

NEW LEGISLATION

March 25, 2013

Temp. No.	Introduced	Committee	Description
B-16	3/25/13	PZ	An ordinance approving the preliminary plat of the Boulder Estates Phase 3 Subdivision, and declaring an emergency.
B-17	3/25/13	PA	An ordinance authorizing the Director of Public Safety to enter into a contract without competitive bidding with the Valley Fire District for the sale of a fire truck no longer needed for any municipal purpose, and declaring an emergency.
B-18	3/25/13	CD	An ordinance approving the Community Development Block Grant Annual Action Plan for fiscal year 2013, and declaring an emergency.

CALENDAR

March 25, 2013

The following legislation will be up for passage at the Council Meeting on March 25, 2013.

Temp. No.	Introduced	Committee	Description
A-99 Sub	9/24/12	PA	An ordinance authorizing the Director of Public Service to issue an encroachment permit to Cole CK Portfolio I, LLC for the purpose of installing and operating a private sanitary force main sewer in Portage Trail Extension, and declaring an emergency.
B-14	3/11/13	PA	An ordinance amending various sections of the Codified Ordinances to conform to state law, approving the 2012 replacement pages to the codified ordinances of the City of Cuyahoga Falls, and declaring an emergency.
B-15	3/11/13	PA	An ordinance enacting new Section 123.031 of Title Five, Part One of the Codified Ordinances, relating to the disposition and recycling of electronic waste, and declaring an emergency.

PENDING LEGISLATION

March 25, 2013

Temp. No.	Introduced	Committee	Description
A-99 Sub	9/24/12	PA	An ordinance authorizing the Director of Public Service to issue an encroachment permit to Cole CK Portfolio I, LLC for the purpose of installing and operating a private sanitary force main sewer in Portage Trail Extension, and declaring an emergency.
A-113	11/12/12	Fin	An ordinance authorizing an amendment to the amended and restated contract for sale of land for private redevelopment with Portage Crossing, LLC (Contract No. 6779), and declaring an emergency.
A-117	11/26/12	Fin	An ordinance authorizing the Director of Finance to make salary supplement payments to eligible full-time employees of the City in Fiscal Year 2013, and declaring an emergency.
A-118	11/26/12	Fin	An ordinance authorizing the Mayor to enter into a second amendment of Contract No. 6613 with the International Association of Firefighters, Local 494, and declaring an emergency.
A-119	11/26/12	Fin	An ordinance authorizing the Mayor to enter into an amendment of Contract No. 6709 with the American Federation of State, County and Municipal Employees, Local 2662 (AFSCME), and declaring an emergency.
A-120	11/26/12	Fin	An ordinance authorizing the Mayor to enter into a second amendment of Contract No. 6640 with the Fraternal Order of Police, Ohio Labor Council, Inc., and declaring an emergency.
A-121	11/26/12	Fin	An ordinance authorizing the Mayor to enter into a second amendment of Contract No. 6619 with the Ohio Patrolmen's Benevolent Association, and declaring an emergency.

A-122	11/26/12	Fin	An ordinance authorizing the Mayor to enter into a second amendment of Contract No. 6616 with the Ohio Patrolmen's Benevolent Association, and declaring an emergency.
B-14	3/11/13	PA	An ordinance amending various sections of the Codified Ordinances to conform to state law, approving the 2012 replacement pages to the codified ordinances of the City of Cuyahoga Falls, and declaring an emergency.
B-15	3/11/13	PA	An ordinance enacting new Section 123.031 of Title Five, Part One of the Codified Ordinances, relating to the disposition and recycling of electronic waste, and declaring an emergency.

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2013

8
9 AN ORDINANCE APPROVING THE PRELIMINARY PLAT OF THE
10 BOULDER ESTATES PHASE 3 SUBDIVISION, AND DECLARING AN
11 EMERGENCY.
12

13 WHEREAS, Art. VIII, §1.7 of the Charter of the City of Cuyahoga Falls requires that all affirmative
14 decisions made by the Planning Commission be submitted to Council, and
15

16 WHEREAS, all subdivision of land in the city is subject to the conditions set forth in Section
17 1113.03 of the Codified Ordinances and prior review and approval of the Planning Commission,
18 and
19

20 WHEREAS, on March 19, 2013 the Planning Commission approved the preliminary plat of the
21 Boulder Estates - Phase 3 Subdivision located in the Northampton Planning District, and situated
22 west of State Road at Seasons Road,
23

24 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of
25 Summit, and State of Ohio, that:
26

27 Section 1. This Council approves the preliminary plat of the Boulder Estates-Phase 3
28 Subdivision, in accordance with Cuyahoga Falls General Development Code regulations as set forth
29 in the Codified Ordinances of the City of Cuyahoga Falls and as approved by the Planning
30 Commission, subject to the conditions contained in File P-5-13-S, and as further depicted on the
31 subdivision plan attached hereto as Exhibit A.
32

33 Section 2. Any other ordinances or resolutions or portions of ordinances and resolutions
34 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
35 herewith and which have not previously been repealed are hereby ratified and confirmed.
36

37 Section 3. It is found and determined that all formal actions of this Council concerning and
38 relating to the adoption of this ordinance were adopted in an open meeting of this Council, and
39 that all deliberations of this Council and of any of its committees that resulted in such formal
40 action, were in meetings open to the public, in compliance with all legal requirements, to the
41 extent applicable, including Chapter 107 of the Codified Ordinances.
42

43 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
44 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
45 Falls and the inhabitants thereof, for the reason that it is immediately necessary to permit timely
46 and appropriate development of this property, and provided it receives the affirmative vote of two
47 thirds of the members elected or appointed to Council, it shall take effect and be in force
48 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in
49 force at the earliest period allowed by law.
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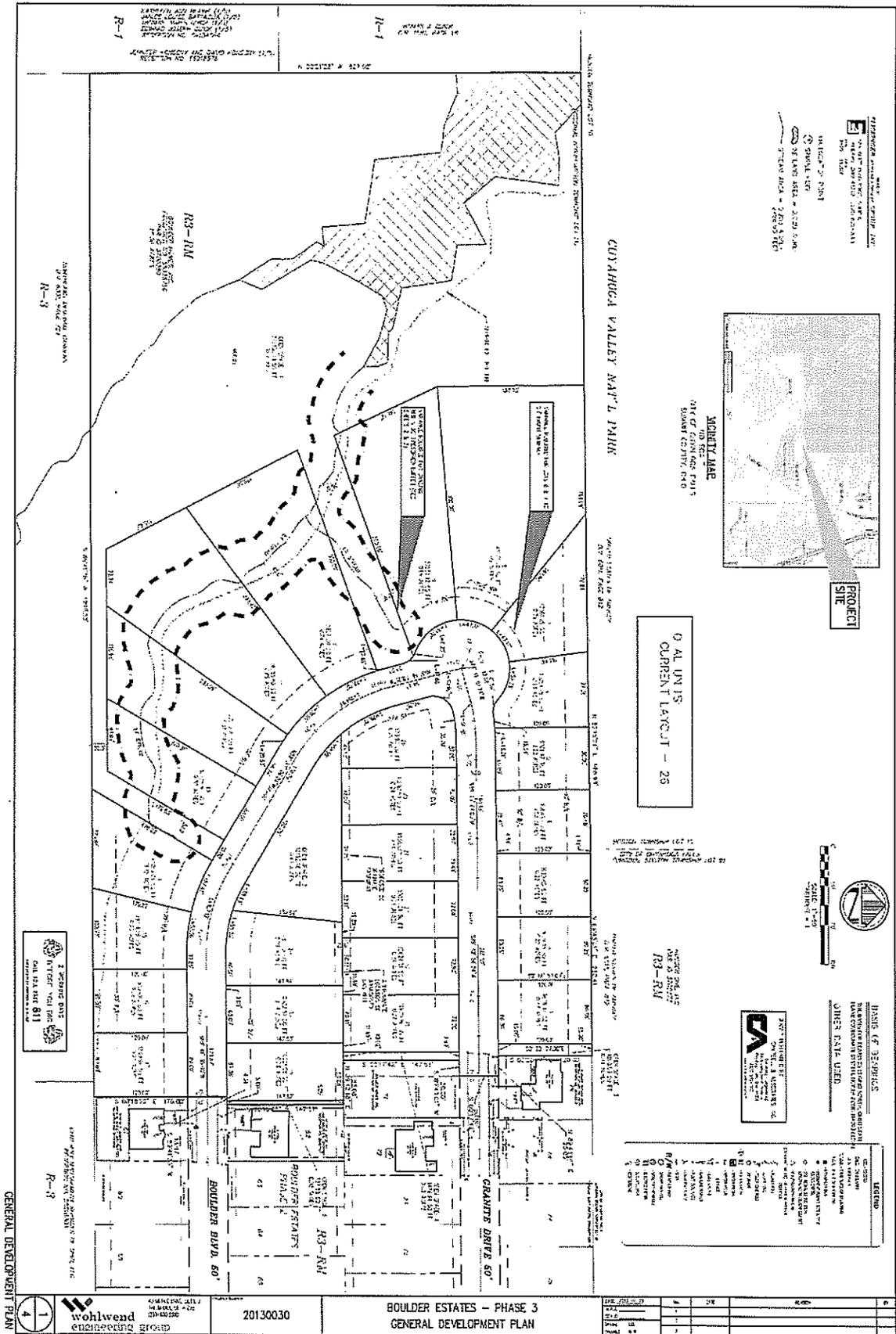
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52 Passed: _____

President of Council

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55 _____
56 Clerk of Council

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58 Approved: _____

Mayor



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4 CITY OF CUYAHOGA FALLS

5
6 ORDINANCE NO. - 2013

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF
9 PUBLIC SAFETY TO ENTER INTO A CONTRACT
10 WITHOUT COMPETITIVE BIDDING WITH THE VALLEY
11 FIRE DISTRICT FOR THE SALE OF A FIRE TRUCK NO
12 LONGER NEEDED FOR ANY MUNICIPAL PURPOSE,
13 AND DECLARING AN EMERGENCY.

14
15 WHEREAS, the City owns a 1995 Four-Guys Freightliner tanker truck (VIN
16 #1FV6JLCB6SL636725) that is no longer needed for any municipal purpose, but
17 has trade-in value in excess of \$1,000; and

18
19 WHEREAS, Section 2 of the City Charter, adopted pursuant to Art. XVIII,
20 Section 3 of the Ohio Constitution, authorizes this Council to make exception to
21 competitive bidding and property disposition procedures set forth in the Revised
22 Code,

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

26
27 Section 1. Notwithstanding and as an exception to Section 721.15 of the
28 Ohio Revised Code, the Director of Public Safety is hereby authorized to enter into a
29 contract without competitive bidding with Valley Fire District, a public agency
30 ("Buyer"), for the sale of a 1995 Four-Guys Freightliner tanker truck (VIN
31 #1FV6JLCB6SL636725), which is hereby declared no longer needed for any
32 municipal purpose, in accordance with the Buyer's proposal dated March 21, 2013.

33
34 Section 2. Any other ordinances and resolutions or portions of ordinances
35 and resolutions inconsistent herewith are hereby repealed, but any ordinances and
36 resolutions or portions of ordinances and resolutions not inconsistent herewith and
37 which have not previously been repealed are hereby ratified and confirmed.

38
39 Section 3. It is found and determined that all formal actions of this Council
40 concerning and relating to the adoption of this ordinance were adopted in an open
41 meeting of this Council and that all deliberations of this Council and of any of its
42 committees that resulted in such formal action were in meetings open to the public,
43 in compliance with all legal requirements including Section 121.22 of the Ohio
44 Revised Code.

47 Section 4. 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, and provided it
50 receives the affirmative vote of two-thirds of the members elected or appointed to
51 Council, it shall take effect and be in force immediately upon its passage and
52 approval by the Mayor; otherwise it shall take effect and be in force at the earliest
53 period allowed by law.

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56 Passed: _____

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President of Council

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Clerk of Council

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64 Approved: _____

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Mayor

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3/25/13

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O:\2013ords\Fire Truck sale

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2013

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8 AN ORDINANCE APPROVING THE COMMUNITY DEVELOPMENT
9 BLOCK GRANT ANNUAL ACTION PLAN FOR FISCAL YEAR 2013,
10 AND DECLARING AN EMERGENCY.
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12
13 WHEREAS, Subpart C of Part 91, Title 24 of the Code of Federal Regulations requires that the City
14 submit, as a part of the annual submission of its consolidated plan, an action plan that includes a
15 certification that the consolidated plan is authorized under state and local law and that the City
16 possesses the legal authority to carry out the programs for which it is seeking funding,
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 2013 Community Development Block Grant Annual Action Plan, and the
22 programs contained in the City’s consolidated plan, are hereby approved, and the Community
23 Development Department is authorized to carry out the programs contained in these documents.
24

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

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

35 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
36 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls
37 and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and
38 appropriate development of this property, and provided it receives the affirmative vote of two thirds of
39 the 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 period
41 allowed by law.
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44 Passed: _____

President of Council

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49 Clerk of Council

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52 Approved: _____

Mayor

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56 3/25/13