

NEW LEGISLATION

December 12, 2016

| Temp. No. | Introduced | Committee | Description |
|------------------|-------------------|------------------|--|
| A-95 | 12/12/16 | P&Z | An ordinance authorizing the acceptance of 2.9609 acres (Parcel C) from Twin Crown Properties, and declaring an emergency. |
| A-96 | 12/12/16 | Fin | An ordinance authorizing the Mayor or his designee to enter into a contract or contracts, according to law, for the purchase of the City's requirements of certain services, materials and supplies for use by the Water and Sewer Division during 2017, and declaring an emergency. |
| A-97 | 12/12/16 | Fin | An ordinance authorizing the Mayor or his designee to enter into a contract or contracts, according to law, for the purchase of the City's requirements for certain materials, supplies, and equipment for use by the Electric Division during 2017, and declaring an emergency. |
| A-98 | 12/12/16 | Fin | An ordinance authorizing the Director of Safety or his designee 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, and declaring an emergency. |
| A-99 | 12/12/16 | Fin | An ordinance providing for supplemental and/or amended appropriations of money for current operating expenses and capital expenditures of the City of Cuyahoga Falls, and authorizing the transfer of appropriations within and for the various funds hereinafter set forth, and declaring an emergency. |
| A-100 | 12/12/16 | Fin | An ordinance authorizing the Mayor or his designee to enter into a contract or |

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contracts, according to law, for the purchase of annual requirements of certain materials, supplies and services for use by the Garage Division during 2017, and declaring an emergency.

A-101 12/12/16 Fin

An ordinance authorizing the Mayor or his designee to enter into a contract or contracts, according to law, for the purchase of annual requirements of certain materials and supplies for use by the Street Department during 2017, and declaring an emergency.

A-102 12/12/16 Fin

An ordinance authorizing the Mayor or his designee to enter into a contract or contracts, according to law, for the purchase of annual requirements of certain services, materials and supplies for use by the Division of Sanitation during 2017, and declaring an emergency.

A-103 12/12/16 Fin

An ordinance levying special assessments for the repair or replacement of sidewalks and drive approaches in the Sidewalk and Drive Approach Repair and Replacement District, for the year 2016, and declaring an emergency.

A-104 12/12/16 PI

A resolution creating for the year 2017 a Sidewalk and Drive Approach Repair and Replacement District containing such streets, alleys, or public roadways within the corporate limits of the City of Cuyahoga Falls, declaring the necessity of repairing or replacing the sidewalks and drive approaches abutting on such streets, alleys or public roadways within said corporate limits and providing the method for levying special assessments, and declaring an emergency.

A-105 12/12/16 PI

An ordinance authorizing the Mayor or his designee to enter into a contract or contracts, according to law, for the replacement and adjustment of concrete sidewalks, drive approaches and curbs at

various locations in the City of Cuyahoga Falls, and declaring an emergency.

| | | | |
|-------|----------|----|--|
| A-106 | 12/12/16 | PI | An ordinance authorizing the Mayor or his designee to enter into a second modification of Contract No. 7045 with CT Consultants, and declaring an emergency. |
| A-107 | 12/12/16 | PA | An ordinance authorizing the Mayor to enter into an agreement to provide dispatch and related safety services to the Village of Boston Heights, and declaring an emergency. |
| A-108 | 12/12/16 | PA | An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency. |
| A-109 | 12/12/16 | PA | A resolution supporting the efforts of the Celtic Club of Ohio as they work to make a positive difference in the lives of many, through local community service, and declaring an emergency. |
| A-110 | 12/12/16 | CD | To approve an Economic Development Plan and determining to proceed with approval of a Tax Increment Financing Incentive District; and declaring an emergency. |

CALENDAR

December 12, 2016

The following legislation will be up for passage at the Council Meeting on December 12, 2016.

| Temp. No. | Introduced | Committee | Description |
|------------------|-------------------|------------------|--|
| A-89 | 11/14/16 | Fin | An ordinance establishing annual appropriations of money for the current expenses, capital expenditures and other expenses of the City of Cuyahoga Falls for the fiscal year ending December 31, 2017, and declaring an emergency. |
| A-92 | 11/28/16 | PZ | An ordinance accepting the Planning Commission second one year extension for the Menards site plan at 75 Graham Road, and declaring an emergency. |
| A-93 | 11/28/16 | PZ | An ordinance authorizing and approving the conditional zoning certificate to operate a wine bar at 4964 State Road (Parcel 37-00223) in an MU-1 Rural Neighborhood Center, and declaring an emergency. |
| A-94 | 11/28/16 | CD | An ordinance authorizing the Director of Community Development to amend the Community Reinvestment Area Tax Exemption Agreement with Menard Incorporated, and declaring an emergency. |

CALENDAR

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2016

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8
9 AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF 2.9609
10 ACRES (PARCEL C) FROM TWIN CROWN PROPERTIES, AND
11 DECLARING AN EMERGENCY.

12
13 WHEREAS, the acceptance of the donation of 2.9609 acres from Twin Crown Properties is
14 consistent with the goals of the 2016 Mill Pond-Mud Brook Greenway Master Plan; and

15
16 WHEREAS, the 2.9609 acres is Parcel C of the Cuyahoga Falls Senior Minor Lot Split.

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

20
21 Section 1. The City Council approves the donation of 2.9609 acres (Parcel C) from Twin Crown
22 properties as set forth in Exhibit A, attached hereto and made a part of this ordinance.

23
24 Section 2. The Mayor and other City Officials, as appropriate, are hereby authorized to provide
25 such information to execute, certify or furnish such other documents, and do all other actions as are
26 necessary to carry out the transactions in this ordinance.

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

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

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

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47 Passed: _____
48 _____
49 President of Council

50 _____
51 Clerk of Council

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53 Approved: _____
54 _____
55 Mayor

12/12/16

**CUYAHOGA FALLS SENIOR APARTMENTS
PARCEL C
NOVEMBER 23, 2016**

Situated in the City of Cuyahoga Falls, County of Summit, and State of Ohio, known as being a part of Original Lot 6 of former Northampton Township, and part of lands now or formerly of Twin Crown Properties, LLC as recorded in instrument number 55976167, and being parcel "C" of a Lot Split Plat for Cuyahoga Falls Senior Apartments as recorded in _____ of Summit County Records, and being further bounded and described as follows:

Commencing at a 3/4" pinch top pipe found at the northwest corner of Original Lot 6 of former Northampton Township; Thence along the north line of said Original Lot 6 North 88° 56'03" East for a distance of 389.59 feet to an iron pin found at the northwest corner of lands now or formerly of Twin Crown Properties, LLC, the PRINCIPAL PLACE OF BEGINNING; Thence along the north line of said lands of Twin Crown Properties, LLC North 88°56'03" East for a distance of 421.51 feet to a 5/8" rebar with cap "GPD" set at the northeast corner of said lands of Twin Crown Properties, LLC; Thence along the east line of said lands Twin Crown Properties, LLC South 2°48'55" East for a distance of 270.11 feet to a 5/8" rebar with cap "GPD" set; Thence clockwise through said lands of Twin Crown Properties, LLC the following two (2) courses and distances:

1. South 87°10'42" West for a distance of 199.33 feet to a 5/8" rebar with cap "GPD" set;
2. South 60°20'29" West for a distance of 248.74 feet to a 5/8" rebar with cap "GPD" set on the west line of said lands of Twin Crown Properties, LLC;

Thence along the west line of said lands Twin Crown Properties, LLC North 2°49'19" West for a distance of 395.31 feet to an iron pin found, the PRINCIPAL PLACE OF BEGINNING, and containing 2.9609 acres (or 128,977 square feet) of land, more or less, and subject to all easements, restrictions and covenants of record, as surveyed under the supervision of Steven L. Mullaney, P.S. 7900, for Glaus, Pyle, Schomer, Burns and DeHaven, dba GPD Group, in August of 2016.

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO - 2016

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7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS
8 DESIGNEE TO ENTER INTO A CONTRACT OR
9 CONTRACTS, ACCORDING TO LAW, FOR THE
10 PURCHASE OF THE CITY'S REQUIREMENTS OF
11 CERTAIN SERVICES, MATERIALS AND SUPPLIES
12 FOR USE BY THE WATER AND SEWER DIVISION
13 DURING 2017, AND DECLARING AN EMERGENCY.

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

17
18 Section 1. The Mayor or his designee is hereby authorized to enter into a
19 contract or contracts, according to law, for the purchase of the City's
20 requirements for the following services, materials and supplies for use by the
21 Water and Sewer Division during 2017:

- 22
- 23 Water Treatment Chemicals
- 24 Utility Patch Program
- 25 Meters, Related Materials
- 26 Miscellaneous Equipment, Repairs, and Repair Parts
- 27 Waterline and Sewer Line Supplies
- 28 Fire hydrants and Related Materials
- 29

30 Notwithstanding and as an exception to Section 181.06 of the Codified
31 Ordinances, expenditures made under the contracts authorized by this
32 ordinance shall not exceed, in the aggregate, \$705,500, without further consent
33 of City Council by ordinance or resolution.

34
35 Section 2. The Director of Finance is hereby authorized and directed to
36 make payment for same from the Water Fund and Sewer Fund, line item Other
37 Operations.

38
39 Section 3. Any other ordinances and resolutions or portions of ordinances
40 and resolutions inconsistent herewith are hereby repealed, but any ordinances
41 and resolutions or portions of ordinances and resolutions not inconsistent
42 herewith and which have not previously been repealed are hereby ratified and
43 confirmed.

44
45 Section 4. It is found and determined that all formal actions of this Council
46 concerning and relating to the adoption of this ordinance were adopted in an
47 open meeting of this Council and that all deliberations of this Council and of
48 any of its committees that resulted in such formal action were in meetings open
49 to the public, in compliance with all legal requirements including Chapter 107
50 of the Codified Ordinances.

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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

Clerk of Council

Approved: _____
Mayor

12/12/16
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3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS
8 DESIGNEE TO ENTER INTO A CONTRACT OR
9 CONTRACTS, ACCORDING TO LAW, FOR THE
10 PURCHASE OF THE CITY'S REQUIREMENTS FOR
11 CERTAIN MATERIALS, SUPPLIES, AND EQUIPMENT
12 FOR USE BY THE ELECTRIC DIVISION DURING
13 2017, AND DECLARING AN EMERGENCY.

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

17
18 Section 1. The Mayor or his designee is hereby authorized to enter into a
19 contract or contracts, according to law, for the purchase of the City's
20 requirements for the following materials, supplies and equipment for use by the
21 Electric Division during 2017:

- | | | |
|----|-----------------------------|----------------------------------|
| 22 | | |
| 23 | Transformers | Watthour Meters |
| 24 | Meter Sockets | Instrument Transformers |
| 25 | Lamps | Luminaires |
| 26 | Cable and Wire | Line Material |
| 27 | Underground Material | Switches |
| 28 | Miscellaneous Hardware | Surge Arresters/Fault Indicators |
| 29 | Substation Battery | Breaker Contacts |
| 30 | Rubber Protection Equipment | Climbing Equipment and Tools |
| 31 | | |

32 Notwithstanding and as an exception to Section 181.06 of the Codified
33 Ordinances, expenditures made under the contracts authorized by this
34 ordinance shall not exceed, in the aggregate, \$1,021,000, without further
35 consent of City Council by ordinance or resolution.

36
37 Section 2. The Director of Finance is hereby authorized and directed to
38 make payment for same from the Electric Fund, line items Other Operations
39 and Capital Outlay.

40
41 Section 3. Any other ordinances or resolutions or portions of ordinances and
42 resolutions inconsistent herewith are hereby repealed, but any ordinances and
43 resolutions not inconsistent herewith and which have not previously been
44 repealed are hereby ratified and confirmed.

45
46 Section 4. It is found and determined that all formal actions of this Council
47 concerning and relating to the passage of this ordinance were taken in an open
48 meeting of this Council and that all deliberations of this Council and of any
49 committees that resulted in those formal actions were in meetings open to the
50 public, in compliance with all legal requirements including Chapter 107 of the
51 Codified Ordinances.

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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

Clerk of Council

Approved: _____
Mayor

12/12/16

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF SAFETY OR
8 HIS DESIGNEE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE PURCHASE OR LEASE OF
10 VARIOUS VEHICLES AND RELATED EQUIPMENT FOR USE BY
11 THE CITY, AND DECLARING AN EMERGENCY.

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

15
16 Section 1. The Director of Safety or his designee, as appropriate, is hereby authorized to
17 enter into contracts for the purchase and/or lease of the vehicles and related equipment listed on
18 Exhibit A attached hereto. Notwithstanding and as an exception to Section 181.06 of the Codified
19 Ordinances, expenditures made under the contracts authorized by this ordinance shall not
20 exceed, in the aggregate, \$2,363,500, without further consent of City Council by ordinance or
21 resolution.

22
23 Section 2. The Director of Finance is hereby directed to make payment for same out of
24 monies lawfully appropriated therefor, from the funds as indicated in Exhibit A.

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

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

35
36 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
37 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
38 Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the
39 members elected or appointed to Council, it shall take effect and be in force immediately upon its
40 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
41 period allowed by law.

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44 Passed: _____

President of Council

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Clerk of Council

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52 Approved _____

Mayor

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55 12/12/16

56 O:\2016ords\Vehicles.annual.requirements 2017.doc

EXHIBIT A

| | | Budget |
|-----------------------------------|-----------------------------------|----------------------|
| Parks and Recreation | 3/4 Ton Truck with Plow | \$ 40,000.00 |
| | 3/4 Ton Truck with Plow | \$ 40,000.00 |
| | Van (Fun Coach) | \$ 39,000.00 |
| | Sidewinder Trim Mower | \$ 32,500.00 |
| | Zero Turn Mower | \$ 12,000.00 |
| | Utility Cart | \$ 5,000.00 |
| | Utility Cart | \$ 5,000.00 |
| | Fairway Mower | \$ 47,000.00 |
| | Recreation Levy Fund - 206 | \$ 220,500.00 |
| Engineering | Truck | \$ 30,000.00 |
| | Capital Project Fund - 400 | \$ 30,000.00 |
| Building & Grounds | Van (Non-passenger) | \$ 36,000.00 |
| | Zero Turn Mower | \$ 13,000.00 |
| | 18' Landscape Trailer | \$ 5,500.00 |
| | Capital Project Fund - 400 | \$ 54,500.00 |
| Police | (4) Police Cruisers | \$ 180,000.00 |
| | (2) Detective Bureau Vehicles | \$ 60,000.00 |
| | Capital Project Fund - 400 | \$ 240,000.00 |
| Fire Department | EMS Squad | \$ 277,500.00 |
| | Capital Project Fund - 400 | \$ 277,500.00 |
| Riverfront Centre District | Dump Truck | \$ 45,000.00 |
| | Capital Project Fund - 400 | \$ 45,000.00 |
| Street Department | 5-Ton Dump Truck with Plow | \$ 225,000.00 |
| | Long Line Paint Striper Truck | \$ 205,000.00 |
| | Crew Cab Stake Body Truck | \$ 65,000.00 |
| | Cab Pickup Truck with Plow | \$ 37,000.00 |
| | Passenger Van | \$ 25,000.00 |
| | Asphalt Recycler | \$ 85,000.00 |
| | Capital Project Fund - 400 | \$ 642,000.00 |
| Water | One Ton Service Vehicle | \$ 78,000.00 |
| | Water Fund - 602 | \$ 78,000.00 |

Electric Department

| | | |
|----------------------------|-----------|-------------------|
| Truck with Plow | \$ | 65,000.00 |
| Truck with Plow | \$ | 65,000.00 |
| Truck with Plow | \$ | 65,000.00 |
| Vactor | \$ | 80,000.00 |
| Electric Fund - 603 | \$ | 275,000.00 |

Sanitation

| | | |
|------------------------------|-----------|-------------------|
| Automated Front Loader | \$ | 308,000.00 |
| Small Retriever Truck | \$ | 156,000.00 |
| Pickup Truck with Plow | \$ | 37,000.00 |
| Sanitation Fund - 604 | \$ | 501,000.00 |

| | | |
|-----------------------------------|-----------|---------------------|
| Recreation Levy Fund - 206 | \$ | 220,500.00 |
| Capital Project Fund - 400 | \$ | 1,289,000.00 |
| Water Fund - 602 | \$ | 78,000.00 |
| Electric Fund - 603 | \$ | 275,000.00 |
| Sanitation Fund - 604 | \$ | 501,000.00 |
| TOTAL | \$ | 2,363,500.00 |

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE PROVIDING FOR SUPPLEMENTAL AND/OR
8 AMENDED APPROPRIATIONS OF MONEY FOR CURRENT
9 OPERATING EXPENSES AND CAPITAL EXPENDITURES OF THE
10 CITY OF CUYAHOGA FALLS, AND AUTHORIZING THE
11 TRANSFER OF APPROPRIATIONS WITHIN AND FOR THE
12 VARIOUS FUNDS HEREINAFTER SET FORTH, AND DECLARING
13 AN EMERGENCY.

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

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

21
22 Section 1. In order to provide moneys to pay employee compensation, other expenses
23 and capital expenditures during the fiscal year 2016, moneys are hereby appropriated, re-
24 appropriated and transferred from the unexpended appropriations and from the un-appropriated
25 fund balances of the departments or divisions as set forth in Exhibits A and B attached hereto
26 and made a part hereof.

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

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

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

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47 Passed: _____

President of Council

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52 _____
Clerk of Council

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55 Approved: _____

Mayor

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57 12/12/16

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS
8 DESIGNEE TO ENTER INTO A CONTRACT OR
9 CONTRACTS, ACCORDING TO LAW, FOR THE PURCHASE
10 OF ANNUAL REQUIREMENTS OF CERTAIN MATERIALS,
11 SUPPLIES AND SERVICES FOR USE BY THE GARAGE
12 DIVISION DURING 2017, AND DECLARING AN
13 EMERGENCY.
14

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

17
18 Section 1. The Mayor or his designee is hereby authorized to enter into a contract
19 or contracts, according to law, for the purchase of certain materials, supplies and
20 services for use by the Garage Division during 2017:

- 21 Fuel
- 22 Tires
- 23 Repairs
- 24 Parts
- 25
- 26

27 Notwithstanding and as an exception to Section 181.06 of the Codified Ordinances,
28 expenditures made under the contracts authorized by this ordinance shall not exceed,
29 in the aggregate, \$1,205,000, without further consent of City Council by ordinance or
30 resolution.
31

32 Section 2. The Director of Finance is hereby authorized and directed to make
33 payment for same from the Garage Fund, line item Other Operations.
34

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

40 Section 4. It is found and determined that all formal actions of this Council
41 concerning and relating to the adoption of this ordinance were adopted in an open
42 meeting of this Council and that all deliberations of this Council and of any of its
43 committees that resulted in such formal action were in meetings open to the public, in
44 compliance with all legal requirements including Chapter 107 of the Codified
45 Ordinances.
46

47 Section 5. This ordinance is hereby declared to be an emergency measure
48 necessary for the preservation of the public peace, health, safety, convenience and
49 welfare of the City of Cuyahoga Falls and the inhabitants thereof for the reason that
50 the supplies are necessary for the daily functioning of the Municipal Garage, and

51 provided it receives the affirmative vote of two-thirds of the members elected or
52 appointed to Council, it shall take effect and be in force immediately upon its passage
53 and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
54 period allowed by law.

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57 Passed: _____

President of Council

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Clerk of Council

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65 Approved: _____

Mayor

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67 12/12/16

68 O:\2016ords\garage.annual.requirements.ordinance 2017.doc

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO - 2016

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7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE
8 TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING
9 TO LAW, FOR THE PURCHASE OF ANNUAL REQUIREMENTS
10 OF CERTAIN MATERIALS AND SUPPLIES FOR USE BY THE
11 STREET DEPARTMENT DURING 2017, AND DECLARING AN
12 EMERGENCY.

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

16
17 Section 1. The Mayor or his designee is hereby authorized to enter into a contract or
18 contracts, according to law, for the purchase of the following materials and supplies for use by
19 the Street Department during 2017:

- 20
21 Rock Salt
22 Asphaltic Products
23

24 Section 2. The Director of Finance is hereby authorized and directed to make payment for
25 same from the SCMR Fund, line item Other Operations, State Highway Improvement Fund, line
26 item Other Operations, Capital Projects Fund, line item Capital Outlay, and Motor Vehicle License
27 Tax Fund, line item Other Operations.

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

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

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

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48 Passed: _____
49 _____
50 President of Council

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52 _____
53 Clerk of Council

54
55
56 Approved: _____
57 _____
58 Mayor

59 12/12/16

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO - 2016

6
7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE
8 TO ENTER INTO A CONTRACT OR CONTRACTS, ACCORDING TO
9 LAW, FOR THE PURCHASE OF ANNUAL REQUIREMENTS OF
10 CERTAIN SERVICES, MATERIALS AND SUPPLIES FOR USE BY THE
11 DIVISION OF SANITATION DURING 2017, AND DECLARING AN
12 EMERGENCY.
13

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

16
17 Section 1. The Mayor or his designee is hereby authorized to enter into a contract or contracts,
18 according to law, for the purchase of the following services, materials and supplies for use in the
19 Division of Sanitation during 2017:

- 20
- 21 Wheeled Refuse Containers
- 22 New Tires
- 23 Retread Tires
- 24 Vehicle & Equipment Parts
- 25 Vehicle & Equipment Repairs
- 26

27 Notwithstanding and as an exception to Section 181.06 of the Codified Ordinances, expenditures
28 made under the contracts authorized by this ordinance shall not exceed, in the aggregate, \$482,300,
29 without further consent of City Council by ordinance or resolution.

30
31 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
32 from the Sanitation Fund, line item Other Operations.

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

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

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

51
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53
54 Passed: _____
55 _____
56 President of Council

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58
59 _____
60 Clerk of Council

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62 Approved: _____
63 _____
64 Mayor

65 12/12/16

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR
8 THE REPAIR OR REPLACEMENT OF SIDEWALKS AND
9 DRIVE APPROACHES IN THE SIDEWALK AND DRIVE
10 APPROACH REPAIR AND REPLACEMENT DISTRICT, FOR
11 THE YEAR 2016, AND DECLARING AN EMERGENCY.

12
13 WHEREAS, Resolution No. 1-2016, adopted by the Council of the City of Cuyahoga
14 Falls on January 11, 2016, created the Sidewalk and Drive Approach Repair and
15 Replacement District for the year 2016, and determined the necessity of adjusting or
16 replacing certain sidewalks and drive approaches within the district; and

17
18 WHEREAS, such sidewalks and drive approaches within the district have been
19 repaired or replaced.

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

23
24 Section 1. The portion of the total cost and expense of repairing or replacing
25 sidewalks and drive approaches located within the Sidewalk and Drive Approach Repair
26 and Replacement District for the year 2016 to be paid for by special assessments is
27 hereby established at the rate of \$15.00 per linear foot for replacement of sidewalks and
28 \$7.00 per square foot for drive approaches. That portion of the total cost of the
29 improvement to be paid for by special assessments is hereby levied and assessed upon
30 the lots and lands provided for in the schedule of special assessments now on file with
31 the Clerk of Council, which special assessments are in proportion to the special benefits
32 and are not in excess of any statutory limitation and which are hereby adopted and
33 confirmed.

34
35 Section 2. The assessment against each lot or parcel of land shall be payable in
36 cash within thirty (30) days from the levy thereof in the office of the Finance Director
37 with the further provision that all assessments thereof remaining unpaid at the
38 expiration of said thirty days shall be certified by the Clerk of Council to the County
39 Fiscal Officer to be placed on the tax duplicate and collected in two (2) semi-annual
40 installments.

41
42 Section 3. A certified copy of this ordinance shall be provided to the County Fiscal
43 Officer by the Clerk of Council within twenty (20) days after its passage.

44
45 Section 4. Any other ordinances or resolutions or portions of ordinances and
46 resolutions inconsistent herewith are hereby repealed, but any ordinances and
47 resolutions not inconsistent herewith and which have not previously been repealed are
48 hereby ratified and confirmed.

49
50 Section 5. It is found and determined that all formal actions of this Council
51 concerning and relating to the adoption of this ordinance were adopted in an open
52 meeting of this Council and that all deliberations of this Council and of any of its
53 Committees that resulted in such formal action were in meetings open to the public in
54 compliance with all legal requirements including Chapter 107 of the Codified
55 Ordinances.

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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 at the earliest period allowed by law.

Passed: _____
President of Council

Clerk of Council

Approved: _____
Mayor

12/12/16
O:\2016ords\2017 Sidewalk Assessment.doc

2
3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 RESOLUTION NO. - 2016

7
8
9 A RESOLUTION CREATING FOR THE YEAR 2017 A SIDEWALK AND
10 DRIVE APPROACH REPAIR AND REPLACEMENT DISTRICT
11 CONTAINING SUCH STREETS, ALLEYS, OR PUBLIC ROADWAYS
12 WITHIN THE CORPORATE LIMITS OF THE CITY OF CUYAHOGA
13 FALLS, DECLARING THE NECESSITY OF REPAIRING OR
14 REPLACING THE SIDEWALKS AND DRIVE APPROACHES ABUTTING
15 ON SUCH STREETS, ALLEYS OR PUBLIC ROADWAYS WITHIN SAID
16 CORPORATE LIMITS AND PROVIDING THE METHOD FOR LEVYING
17 SPECIAL ASSESSMENTS, AND DECLARING AN EMERGENCY.

18
19 WHEREAS, it is the opinion of this Council that certain sidewalks and drive approaches abutting
20 on the streets, alleys or public roadways within the City of Cuyahoga Falls are in disrepair.

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

24
25 Section 1. A Sidewalk and Drive Approach Repair or Replacement District is hereby created for
26 the year 2017 containing those streets, alleys or public roadways within the corporate limits of the
27 City of Cuyahoga Falls, and declaring the necessity of repairing or replacing the sidewalks and drive
28 approaches abutting on such streets, alleys or public roadways, and to provide the method for
29 levying assessments and the right to object to or appeal said assessment.

30
31 Section 2. It is hereby declared that the repair or replacement of sidewalks and drive
32 approaches abutting on necessary streets, alleys and public roadways within the Sidewalk and Drive
33 Approach Repair and Replacement District is necessary and will be of general benefit within the City
34 and of special benefit to property owners abutting said sidewalks and drive approaches.

35
36 Section 3. Property abutting the necessary streets, alleys and public roadways receiving
37 sidewalk repair or replacement within the District may be assessed by the lineal foot of abutting
38 sidewalk at the rate of one-half of the total cost of installing or adjusting a linear foot of sidewalk,
39 with the remainder of such cost to be paid by the City. Property abutting the necessary streets,
40 alleys and public roadways receiving drive approach repair or replacement within the District may be
41 assessed by the square foot of drive approach at the rate of one-half of the total cost of installing or
42 adjusting a square foot of drive approach, with the remainder of such cost to be paid by the City.

43
44 Section 4. The assessment to be levied may be paid in full within thirty (30) days from the levy
45 thereof in the office of the City Director of Finance, and all assessments thereof remaining unpaid at
46 the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Auditor
47 to be placed by her on the tax duplicate and collected in two (2) semi-annual installments.

48
49 Section 5. Notice to the owners thereof shall be given by publishing the resolution establishing a
50 sidewalk and drive approach repair or replacement district and setting forth the portion of the cost
51 to be assessed, once each week for two weeks in a newspaper published and of general circulation to
52 the City.

53
54 Section 6. If an owner objects to an assessment, he shall file his objections in writing with the
55 Clerk of Council within ten (10) days after the last publication of the resolution as provided in
56 Section 915.03 of the Codified Ordinances of the City of Cuyahoga Falls, thereupon, Council shall

57 consider such objections and if they are found to be well taken, may remit such portion of the
58 assessment against the property of the objecting owner as is deemed just or may determine by
59 resolution that a portion or portions of the work described in the ordinance adopted pursuant to
60 Sections 915.01 or 915.02 shall not be done. Any deficiency arising from such remitter may be
61 made up from any fund of the City available for the public improvement of streets or by
62 contributions from the owners desiring that the work be done.
63

64 Section 7. After the expiration of the time within which objections may be filed under Section
65 915.04 of the Codified Ordinances of the City of Cuyahoga Falls and the disposition of objections, the
66 Mayor or his designee may proceed with the work mentioned in Sections 915.01 and 915.02 of the
67 Codified Ordinances of the City of Cuyahoga Falls or if proceeding by contract, the legislative
68 authority shall authorize the Mayor or his designee to advertise and take bids for the awarding of
69 the necessary contracts subject to any determination by the Council that a portion or portions of
70 such work shall not be done pursuant to Section 915.04 of the Codified Ordinances of the City of
71 Cuyahoga Falls.
72

73 Section 8. It is found and determined that all formal actions of this Council concerning and
74 relating to the adoption of this resolution were adopted in an open meeting of this Council and that
75 all deliberations of this Council and of any of its Committees that resulted in such formal action
76 were in meetings open to the public in compliance with all legal requirements including, to the
77 extent applicable, Chapter 107 of the Codified Ordinances.
78

79 Section 9. This resolution is hereby declared to be an emergency measure necessary for the
80 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
81 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of the
82 members elected or appointed to Council, it shall take effect and be in force at the earliest period
83 allowed by law.
84

85
86 Passed: _____
87 _____
88 President of Council
89

90 _____
91 Clerk of Council
92

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94 _____
95 Approved: _____ Mayor
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97
98 12/12/16
99 O:\2016ords\Create SW district resolution.doc

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER
8 INTO A CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE
9 REPLACEMENT AND ADJUSTMENT OF CONCRETE SIDEWALKS, DRIVE
10 APPROACHES AND CURBS AT VARIOUS LOCATIONS IN THE CITY OF
11 CUYAHOGA FALLS, AND DECLARING AN EMERGENCY.

12
13 WHEREAS, pursuant to Resolution No. -2016, a sidewalk and drive approach replacement and
14 adjustment district was created within the City of Cuyahoga Falls for the purpose of replacing or adjusting
15 sidewalks, drive approaches and curbs throughout the City.

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

19
20 Section 1. The Mayor or his designee is hereby authorized to enter into a contract or contracts, according
21 to law, for replacement or adjustment of concrete sidewalks, drive approaches and curbs at various locations in
22 the City of Cuyahoga Falls.

23
24 Section 2. All bids submitted must conform to and be in accordance with the specifications for the same
25 now on file in the Office of the City Engineer.

26
27 Section 3. The Director of Finance is hereby authorized and directed to make payment for same from the
28 Capital Projects Fund, line item Capital Outlay.

29
30 Section 4. Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent
31 herewith are hereby repealed, but any ordinances and resolutions or portions of ordinances and resolutions not
32 inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

33
34 Section 5. It is found and determined that all formal actions of this Council concerning and relating to the
35 adoption of this ordinance were adopted in an open meeting of this Council and that all deliberations of this
36 Council and of any of its committees that resulted in such formal action were in meetings open to the public, in
37 compliance with all legal requirements including, to the extent applicable, Chapter 107 of the Codified
38 Ordinances.

39
40 Section 6. This ordinance is hereby declared to be an emergency measure necessary for the preservation
41 of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls and the inhabitants
42 thereof, and provided it receives the affirmative vote of two thirds of the members elected or appointed to
43 Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise,
44 it shall take effect and be in force at the earliest period allowed by law.

45
46
47 Passed: _____

President of Council

Clerk of Council

48
49
50
51
52 Approved: _____

Mayor

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2016

6
7 AN ORDINANCE AUTHORIZING THE MAYOR OR HIS
8 DESIGNEE TO ENTER INTO A SECOND MODIFICATION OF
9 CONTRACT NO. 7045 WITH CT CONSULTANTS, AND
10 DECLARING AN EMERGENCY.

11
12 WHEREAS, pursuant to the authority of Ord. No. 64-2014, the Director of Public Service
13 entered into Contract No. 7045, with CT Consultants, for the professional design
14 engineering services necessary to proceed with improvements to Howe Avenue from Main
15 Street to Buchholzer Boulevard (the "Project"); and

16
17 WHEREAS, pursuant to the authority of Section 181.06 of the Codified Ordinances, the
18 City entered into a first modification of said contract on or about April 25, 2016; and

19
20 WHEREAS, for the Project to proceed, additional subsurface utility engineering,
21 updating of the maintenance of traffic plans, and preparation of Phase I Environmental Site
22 Assessment reports are required as directed by ODOT.

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

26
27 Section 1. The Mayor or his designee is hereby authorized to enter into a second
28 modification of Contract No. 7045, with CT Consultants, on the basis of its proposal dated
29 October 21, 2016, in an amount not to exceed \$147,258.00. The total contract price after
30 modification as authorized herein shall not exceed \$642,750.00.

31
32 Section 2. The Director of Finance is hereby authorized and directed to make payment
33 for same from the Capital Projects Fund, line item Capital Outlay.

34
35 Section 3. Any other ordinances and resolutions or portions of ordinances and
36 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
37 or portions of ordinances and resolutions not inconsistent herewith and which have not
38 previously been repealed are hereby ratified and confirmed.

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

45
46 Section 5. This ordinance is hereby declared to be an emergency measure necessary
47 for the preservation of the public peace, health, safety, convenience and welfare of the City
48 of Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote

49 of two thirds of the members elected or appointed to Council, it shall take effect and be in
50 force immediately upon its passage and approval by the Mayor; otherwise it shall take effect
51 and be in force at the earliest period allowed by law.

52
53

54 Passed: _____
55 _____
56 President of Council

57 _____
58 Clerk of Council

59
60 Approved: _____
61 _____
62 Mayor

63 12/12/16
64 O:\2016ords\CT contract modification ord #2-1.doc

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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2016

7
8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
9 AN AGREEMENT TO PROVIDE DISPATCH AND RELATED
10 SAFETY SERVICES TO THE VILLAGE OF BOSTON HEIGHTS,
11 AND DECLARING AN EMERGENCY.

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

15
16 Section 1. The Mayor is hereby authorized to enter into an agreement to provide dispatch
17 and related safety services to the Village of Boston Heights in a form substantially similar to the
18 draft on file with the Clerk of Council.

19
20 Section 2. Any ordinances or resolutions or portions of ordinances and resolutions
21 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
22 herewith and which have not previously been repealed are hereby ratified and confirmed.

23
24 Section 3. It is found and determined that all formal actions of this Council concerning and
25 relating to the passage of this ordinance were taken in an open meeting of this Council and that
26 all deliberations of this Council and of any committees that resulted in those formal actions were
27 in meetings open to the public, in compliance with all legal requirements including Chapter 107
28 of the Codified Ordinances.

29
30 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
31 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
32 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the
33 members elected or appointed to Council, it shall take effect and be in force immediately upon its
34 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
35 period allowed by law.

36
37
38 Passed: _____

President of Council

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42
43 _____
Clerk of Council

44
45
46 Approved _____

Mayor

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4
5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2016

8
9 AN ORDINANCE AMENDING THE TRAFFIC CONTROL
10 FILE BY PROVIDING FOR INSTALLATION OF VARIOUS
11 TRAFFIC CONTROL DEVICES, AND DECLARING AN
12 EMERGENCY.

13
14 WHEREAS, site-specific traffic control regulations of the City are established and
15 maintained in the "Traffic Control File," a document established and maintained by the
16 Chief of Police pursuant to Chapter 305 of the Codified Ordinances, and

17
18 WHEREAS, Section 305.02 of said Chapter requires that amendments to the Traffic
19 Control File be made only through legislation passed by City Council.

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

23
24 Section 1. Upon the recommendation of the Traffic Committee, the Traffic Control
25 File is hereby amended as follows:

- 26
27 1. Prohibit parking on the even side of Charlene Drive, from Quick Road to
28 Woodridge Drive.
29 2. Prohibit parking on the even side of Meadow Lane, from Quick Road to
30 Charlene Drive.
31 3. Prohibit parking on the odd side of Center between the driveways at 515
32 Center.
33 4. Prohibit the use of any and all engine brakes within the City of Cuyahoga
34 Falls except when used on public safety vehicles or for emergency purposes.

35
36 Section 2. The Chief of Police is hereby authorized and directed to note in the
37 Traffic Control File the proper legends.

38
39 Section 3. The Mayor is hereby authorized and directed to cause the installation
40 or removal of the proper signage reflecting the above amendments.

41
42 Section 4. Any other ordinances and resolutions or portions of ordinances and
43 resolutions inconsistent herewith are hereby repealed but any ordinances and
44 resolutions or portions of ordinances and resolutions not inconsistent herewith and
45 which have not been previously repealed are hereby ratified and confirmed.

46
47 Section 5. It is found and determined that all formal actions of this Council
48 concerning and relating to the adoption of this ordinance were adopted in an open
49 meeting of this Council and that all deliberations of this Council and of any of its
50 committees that resulted in such formal action were in meetings open to the public, in
51 compliance with all legal requirements including Chapter 107 of the Codified
52 Ordinances.

53
54 Section 6. This ordinance is hereby declared to be an emergency measure
55 necessary for the preservation of the public peace, health, safety, convenience and

56 welfare of the City of Cuyahoga Falls and the inhabitants thereof and provided it
57 receives the affirmative vote of two-thirds of the members elected or appointed to
58 Council, it shall take effect and be in force immediately upon its passage and approval
59 by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed
60 by law.

61

62

63 Passed: _____

President of Council

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Clerk of Council

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71 Approved: _____

Mayor

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4
5 CITY OF CUYAHOGA FALLS, OHIO

6
7 RESOLUTION NO. - 2016

8
9
10 A RESOLUTION SUPPORTING THE EFFORTS OF THE CELTIC
11 CLUB OF OHIO AS THEY WORK TO MAKE A POSITIVE
12 DIFFERENCE IN THE LIVES OF MANY, THROUGH LOCAL
13 COMMUNITY SERVICE, AND DECLARING AN EMERGENCY.
14

15
16 WHEREAS, 2017 will mark the Eighth Annual Celtic Club Fights Cancer/Bras Across
17 the Crooked River events; and

18
19 WHEREAS, the Celtic Club Fights Cancer/Bras Across the Crooked River events began
20 as a way to raise awareness of breast cancer and has evolved to raise awareness of all
21 cancers; and

22
23 WHEREAS, since the first display in Kent in 2010, the Celtic Club has organized
24 displays in more than 30 locations in seven counties in northeast Ohio, and has donated
25 more than 10,000 bras to battered women shelters; and

26
27 WHEREAS, the displays are meant to convey a message of hope and survival; and

28
29 WHEREAS, the July 6, 2016 display spanned the entire length of the 905-foot High
30 Level Bridge overlooking the Cuyahoga River Valley, in memory of Cuyahoga Falls resident
31 John Hutchens who passed away from lung cancer in 2015, and his sister Cathy Pate who
32 passed away from breast cancer in 2013. John's wife Beverly Hutchens, led a memorial
33 service after the display was hung; and

34
35 WHEREAS, the Celtic Club's eighth annual event will include a display across the High
36 Level Bridge in 2017 coinciding with National Breast Cancer Awareness month; and

37
38 WHEREAS, the volunteers of the Celtic Club Fights Cancer/Bras Across the Crooked
39 River are an example of the power of people coming together for the common good of others.

40
41 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls,
42 County of Summit and State of Ohio, that:

43
44 Section 1. The Council hereby recognizes, thanks and supports the efforts of the Celtic
45 Club of Ohio as they work to make a positive difference in the lives of many, through local
46 community service.
47

2
3
4 CITY OF CUYAHOGA FALLS

5
6 ORDINANCE NO. -2016

7
8 TO APPROVE AN ECONOMIC DEVELOPMENT PLAN AND
9 DETERMINING TO PROCEED WITH APPROVAL OF A TAX
10 INCREMENT FINANCING INCENTIVE DISTRICT; AND
11 DECLARING AN EMERGENCY.

12
13 WHEREAS, Section 5709.40(C) of the Ohio Revised Code authorizes the legislative
14 authority of a municipal corporation to create, by ordinance, an incentive district and
15 declare the improvement to each parcel of real property within that district to be a
16 public purpose; and

17
18 WHEREAS, Section 5709.40(A) of the Ohio Revised Code requires an incentive
19 district to have one or more distress characteristics, which may be defined as inadequate
20 public infrastructure serving the district to meet the development needs of the district
21 as evidenced by a written economic development plan for the district; and

22
23 WHEREAS, the City Department of Community Development has determined to
24 create an incentive district in the City, as depicted and described in Exhibit A attached
25 hereto (the "Incentive District"); and

26
27 WHEREAS, the area within the Incentive District has been studied and an economic
28 development plan has been prepared for that area (the "Economic Development Plan"),
29 which Economic Development Plan has been submitted to this Council and contains
30 recommendations addressing land use and public infrastructure and related issues;

31
32 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
33 Falls, Summit County, Ohio, that:

34
35 Section 1. This Council adopts and approves the Economic Development Plan, and
36 the City Department of Community Development and all departments and divisions of
37 the City administration are authorized and directed to consult and use the Economic
38 Development Plan as guidance in establishing the Incentive District and providing
39 financing for public infrastructure improvements benefitting or serving the Incentive
40 District. Copies of the Economic Development Plan will be kept on file in the City
41 Department of Community Development.

42
43 Section 2. This Council hereby finds that the public infrastructure in the Incentive
44 District is inadequate to permit the construction of commercial, industrial and
45 residential facilities in the Incentive District and otherwise to meet the development
46 needs of the Incentive District, in particular with respect to the inadequacy of existing
47 stormwater management systems and flood controls, sanitary sewer system extensions,
48 streetways, floodplain mitigation and control, streambank stabilization and passive
49 recreation supporting stormwater management in the Incentive District.

51 Section 3. This Council may hereafter proceed to establish the Incentive District
52 under Section 5709.40(C) of the Ohio Revised Code.

53
54 Section 4. Any other ordinances or resolutions or portions of ordinances and
55 resolutions inconsistent herewith are hereby repealed, but any ordinances and
56 resolutions not inconsistent herewith and which have not previously been repealed are
57 hereby ratified and confirmed.

58
59 Section 5. It is found and determined that all formal actions of this Council
60 concerning and relating to the adoption of this ordinance were adopted in an open
61 meeting of this Council, and that all deliberations of this Council and of any of its
62 committees that resulted in such formal action, were in meetings open to the public, in
63 compliance with all legal requirements, to the extent applicable, including Chapter 107
64 of the Codified Ordinances.

65
66 Section 6. This ordinance is declared to be an emergency measure necessary for the
67 immediate preservation of the public peace, health and safety, and for the further reason
68 that this ordinance is required to be immediately effective in order to enable the City to
69 timely enter into contracts related to the Economic Development Plan and pass
70 additional legislation necessary for the timely development of the Incentive District and
71 related public infrastructure improvements; wherefore, this ordinance shall be in full
72 force and effect immediately upon its passage.

73
74
75 Passed: _____
76 _____
77 President of Council

78
79 _____
80 Clerk of Council

81 Approved: _____
82 _____
83 Mayor

84 12/12/16
85 O:\2016ords\Ordinance approving economic development plan.docx
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87

EXHIBIT A

IDENTIFICATION AND MAP OF THE INCENTIVE DISTRICT

The enclosed area on the following map specifically identifies and depicts the Parcels and the boundaries of the Incentive District, and constitutes part of this Exhibit A. The following Parcel numbers are as of November 15, 2016, and are included for ease of reference only.

Parcel Numbers:

| | |
|---------|---------|
| 3505259 | 3505978 |
| 3503359 | 3501110 |
| 3504388 | 3506494 |
| 3503600 | 3500625 |
| 3503599 | 3500540 |
| 3504059 | 3502070 |
| 3506495 | 3503543 |
| 3506483 | 3503544 |
| 3500752 | 3504071 |
| 3500751 | 3501447 |
| 3506501 | 3500210 |
| 3500578 | 3503586 |
| 3506419 | 3500948 |
| 3502972 | 3502401 |
| 3501540 | 3502402 |
| 3502947 | 3502487 |
| 3502946 | 3500945 |
| 3502945 | 3500946 |
| 3502944 | 3505784 |
| 3502943 | 3500947 |
| 3502942 | 3500944 |
| 3502941 | |

