NEW LEGISLATION
July 13, 2026

Temp. No.	Introduced	Committee	Description
A-43	7/13/26	PZ	An ordinance accepting the Planning Commission’s recommendation for the vacation of Merlin Lane, Larue Drive, a portion of Montclaire Drive, and the consolidation of sixty-one (61) lots in the Seasons Road Subdivision No. 1, located at Seasons Road and Wyoga Lake Road, and declaring an emergency.
A-44	7/13/26	PZ	An ordinance accepting the recommendation of the Planning Commission for the construction of “Seasons Reserve,” a 224-unit multi-family development for Northcoast Design Build located at the southeast corner of Seasons Road and Wyoga Lake Road, and declaring an emergency.
A-45	7/13/26	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 and advances of appropriations within and for the various funds hereinafter set forth, and declaring an emergency.

A-46	7/13/26	Fin	An ordinance amending Ordinance No. 106-2025 for the purpose of amending Section 1 to increase expenditure totals and amending Exhibit A to include more vehicles, and declaring an emergency.
A-47	7/13/26	Fin	An ordinance providing for the issuance and sale of bonds in the maximum aggregate principal amount of $4,530,000, for the purpose of paying the costs of various public infrastructure projects, and declaring an emergency.
A-48	7/13/26	Fin	An ordinance providing for the issuance and sale of bonds in the maximum principal amount of $8,400,000, for the purpose of paying the costs of the acquisition, construction and equipping of a new fire station and fire training center to be built as a replacement for, and including demolition of, Cuyahoga Falls Fire Station 4, including but not limited to, a new station, training classrooms and training tower, together with all necessary appurtenances thereto, and declaring an emergency.
A-49	7/13/26	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts with Premium Utility Contractor for modifications to the Valley Substation Duct Bank Project, and declaring an emergency.

A-50	7/13/26	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts for the purchase of certain property known as 2222 Issaquah Street, and declaring an emergency.
A-51	7/13/26	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, with Survalent Technology Corp., for the replacement of the Supervisory Control and Data Acquisition Platform for the Water Utilities Department, and declaring an emergency.
A-52	7/13/26	Fin	A resolution accepting and modifying the recommendations of the Tax Incentive Review Council and the Community Reinvestment Area Housing Council concerning Enterprise Zone and Community Reinvestment Area tax exemption agreements within the City of Cuyahoga Falls, and declaring an emergency.
A-53	7/13/26	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, with Ingersoll Landscape, for the design and installation of landscaping and a new staircase on 2223 Front Street (Parcel #0218225), and declaring an emergency.

A-54	7/13/26	PI	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 replacement of water mains on Marcia Blvd, High Point Rd to 26th St, 28th St, Marcia Blvd to the cul-de-sac, 27th St, Marcia Blvd to Broad Blvd, 26th St, and Broad Blvd to Sackett Ave, and declaring an emergency.
A-55	7/13/26	PI	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 State Road, from Quick Road to Boulder Boulevard, and declaring an emergency.
A-56	7/13/26	PA	An ordinance to approve the current replacemement pages to the Cuyahoga Falls Codified Ordinances, and declaring an emergency.
A-57	7/13/26	PA	An ordinance amending Chapter 353 “Parking Meters” of the Cuyahoga Falls Codified Ordinances, and declaring an emergency.

A-58	7/13/26	CD	An ordinance authorizing the Director of Community Development to amend a Community Reinvestment Area Tax Exemption Agreement to reflect the title of land transfer and name change, and declaring an emergency.
A-59	7/13/26	CD	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 2026, and declaring an emergency.

CALENDAR

July 13, 2026

The following legislation will be up for passage at the Council Meeting on July 13, 2026.

Temp. No.	Introduced	Committee	Description

There is no legislation up for passage at the Council meeting on July 13, 2026.

PENDING LEGISLATION
July 13, 2026

Temp. No.	Introduced	Committee	Description

There is no pending legislation.

A-43

Presented by the Administration Upon
Recommendation of the Planning Commission

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE ACCEPTING THE PLANNING COMMISSION'S RECOMMENDATION FOR THE VACATION OF MERLIN LANE, LARUE DRIVE, A PORTION OF MONTCLAIRE DRIVE, AND THE CONSOLIDATION OF SIXTY-ONE (61) LOTS IN THE SEASONS ROAD SUBDIVISION NO. 1, LOCATED AT SEASONS ROAD AND WYOGA LAKE ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning Commission be submitted to Council; and

WHEREAS, on July 7, 2026 the Planning Commission recommended approval of the vacation of Merlin Lane, Larue Drive, a portion of Montclaire Drive, and the consolidation of sixty-one (61) lots in the Seasons Road Subdivision No. 1 located at Seasons Road and Wyoga Lake Road; and

WHEREAS, such approval is given subject to all Planning Commission findings and provisions contained in Project File MSP-26-00007; and

WHEREAS, such approval is necessary in order to construct a multi-family development on the property known as "Seasons Reserve".

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

Section 1. That the City Council approves the vacation of Merlin Lane, Larue Drive, a portion of Montclaire Drive, and the consolidation of sixty-one (61) lots in the Seasons Road Subdivision No. 1, located at Seasons Road and Wyoga Lake Road, as is depicted in the ordinance attachment and as fully described in Project File MSP-26-00007.

Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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

Section 4. That 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, for the reason that it is immediately necessary to permit timely and appropriate development of this property, 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

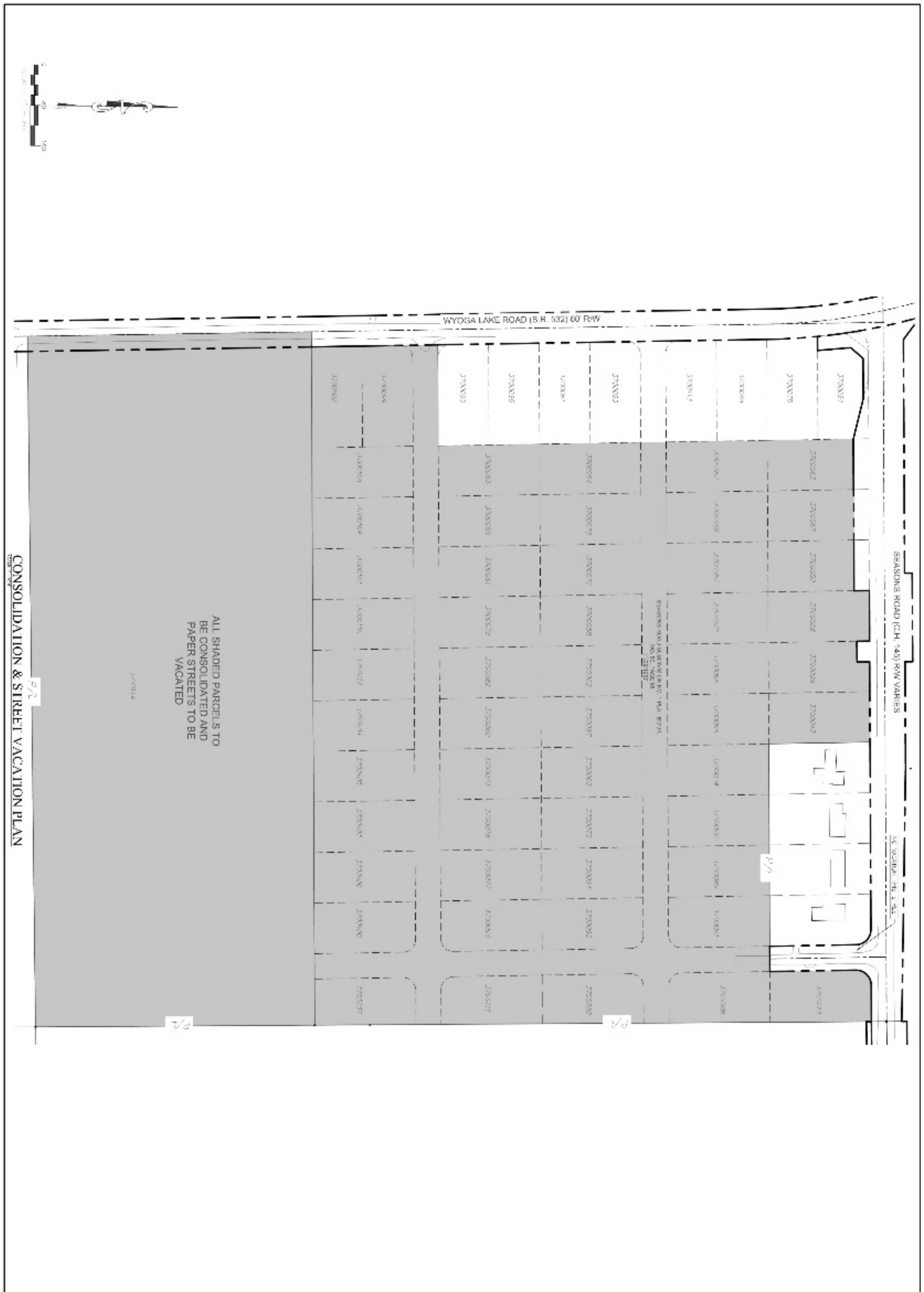
____

Clerk of Council

Approved: ____________________________ ____

Mayor

7/13/26



CP-1

DATE

SEASONS RETREAT

WYOGA LAKE ROAD — CUYAHOGA FALLS, OHIO 44224

LOT CONSOLIDATION & STREET VACATION PLAN

NORTH COAST
DESIGN ♦ BUILD

♦ Engineers
♦ Contractors
♦ Developers

PH 440-655-5191

A-44

Presented by the Administration Upon
Recommendation of the Planning Commission

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE ACCEPTING THE RECOMMENDATION OF THE PLANNING COMMISSION FOR THE CONSTRUCTION OF “SEASONS RESERVE,” A 224-UNIT MULTI-FAMILY DEVELOPMENT FOR NORTHCOAST DESIGN BUILD LOCATED AT THE SOUTHEAST CORNER OF SEASONS ROAD AND WYOGA LAKE ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning Commission be submitted to Council; and

WHEREAS, on July 7, 2026, the Planning Commission recommended the approval of the major site plan for the construction of “Seasons Reserve”, a 224-unit multi-family development for Northcoast Design Build located at the southeast corner of Seasons Road and Wyoga Lake Road. The project will consist of forty-eight (48) buildings with attached garages, a clubhouse/pool, and three storm water detention basins; and

WHEREAS, such approval is given subject to all Planning Commission findings and provisions contained in Project File MSP-26-00007; and

WHEREAS, such approval is necessary to determine that the site plan is satisfactory, serves the public interest, and is acceptable for recording.

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

Section 1. That the City Council approves the major site plan for the construction of “Seasons Reserve,” a 224-unit multi-family development for Northcoast Design Build located at the southeast corner of Seasons Road and Wyoga Lake Road. The project will consist of forty-eight (48) buildings with attached garages, a clubhouse/pool, and three storm water detention basins. The approved site plan is depicted in Exhibit A and is fully described in Project File MSP-26-00007.

Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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

Section 4. That 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, for the reason that it is immediately necessary to permit timely and appropriate development of this property, 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

7/13/26

Exhibit A

OVERALL SITE PLAN

Exhibit A

CLUBHOUSE EXTERIOR ELEVATION RENDERING

A-45 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

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 AND ADVANCES OF APPROPRIATIONS WITHIN AND FOR THE VARIOUS FUNDS HEREINAFTER SET FORTH, AND DECLARING AN EMERGENCY.

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

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

Section 1. In order to provide funds to pay employee compensation, other expenses and capital expenditures during the fiscal year 2026, funds are hereby appropriated, re-appropriated, transferred, and advanced from from the unexpended appropriations and from the un-appropriated fund balances of the departments or divisions as set forth in Exhibits A and B attached hereto and made a part hereof.

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

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

Section 4. 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

7/13/26

CITY OF CUYAHOGA FALLS

2026 APPROPRIATIONS

EXHIBIT A

FUND	2026 ADOPTED & SUPPLEMENTAL APPROPRIATIONS	2026 AMENDED APPROPRIATIONS
GENERAL	$ 55,237,273	$ 55,352,273
MUNICIPAL INCOME TAX	34,762,714	34,762,714
STATE HIGHWAY IMPROVEMENT	292,000	292,000
STREET CONST., MAINT. & REPAIR	5,484,183	5,484,183
POLICE PENSION	1,596,416	1,596,416
FIRE PENSION	2,312,170	2,312,170
RECREATION LEVY	3,096,512	3,096,512
PERMISSIVE TAX	200,000	200,000
C.D.B.G.	1,134,471	1,134,471
ENTERPRISE ZONE COMMUNITY REINVESTMENT	14,000	14,000
DRUG LAW ENFORCEMENT	28,290	28,290
LAW ENFORCEMENT TRUST	37,900	37,900
ENFORCEMENT AND EDUCATION	19,100	19,100
MOTOR VEHICLE LICENSE TAX	175,000	175,000
LAW ENFORCEMENT ASSISTANCE	1,672	1,672
STATE ROAD PUBLIC IMPROVEMENT TIE	752,585	1,085,585
MUDBROOK - MILL POND PUBLIC IMPROVEMENT TIE	3,506,300	3,506,300
PRINCETON CROSSROADS TIE	1,368,168	1,368,168
SOUREK TRAIL INCENTIVE DISTRICT TIE	415,300	415,300
PINE RIDGE INCENTIVE DISTRICT TIE	670,072	670,072
GENERAL BOND RETIREMENT	1,310,695	1,310,695
CAPITAL PROJECTS	36,598,030	36,598,030
SEWER	15,637,859	15,637,859
WATER	35,840,759	35,840,759
ELECTRIC	122,928,892	122,928,892
SANITATION	5,722,935	5,722,935
LEISURE TIME	8,264,255	8,264,255
STORM DRAINAGE UTILITY	2,419,718	2,419,718
GARAGE	3,148,732	3,148,732
UTILITY BILLING	2,333,950	2,333,950
SELF INSURANCE	9,217,484	9,217,484
WORKERS' COMPENSATION	617,188	617,188
COMPENSATED ABSENCES	750,000	750,000
CEMETERY PERPETUAL CARE	9,330	9,330
TOTAL	$ 355,903,953	$ 356,351,953

CITY OF CUYAHOGA FALLS

2026 APPROPRIATIONS

EXHIBIT A PAGE 2

That there be and hereby are transferred funds in accordance with the schedule set forth below:

TRANSFER FROM:	**TRANSFER TO:**	**AMOUNT**
GENERAL FUND	S.C.M.R. FUND	$ 850,000
GENERAL FUND	CAPITAL PROJECTS FUND	2,000,000
GENERAL FUND	POLICE PENSION FUND	1,075,000
GENERAL FUND	FIRE PENSION FUND	1,775,000
ADVANCE FROM:	**ADVANCE TO:**	
GENERAL FUND	MUDBROOK - MILL POND PUBLIC IMPROVEN	1,600,000
CAPITAL PROJECTS FUND	GENERAL FUND	7,567,000

CITY OF CUYAHOGA FALLS

2026 APPROPRIATIONS

EXHIBIT B

	2026 Adopted Budget	2026 Supplemental Appropriations	Requested Amendments	2025 Amended Adopted Budget
<u>**GENERAL FUND**</u>				
GENERAL ADMINISTRATION	**$ 4,825,074**	**$ 600,000**	**$ 75,000**	**$ 5,500,074**
Other Operations	975,074		75,000	1,050,074
Transfer (S.C.M.R. Fund)	850,000			850,000
Transfer (Capital Projects Fund)	2,000,000			2,000,000
Advance (Mudbrook-Millpond TIE Fund)	1,000,000	600,000		1,600,000
COUNCIL	**$ 388,083**			**$ 388,083**
Personal Services	381,954			381,954
Other Operations	6,129			6,129
MAYOR	**$ 352,038**			**$ 352,038**
Personal Services	337,217			337,217
Other Operations	14,821			14,821
FINANCE DIRECTOR	**$ 1,349,150**			**$ 1,349,150**
Personal Services	1,164,451			1,164,451
Other Operations	184,699			184,699
LAW DIRECTOR	**$ 1,376,055**			**$ 1,376,055**
Personal Services	1,159,634			1,159,634
Other Operations	216,421			216,421
SERVICE DIRECTOR	**$ 774,043**			**$ 774,043**
Personal Services	735,246			735,246
Other Operations	38,797			38,797
CIVIL SERVICE COMMISSION	**$ 73,519**			**$ 73,519**
Personal Services	12,579			12,579
Other Operations	60,940			60,940
ENGINEERING	**$ 1,840,125**			**$ 1,840,125**
Personal Services	1,553,201			1,553,201
Other Operations	286,924			286,924
HUMAN RESOURCES / RECORDS	**$ 478,487**			**$ 478,487**
Personal Services	352,399			352,399
Other Operations	126,088			126,088
BUILDING AND GROUNDS MAINTENANCE	**$ 1,719,334**			**$ 1,719,334**
Personal Services	956,174			956,174
Other Operations	763,160			763,160
POLICE	**$ 14,261,240**			**$ 14,261,240**
Personal Services	11,394,837			11,394,837
Other Operations	1,791,403			1,791,403
Transfer (Police Pension Fund)	1,075,000			1,075,000
FIRE	**$ 15,315,750**			**$ 15,315,750**
Personal Services	12,022,950			12,022,950
Other Operations	1,517,800			1,517,800
Transfer (Fire Pension Fund)	1,775,000			1,775,000

CITY OF CUYAHOGA FALLS
2026 APPROPRIATIONS
EXHIBIT B

	2026 Adopted Budget	2026 Supplemental Appropriations	Requested Amendments	2025 Amended Adopted Budget
GENERAL FUND (CONTINUED)				
TECHNICAL SERVICES	**$ 886,262**			**$ 886,262**
Personal Services	652,666			652,666
Other Operations	233,596			233,596
COMMUNICATIONS	**$ 1,650,820**			**$ 1,650,820**
Other Operations	1,650,820			1,650,820
PARKS & RECREATION	**$ 5,483,921**			**$ 5,483,921**
Personal Services	3,751,365			3,751,365
Other Operations	1,732,556			1,732,556
COMMUNITY DEVELOPMENT	**$ 1,582,807**		**$ 40,000**	**$ 1,622,807**
Personal Services	1,292,647			1,292,647
Other Operations	290,160		40,000	330,160
MAYOR'S COURT	**$ 293,346**			**$ 293,346**
Personal Services	229,637			229,637
Other Operations	63,709			63,709
NECCO	**$ 582,307**			**$ 582,307**
Personal Services	426,334			426,334
Other Operations	155,973			155,973
INFORMATION SERVICES	**$ 1,404,912**			**$ 1,404,912**
Personal Services	1,209,797			1,209,797
Other Operations	195,115			195,115
Total Fund Appropriation	**$ 54,637,273**	**$ 600,000**	**$ 115,000**	**$ 55,352,273**
MUNICIPAL INCOME TAX FUND				
Personal Services	223,958			223,958
Other Operations	1,887,821			1,887,821
Transfer (General Fund)	20,462,341			20,462,341
Transfer (Capital Projects Fund)	9,576,519			9,576,519
Transfer (Recreation Levy Fund)	2,612,075			2,612,075
Total Fund Appropriation	**$ 34,762,714**			**$ 34,762,714**
STATE HIGHWAY IMPROVEMENT FUND				
Other Operations	42,000			42,000
Capital Outlay	250,000			250,000
Total Fund Appropriation	**$ 292,000**			**$ 292,000**
STREET CONST., MAINT. & REPAIR FUND				
Personal Services	3,439,609			3,439,609
Other Operations	2,044,574			2,044,574
Total Fund Appropriation	**$ 5,484,183**			**$ 5,484,183**
POLICE PENSION FUND				
Personal Services	1,588,766			1,588,766
Other Operations	7,650			7,650
Total Fund Appropriation	**$ 1,596,416**			**$ 1,596,416**

CITY OF CUYAHOGA FALLS
2026 APPROPRIATIONS
EXHIBIT B

	2026 Adopted Budget	2026 Supplemental Appropriations	Requested Amendments	2025 Amended Adopted Budget
FIRE PENSION FUND				
Personal Services	2,304,520			2,304,520
Other Operations	7,650			7,650
Total Fund Appropriation	**$ 2,312,170**			**$ 2,312,170**
RECREATION LEVY FUND				
Other Operations	1,841,512			1,841,512
Capital Outlay	1,255,000			1,255,000
Total Fund Appropriation	**$ 3,096,512**			**$ 3,096,512**
PERMISSIVE TAX FUND				
Capital Outlay	200,000			200,000
Total Fund Appropriation	**$ 200,000**			**$ 200,000**
C.D.B.G. FUND				
Personal Services	132,779			132,779
Other Operations	536,897	464,795		1,001,692
Total Fund Appropriation	**$ 669,676**	**$ 464,795**		**$ 1,134,471**
ENTERPRISE ZONE COMMUNITY REINVESTMENT FUND				
Other Operations	14,000			14,000
Total Fund Appropriation	**$ 14,000**			**$ 14,000**
DRUG LAW ENFORCEMENT FUND				
Other Operations	28,290			28,290
Total Fund Appropriation	**$ 28,290**			**$ 28,290**
LAW ENFORCEMENT TRUST FUND				
Other Operations	20,900			20,900
Capital Outlay	17,000			17,000
Total Fund Appropriation	**$ 37,900**			**$ 37,900**
ENFORCEMENT & EDUCATION FUND				
Other Operations	19,100			19,100
Total Fund Appropriation	**$ 19,100**			**$ 19,100**
MOTOR VEHICLE LICENSE TAX FUND				
Other Operations	175,000			175,000
Total Fund Appropriation	**$ 175,000**			**$ 175,000**
LAW ENFORCEMENT ASSISTANCE				
Other Operations	1,672			1,672
Total Fund Appropriation	**$ 1,672**			**$ 1,672**
STATE ROAD PUBLIC IMPROVEMENT TIE FUND				
Other Operations	348,807		333,000	681,807
Debt Service	403,778			403,778
Total Fund Appropriation	**$ 752,585**		**$ 333,000**	**$ 1,085,585**
MUDBROOK - MILL POND PUBLIC IMPROVEMENT TIE FUND				
Other Operations	6,300			6,300
Capital Outlay	2,900,000	600,000		3,500,000
Total Fund Appropriation	**$ 2,906,300**	**$ 600,000**		**$ 3,506,300**
PRINCETON CROSSROADS TIE FUND				
Other Operations	2,493			2,493
Debt Service	1,365,675			1,365,675
Total Fund Appropriation	**$ 1,368,168**			**$ 1,368,168**

CITY OF CUYAHOGA FALLS
2026 APPROPRIATIONS
EXHIBIT B

	2026 Adopted Budget	2026 Supplemental Appropriations	Requested Amendments	2025 Amended Adopted Budget
SOUREK TRAIL INCENTIVE DISTRICT TIE FUND				
Other Operations	6,300			6,300
Debt Service	409,000			409,000
Total Fund Appropriation	**$ 415,300**			**$ 415,300**
PINE RIDGE INCENTIVE DISTRICT TIE FUND				
Other Operations	10,072			10,072
Debt Service	660,000			660,000
Total Fund Appropriation	**$ 670,072**			**$ 670,072**
GENERAL BOND RETIREMENT FUND				
Other Operations	400			400
Debt Service	1,310,295			1,310,295
Total Fund Appropriation	**$ 1,310,695**			**$ 1,310,695**
CAPITAL PROJECTS FUND				
Capital Outlay	24,192,655			24,192,655
Debt Service	4,838,375			4,838,375
Advance Repay (General Fund)	7,567,000			7,567,000
Total Fund Appropriation	**$ 36,598,030**	**$ -**		**$ 36,598,030**
SEWER FUND				
Personal Services	1,367,596			1,367,596
Other Operations	10,221,035			10,221,035
Capital Outlay	3,478,667			3,478,667
Debt Service	570,561			570,561
Total Fund Appropriation	**$ 15,637,859**	**$ -**		**$ 15,637,859**
WATER FUND				
Personal Services	2,433,269			2,433,269
Other Operations	5,890,189			5,890,189
Capital Outlay	26,655,667			26,655,667
Debt Service	861,634			861,634
Total Fund Appropriation	**$ 35,840,759**			**$ 35,840,759**
ELECTRIC FUND				
Personal Services	6,382,254			6,382,254
Other Operations	46,242,887			46,242,887
Capital Outlay	68,535,000			68,535,000
Debt Service	1,768,751			1,768,751
Total Fund Appropriation	**$ 122,928,892**			**$ 122,928,892**
SANITATION FUND				
Personal Services	1,981,553			1,981,553
Other Operations	2,577,382		(17,000)	2,560,382
Capital Outlay	1,164,000		17,000	1,181,000
Total Fund Appropriation	**$ 5,722,935**		**$ -**	**$ 5,722,935**

CITY OF CUYAHOGA FALLS
2026 APPROPRIATIONS
EXHIBIT B

	2026 Adopted Budget	2026 Supplemental Appropriations	Requested Amendments	2025 Amended Adopted Budget
LEISURE TIME FUND				
Personal Services	3,702,832			3,702,832
Other Operations	3,330,623			3,330,623
Capital Outlay	148,000			148,000
Debt Service	1,082,800			1,082,800
Total Fund Appropriation	**$ 8,264,255**			**$ 8,264,255**
STORM DRAINAGE UTILITY FUND				
Personal Services	454,833			454,833
Other Operations	516,218			516,218
Capital Outlay	1,448,667			1,448,667
Total Fund Appropriation	**$ 2,419,718**			**$ 2,419,718**
GARAGE FUND				
Personal Services	908,457			908,457
Other Operations	2,240,275			2,240,275
Total Fund Appropriation	**$ 3,148,732**			**$ 3,148,732**
UTILITY BILLING FUND				
Personal Services	1,653,065			1,653,065
Other Operations	680,885			680,885
Total Fund Appropriation	**$ 2,333,950**			**$ 2,333,950**
SELF INSURANCE FUND				
Personal Services	140,834			140,834
Other Operations	9,076,650			9,076,650
Total Fund Appropriation	**$ 9,217,484**			**$ 9,217,484**
WORKERS COMPENSATION FUND				
Other Operations	617,188			617,188
Total Fund Appropriation	**$ 617,188**			**$ 617,188**
COMPENSATED ABSENCES FUND				
Personal Services	750,000			750,000
Total Fund Appropriation	**$ 750,000**			**$ 750,000**
CEMETERY PERPETUAL CARE FUND				
Other Operations	9,330			9,330
Total Fund Appropriation	**$ 9,330**			**$ 9,330**
TOTAL APPROPRIATION	**$ 354,239,158**	**$ 1,664,795**	**$ 448,000**	**$ 356,351,953**

A-46 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AMENDING ORDINANCE NO. 106-2025 FOR THE PURPOSE OF AMENDING SECTION 1 TO INCREASE EXPENDITURE TOTALS AND AMENDING EXHIBIT A TO INCLUDE MORE VEHICLES, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 106-2025 passed on December 22, 2025, authorized the Mayor, as Director of Public Safety, or the Director of Public Service to enter into a contract or contracts, according to law, for the purchase or lease of various vehicles and related equipment for use by the City, but inadvertently omitted certain vehicles; and

WHEREAS, this amendment to Ordinance No. 106-2025 is necessary to clarify which vehicles are added to the ordinance and to reflect new expenditure totals.

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

Section 1. Section 1. of Ordinance No. 106-2025 is hereby amended as follows (new text **bolded**; deleted text in ~~strikethrough~~):

> Section 1. The Mayor, as Director of Public Safety, or the Director of Public Service is hereby authorized to enter into contracts for the purchase and/or lease of the vehicles and related equipment listed on Exhibit A attached hereto. Notwithstanding and as an exception to Section 181.06 of the Codified Ordinances, expenditures made under the contracts authorized by this ordinance, shall not exceed, in the aggregate, ~~$7,267,000.00~~ **$7,767,000.00**, without further consent of City Council by ordinance.

Section 2. Exhibit A of Ordinance No. 106-2025 is hereby amended and attached hereto.

Section 3. The Director of Finance is hereby authorized to make payment for same from the Capital Projects Fund, line item, Capital Outlay.

Section 4. Any ordinances or resolutions or portions of ordinances and resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

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. 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

7/13/26

EXHIBIT A

Department	Description		Budget
Parks and Recreation	Work Van	$	75,000.00
	60" ZTR Mower (2)	$	30,000.00
	104" ZTR Mower	$	45,000.00
	Ball Field Machine	$	40,000.00
	Scagg Blower	$	25,000.00
	V-Plows (2)	$	30,000.00
	Recreation Levy Fund - 206	**$**	**245,000.00**
Building and Grounds Maintenance	ZTR Mower for Cemetery	$	20,000.00
	Dump Bed Utility Vehicle	$	24,000.00
	Capital Project Fund - 400	**$**	**44,000.00**
Police	Midsize Electric SUV	$	75,000.00
	Midsize SUV (6)	**$**	**395,000.00**
	Midsize Pickup Truck	**$**	**40,000.00**
	Capital Project Fund - 400	**$**	**510,000.00**
Fire	EMS Squad 1.25 Ton Chassis	$	355,000.00
	Fire Engine	$	2,500,000.00
	Command Vehicle	$	150,000.00
	Upfit Reserve Training Engine	$	80,000.00
	Capital Projects Fund - 400	**$**	**3,085,000.00**
Technical Services	Bucket Truck	$	200,000.00
	Capital Project Fund - 400	**$**	**200,000.00**
Street	1.25 Ton Pickup Crew Cab Dump with Snow Plow	$	105,000.00
	Single Axle 5 Ton Hooklift Dump with Snow Plow	$	285,000.00
	Tandem Axle Dump with Snow Plow	$	285,000.00
	Leaf Machine	$	308,000.00
	Salt Spreader	$	200,000.00
	Capital Project Fund - 400	**$**	**1,183,000.00**
Sewer	Work Body Truck (Sewer, Water)	$	75,000.00
	Sewage and Disposal Fund - 601	**$**	**75,000.00**
Water	Work Body Truck (Sewer, Water)	$	75,000.00
	Valve Turning Machine	$	75,000.00
	Water Fund - 602	**$**	**150,000.00**
Electric	Bucket Truck	$	400,000.00
	Vactor	$	350,000.00
	Crane Truck	$	250,000.00
	Electric Fund - 603	**$**	**1,000,000.00**
Sanitation	Automated Side Loader Refuse Truck (2)	$	850,000.00
	Hook-lift Roll-off Truck	$	290,000.00
	Heavy Duty Pickup Truck with Plow	**$**	**65,000.00**
	Sanitation Fund - 604	**$**	**1,205,000.00**

EXHIBIT A

Department	**Description**		**Budget**

EXHIBIT A (continued)

Department	**Description**		**Budget**
Leisure Time Fund	Heavy Duty Carts (2)		$ 70,000.00
		Leisure Time Fund - 605	**$ 70,000.00**
Distribution:		**Recreation Levy Fund - 206**	**$ 245,000.00**
		Capital Project Fund - 400	**$ 5,022,000.00**
		Sewage and Disposal Fund - 601	**$ 75,000.00**
		Water Fund - 602	**$ 150,000.00**
		Electric Fund - 603	**$ 1,000,000.00**
		Sanitation Fund - 604	**$ 1,205,000.00**
		Leisure Time Fund - 605	**$ 70,000.00**
		TOTAL	**$ 7,767,000.00**

A-47 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF $4,530,000, FOR THE PURPOSE OF PAYING THE COSTS OF VARIOUS PUBLIC INFRASTRUCTURE PROJECTS, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 50-2025 passed July 28, 2025, notes in anticipation of bonds in the principal amount of $1,310,000, dated October 22, 2025 (the "Outstanding Princeton Place Notes"), were issued for the component purpose stated in clause (a) of Section 2, to mature on October 22, 2026; and

WHEREAS, pursuant to Ordinance No. 51-2025 passed July 28, 2025, notes in anticipation of bonds in the principal amount of $730,000, dated October 22, 2025 (the "Outstanding Wyoga Lake Road Notes"), were issued for the component purpose stated in clause (b) of Section 2, to mature on October 22, 2026; and

WHEREAS, pursuant to Ordinance No. 52-2025 passed July 28, 2025, notes in anticipation of bonds in the principal amount of $3,820,000, dated October 22, 2025 (the "Outstanding Wyoga Lake - Seasons Road Notes" and collectively with the Outstanding Princeton Place Notes and the Outstanding Wyoga Lake Road Notes, the "Outstanding Notes"), were issued for the component purpose stated in clause (c) of Section 2, to mature on October 22, 2026; and

WHEREAS, this Council finds and determines that the City should retire the Outstanding Notes with the proceeds of the Bonds described in Section 2 and other funds available to the City; and

WHEREAS, this Council has requested that the Director of Finance, as fiscal officer of this City, certify the estimated life or period of usefulness of the each component purpose of the Improvement described in Section 2 and the maximum maturity of the Bonds described in Section 2; and

WHEREAS, the Director of Finance has certified to this Council that the estimated life or period of usefulness of each component purpose of the Improvement is at least five (5) years and that the maximum maturity of the Bonds is at least twenty (20) years;

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

Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means the minimum denomination of $5,000 or any integral multiple in excess thereof.

"Bond Proceedings" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement, the Purchase Agreement, the Registrar Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

"Bond Registrar" means a bank or trust company authorized to do business in the State of Ohio and designated by the Director of Finance in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

"Bonds" means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

"Book entry form" or "book entry system" means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and "immobilized" in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

"Certificate of Award" means the certificate authorized by Section 6, to be executed by the Director of Finance, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

"City" means the City of Cuyahoga Falls, Ohio.

"Clerk of Council" means the Clerk of Council of the City or any person serving in an interim or acting capacity with respect to that office.

"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.

"Code" means the Internal Revenue Code of 1986, as amended, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

"Continuing Disclosure Agreement" means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 9(c).

"Depository" means any securities depository that is a clearing agency registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Bonds or the principal of and interest and any premium on the Bonds, and to effect transfers of the Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company).

"Director of Finance" means the Director of Finance of the City or any person serving in an interim or acting capacity with respect to that office.

"Director of Law" means the Director of Law of the City or any person serving in an interim or acting capacity with respect to that office.

"Financing Costs" shall have the meaning given in Section 133.01 of the Ohio Revised Code.

"Interest Payment Dates" means, unless otherwise specified in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

"Mandatory Redemption Date" shall have the meaning set forth in Section 3(b).

"Mandatory Sinking Fund Redemption Requirements" shall have the meaning set forth in Section 3(e)(i).

"Mayor" means the Mayor of the City or any person serving in an interim or acting capacity with respect to that office.

"Original Purchaser" means the purchaser of the Bonds specified in the Certificate of Award.

"Participant" means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies and clearing corporations.

"Principal Payment Dates" means, unless otherwise specified in the Certificate of Award, December 1 in each of the years from and including 2027 to and including 2046; provided that for each component purpose, the first Principal Payment Date may be advanced or deferred up to one year and the last Principal Payment Date may be deferred or advanced by such number of years as determined necessary by the Director of Finance, and provided further that in no case shall the final Principal Payment Date of the portion of the Bonds allocable to any component purpose exceed the maximum maturity limitation referred to in the preambles hereto for that related component purpose, all of which determinations shall be made by the Director of Finance in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the City.

"Purchase Agreement" means the Bond Purchase Agreement between the City and the Original Purchaser, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 6.

"Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 4.

“Regulations” means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

“Rule” means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

“SEC” means the Securities and Exchange Commission.

“Serial Bonds” means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

“Term Bonds” means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of this City in the maximum aggregate principal amount of $4,530,000 (the “Bonds”) for the purpose of paying the costs of (a) acquiring, constructing, reconstructing, improving, equipping and installing 3,400 lineal feet of sanitary sewer lines, 3,550 feet of water main lines and 8,000 lineal feet of electrical conduit wiring, related storm sewer lines and retention, erosion control and landscaping along Princeton Place Boulevard, Nottingham Trail, Bainbridge Trail and Kensington Court, together with all related and necessary appurtenances thereto, (b) the construction, reconstruction, widening, improving, grading, draining and resurfacing of Wyoga Lake Road between Steels Corners Road and Seasons Road, together with all related and necessary appurtenances thereto and (c) the design and engineering, construction, reconstruction, widening, improving, grading, draining and resurfacing of, and installation of traffic controls along, and the intersections of, State Road, Seasons Road and Wyoga Lake Road, and a traffic study of those roads and related areas, including but not limited to the extension, opening, improving, curbing or changing of the lines and traffic patterns of roads, highways, streets, intersections, bridges (both roadway and pedestrian), sidewalks, bikeways, medians and viaducts, providing signage, lighting systems, signalization, and installation of stormwater and flood remediation facilities, together with all related and necessary appurtenances thereto (collectively, the “Improvement”). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The aggregate principal amount of Bonds to be issued shall not exceed the maximum aggregate principal amount for each component purpose specified in this Section 2 and shall be an amount determined by the Director of Finance in the Certificate of Award to be the aggregate principal amount of Bonds that is required to be issued at this time for the component purposes described in this Section 2, taking into account the costs of refunding the Outstanding Notes, the estimates of the Financing Costs and the interest rates on the Bonds.

The proceeds from the sale of the Bonds received by the City (or withheld by the Original Purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any municipal advisor, paying agent and rating agency, any fees or premiums relating to municipal bond insurance or other security arrangements determined necessary by the Director of Finance, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award and the Purchase Agreement may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the City. Any portion of those proceeds received by the City representing premium (after payment of any Financing Costs identified in the Certificate of Award, and in the Purchase Agreement and/or the Registrar Agreement) or accrued interest shall be paid into the Bond Retirement Fund.

Section 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months), as shall be determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Director of Finance shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a "Mandatory Redemption Date") and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the aggregate principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that the total principal and interest payments on the Bonds issued for each component purpose in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Director of Finance, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "Mandatory Sinking Fund Redemption Requirements").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Director of Finance, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Director of Finance, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the City, in whole or in part in integral multiples of $5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Director of Finance in the Certificate of Award; provided that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Director of Finance to the Bond Registrar, given upon the direction of the City by passage of an ordinance or adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates selected by the City. If fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of $5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than $5,000 are then outstanding, each $5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of $5,000. If it is determined that one or more, but not all, of the $5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a $5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the $5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds; provided that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Director of Finance, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Director of Finance, shall be numbered as determined by the Director of Finance in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The Director of Finance is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The Mayor and the Director of Finance shall sign and deliver, in the name and on behalf of the City, the Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Director of Finance shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Director of Finance on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Register. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 5. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Director of Finance determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section 5.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Director of Finance may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Director of Finance does not or is unable to do so, the Director of Finance, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Director of Finance is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Director of Finance determines to be necessary in connection with a book entry system for the Bonds.

Section 6. Sale of the Bonds to the Original Purchaser. The Director of Finance is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Director of Finance in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Director of Finance with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law, the provisions of this Ordinance and the Purchase Agreement. The Director of Finance is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Director of Finance shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

The Mayor and the Director of Finance shall sign and deliver, in the name and on behalf of the City, the Purchase Agreement between the City and the Original Purchaser, in substantially the form as is now on file with the Clerk of Council, providing for the sale to, and the purchase by, the Original Purchaser of the Bonds. The Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Purchase Agreement or amendments thereto.

The Mayor, the Director of Finance, the Director of Law, the Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. Any actions heretofore taken by the Mayor, the Director of Finance, the Director of Law, the Clerk of Council or other City official, as appropriate, in doing any and all acts necessary in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.

Section 7. Provision for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the eleven-mill limitation imposed by the Charter of the City, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due.

In each year to the extent the revenues from any applicable tax increment financing service payments in lieu of taxes ("TIF Payments") are available for the payment of the debt charges on any applicable portion of the Bonds and are appropriated for that component purpose, the amount of the tax shall be reduced by the amount of such TIF Payments so available and appropriated.

In each year to the extent net revenues from the City's water system are available for the payment of the debt charges on the portion of the Bonds issued for the component purpose described in clause (a) of Section 2 and are appropriated for that component purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated.

In each year to the extent net revenues from the City's storm sewer system are available for the payment of the debt charges on the portion of the Bonds issued for the component purpose described in clause (a) of Section 2 and are appropriated for that component purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated.

In each year to the extent net revenues from the City's sanitary sewer system are available for the payment of the debt charges on the portion of the Bonds issued for the component purpose described in clause (a) of Section 2 and are appropriated for that component purpose, the amount of the tax shall be reduced by the amount of such net revenues so available and appropriated.

In each year to the extent receipts from the municipal income tax are available for the payment of the debt charges on the Bonds and are appropriated for that purpose, and to the extent not paid from the TIF Payments, the net revenues of the City's water system, the City's storm sewer system or the City's sanitary sewer system, the amount of the tax shall be reduced by the amount of such receipts so available and appropriated in compliance with the following covenant. To the extent necessary, the debt charges on the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and the laws of the State of Ohio, and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Section 133.05(B)(7) of the Ohio Revised Code, to appropriate annually from such municipal income taxes such amount as is necessary to meet such annual debt charges.

Nothing in the five preceding paragraphs in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

Section 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as "qualified tax-exempt obligations" if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Each covenant made in this Section with respect to the Bonds is also made with respect to all issues any portion of the debt service on which is paid from proceeds of the Bonds (and, if different, the original issue and any refunding issues in a series of refundings), to the extent such compliance is necessary to assure exclusion of interest on the Bonds from gross income for federal income tax purposes, and the officers identified above are authorized to take actions with respect to those issues as they are authorized in this Section to take with respect to the Bonds.

Section 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) Primary Offering Disclosure -- Official Statement. The Mayor and the Director of Finance are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds in substantially the form as is now on file with the Clerk of Council, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Director of Finance, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Director of Finance is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid or reimbursed pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Director of Finance is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Director of Finance determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Mayor and the Director of Finance are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Director of Finance is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Director of Finance shall consult with and obtain legal advice from, as appropriate, the Director of Law and bond or other qualified independent special counsel selected by the City. The Director of Finance, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, is authorized and approved, and the Director of Finance is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 10. Bond Counsel. The legal services of the law firm of Squire Patton Boggs (US) LLP, as bond counsel, are hereby retained. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Bonds and rendering at delivery related legal opinions, all as set forth in the form of engagement letter from that firm which is now on file in the office of the Clerk of Council. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, any county or municipal corporation or of this City, or the execution of public trusts. For those legal services, that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement and/or the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

Section 11. Municipal Advisor. The services of Baker Tilly Municipal Advisors, LLC, as municipal advisor, are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement and/or the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

Section 12. Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and an executed copy of the Certificate of Award to the Fiscal Officer in Summit County, Ohio.

Section 13. Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance, the Certificate of Award and other authorizing provisions of law.

Section 14. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with Chapter 107 of the City's Codified Ordinances.

Section 15. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to timely retire the Outstanding Notes and thereby preserve its credit and to coordinate the sale of the Bonds with other bonds of the City, and to provide for the health and welfare of the City residents; wherefore, this Ordinance shall be in full force and effect 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

7/13/26

A-48 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF $8,400,000, FOR THE PURPOSE OF PAYING THE COSTS OF THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A NEW FIRE STATION AND FIRE TRAINING CENTER TO BE BUILT AS A REPLACEMENT FOR, AND INCLUDING DEMOLITION OF, CUYAHOGA FALLS FIRE STATION 4, INCLUDING BUT NOT LIMITED TO, A NEW STATION, TRAINING CLASSROOMS AND TRAINING TOWER, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, this Council has requested that the Director of Finance, as fiscal officer of this City, certify the estimated life or period of usefulness of the Improvement described in Section 2 and the maximum maturity of the Bonds described in Section 2; and

WHEREAS, the Director of Finance has certified to this Council that the estimated life or period of usefulness of the Improvement is at least five (5) years and that the maximum maturity of the Bonds, is at least twenty (20) years;

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

Section 1. Definitions and Interpretation. In addition to the words and terms elsewhere defined in this Ordinance, unless the context or use clearly indicates another or different meaning or intent:

"Authorized Denominations" means the minimum denomination of $5,000 or any integral multiple in excess thereof.

"Bond Proceedings" means, collectively, this Ordinance, the Certificate of Award, the Continuing Disclosure Agreement, the Purchase Agreement, the Registrar Agreement and such other proceedings of the City, including the Bonds, that provide collectively for, among other things, the rights of holders and beneficial owners of the Bonds.

"Bond Register" means all books and records necessary for the registration, exchange and transfer of Bonds as provided in Section 5.

"Bond Registrar" means a bank or trust company authorized to do business in the State of Ohio and designated by the Director of Finance in the Certificate of Award pursuant to Section 4 as the initial authenticating agent, bond registrar, transfer agent and paying agent for the Bonds under the Registrar Agreement and until a successor Bond Registrar shall have become such pursuant to the provisions of the Registrar Agreement and, thereafter, "Bond Registrar" shall mean the successor Bond Registrar.

"Bonds" means, collectively, the Serial Bonds and the Term Bonds, each as is designated as such in the Certificate of Award.

"Book entry form" or "book entry system" means a form or system under which (a) the ownership of beneficial interests in the Bonds and the principal of and interest and any premium on the Bonds may be transferred only through a book entry, and (b) physical Bond certificates in fully registered form are issued by the City and payable only to a Depository or its nominee as registered owner, with the certificates deposited with and "immobilized" in the custody of the Depository or its designated agent for that purpose. The book entry maintained by others than the City is the record that identifies the owners of beneficial interests in the Bonds and that principal and interest.

"Certificate of Award" means the certificate authorized by Section 6, to be executed by the Director of Finance, setting forth and determining those terms or other matters pertaining to the Bonds and their issuance, sale and delivery as this Ordinance requires or authorizes to be set forth or determined therein.

"City" means the City of Cuyahoga Falls, Ohio.

"Clerk of Council" means the Clerk of Council of the City or any person serving in an interim or acting capacity with respect to that office.

"Closing Date" means the date of physical delivery of, and payment of the purchase price for, the Bonds.

"Code" means the Internal Revenue Code of 1986, as amended, the Regulations (whether temporary or final) under that Code or the statutory predecessor of that Code, and any amendments of, or successor provisions to, the foregoing and any official rulings, announcements, notices, procedures and judicial determinations regarding any of the foregoing, all as and to the extent applicable. Unless otherwise indicated, reference to a Section of the Code includes any applicable successor section or provision and such applicable Regulations, rulings, announcements, notices, procedures and determinations pertinent to that Section.

"Continuing Disclosure Agreement" means the Continuing Disclosure Agreement which shall constitute the continuing disclosure agreement made by the City for the benefit of the holders and beneficial owners of the Bonds in accordance with the Rule, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 9(c).

"Depository" means any securities depository that is a clearing agency registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934, operating and maintaining, with its Participants or otherwise, a book entry system to record ownership of beneficial interests in the Bonds or the principal of and interest and any premium on the Bonds, and to effect transfers of the Bonds, in book entry form, and includes and means initially The Depository Trust Company (a limited purpose trust company).

"Director of Finance" means the Director of Finance of the City or any person serving in an interim or acting capacity with respect to that office.

"Director of Law" means the Director of Law of the City or any person serving in an interim or acting capacity with respect to that office.

"Financing Costs" shall have the meaning given in Section 133.01 of the Ohio Revised Code.

"Interest Payment Dates" means, unless otherwise specified in the Certificate of Award, June 1 and December 1 of each year that the Bonds are outstanding, commencing on the date specified in the Certificate of Award.

"Mandatory Redemption Date" shall have the meaning set forth in Section 3(b).

"Mandatory Sinking Fund Redemption Requirements" shall have the meaning set forth in Section 3(e)(i).

"Mayor" means the Mayor of the City or any person serving in an interim or acting capacity with respect to that office.

"Original Purchaser" means the purchaser of the Bonds specified in the Certificate of Award.

"Participant" means any participant contracting with a Depository under a book entry system and includes securities brokers and dealers, banks and trust companies and clearing corporations.

"Principal Payment Dates" means, unless otherwise specified in the Certificate of Award, December 1 in each of the years from and including 2027 to and including 2046; provided that the first Principal Payment Date may be advanced or deferred up to one year and the last Principal Payment Date may be deferred or advanced by such number of years as determined necessary by the Director of Finance, and provided further that in no case shall the final Principal Payment Date exceed the maximum maturity limitation referred to in the preambles hereto, all of which determinations shall be made by the Director of Finance in the Certificate of Award in such manner as to be in the best interest of and financially advantageous to the City.

"Purchase Agreement" means the Bond Purchase Agreement between the City and the Original Purchaser, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 6.

"Registrar Agreement" means the Bond Registrar Agreement between the City and the Bond Registrar, as it may be modified from the form on file with the Clerk of Council and executed by the Mayor and the Director of Finance, all in accordance with Section 4.

"Regulations" means Treasury Regulations issued pursuant to the Code or to the statutory predecessor of the Code.

"Rule" means Rule 15c2-12 prescribed by the SEC pursuant to the Securities Exchange Act of 1934.

"SEC" means the Securities and Exchange Commission.

"Serial Bonds" means those Bonds designated as such and maturing on the dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and not subject to mandatory sinking fund redemption.

"Term Bonds" means those Bonds designated as such and maturing on the date or dates set forth in the Certificate of Award, bearing interest payable on each Interest Payment Date and subject to mandatory sinking fund redemption.

The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 2. Authorized Principal Amount and Purpose; Application of Proceeds. This Council determines that it is necessary and in the best interest of the City to issue bonds of this City in the maximum principal amount of $8,400,000 (the "Bonds") for the purpose of paying the costs of the acquisition, construction and equipping of a new fire station and fire training center to be built as a replacement for, and including demolition of, Cuyahoga Falls Fire Station 4, including but not limited to, a new station, training classrooms and training tower, together with all necessary appurtenances thereto (the "Improvement"). The Bonds shall be issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The principal amount of Bonds to be issued shall not exceed the maximum principal amount specified in this Section 2 and shall be an amount determined by the Director of Finance in the Certificate of Award to be the principal amount of Bonds that is required to be issued at this time for the purpose described in this Section 2, taking into account the costs of the Improvement, the estimates of the Financing Costs and the interest rates on the Bonds.

The proceeds from the sale of the Bonds received by the City (or withheld by the Original Purchaser on behalf of the City) shall be paid into the proper fund or funds, and those proceeds are hereby appropriated and shall be used for the purpose for which the Bonds are being issued, including without limitation but only to the extent not paid by others, the payment of the costs of issuing and servicing the Bonds, printing and delivery of the Bonds, legal services including obtaining the approving legal opinion of bond counsel, fees and expenses of any municipal advisor, paying agent and rating agency, any fees or premiums relating to municipal bond insurance or other security arrangements determined necessary by the Director of Finance, and all other Financing Costs and costs incurred incidental to those purposes. The Certificate of Award and the Purchase Agreement may authorize the Original Purchaser to withhold certain proceeds from the purchase price of the Bonds to provide for the payment of Financing Costs related to the Bonds on behalf of the City. Any portion of those proceeds received by the City representing premium (after payment of any Financing Costs identified in the Certificate of Award, and in the Purchase Agreement and/or the Registrar Agreement) or accrued interest shall be paid into the Bond Retirement Fund.

Section 3. Denominations; Dating; Principal and Interest Payment and Redemption Provisions. The Bonds shall be issued in one lot and only as fully registered bonds, in Authorized Denominations, but in no case as to a particular maturity date exceeding the principal amount maturing on that date. The Bonds shall be dated as provided in the Certificate of Award, provided that their dated date shall not be more than sixty (60) days prior to the Closing Date.

(a) Interest Rates and Payment Dates. The Bonds shall bear interest at the rate or rates per year (computed on the basis of a 360-day year consisting of twelve 30-day months), as shall be determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award. Interest on the Bonds shall be payable at such rate or rates on the Interest Payment Dates until the principal amount has been paid or provided for. The Bonds shall bear interest from the most recent date to which interest has been paid or provided for or, if no interest has been paid or provided for, from their date.

(b) Principal Payment Schedule. The Bonds shall mature or be payable pursuant to Mandatory Sinking Fund Redemption Requirements on the Principal Payment Dates in principal amounts as shall be determined by the Director of Finance, subject to subsection (c) of this Section 3, in the Certificate of Award, which determination shall be in the best interest of and financially advantageous to the City.

Consistent with the foregoing and in accordance with the determination of the best interest of and financial advantages to the City, the Director of Finance shall specify in the Certificate of Award (i) the aggregate principal amount of Bonds to be issued as Serial Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature and the principal amount thereof that shall be stated to mature on each such Principal Payment Date and (ii) the aggregate principal amount of Bonds to be issued as Term Bonds, the Principal Payment Date or Dates on which those Bonds shall be stated to mature, the principal amount thereof that shall be stated to mature on each such Principal Payment Date, the Principal Payment Date or Dates on which Term Bonds shall be subject to mandatory sinking fund redemption (each a "Mandatory Redemption Date") and the principal amount thereof that shall be payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Mandatory Redemption Date.

(c) Conditions for Establishment of Interest Rates and Principal Payment Dates and Amounts. The rate or rates of interest per year to be borne by the Bonds, and the principal amount of Bonds maturing or payable pursuant to Mandatory Sinking Fund Redemption Requirements on each Principal Payment Date, shall be such that the total principal and interest payments on the Bonds in any fiscal year in which principal is payable is not more than three times the amount of those payments in any other fiscal year. The net interest cost for the Bonds determined by taking into account the respective principal amounts of the Bonds and terms to maturity or Mandatory Sinking Fund Redemption Requirements of those principal amounts of Bonds shall not exceed 6.00%.

(d) Payment of Debt Charges. The debt charges on the Bonds shall be payable in lawful money of the United States of America without deduction for the services of the Bond Registrar as paying agent. Principal of and any premium on the Bonds shall be payable when due upon presentation and surrender of the Bonds at the designated corporate trust office of the Bond Registrar. Interest on a Bond shall be paid on each Interest Payment Date by check or draft mailed to the person in whose name the Bond was registered, and to that person's address appearing, on the Bond Register at the close of business on the 15th day of the calendar month next preceding that Interest Payment Date. Notwithstanding the foregoing, if and so long as the Bonds are issued in a book entry system, principal of and interest and any premium on the Bonds shall be payable in the manner provided in any agreement entered into by the Director of Finance, in the name and on behalf of the City, in connection with the book entry system.

(e) Redemption Provisions. The Bonds shall be subject to redemption prior to stated maturity as follows:

(i) Mandatory Sinking Fund Redemption of Term Bonds. If any of the Bonds are issued as Term Bonds, the Term Bonds shall be subject to mandatory redemption in part by lot and be redeemed pursuant to mandatory sinking fund redemption requirements, at a redemption price of 100% of the principal amount redeemed, plus accrued interest to the redemption date, on the applicable Mandatory Redemption Dates and in the principal amounts payable on those Dates, for which provision is made in the Certificate of Award (such Dates and amounts being referred to as the "Mandatory Sinking Fund Redemption Requirements").

The aggregate of the moneys to be deposited with the Bond Registrar for payment of principal of and interest on any Term Bonds on each Mandatory Redemption Date shall include an amount sufficient to redeem on that Date the principal amount of Term Bonds payable on that Date pursuant to the Mandatory Sinking Fund Redemption Requirements (less the amount of any credit as hereinafter provided).

The City shall have the option to deliver to the Bond Registrar for cancellation Term Bonds in any aggregate principal amount and to receive a credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) of the City, as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. That option shall be exercised by the City on or before the 45th day preceding any Mandatory Redemption Date with respect to which the City wishes to obtain a credit, by furnishing the Bond Registrar a certificate, signed by the Director of Finance, setting forth the extent of the credit to be applied with respect to the then current or any subsequent Mandatory Sinking Fund Redemption Requirement for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered. If the certificate is not timely furnished to the Bond Registrar, the current Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation) shall not be reduced. A credit against the then current or any subsequent Mandatory Sinking Fund Redemption Requirement (and corresponding mandatory redemption obligation), as specified by the Director of Finance, also shall be received by the City for any Term Bonds which prior thereto have been redeemed (other than through the operation of the applicable Mandatory Sinking Fund Redemption Requirements) or purchased for cancellation and canceled by the Bond Registrar, to the extent not applied theretofore as a credit against any Mandatory Sinking Fund Redemption Requirement, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so redeemed or purchased and canceled.

Each Term Bond so delivered, or previously redeemed, or purchased and canceled, shall be credited by the Bond Registrar at 100% of the principal amount thereof against the then current or subsequent Mandatory Sinking Fund Redemption Requirements (and corresponding mandatory redemption obligations), as specified by the Director of Finance, for Term Bonds stated to mature on the same Principal Payment Date and bearing interest at the same rate as the Term Bonds so delivered, redeemed or purchased and canceled.

(ii) Optional Redemption. The Bonds of the maturities and interest rates specified in the Certificate of Award (if any are so specified) shall be subject to optional redemption by and at the sole option of the City, in whole or in part in integral multiples of $5,000, on the dates and at the redemption prices (expressed as a percentage of the principal amount to be redeemed), plus accrued interest to the redemption date, to be determined by the Director of Finance in the Certificate of Award; provided that the redemption price for any optional redemption date shall not be greater than 103%.

If optional redemption of Term Bonds at a redemption price exceeding 100% of the principal amount to be redeemed is to take place as of any Mandatory Redemption Date applicable to those Term Bonds, the Term Bonds, or portions thereof, to be redeemed optionally shall be selected by lot prior to the selection by lot of the Term Bonds of the same maturity (and interest rate within a maturity if applicable) to be redeemed on the same date by operation of the Mandatory Sinking Fund Redemption Requirements. Bonds to be redeemed pursuant to this paragraph shall be redeemed only upon written notice from the Director of Finance to the Bond Registrar, given upon the direction of the City by passage of an ordinance or adoption of a resolution. That notice shall specify the redemption date and the principal amount of each maturity (and interest rate within a maturity if applicable) of Bonds to be redeemed, and shall be given at least 45 days prior to the redemption date or such shorter period as shall be acceptable to the Bond Registrar.

(iii) Partial Redemption. If fewer than all of the outstanding Bonds are called for optional redemption at one time and Bonds of more than one maturity (or interest rate within a maturity if applicable) are then outstanding, the Bonds that are called shall be Bonds of the maturity or maturities and interest rate or rates selected by the City. If fewer than all of the Bonds of a single maturity (or interest rate within a maturity if applicable) are to be redeemed, the selection of Bonds of that maturity (or interest rate within a maturity if applicable) to be redeemed, or portions thereof in amounts of $5,000 or any integral multiple thereof, shall be made by the Bond Registrar by lot in a manner determined by the Bond Registrar. In the case of a partial redemption of Bonds by lot when Bonds of denominations greater than $5,000 are then outstanding, each $5,000 unit of principal thereof shall be treated as if it were a separate Bond of the denomination of $5,000. If it is determined that one or more, but not all, of the $5,000 units of principal amount represented by a Bond are to be called for redemption, then, upon notice of redemption of a $5,000 unit or units, the registered owner of that Bond shall surrender the Bond to the Bond Registrar (A) for payment of the redemption price of the $5,000 unit or units of principal amount called for redemption (including, without limitation, the interest accrued to the date fixed for redemption and any premium), and (B) for issuance, without charge to the registered owner, of a new Bond or Bonds of any Authorized Denomination or Denominations in an aggregate principal amount equal to the unmatured and unredeemed portion of, and bearing interest at the same rate and maturing on the same date as, the Bond surrendered.

(iv) Notice of Redemption. The notice of the call for redemption of Bonds shall identify (A) by designation, letters, numbers or other distinguishing marks, the Bonds or portions thereof to be redeemed, (B) the redemption price to be paid, (C) the date fixed for redemption, and (D) the place or places where the amounts due upon redemption are payable. The notice shall be given by the Bond Registrar on behalf of the City by mailing a copy of the redemption notice by first-class mail, postage prepaid, at least 30 days prior to the date fixed for redemption, to the registered owner of each Bond subject to redemption in whole or in part at the registered owner's address shown on the Bond Register maintained by the Bond Registrar at the close of business on the 15th day preceding that mailing. Failure to receive notice by mail or any defect in that notice regarding any Bond, however, shall not affect the validity of the proceedings for the redemption of any Bond.

(v) Payment of Redeemed Bonds. In the event that notice of redemption shall have been given by the Bond Registrar to the registered owners as provided above, there shall be deposited with the Bond Registrar on or prior to the redemption date, moneys that, in addition to any other moneys available therefor and held by the Bond Registrar, will be sufficient to redeem at the redemption price thereof, plus accrued interest to the redemption date, all of the redeemable Bonds for which notice of redemption has been given. Notice having been mailed in the manner provided in the preceding paragraph hereof, the Bonds and portions thereof called for redemption shall become due and payable on the redemption date, and, subject to the provisions of Sections 3(d) and 5, upon presentation and surrender thereof at the place or places specified in that notice, shall be paid at the redemption price, plus accrued interest to the redemption date. If moneys for the redemption of all of the Bonds and portions thereof to be redeemed, together with accrued interest thereon to the redemption date, are held by the Bond Registrar on the redemption date, so as to be available therefor on that date and, if notice of redemption has been deposited in the mail as aforesaid, then from and after the redemption date those Bonds and portions thereof called for redemption shall cease to bear interest and no longer shall be considered to be outstanding. If those moneys shall not be so available on the redemption date, or that notice shall not have been deposited in the mail as aforesaid, those Bonds and portions thereof shall continue to bear interest, until they are paid, at the same rate as they would have borne had they not been called for redemption. All moneys held by the Bond Registrar for the redemption of particular Bonds shall be held in trust for the account of the registered owners thereof and shall be paid to them, respectively, upon presentation and surrender of those Bonds; provided that any interest earned on the moneys so held by the Bond Registrar shall be for the account of and paid to the City to the extent not required for the payment of the Bonds called for redemption.

Section 4. Execution and Authentication of Bonds; Appointment of Bond Registrar. The Bonds shall be signed by the Mayor and the Director of Finance, in the name of the City and in their official capacities, provided that either or both of those signatures may be a facsimile. The Bonds shall be issued in the Authorized Denominations and numbers as requested by the Original Purchaser and approved by the Director of Finance, shall be numbered as determined by the Director of Finance in order to distinguish each Bond from any other Bond, and shall express upon their faces the purpose, in summary terms, for which they are issued and that they are issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance and the Certificate of Award.

The Director of Finance is hereby authorized to designate in the Certificate of Award a bank or trust company authorized to do business in the State of Ohio to act as the initial Bond Registrar. The Mayor and the Director of Finance shall sign and deliver, in the name and on behalf of the City, the Registrar Agreement between the City and the Bond Registrar, in substantially the form as is now on file with the Clerk of Council. The Registrar Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Registrar Agreement or amendments thereto. The Director of Finance shall provide for the payment of the services rendered and for reimbursement of expenses incurred pursuant to the Registrar Agreement, except to the extent paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and then from other money lawfully available and appropriated or to be appropriated for that purpose.

No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under the Bond Proceedings unless and until the certificate of authentication printed on the Bond is signed by the Bond Registrar as authenticating agent. Authentication by the Bond Registrar shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under, and is entitled to the security and benefit of, the Bond Proceedings. The certificate of authentication may be signed by any authorized officer or employee of the Bond Registrar or by any other person acting as an agent of the Bond Registrar and approved by the Director of Finance on behalf of the City. The same person need not sign the certificate of authentication on all of the Bonds.

Section 5. Registration; Transfer and Exchange; Book Entry System.

(a) Bond Register. So long as any of the Bonds remain outstanding, the City will cause the Bond Registrar to maintain and keep the Bond Register at its designated corporate trust office. Subject to the provisions of Sections 3(d) and 9(c), the person in whose name a Bond is registered on the Bond Register shall be regarded as the absolute owner of that Bond for all purposes of the Bond Proceedings. Payment of or on account of the debt charges on any Bond shall be made only to or upon the order of that person; neither the City nor the Bond Registrar shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section 5. All such payments shall be valid and effectual to satisfy and discharge the City's liability upon the Bond, including interest, to the extent of the amount or amounts so paid.

(b) Transfer and Exchange. Any Bond may be exchanged for Bonds of any Authorized Denomination upon presentation and surrender at the designated corporate trust office of the Bond Registrar, together with a request for exchange signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. A Bond may be transferred only on the Bond Register upon presentation and surrender of the Bond at the designated corporate trust office of the Bond Registrar together with an assignment signed by the registered owner or by a person legally empowered to do so in a form satisfactory to the Bond Registrar. Upon exchange or transfer the Bond Registrar shall complete, authenticate and deliver a new Bond or Bonds of any Authorized Denomination or Denominations requested by the owner equal in the aggregate to the unmatured principal amount of the Bond surrendered and bearing interest at the same rate and maturing on the same date.

If manual signatures on behalf of the City are required, the Bond Registrar shall undertake the exchange or transfer of Bonds only after the new Bonds are signed by the authorized officers of the City. In all cases of Bonds exchanged or transferred, the City shall sign and the Bond Registrar shall authenticate and deliver Bonds in accordance with the provisions of the Bond Proceedings. The exchange or transfer shall be without charge to the owner, except that the City and Bond Registrar may make a charge sufficient to reimburse them for any tax or other governmental charge required to be paid with respect to the exchange or transfer. The City or the Bond Registrar may require that those charges, if any, be paid before the procedure is begun for the exchange or transfer. All Bonds issued and authenticated upon any exchange or transfer shall be valid obligations of the City, evidencing the same debt, and entitled to the same security and benefit under the Bond Proceedings as the Bonds surrendered upon that exchange or transfer. Neither the City nor the Bond Registrar shall be required to make any exchange or transfer of (i) Bonds then subject to call for redemption between the 15th day preceding the mailing of notice of Bonds to be redeemed and the date of that mailing, or (ii) any Bond selected for redemption, in whole or in part.

(c) Book Entry System. Notwithstanding any other provisions of this Ordinance, if the Director of Finance determines in the Certificate of Award that it is in the best interest of and financially advantageous to the City, the Bonds may be issued in book entry form in accordance with the following provisions of this Section 5.

The Bonds may be issued to a Depository for use in a book entry system and, if and as long as a book entry system is utilized, (i) the Bonds may be issued in the form of a single, fully registered Bond representing each maturity and, if applicable, each interest rate within a maturity, and registered in the name of the Depository or its nominee, as registered owner, and immobilized in the custody of the Depository or its designated agent for that purpose, which may be the Bond Registrar; (ii) the beneficial owners of Bonds in book entry form shall have no right to receive Bonds in the form of physical securities or certificates; (iii) ownership of beneficial interests in book entry form shall be shown by book entry on the system maintained and operated by the Depository and its Participants, and transfers of the ownership of beneficial interests shall be made only by book entry by the Depository and its Participants; and (iv) the Bonds as such shall not be transferable or exchangeable, except for transfer to another Depository or to another nominee of a Depository, without further action by the City.

If any Depository determines not to continue to act as a Depository for the Bonds for use in a book entry system, the Director of Finance may attempt to establish a securities depository/book entry relationship with another qualified Depository. If the Director of Finance does not or is unable to do so, the Director of Finance, after making provision for notification of the beneficial owners by the then Depository and any other arrangements deemed necessary, shall permit withdrawal of the Bonds from the Depository, and shall cause Bond certificates in registered form and Authorized Denominations to be authenticated by the Bond Registrar and delivered to the assigns of the Depository or its nominee, all at the cost and expense (including any costs of printing), if the event is not the result of City action or inaction, of those persons requesting such issuance.

The Director of Finance is hereby authorized and directed, to the extent necessary or required, to enter into any agreements, in the name and on behalf of the City, that the Director of Finance determines to be necessary in connection with a book entry system for the Bonds.

Section 6. Sale of the Bonds to the Original Purchaser. The Director of Finance is authorized to sell the Bonds at private sale to the Original Purchaser at a purchase price, not less than 97% of the aggregate principal amount thereof, as shall be determined by the Director of Finance in the Certificate of Award, plus accrued interest (if any) on the Bonds from their date to the Closing Date, and shall be awarded by the Director of Finance with and upon such other terms as are required or authorized by this Ordinance to be specified in the Certificate of Award, in accordance with law, the provisions of this Ordinance and the Purchase Agreement. The Director of Finance is authorized, if it is determined to be in the best interest of the City, to combine the issue of Bonds with one or more other bond issues of the City into a consolidated bond issue pursuant to Section 133.30(B) of the Ohio Revised Code in which case a single Certificate of Award may be utilized for the consolidated bond issue if appropriate and consistent with the terms of this Ordinance.

The Director of Finance shall sign and deliver the Certificate of Award and shall cause the Bonds to be prepared and signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Bonds, to the Original Purchaser upon payment of the purchase price.

The Mayor and the Director of Finance shall sign and deliver, in the name and on behalf of the City, the Purchase Agreement between the City and the Original Purchaser, in substantially the form as is now on file with the Clerk of Council, providing for the sale to, and the purchase by, the Original Purchaser of the Bonds. The Purchase Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Purchase Agreement or amendments thereto.

The Mayor, the Director of Finance, the Director of Law, the Clerk of Council and other City officials, as appropriate, each are authorized and directed to sign any transcript certificates, financial statements and other documents and instruments and to take such actions as are necessary or appropriate to consummate the transactions contemplated by this Ordinance. Any actions heretofore taken by the Mayor, the Director of Finance, the Director of Law, the Clerk of Council or other City official, as appropriate, in doing any and all acts necessary in connection with the issuance and sale of the Bonds are hereby ratified and confirmed.

Section 7. Provision for Tax Levy. There shall be levied on all the taxable property in the City, in addition to all other taxes, a direct tax annually during the period the Bonds are outstanding in an amount sufficient to pay the debt charges on the Bonds when due, which tax shall not be less than the interest and sinking fund tax required by Section 11 of Article XII of the Ohio Constitution. The tax shall be within the eleven-mill limitation imposed by the Charter of the City, shall be and is ordered computed, certified, levied and extended upon the tax duplicate and collected by the same officers, in the same manner, and at the same time that taxes for general purposes for each of those years are certified, levied, extended and collected, and shall be placed before and in preference to all other items and for the full amount thereof. The proceeds of the tax levy shall be placed in the Bond Retirement Fund, which is irrevocably pledged for the payment of the debt charges on the Bonds when and as the same fall due.

In each year to the extent receipts from the municipal income tax are available for the payment of the debt charges on the Bonds and are appropriated for that purpose, the amount of the tax shall be reduced by the amount of such receipts so available and appropriated in compliance with the following covenant. To the extent necessary, the debt charges on the Bonds shall be paid from municipal income taxes lawfully available therefor under the Constitution and the laws of the State of Ohio, and the Charter of the City; and the City hereby covenants, subject and pursuant to such authority, including particularly Section 133.05(B)(7) of the Ohio Revised Code, to appropriate annually from such municipal income taxes such amount as is necessary to meet such annual debt charges.

Nothing in the preceding paragraph in any way diminishes the irrevocable pledge of the full faith and credit and general property taxing power of the City to the prompt payment of the debt charges on the Bonds.

Section 8. Federal Tax Considerations. The City covenants that it will use, and will restrict the use and investment of, the proceeds of the Bonds in such manner and to such extent as may be necessary so that (a) the Bonds will not (i) constitute private activity bonds or arbitrage bonds under Sections 141 or 148 of the Code or (ii) be treated other than as bonds the interest on which is excluded from gross income under Section 103 of the Code, and (b) the interest on the Bonds will not be an item of tax preference under Section 57 of the Code.

The City further covenants that (a) it will take or cause to be taken such actions that may be required of it for the interest on the Bonds to be and remain excluded from gross income for federal income tax purposes, (b) it will not take or authorize to be taken any actions that would adversely affect that exclusion, and (c) it, or persons acting for it, will, among other acts of compliance, (i) apply the proceeds of the Bonds to the governmental purpose of the borrowing, (ii) restrict the yield on investment property, (iii) make timely and adequate payments to the federal government, (iv) maintain books and records and make calculations and reports and (v) refrain from certain uses of those proceeds, and, as applicable, of property financed with such proceeds, all in such manner and to the extent necessary to assure such exclusion of that interest under the Code.

The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is hereby authorized (a) to make or effect any election, selection, designation, choice, consent, approval, or waiver on behalf of the City with respect to the Bonds as the City is permitted to or required to make or give under the federal income tax laws, including, without limitation thereto, any of the elections available under Section 148 of the Code, for the purpose of assuring, enhancing or protecting favorable tax treatment or status of the Bonds or interest thereon or assisting compliance with requirements for that purpose, reducing the burden or expense of such compliance, reducing the rebate amount or payments or penalties with respect to the Bonds, or making payments of special amounts in lieu of making computations to determine, or paying, excess earnings as rebate, or obviating those amounts or payments with respect to the Bonds, which action shall be in writing and signed by the officer, (b) to take any and all other actions, make or obtain calculations, make payments, and make or give reports, covenants and certifications of and on behalf of the City, as may be appropriate to assure the exclusion of interest from gross income and the intended tax status of the Bonds, and (c) to give one or more appropriate certificates of the City, for inclusion in the transcript of proceedings for the Bonds, setting forth the reasonable expectations of the City regarding the amount and use of all the proceeds of the Bonds, the facts, circumstances and estimates on which they are based, and other facts and circumstances relevant to the tax treatment of the interest on and the tax status of the Bonds. The Director of Finance or any other officer of the City having responsibility for issuance of the Bonds is specifically authorized to designate the Bonds as "qualified tax-exempt obligations" if such designation is applicable and desirable, and to make any related necessary representations and covenants.

Section 9. Official Statement, Rating, Bond Insurance, Continuing Disclosure and Financing Costs.

(a) Primary Offering Disclosure -- Official Statement. The Mayor and the Director of Finance are each authorized and directed, on behalf of the City and in their official capacities, to (i) prepare or cause to be prepared, and make or authorize modifications, completions or changes of or supplements to, a disclosure document in the form of an official statement relating to the original issuance of the Bonds in substantially the form as is now on file with the Clerk of Council, (ii) determine, and to certify or otherwise represent, when the official statement is to be "deemed final" (except for permitted omissions) by the City as of its date or is a final official statement for purposes of paragraph (b) of the Rule, (iii) use and distribute, or authorize the use and distribution of those official statements and any supplements thereto in connection with the original issuance of the Bonds, and (iv) complete and sign those official statements and any supplements thereto as so approved, together with such certificates, statements or other documents in connection with the finality, accuracy and completeness of those official statements and any supplements, as they may deem necessary or appropriate.

(b) Application for Rating or Bond Insurance. If, in the judgment of the Director of Finance, the filing of an application for (i) a rating on the Bonds by one or more nationally-recognized rating agencies, or (ii) a policy of insurance from a company or companies to better assure the payment of principal of and interest on the Bonds, is in the best interest of and financially advantageous to this City, the Director of Finance is authorized to prepare and submit those applications, to provide to each such agency or company such information as may be required for the purpose, and to provide further for the payment of the cost of obtaining each such rating or policy, except to the extent otherwise paid or reimbursed pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available and that are appropriated or shall be appropriated for that purpose. The Director of Finance is hereby authorized, to the extent necessary or required, to enter into any agreements, in the name of and on behalf of the City, that the Director of Finance determines to be necessary in connection with the obtaining of that bond insurance.

(c) Agreement to Provide Continuing Disclosure. For the benefit of the holders and beneficial owners from time to time of the Bonds, the City agrees to provide or cause to be provided such financial information and operating data, audited financial statements and notices of the occurrence of certain events, in such manner as may be required for purposes of the Rule. The Mayor and the Director of Finance are each authorized and directed to complete, sign and deliver the Continuing Disclosure Agreement, in the name and on behalf of the City, in substantially the form as is now on file with the Clerk of Council. The Continuing Disclosure Agreement is approved, together with any changes or amendments that are not inconsistent with this Ordinance and not substantially adverse to the City and that are approved by the Mayor and the Director of Finance on behalf of the City, all of which shall be conclusively evidenced by the signing of the Continuing Disclosure Agreement or amendments thereto.

The Director of Finance is further authorized and directed to establish procedures in order to ensure compliance by the City with its Continuing Disclosure Agreement, including timely provision of information and notices as described above. Prior to making any filing required under the Rule, the Director of Finance shall consult with and obtain legal advice from, as appropriate, the Director of Law and bond or other qualified independent special counsel selected by the City. The Director of Finance, acting in the name and on behalf of the City, shall be entitled to rely upon any such legal advice in determining whether a filing should be made. The performance by the City of its Continuing Disclosure Agreement shall be subject to the annual appropriation of any funds that may be necessary to perform it.

(d) Financing Costs. The expenditure of the amounts necessary to pay any Financing Costs in connection with the Bonds, to the extent not paid or reimbursed by the Original Purchaser and/or the Bond Registrar pursuant to the Certificate of Award, the Purchase Agreement and/or the Registrar Agreement, is authorized and approved, and the Director of Finance is authorized to provide for the payment of any such amounts and costs from the proceeds of the Bonds to the extent available and otherwise from any other funds lawfully available that are appropriated or shall be appropriated for that purpose.

Section 10. Bond Counsel. The legal services of the law firm of Squire Patton Boggs (US) LLP, as bond counsel, are hereby retained. Those legal services shall be in the nature of legal advice and recommendations as to the documents and the proceedings in connection with the authorization, sale and issuance of the Bonds and rendering at delivery related legal opinions, all as set forth in the form of engagement letter from that firm which is now on file in the office of the Clerk of Council. In providing those legal services, as an independent contractor and in an attorney-client relationship, that firm shall not exercise any administrative discretion on behalf of this City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, any county or municipal corporation or of this City, or the execution of public trusts. For those legal services, that firm shall be paid just and reasonable compensation and shall be reimbursed for actual out-of-pocket expenses incurred in providing those legal services. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement and/or the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

Section 11. Municipal Advisor. The services of Baker Tilly Municipal Advisors, LLC, as municipal advisor, are hereby retained. The municipal advisory services shall be in the nature of financial advice and recommendations in connection with the issuance and sale of the Bonds. In rendering those municipal advisory services, as an independent contractor, that firm shall not exercise any administrative discretion on behalf of the City in the formulation of public policy, expenditure of public funds, enforcement of laws, rules and regulations of the State of Ohio, the City or any other political subdivision, or the execution of public trusts. That firm shall be paid just and reasonable compensation for those municipal advisory services and shall be reimbursed for the actual out-of-pocket expenses it incurs in rendering those municipal advisory services. To the extent they are not paid or reimbursed pursuant to the Purchase Agreement and/or the Registrar Agreement, the Director of Finance is authorized and directed to make appropriate certification as to the availability of funds for those fees and any reimbursement and to issue an appropriate order for their timely payment as written statements are submitted by that firm. The amounts necessary to pay those fees and any reimbursement are hereby appropriated from the proceeds of the Bonds, if available, and otherwise from available moneys in the General Fund.

Section 12. Certification and Delivery of Ordinance and Certificate of Award. The Clerk of Council is directed to promptly deliver or cause to be delivered a certified copy of this Ordinance and an executed copy of the Certificate of Award to the Fiscal Officer in Summit County, Ohio.

Section 13. Satisfaction of Conditions for Bond Issuance. This Council determines that all acts and conditions necessary to be done or performed by the City or to have been met precedent to and in the issuing of the Bonds in order to make them legal, valid and binding general obligations of the City have been performed and have been met, or will at the time of delivery of the Bonds have been performed and have been met, in regular and due form as required by law; that the full faith and credit and general property taxing power (as described in Section 7) of the City are pledged for the timely payment of the debt charges on the Bonds; that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Bonds; and that the Bonds are being authorized and issued pursuant to Chapter 133 of the Ohio Revised Code, the Charter of the City, this Ordinance, the Certificate of Award and other authorizing provisions of law.

Section 14. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or any of its committees, and that all deliberations of this Council and of any of its committees that resulted in those formal actions were in meetings open to the public, all in compliance with Chapter 107 of the City's Codified Ordinances.

Section 15. Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to issue and sell the Bonds, which is necessary to enable the City to facilitate the timely execution of one or more contracts relating to the Improvement and to coordinate the sale of the Bonds with other bonds of the City, and to provide for the health and welfare of the City residents; wherefore, this Ordinance shall be in full force and effect 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: ________________________

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President of Council

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Clerk of Council

Approved: ______________________

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Mayor

7/13/26

A-49 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS WITH PREMIUM UTILITY CONTRACTOR FOR MODIFICATIONS TO THE VALLEY SUBSTATION DUCT BANK PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the Electric Department will be upgrading the subtransmission cables leaving the Valley Substation; and

WHEREAS, the Electric Department contracted with Premium Utility Contractor through a public bid process; and

WHEREAS, Premium Utility Contractor has determined that the original design for an above cabinet approach is not feasible; and

WHEREAS, Premium Utility Contractor has submitted a modification and alternate installation proposal that will route the duct bank underground as the original equipment was designed.

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

Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts with Premium Utility Contractor for modifications to the Valley Substation Duct Bank Project.

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

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

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

Section 5. 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 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

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Clerk of Council

Approved: ________________________ ________________________

Mayor

7/13/26

A-50 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT OR CONTRACTS FOR THE PURCHASE OF CERTAIN PROPERTY KNOWN AS 2222 ISSAQUAH STREET, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Cuyahoga Falls desires to purchase this property for the future City use.

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

Section 1. The Mayor is hereby authorized to enter into a contract or contracts for the purchase of certain property known as 2222 Issaquah St. (Parcels 0201387 and 0201389).

Section 2. The Finance Director is hereby authorized to make payment for same from the Capital Projects Fund, line item Capital Outlay.

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

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

Section 5. 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

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Clerk of Council

Approved: __________________ ______________________________
Mayor

7/13/26

A-51 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, WITH SURVALENT TECHNOLOGY CORP., FOR THE REPLACEMENT OF THE SUPERVISORY CONTROL AND DATA ACQUISITION PLATFORM FOR THE WATER UTILITIES DEPARTMENT, AND DECLARING AN EMERGENCY.

WHEREAS, the City followed the procedures set forth in Ohio Revised Code Sections 153.65 to 153.73 in selecting a professional design services firm to assist with the replacement of the Supervisory Control and Data Acquisition platform for the Water Utilities Department; and

WHEREAS, after a review of all the proposals submitted to the City, Survalent Technology Corp. was selected as the most qualified for the project.

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

Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts, according to law, with Survalent Technology Corp., for the replacement of the Supervisory Control and Data Acquisition Platform for the Water Utilities Department.

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

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

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

Section 5. 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

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Clerk of Council

Approved: ____________________ ___________________________________

Mayor

7/13/26

A-52 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

RESOLUTION NO. - 2026

A RESOLUTION ACCEPTING AND MODIFYING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL AND THE COMMUNITY REINVESTMENT AREA HOUSING COUNCIL CONCERNING ENTERPRISE ZONE AND COMMUNITY REINVESTMENT AREA TAX EXEMPTION AGREEMENTS WITHIN THE CITY OF CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.

WHEREAS, the City of Cuyahoga Falls has designated certain areas within the city as Enterprise Zones pursuant to Ohio Revised Code ("R.C.") §5709.61-69, and as Community Reinvestment Areas, pursuant to R.C. §3735.65 *et seq.*; and

WHEREAS, pursuant to these statutes, the City of Cuyahoga Falls has entered into Enterprise Zone and Community Reinvestment Area tax exemption agreements (the "tax exemption agreements") with various property owners in the mentioned areas for the abatement of portions of the property owners' real property taxes as incentives for the businesses and homeowners to invest in the community; and

WHEREAS, the City has established a Tax Incentive Review Council pursuant to R.C. §5709.85, and a Community Reinvestment Area Housing Council pursuant to Ord. No. 95-2004, for the purpose of annually assessing whether each owner of property exempted from taxation pursuant to a tax exemption agreement has complied with the agreement; and

WHEREAS, the Tax Incentive Review Council is required to annually submit written recommendations to this Council concerning whether each tax exemption agreement subject to its review should be continued, amended or terminated; and

WHEREAS, this Council has received the recommendations of the Tax Incentive Review Council and the Community Reinvestment Area Housing Council relative to tax exemption agreements in effect in tax year 2025; and

WHEREAS, R.C. §5709.85 requires the legislative authority of a local government granting Enterprise Zone or Community Reinvestment Area tax exemptions to continue, amend or terminate all or any portion of the recommendations of its Tax Incentive Review Council.

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

<u>Section 1.</u> This Council hereby accepts the recommendations of the Tax Incentive Review Council and the Community Reinvestment Area Housing Council for tax exemption agreements in effect during the 2025 tax year. Council hereby modifies one recommendation in the Tax Incentive Review Council regarding the tax exemption.

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

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

Section 4. This resolution 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

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Clerk of Council

Approved: ___________________________ ____

Mayor

7/13/26

A-53

Presented by the Administration
upon recommendation of the
Parks and Recreation Board

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AUTHORIZING THE PARKS AND RECREATION BOARD TO ENTER INTO A CONTRACT OR CONTRACTS, WITH INGERSOLL LANDSCAPE, FOR THE DESIGN AND INSTALLATION OF LANDSCAPING AND A NEW STAIRCASE ON 2223 FRONT STREET (PARCEL #0218225), AND DECLARING AN EMERGENCY.

WHEREAS, the City of Cuyahoga Falls is committed to the strategic investment of community resources to support the ongoing revitalization of Downtown Cuyahoga Falls; and

WHEREAS, several key pedestrian and traffic corridors connecting Front Street and Riverfront Parkway—incorporating the RiverLoop initiative—require aesthetic and structural enhancements to match the high-quality design standards of the surrounding downtown district; and

WHEREAS, upgrading these connection points will enhance public safety, promote accessibility, and further the City's goal of attracting and retaining visitors, patrons, and residents to vibrant local businesses and community spaces; and

WHEREAS, Ingersoll Landscape has previously completed several landscape design and installation projects on Front Street and in the surrounding downtown district; and

WHEREAS, retaining Ingersoll Landscape for design and installation of this connecting corridor ensures continuity, efficiency, and utilization of their knowledge, which is important for matching the design of the surrounding areas.

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

Section 1. The Parks and Recreation Board is hereby authorized to enter into a contract or contracts with Ingersoll Landscape, for the design and installation of landscaping and a new staircase on 2223 Front Street (Parcel #0218225).

Section 2. The Director of Finance is hereby authorized to make payment for same from the Capital Projects Fund, line item Capital Outlay and the Electric Fund, line item Capital Outlay.

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

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

Section 5. 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

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Clerk of Council

Approved: ________________ ____

Mayor

7/13/26

A-54 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

RESOLUTION NO. – 2026

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 REPLACEMENT OF WATER MAINS ON MARCIA BLVD, HIGH POINT RD TO 26TH ST, 28TH ST, MARCIA BLVD TO THE CUL-DE-SAC, 27TH ST, MARCIA BLVD TO BROAD BLVD, 26TH ST, AND BROAD BLVD TO SACKETT AVE, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Public Works Commission (“OPWC”), through its State Capital Improvement Program and Local Transportation Improvement Program, provides financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Cuyahoga Falls has identified the need, plans for, and proposes a capital improvement to public infrastructure, to wit: replacement of 6” water mains on Marcia Boulevard, Highpoint Road to 26th Street, 28th Street, Marcia Boulevard to the cul-de-sac, 27th Street, Marcia Boulevard to Broad Boulevard, 26th Street, and Broad Boulevard to Sackett Avenue; and

WHEREAS, the infrastructure improvement hereinabove described is considered to be a priority need for the community and is a qualified project under the OPWC program.

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

Section 1. The Mayor is hereby authorized to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Commission for the purpose of supporting the capital improvements consisting of replacement of 6” water mains on Marcia Boulevard, Highpoint Road to 26th Street, 28th Street, Marcia Boulevard to the cul-de-sac, 27th Street, Marcia Boulevard to Broad Boulevard, 26th Street, and Broad Boulevard to Sackett Avenue, by means of the State Capital Improvement Program (SCIP) and/or Local Transportation Improvement Program (LTIP) administered by the Ohio Public Works Commission.

Section 2. The Mayor is hereby authorized to enter into agreements as may be necessary to apply for and accept the financial assistance mentioned herein.

Section 3. The Clerk is hereby directed to prepare and transmit a certified copy of this Resolution to the Ohio Public Works Commission.

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

Section 5. This resolution 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

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Clerk of Council

Approved: ____________________ ____________________
Mayor

7/13/26

A-55 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

RESOLUTION NO. – 2026

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 STATE ROAD, FROM QUICK ROAD TO BOULDER BOULEVARD, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Public Works Commission ("OPWC"), through its State Capital Improvement Program and Local Transportation Improvement Program, provides financial assistance to political subdivisions for capital improvements to public infrastructure; and

WHEREAS, the City of Cuyahoga Falls has identified the need, plans for, and proposes a capital improvement to public infrastructure, to wit: PID 121863, SUM State Road from Quick Road to Boulder Boulevard; and

WHEREAS, the infrastructure improvement hereinabove described is considered to be a priority need for the community and is a qualified project under the OPWC program.

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

Section 1. The Mayor is hereby authorized to apply for and accept financial assistance in the form of a grant or loan from the Ohio Public Commission for the purpose of supporting the capital improvement consisting of removal and replacement of pavement, signage, light poles, and storm sewer as needed, to reconstruct the roadway of State Road, from Quick Road to Boulder Boulevard, by means of the State Capital Improvement Program (SCIP) and/or Local Transportation Improvement Program (LTIP) administered by the Ohio Public Works Commission.

Section 2. The Mayor is hereby authorized to enter into agreements as may be necessary to apply for and accept the financial assistance mentioned herein.

Section 3. The Clerk is hereby directed to prepare and transmit a certified copy of this Resolution to the Ohio Public Works Commission.

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

Section 5. This resolution 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

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Clerk of Council

Approved: ____________________________ ____________________________

Mayor

7/13/2026

A-56 Presented by the Administration

CITY OF CUYAHOGA FALLS

ORDINANCE NO. – 2026

AN ORDINANCE TO APPROVE CURRENT REPLACEMENT PAGES TO THE CUYAHOGA FALLS CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

WHEREAS, certain provisions within the Codified Ordinances should be amended to conform with current State law as required by the Ohio Constitution; and

WHEREAS, various ordinances of a general and permanent nature have been passed by Council which should be included in the Codified Ordinances; and

WHEREAS, the City has entered into a contract with the Walter H. Drane Company to prepare and publish such revision which is before Council.

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

Section 1. That the ordinances of the City of Cuyahoga Falls, Ohio, of a general and permanent nature, as revised, recodified, rearranged and consolidated into component codes, titles, chapters and sections within the 2025 Replacement Pages to the Codified Ordinances are hereby approved and adopted.

Section 2. That the following sections and chapters are hereby added, amended, updated or repealed as respectively indicated in order to comply with current State law:

Traffic Code

301.02	Agricultural tractor and traction engine. (Added)
301.03	Alley. (Added)
301.04	Arterial street or highway. (Added)
301.05	Autocycle. (Added)
301.06	Beacon. (Added)
301.07	Bicycle. (Added)
301.08	Bicycle box. (Added)
301.09	Bicycle lane. (Added)
301.10	Bicycle signal face. (Added)
301.11	Bicycle signal sign. (Added)
301.12	Bikeway. (Added)
301.13	Bus. (Added)
301.14	Business district. (Added)
301.15	Busway. (Added)
301.16	Cab-enclosed motorcycle. (Added)
301.17	Chauffeured limousine. (Added)
301.18	Child care center. (Added)
301.19	Commercial tractor. (Added)
301.20	Controlled-access highway. (Added)

55	301.21	Crosswalk. (Added)
56	301.22	Driver or operator. (Added)
57	301.23	Driveway. (Added)
58	301.24	Electric bicycle. (Added)
59	301.25	Electronic. (Added)
60	301.26	Emergency vehicle. (Added)
61	301.27	Explosives. (Added)
62	301.28	Expressway. (Added)
63	301.29	Farm machinery. (Added)
64	301.30	Flammable liquid. (Added)
65	301.31	Freeway. (Added)
66	301.32	Funeral escort vehicle. (Added)
67	301.33	Gross weight. (Added)
68	301.34	Highway maintenance vehicle. (Added)
69	301.35	Highway traffic signal. (Added)
70	301.36	Hybrid beacon. (Added)
71	301.37	In-road warning light. (Added)
72	301.38	Intersection. (Added)
73	301.39	Lane-use control signal. (Added)
74	301.40	Laned highway. (Added)
75	301.41	Limited driving privileges. (Added)
76	301.42	Local authorities. (Added)
77	301.43	Low-speed micromobility device. (Added)
78	301.44	Median. (Added)
79	301.45	Motor-driven cycle or motor scooter. (Added)
80	301.46	Motor vehicle. (Added)
81	301.47	Motorcycle. (Added)
82	301.48	Motorized bicycle or moped. (Added)
83	301.49	Motorized wheelchair. (Added)
84	301.50	Multi-wheel agricultural tractor. (Added)
85	301.51	Natural resources officer. (Added)
86	301.52	Operate. (Added)
87	301.53	Parked or parking. (Added)
88	301.54	Pedestrian. (Added)
89	301.55	Person. (Added)
90	301.56	Pole trailer. (Added)
91	301.57	Police officer. (Added)
92	301.58	Predicate motor vehicle or traffic offense. (Added)
93	301.59	Private road. (Added)
94	301.60	Public safety vehicle. (Added)
95	301.61	Railroad. (Added)
96	301.62	Railroad sign or signal. (Added)
97	301.63	Residence district. (Added)
98	301.64	Ridesharing arrangement. (Added)
99	301.65	Right-of-way. (Added)
100	301.66	Road service vehicle. (Added)
101	301.67	Roadway. (Added)
102	301.68	Roundabout. (Added)
103	301.69	Rural mail delivery vehicle. (Added)
104	301.70	Safety zone. (Added)
105	301.71	School bus. (Added)
106	301.72	Semitrailer. (Added)
107	301.73	Shared-use path. (Added)
108	301.74	Shoulder. (Added)

301.75	Sidewalk. (Added)
301.76	Site roadway open to public travel. (Added)
301.77	Standing. (Added)
301.78	State. (Added)
301.79	State highway. (Added)
301.80	State route. (Added)
301.81	Stop. (Added)
301.82	Stop intersection. (Added)
301.83	Stopping. (Added)
301.84	Street or highway. (Added)
301.85	Through highway. (Added)
301.86	Thruway. (Added)
301.87	Traffic. (Added)
301.88	Traffic control device. (Added)
301.89	Traffic control signal. (Added)
301.90	Trailer. (Added)
301.91	Train. (Added)
301.92	Truck. (Added)
301.93	Two-stage bicycle turn box. (Added)
301.94	Type A family child care home. (Added)
301.95	Urban district. (Added)
301.96	Vehicle. (Added)
301.97	Waste collection vehicle. (Added)
301.98	Wildlife officer. (Added)
313.02	Through Highways; Stop and Yield Right-of-Way Signs. (Amended)
313.03	Traffic Signal Indications. (Amended)
313.04	Lane-Use Control Signal Indications. (Amended)
313.09	Driver's Duties Upon Approaching Ambiguous or Non-Working Traffic Signal. (Amended)
313.10	Unlawful Purchase, Possession or Sale. (Amended)
313.11	Portable Signal Preemption Devices Prohibited. (Amended)
313.12	Bicycle Symbol Signal Indications. (Added)
331.33	Obstructing Intersection, Crosswalk or Grade Crossing. (Amended)
331.35	Occupying Travel Trailer, Fifth Wheel Vehicle, or Manufactured or Mobile Home While in Motion. (Amended)
331.38	Stopping for School Bus; Discharging Children. (Amended)
331.381	School Bus Operator to Report Violations. (Added)
331.39	Driving Across Grade Crossing. (Amended)
331.40	Stopping at Grade Crossing. (Amended)
331.401	Slow-Moving Vehicles or Equipment Crossing Railroad Tracks. (Added)
331.49	Restrictions on the Operation of School Buses. (Amended)
333.01	Driving or Physical Control While Under the Influence. (Amended)
333.03	Maximum Speed Limits; Assured Clear Distance Ahead. (Amended)
333.11	Electronic Wireless Communication Device Use Prohibited While Driving. (Amended)
335.04	Certain Acts Prohibited. (Amended)
335.072	Driving Under Financial Responsibility Law Suspension or Cancellation; Driving Under a Nonpayment of Judgment Suspension. (Amended)

335.074	Driving Under License Forfeiture or Child Support Suspension. (Amended)
335.09	Display of License Plates or Validation Stickers; Registration. (Amended)
337.24	Motor Vehicle Stop Lights. (Amended)
337.26	Child Restraint System Usage. (Amended)
341.01	Commercial Drivers Definitions. (Amended)
351.03	Prohibited Standing or Parking Places. (Amended)
371.01	Right of Way in Crosswalk. (Amended)
371.03	Crossing Roadway Outside Crosswalk; Diagonal Crossings at Intersections. (Amended)
371.11	Persons Operating Motorized Wheelchairs. (Deleted)
371.12	Electric Personal Assistive Mobility Devices. (Amended)

General Offenses Code

513.01	Drug Abuse Control Definitions. (Amended)
513.03	Drug Abuse; Controlled Substance Possession or Use. (Amended)
513.04	Possessing Drug Abuse Instruments. (Amended)
513.05	Permitting Drug Abuse. (Amended)
513.07	Possessing or Using Harmful Intoxicants. (Amended)
513.08	Illegally Dispensing Drug Samples. (Amended)
513.12	Drug Paraphernalia. (Amended)
513.18	Pseudoephedrine Sales. (Added)
517.01	Gambling Definitions. (Amended)
525.02	Falsification. (Amended)
525.05	Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
529.08	Hours of Sale or Consumption. (Amended)
533.01	Obscenity and Sex Offenses Definitions. (Amended)
533.04	Sexual Imposition. (Amended)
533.15	Dissemination of Private Sexual Images. (Repealed)
533.16	Grooming. (Added)
537.02	Vehicular Homicide and Manslaughter. (Amended)
537.14	Domestic Violence. (Amended)
537.16	Illegal Distribution of Cigarettes, Other Tobacco Products, or Alternative Nicotine Products; Transaction Scans. (Amended)
537.20	Illegal Use of a Tracking Device or Application. (Added)
545.01	Theft and Fraud Definitions. (Amended)
545.05	Misdemeanor Theft. (Amended)
549.18	Concealed Handgun Licenses; Possession of Revoked or Suspended License; Additional Restrictions; Posting Signs Prohibiting Possession. (Amended)

Fire Prevention Code

1519.04 Possession, Sale or Discharge Prohibited; Exceptions. (Amended)

Section 3. The complete text of the sections listed above are set forth in full in the current replacement pages to the Codified Ordinances which are on file with the Clerk of Council. The listing above of each new section by reference to its title shall constitute sufficient publication of new matter contained therein.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 5. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of the City and its inhabitants for the reason that there exists an imperative necessity for the earliest publication and distribution of current Replacement Pages to the officials and residents of the City, so as to facilitate administration, daily operation and avoid practical and legal entanglements, and provided that 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

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Clerk of Council

Approved: ______________________ ______________________________

Mayor

7/13/26

A-57 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AMENDING CHAPTER 353 "PARKING METERS" OF THE CUYAHOGA FALLS CODIFIED ORDINANCES, AND DECLARING AN EMERGENCY.

WHEREAS, the parking meters currently in use on Front Street are obsolete and must be replaced with more modern technology; and

WHEREAS, the purpose of the parking meters on Front Street is to encourage convenient access for customers and turnover of curbside parking spaces, ensuring local businesses attract more patrons and generate revenue; and

WHEREAS, prior to making these changes, the City has sought input from business owners and residents about their parking preferences.

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

Section 1. Chapter 353 "Parking Meters" of Title 7 "Parking" of Part 3 "Traffic Code" of the Codified Ordinances of the City of Cuyahoga Falls be amended to the following (new text **underlined and bolded**; deleted text in **~~strikethrough~~**):

353.01 DEFINITIONS.

(a) "Metered parking zones" means a portion of the paved surface of the street, approximately twenty feet in length, extending from the sidewalk curb to the street a sufficient distance to accommodate a vehicle when the same is parked parallel to the curb in the same direction in which traffic legally flows, with the wheels thereof not more than one foot from such curb, or a portion of the paved surface of the street approximately ten feet in length and extending from the sidewalk curb to the street a sufficient distance to accommodate a vehicle when the same is parked at an angle to the curb, provided there shall have been installed a parking meter upon the curb adjacent to such designated space or in the immediate vicinity thereof.

(b) "Parking meter" means a device **or sign** which shall indicate thereon the length of time during which a vehicle may be parked in a metered parking zone and which shall contain brief instructions as to the operation thereof **or how to pay for parking through other means.**

(c) "Parking" means the standing of a vehicle upon a street whether such vehicle is occupied or not and whether such vehicle is accompanied or not by an operator for a period of time in excess of two minutes.

(d) "Individual parking space" means a portion of the paved surface of the street of sufficient length and depth from the sidewalk curb to accommodate a vehicle to be parked, as shall be specified and marked off under the direction and supervision of the Safety Director.

353.02 DESIGNATION OF INDIVIDUAL PARKING SPACES.

The Safety Director is hereby authorized and directed to designate and mark off or have marked off such individual parking spaces as he deems proper. At each place where individual parking spaces are so marked off, each vehicle shall be parked entirely within an individual parking space.

353.03 INSTALLATION AND REMOVAL OF PARKING METERS.

The Safety Director is hereby authorized and directed to place, install and remove parking meters upon the curb side or in the immediate vicinity of individual parking spaces designed and marked off for such purpose. All parking meters shall be under the management, supervision and control of the Safety Director.

353.04 REGULATION OF PARKING IN INDIVIDUAL PARKING SPACES.

(a) Whenever a vehicle shall be parked in an individual parking space where a parking meter has been installed, the person parking such vehicle shall make payment in such parking meter **or by other means as instructed by signage,** if ~~such meter displays the signal showing that legal~~ parking is only permitted on such deposit.

(b) The Safety Director, in accordance with the provisions of this chapter, shall determine the length of time that parking is permitted in an individual parking space for which a meter is installed, payment in the parking meter **or by other means** as hereinbefore provided. Notice to the public shall be given by appropriate signs setting forth the length of time for which parking is permitted and conditions thereof. These may be upon the parking meter stand**, sign** or in the immediate vicinity. Any vehicle which remains in an individual parking space after the prescribed time for parking is hereby determined to be illegally parked, but in no event shall it be considered illegal parking if ~~the meter display signal shows that~~ a proper deposit has been made for such parking.

(c) **The Safety Director may determine days and times during which parking may be free of charge.** ~~The provisions of this chapter shall not apply to vehicles parked or standing upon the streets of the City in parking meter zones when such vehicles are parked or standing upon such streets between the hours of 5:00 p.m. in the evening until 8:00 a.m. the following morning of each week day. The provisions of this chapter shall not apply between 5:00 p.m. Saturday evening and 8:00 a.m. the following Monday. The provisions of this chapter shall not apply on Sundays and holidays but for the purpose of this chapter, the afternoon of election day in each November shall not be considered as a holiday or part holiday.~~

353.05 EVIDENCE.

After the installation of such parking meters, all parking is prohibited in any parking space where a meter is installed ~~which displays a signal showing that parking is not permitted~~ unless a payment is made as herein provided. Any vehicle parked in violation of this provision shall be deemed to be an illegal parking under the provisions of this chapter. The fact that a vehicle is in an individual parking space when ~~the tine signal on~~ the parking meter ~~of the same~~ **or other means of tracking parking** shows no parking permitted, unless payment is made as herein provided, shall be deemed prima-facie evidence of the unlawful parking of such motor vehicle by its operator or owner.

353.06 OVERTIME PARKING.

No person shall cause, allow or permit any vehicle registered in the name of, or operated by such person to be parked overtime or beyond the period of legal parking time established for any parking meter zone as herein described

353.07 PARKING SPACE MARKED AS OVERTIME PARKING.

No person shall permit a vehicle to remain or be placed in any parking place adjacent to any parking meter while ~~**such meter is displaying a signal indicating that**~~ the vehicle occupying such parking space has already been parked beyond the period of time prescribed for such parking space.

353.08 ~~OFFICERS~~ POLICE DEPARTMENT TO REPORT; TICKETS.

(a) It shall be the duty of the police ~~**officers**~~ **department** of the City, acting in accordance with instructions issued by the Safety Director, to report:

(1) The number of each **metered parking place** ~~**parking meter which indicates**~~ that the vehicle occupying the parking space adjacent to such parking meter is or has been parked in violation of any of the provisions of this chapter;

(2) The state license number of such vehicle;

(3) The time during which such vehicle is parking in violation of any of the provisions of this chapter;

(4) Any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violation.

(b) ~~**Each such police officer shall also attach to such vehicle a**~~ **A** notice to the owner or operator thereof that such vehicle has been parked in violation of a provision of this chapter and instructing such owner or operator where to report, in regard to such violation **shall be attached to** **such vehicle.** Such owner or operator may within the time specified on such notice, pay the amount specified a penalty for such violation. The owner or operator will be subjected to penalties set forth in this chapter if he or she fails to pay the required amount.

353.09 COLLECTION OF COINS.

The Police Chief shall designate some member or members of the Police Department to collect the coins deposited in parking meters. In collecting such coins, the person so designated shall remove the coins from each parking meter in the manner prescribed by the Safety Director, and promptly deliver such coins to the Director of Finance. The Director of Finance shall count or cause to be counted, the coins so delivered and deposited the same to the credit of the City.

353.10 INTERPRETATION OF CHAPTER.

This chapter shall be construed as a supplement to the general traffic ordinances and all other ordinances of the City, regulating the traffic, parking and use of streets, which shall be in force and effect, except insofar as modified by the provisions hereinbefore set forth. Any authority heretofore or hereafter exercised by the City under any ordinance, rule or regulation restricting or prohibiting parking, independent of time limits, shall in no manner be affected by this chapter or any of the provisions thereof. The purpose of this chapter is to assist in the regulation of overtime parking by the use of parking meters, and it shall be so construed.

Nothing in this chapter shall be construed as prohibiting the City from providing for free parking space for loading and unloading, for taxicab stands and for other matters of similar nature.

353.11 PARKING PROHIBITED IN METER SPACE.

Notwithstanding any provision of this chapter, no person shall park in a parking meter space when otherwise directed by a police officer or fireman or when parking is prohibited by properly posted signs.

353.99 PENALTY.

(EDITOR'S NOTE: See Section 303.99 for misdemeanor classifications and penalties.)

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

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

Section 4. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health, safety and welfare of the City of Cuyahoga Falls and inhabitants thereof, and provided this ordinance 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

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Clerk of Council

Approved__________________ ____________________________________

Mayor

7/13/26

A-58 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. – 2026

AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO AMEND A COMMUNITY REINVESTMENT AREA TAX EXEMPTION AGREEMENT TO REFLECT THE TITLE OF LAND TRANSFER AND NAME CHANGE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 69-2006, passed June 26, 2006, this Council established and designated the boundaries of the Cuyahoga Falls Northern Community Reinvestment Area ("CRA") pursuant to Ohio Revised Code §3735.65 et seq. to encourage the development of real property within the CRA; and

WHEREAS, the State of Ohio Director of Development has made a determination that the findings contained in Ordinance No. 69-2006 are valid, and that the classification of structures and/or remodeling eligible exemption under the Ordinance is consistent with zoning restrictions applicable to the CRA; and

WHEREAS, with the receipt of the Director's positive determination, the City is enabled to abate certain taxes on real property located in the CRA, in order to provide an incentive for the creation and retention of jobs and investment within the CRA; and

WHEREAS, pursuant to Ordinance No. 87-2015, passed November 9, 2015, this Council approved a joint Community Reinvestment Area tax exemption in connection with the construction of real property located in City of Cuyahoga Falls; and

WHEREAS, on April 14, 2025, the real property transferred title and said transfer requires an amendment to the prior CRA Agreement and re-filing with the State of Ohio Department of Development; and

WHEREAS, the company was recently acquired and has officially changed its name, which requires an amendment to the prior CRA Agreement and re-filing with the State of Ohio Department of Development.

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

<u>Section 1.</u> The Director of Community Development is hereby authorized to amend the Community Reinvestment Area tax exemption agreement in accordance with Ohio Revised Code Section 3735.67 and Section 3735.671, to reflect the new owner and name change, consistent with Ordinance No. 69-2006, to provide the Project with an exemption from real property tax at the same percentage and for the same duration as previously approved by Ordinance 87-2015.

Section 2. This Council further authorizes the Mayor, Director of Finance, Director of Community Development, Director of Law, and any other public officials, individually and/or collectively as may be appropriate, to prepare and execute such other documents and do other things as are necessary or incidental to carrying out the requirements of this legislation consistent with the terms of the attached amended application.

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

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

Section 5. This ordinance is hereby declared to be an emergency measure necessary of 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

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Clerk of Council

Approved: ____________________ ____________________
Mayor

7/13/26

A-59 Presented by the Administration

CITY OF CUYAHOGA FALLS, OHIO

ORDINANCE NO. - 2026

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 2026, AND DECLARING AN EMERGENCY.

WHEREAS, as a prerequisite to receive the 2026 Program Year Community Development Block Grant ("CDBG") allocation, the City is required to submit an Annual Action Plan to the Department of Housing and Urban Development ("HUD"), that outlines the ways in which it plans to utilize its CDBG allocation for Program Year 2026; and

WHEREAS, the City anticipates receiving an approximate allocation of $698,388 in CDBG funding for Program Year 2026; and

WHEREAS, the Department of Community Development has prepared the Annual Action Plan for Program Year 2026 as required by HUD;

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

Section 1. The Mayor is hereby authorized to execute and submit the Annual Action Plan for Program Year 2026 to the U.S. Department of Housing and Urban Development for the Community Development Block Grant Program and the Community Development Department is authorized to carry out the programs contained within this document.

Section 2. The Mayor, Director of Finance, Director of Community Development, Director of Law, and any other public officials, individually or collectively as may be appropriate, are authorized to prepare and execute such other documents, including contracts, and do all other things as necessary or incidental to carrying out the intent and/or requirements of the Community Development Block Grant Program.

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

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

Section 5. 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 that 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

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Clerk of Council

Approved: ________________ ________________________________
Mayor

07/13/26