appointing two tellers. Voting shall be by separate written ballot for each office; and a majority of all members of Council shall be required for an election. In case no election results from the first two ballots, the candidate receiving the fewest number of votes on the second ballot shall be dropped from the list of nominees; and similar procedure shall be followed with each subsequent ballot until an election results. If the foregoing proceedings have resolved down to two candidates and five ballots have been taken without an election resulting, then the Temporary Chair or President, where applicable, shall by a single flip of a coin being called by one of the two candidates determine the winner. All elections by the Council shall be conducted in the same manner. Once elected, the President shall be sworn in.

(g) Election of Clerk

The President shall preside over the election of the Clerk. Once elected, the Clerk shall be sworn in and immediately begin recording the proceedings.

(h) Election of President Pro Tem

The President shall preside over the election of President Pro Tem

(i) Procedure for Elections

A secret ballot shall not be used in any election. Each member of Council shall write one (1) nominee’s name on a ballot and sign his or her name to the ballot.

(j) Committee Membership

The President shall next appoint a Committee of four (4) members of council at least one of whom must not be of the majority party (unless all members identify as the same party), who, together with the President, shall constitute a Committee on Committees and Seating, on which Committee the President shall have power to vote.

(k) Committee Meeting

Immediately after the appointment of the four (4) members of the Committee on Committees and Seating, they shall convene and conduct a Committee meeting where they shall recommend Chair and Vice-Chair of the Standing Committees for the elective term and designated seats for Council.

(l) Committee Report and Council Approval

The Committee will report their selections, which shall, before going into effect, be approved by a majority of all members of Council.

108 (m) Other Appointments

109

110 The President may designate Council Representatives for Boards and Commissions
111 as well as Sergeant at Arms and Chaplain. See Appendix A for Council's representation
112 on Boards and Commissions.

113

114 (n) Other Business

115

116 If the organizational meeting is held during the first regularly scheduled council
117 meeting, once council has organized pursuant to these rules it shall proceed with the
118 normal order of business.

119

120 Section 2. Section 111.04 of the Codified Ordinances of the City of Cuyahoga Falls is
121 hereby amended to read in full as follows (new text underlined; deleted text in
122 ~~strikethrough~~):

123

124 **111.04 Committees**

125 (a) Committee Structure

126 All Standing Committees shall consist of an odd number of persons, but not less
127 than ~~three (3)~~ five (5) members on each Committee. At least one member of each
128 Committee must not be of the majority party, if any. The President of Council shall be an
129 ex-officio member of all Committees, but cannot take part in any vote of any Committee.
130 The standing Committees shall be as follows:

131 (1) Finance and Appropriations

132 (2) Public and Industrial Improvements

133 (3) Public Affairs

134 (4) Planning and Zoning

135 (5) Community Development

136 (b) Rules of Committees

137 The rules of Council shall be observed by the Committee so far as they may be
138 applicable, except that there shall be no limitation of debate or discussion.

139 (c) Special Committees

140 When a Special Committee is needed, the President of Council shall establish a
141 Committee and appoint its members and chairman. The composition of a special
142 Committee shall be as provided for a Standing Committee.

143 (d) Committee of the Whole

144 Whenever Council, at the discretion of the President, resolves itself into a Committee
145 of the Whole, the President shall act as Chairman.

146 (e) Joint Committees

147 When it is desired that legislation shall be considered by two or more Committees
148 jointly, a reference by the President of Council without objection, or upon motion to refer
149 by any member and adopted by a majority vote of the members of Council to a joint
150 Committee composed of the membership of said standing committees shall operate to
151 constitute such Committees as a single Committee. A quorum of such joint Committees
152 shall consist of a majority thereof. A majority vote, similarly counted, shall be required
153 for action by such joint Committee. The President of Council shall designate one of the
154 Committee Chairmen to officiate.

155 (f) Excused Membership

156 Any member may excuse himself from serving on any Committee with consent of the
157 majority of all members of Council.

158 (g) Permitted Legislation Considered by a Council Committee

159 Legislation shall be introduced at a Council meeting prior to its being considered by
160 a Council Committee. An ordinance or resolution shall be considered at a meeting of that
161 Committee prior to approval by the Committee.

162 (h) All Reports of Committees During Council

163 All reports of Committees shall be in writing or given orally by the Chairman, or Vice
164 Chairman, of the Committee and if in writing shall be signed by such members of the
165 Committee as concur therein, and the report shall be read by the Clerk or by the
166 Chairman or Vice-Chairman of the Committee without motion. After the Committee's
167 majority report has been made by the Chairman or Vice-Chairman and a motion to adopt
168 presented, seconded, and the question stated, dissenting members of the Committee may
169 present their views or report. When the minority report is made, it is for information only
170 and it cannot be acted upon to substitute it for the report of the Committee.

171 (i) Legislation held in Committee over 70 days

172 In the event that an ordinance or resolution has been pending in Committee for at
173 least seventy (70) days since its introduction, then any member of Council may move to
174 take it out of Committee.

175 (j) Legislation expires after six months in Committee

176 If any ordinance or resolution referred to a Committee has not been reported out,
177 and if an extension of time has not been granted to report on said ordinance, the
178 ordinance will be removed from the calendar and become ineffective after six (6) months
179 from its introduction.

180 (k) Recording of Committee Proceedings

181 The Council Clerk shall keep a record of the Committee proceedings

182 (l) Public Committee Meetings

183 All Committee meetings shall be open to the public. All minutes and records of the
184 meetings shall be open to the public for inspection.

185 (m) Committee Quorum

186 A majority of the members of the Committee shall constitute a quorum for the
187 transaction of business. A majority vote of the members present is necessary to take
188 action.

189 (n) Scheduling of Committee Meetings

190 Each Committee shall hold its meetings at such time and place as fixed by the Chair.
191 The date for all meetings shall be set and announced at regular or special meetings of
192 Council unless deemed an emergency by the Chair.

193 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
194 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
195 inconsistent herewith and which have not previously been repealed are hereby ratified
196 and confirmed.

197
198 Section 4. It is found and determined that all formal actions of this Council
199 concerning and relating to the passage of this ordinance were taken in an open meeting
200 of this Council and that all deliberations of this Council and of any committees that
201 resulted in those formal actions were in meetings open to the public, in compliance with
202 all requirements including Chapter 107 of the Codified Ordinances.

203
204 Section 5. This ordinance is hereby declared to be an emergency measure necessary
205 for the preservation of the public peace, health, safety, convenience and welfare of the
206 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
207 affirmative vote of two-thirds of the members elected or appointed to Council, it shall take
208 effect and be in force immediately upon its passage and approval by the Mayor; otherwise
209 it shall take effect and be in force at the earliest period allowed by law.

210
211

212
213 Passed: _____

President of Council

214
215

216
217

218
219

Clerk of Council

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221

222
223

224
225 Approved _____

Mayor

226
227

12/11/23

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