

City of Cuyahoga Falls, Ohio

Notice

Order of Business for Regular City Council Meeting

Notice is hereby given that the Order of Business for Regular City Council Meetings shall be observed at the City Council Meeting held on Monday, July 15, 2013, at 6:30 p.m. for the following purposes:

1. To introduce and refer to committee the following ordinance:

Temp. Ord. B-53:

AN ORDINANCE AUTHORIZING THE
MAYOR TO ENTER INTO A SETTLEMENT
AGREEMENT IN THE CASE OF MARCINE
GRISPIN V. CITY OF CUYAHOGA FALLS,
AND DECLARING AN EMERGENCY.

2. To consider and vote on Temp. Ord. B-53 if approved and referred for passage by the Finance Committee.
3. To conduct any other business, including without limitation, rules suspensions and executive sessions necessary to accomplish the foregoing.

Dated at Cuyahoga Falls, Ohio this 12th day of July, 2013.



Don L. Robart
Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2013

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO ENTER INTO A CONTRACT WITHOUT COMPETITIVE
10 BIDDING WITH SIEMENS INDUSTRY, INC. FOR THE PURCHASE
11 OF A DISTRIBUTION FEEDER AUTOMATION SYSTEM FOR USE
12 BY THE ELECTRIC DEPARTMENT, AND DECLARING AN
13 EMERGENCY.

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15 WHEREAS, Section 2 of the City Charter, adopted pursuant to Art. XVIII, Sections 3 and 7 of the
16 Ohio Constitution, authorizes this Council to make exception to the competitive bidding procedures
17 set forth in the Revised Code,

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

21
22 Section 1. The Director of Public Service is hereby authorized to enter into a contract without
23 competitive bidding with Siemens Industry, Inc. for a distribution feeder automation system, in
24 accordance with the vendor’s proposal dated June 12, 2013.

25
26 Section 2. The Director of Finance is hereby authorized and directed to make payment for
27 same from the Electric Fund, line item Capital Outlay.

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30 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
31 ordinances and resolutions not inconsistent herewith and which have not previously been repealed
32 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 that
36 all deliberations of this Council and of any of its committees that resulted in such formal action were
37 in meetings open to the public, in compliance with all legal requirements including, to the extent
38 applicable, Chapter 107 of the Codified Ordinances.

39
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 period
45 allowed by law.

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48 Passed: _____

President of Council

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Clerk of Council

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56 Approved _____

Mayor

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59 7/8/13

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2013

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
8 SETTLEMENT AGREEMENT IN THE CASE OF MARCINE
9 GRISPIN V. CITY OF CUYAHOGA FALLS, AND DECLARING AN
10 EMERGENCY.

11
12 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit, and State
13 of Ohio, that:

14
15 Section 1. The Mayor is hereby authorized to execute a settlement agreement in the case of
16 *Marcine Grispin v. City of Cuyahoga Falls*, Summit County Court of Common Pleas Case No. CV
17 2012-09-5269, on the basis of the proposal negotiated and presented to City Council on July __,
18 2013.

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20 Section 2. The Director of Finance is hereby authorized and directed to make payment for
21 same from the Leisure Time Fund, line item Other Operations.

22
23 Section 3. The Mayor and/or Director of Law, as indicated, are hereby authorized to execute
24 and file such pleadings and documents with the court or other agencies, including, without
25 limitation, a stipulated judgment entry and any other pleadings necessary to effectuate the intent
26 of the parties as set forth in the proposed settlement agreement.

27
28 Section 4. Any 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 5. It is found and determined that all formal actions of this Council concerning and
33 relating to the passage of this ordinance were taken in an open meeting of this Council and that
34 all deliberations of this Council and of any committees that resulted in those formal actions were
35 in meetings open to the public, in compliance with all legal requirements including Chapter 107
36 of the Codified Ordinances.

37
38 Section 6. This ordinance is hereby declared to be an emergency measure necessary for the
39 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
40 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the
41 members elected or appointed to Council, it shall take effect and be in force immediately upon its
42 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
43 period allowed by law.

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46 Passed: _____

President of Council

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Clerk of Council

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54 Approved _____

Mayor

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