

NEW LEGISLATION

June 10, 2013

Temp. No.	Introduced	Committee	Description
B-34	6/10/13	Fin	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts, according to law, for replacement of flooring at The Natatorium, and declaring an emergency.
B-35	6/10/13	Fin	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts, according to law, for the lease or rental of golf carts for Brookledge Golf Club, and declaring an emergency.
B-36	6/10/13	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the installation of a storm sewer and associated appurtenances in a portion of 8 th Street, and declaring an emergency.
B-37	6/10/13	PA	An ordinance authorizing the Director of Public Service to issue an encroachment permit to the Woodridge Local School District for the purpose of installing and operating a private sanitary force main sewer in Northampton and West Bath Roads, and declaring an emergency.
B-38	6/10/13	PA	An ordinance authorizing the Mayor to enter into an agreement with Boston Township and Summit County for the annexation of 615 acres of land, more or less, from Boston Township to the City of Cuyahoga Falls, and declaring an emergency.

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CALENDAR

June 10, 2013

The following legislation will be up for passage at the Council Meeting on June 10, 2013.

Temp. No.	Introduced	Committee	Description
B-31	5/28/13	Fin	A resolution authorizing the “pick up” of employee retirement contributions required of eligible Police Department employees by the Ohio Police and Fire Pension Fund, and declaring an emergency.
B-32	5/28/13	Fin	A resolution authorizing the “pick up” of employee retirement contributions required of eligible Fire Department employees by the Ohio Police and Fire Pension Fund, and declaring an emergency.
B-33	5/28/13	PI	A resolution authorizing the Director of Public Service to apply for and accept a grant from the Ohio Public Works Commission for replacement of existing 4” and 6” water mains with 8” water mains in portions of Chestnut Boulevard, 8 th Street and Olive Place, and declaring an emergency.

PENDING LEGISLATION

June 10, 2013

Temp. No.	Introduced	Committee	Description
B-31	5/28/13	Fin	A resolution authorizing the “pick up” of employee retirement contributions required of eligible Police Department employees by the Ohio Police and Fire Pension Fund, and declaring an emergency.
B-32	5/28/13	Fin	A resolution authorizing the “pick up” of employee retirement contributions required of eligible Fire Department employees by the Ohio Police and Fire Pension Fund, and declaring an emergency.
B-33	5/28/13	PI	A resolution authorizing the Director of Public Service to apply for and accept a grant from the Ohio Public Works Commission for replacement of existing 4” and 6” water mains with 8” water mains in portions of Chestnut Boulevard, 8 th Street and Olive Place, 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 AUTHORIZING THE PARK AND RECREATION
10 BOARD TO ENTER INTO A CONTRACT OR CONTRACTS,
11 ACCORDING TO LAW, FOR REPLACEMENT OF FLOORING AT THE
12 NATATORIUM, AND DECLARING AN 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 Park and Recreation Board is hereby authorized to enter into a contract or
18 contracts, according to law, for replacement of flooring in the upper fitness area at The Natatorium.
19

20 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
21 from the Leisure Time Fund, line item Capital Outlay.
22

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

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

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

President of Council

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Clerk of Council

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50 Approved: _____

Mayor

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52 6/10/13

53 O:\2013ords\Nat Floor.doc

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2013

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9 AN ORDINANCE AUTHORIZING THE PARK AND RECREATION
10 BOARD TO ENTER INTO A CONTRACT OR CONTRACTS,
11 ACCORDING TO LAW, FOR THE LEASE OR RENTAL OF GOLF
12 CARTS FOR BROOKLEDGE GOLF CLUB, AND DECLARING AN
13 EMERGENCY.

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

17
18 Section 1. The Park and Recreation Board is hereby authorized to enter into a contract or
19 contracts, according to law, for the lease or rental of not to exceed 76 golf carts for use at Brookledge
20 Golf Club, for a period not to exceed five (5) years.

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

24
25 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
26 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions or
27 portions of ordinances and resolutions not inconsistent herewith and which have not previously been
28 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 adoption of this ordinance were adopted in an open meeting of this Council and that
32 all deliberations of this Council and of any of its committees that resulted in such formal action were
33 in meetings open to the public, in compliance with all legal requirements including, to the extent
34 applicable, Chapter 107 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 period
41 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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54 6/10/13

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2013

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9 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
10 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
11 ACCORDING TO LAW, FOR THE INSTALLATION OF A STORM
12 SEWER AND ASSOCIATED APPURTENANCES IN A PORTION OF
13 8TH STREET, AND DECLARING AN EMERGENCY.
14

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

18
19 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
20 contracts, according to law, for the installation of a storm sewer and associated appurtenances
21 including catch basins and manholes in 8th Street from a point abutting 2584 8th Street
22 approximately 754 feet south to an existing storm sewer abutting 2492 8th Street.
23

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

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

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

37 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
38 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
39 Falls and the inhabitants thereof, for the reason that it is immediately necessary to permit timely and
40 appropriate development of this property, and provided it receives the affirmative vote of two thirds of
41 the 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 period
43 allowed by law.
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46 Passed: _____

President of Council

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Clerk of Council

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52 Approved: _____

Mayor

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55 06/10/13

56 O:\2013ords\8th Street Storm Sewer.doc
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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2013

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7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ISSUE AN ENCROACHMENT PERMIT TO THE
9 WOODRIDGE LOCAL SCHOOL DISTRICT FOR THE PURPOSE
10 OF INSTALLING AND OPERATING A PRIVATE SANITARY FORCE
11 MAIN SEWER IN NORTHAMPTON AND WEST BATH ROADS,
12 AND DECLARING AN 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 Director of Public Service is hereby authorized to issue an encroachment
18 permit, revocable at the will of Council, to Woodridge Local School District, for the purpose of
19 installing and operating a 2.5-inch diameter private sanitary force main sewer within the public
20 rights-of-way of Northampton and West Bath Roads, from Woodridge Primary School, 3313
21 Northampton Road, to an existing sanitary sewer manhole at the intersection of West Bath Road
22 and Woodhaven Drive. The permit shall be substantially in the form now on file with the Clerk in
23 Council File No. _____ and shall contain such terms and conditions as are necessary in the
24 opinion of the Director of Law to protect the public interest.

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

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

36
37 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the
38 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
39 Falls, and provided it receives the affirmative vote of two-thirds of the members elected or
40 appointed to Council, it shall take effect and be in force immediately upon its passage and
41 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed
42 by law.

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45 Passed: _____
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47 President of Council

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51 Clerk of Council

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53 Approved: _____
54 _____
55 Mayor

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57 6/10/13

58 O:\2013ords\Woodridge LSD encroachment permit

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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 AUTHORIZING THE MAYOR TO ENTER
9 INTO AN AGREEMENT WITH BOSTON TOWNSHIP AND
10 SUMMIT COUNTY FOR THE ANNEXATION OF 615 ACRES
11 OF LAND, MORE OR LESS, FROM BOSTON TOWNSHIP
12 TO THE CITY OF CUYAHOGA FALLS, AND DECLARING
13 AN EMERGENCY.
14

15 WHEREAS, Ohio Revised Code (“R.C.”) Section 709.192 permits municipalities,
16 townships and counties to enter into joint annexation agreements, and
17

18 WHEREAS, annexation agreements negotiated under R.C. §709.192 are intended to
19 supersede the substantive and procedural requirements associated with all other
20 alternative forms of annexation provided in state law; and
21

22 WHEREAS, representatives of the City, Summit County and Boston Township have
23 conducted good faith negotiations and have reached a tentative agreement on the terms
24 and conditions for the annexation of 28 parcels of land in the vicinity of Wetmore Road,
25 consisting of 615 acres, more or less, from Boston Township to the City of Cuyahoga
26 Falls,
27

28 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
29 County of Summit, and State of Ohio, that:
30

31 Section 1. The Mayor is hereby authorized to enter into an agreement with Boston
32 Township and Summit County for the annexation 28 parcels of land in the vicinity of
33 Wetmore Road, consisting of 615 acres, more or less, from Boston Township to the City
34 of Cuyahoga Falls, the terms and conditions of which shall be substantially in
35 conformance with the Annexation Agreement now on file with the Clerk of Council in
36 Council File _____.
37

38 Section 2. Pursuant to Ohio Revised Code Section 709.192, the annexation of 615
39 acres of land from Boston Township to the City of Cuyahoga Falls as provided by said
40 agreement is hereby accepted and approved.
41

42 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
43 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
44 inconsistent herewith and which have not previously been repealed are hereby ratified
45 and confirmed.
46

47 Section 4. It is found and determined that all formal actions of this Council
48 concerning and relating to the passage of this ordinance were taken in an open meeting
49 of this Council and that all deliberations of this Council and of any committees that
50 resulted in those formal actions were in meetings open to the public, in compliance with
51 all legal requirements including Section 121.22 of the Ohio Revised Code.
52

53 Section 5. This ordinance is hereby declared to be an emergency measure necessary
54 for the preservation of the public peace, health, safety, convenience and welfare of the
55 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the

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

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61 Passed:_____

President of Council

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Clerk of Council

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67 Approved_____

Mayor

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72 O:\2013 ordinances\wetmore road annexation