

NEW LEGISLATION

November 27, 2017

Temp. No.	Introduced	Committee	Description
B-103	11/27/17	PZ	An ordinance authorizing and approving a subdivision plat amendment for Lots 70-78 in the Preserve at Salt Creek Final Subdivision Plat-Phase 2, and declaring an emergency.
B-104	11/27/17	PZ	An ordinance authorizing and approving the conditional zoning certificate to construct and operate a Vehicle Repair Facility at 2356-2358 Front Street (Parcels 02-04059 & 02-04060) in an MU-5 Urban Center District, and declaring an emergency.
B-105	11/27/17	PZ	An ordinance approving a zoning map amendment for Parcels 02-19693, 02-20071, 02-20072, 02-20073, 02-20074, 02-20075, 02-20124 (320 Broadway East, 330 Broadway East and 405 Tallmadge) from R-5 Mixed-Density Residential to MU-5 Urban Center District, as more fully described and depicted herein, and declaring an emergency.
B-106	11/27/17	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with CVS Health and/or its subsidiary CVS Caremark for the administration of the City's self-insured employee prescription drug plans for a period not to exceed three years, and declaring an emergency.
B-107	11/27/17	Fin	An ordinance authorizing the Director of Public Safety to enter into a contract or contracts, without competitive bidding, with Motorola, Inc. for the maintenance of the public safety regional dispatch system equipment, and declaring an emergency.

Please Recycle Waste Paper

B-108	11/27/17	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts according to law for disposal of municipal solid waste, and declaring an emergency.
B-109	11/27/17	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the purchase of outdoor rated vacuum circuit breakers to upgrade and maintain system reliability on 23KV sub-transmission system, and declaring an emergency.
B-110	11/27/17	Fin	An ordinance authorizing the Director of Public Service to enter into a third modification of Contract No. 7045 with CT Consultants, and declaring an emergency.

CALENDAR

November 27, 2017

The following legislation will be up for passage at the Council Meeting on November 27, 2017.

Temp. No.	Introduced	Committee	Description
B-94	11/13/17	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Standard Insurance Company for the City's group life insurance for employees and retirees, and declaring an emergency.
B-95	11/13/17	Fin	An ordinance authorizing the Mayor to enter into a contract, without competitive bidding, with Community Insurance Company and/or its subsidiary Anthem, Inc. for the administration of the City's self-insured employee dental insurance plans, for a period not to exceed two years, and declaring an emergency.
B-96	11/13/17	Fin	An ordinance authorizing the Mayor, as Director of Public Safety, to enter into a contract or contracts, without competitive bidding, with Motorola Solutions, Inc. for the purchase of dispatch consoles and appurtenances for use in the Dispatch Center, and declaring an emergency.
B-97	11/13/17	Fin	An ordinance authorizing the Director of Law to enter into a settlement agreement in the case of Justin Gaglione v. City of Cuyahoga Falls, and declaring an emergency.
B-98	11/13/17	Fin	An ordinance authorizing the Mayor, as Director of Public Safety, to enter into a contract or contracts, without competitive bidding, with Motorola Solutions, Inc., for the purchase of portable radios and the necessary appurtenances for use by the Fire Department, and declaring an emergency.

B-99

11/13/17 PI

An ordinance consenting to the improvement of the pavement along State Route 8 within the City of Cuyahoga Falls, by the State of Ohio, using crack sealing technology, authorizing financial cooperation thereof, and declaring an emergency.

PENDING LEGISLATION

November 27, 2017

Temp. No.	Introduced	Committee	Description
B-66	9/11/17	PA	An ordinance authorizing the Mayor to enter into a lease agreement or agreements with Riverside Community Urban Redevelopment Corporation, and declaring an emergency.
B-92	11/6/17	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, 2018, and declaring an emergency.
B-94	11/13/17	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Standard Insurance Company for the City's group life insurance for employees and retirees, and declaring an emergency.
B-95	11/13/17	Fin	An ordinance authorizing the Mayor to enter into a contract, without competitive bidding, with Community Insurance Company and/or its subsidiary Anthem, Inc. for the administration of the City's self-insured employee dental insurance plans, for a period not to exceed two years, and declaring an emergency.
B-96	11/13/17	Fin	An ordinance authorizing the Mayor, as Director of Public Safety, to enter into a contract or contracts, without competitive bidding, with Motorola Solutions, Inc. for the purchase of dispatch consoles and appurtenances for use in the Dispatch Center, and declaring an emergency.
B-97	11/13/17	Fin	An ordinance authorizing the Director of Law to enter into a settlement agreement in the case of Justin Gaglione v. City of Cuyahoga Falls, and declaring an emergency.

B-98	11/13/17	Fin	An ordinance authorizing the Mayor, as Director of Public Safety, to enter into a contract or contracts, without competitive bidding, with Motorola Solutions, Inc., for the purchase of portable radios and the necessary appurtenances for use by the Fire Department, and declaring an emergency.
B-99	11/13/17	PI	An ordinance consenting to the improvement of the pavement along State Route 8 within the City of Cuyahoga Falls, by the State of Ohio, using crack sealing technology, authorizing financial cooperation thereof, and declaring an emergency.
B-100*	11/20/17	PA	An ordinance authorizing the City to enter into the Northeast Ohio Public Energy Council (“NOPEC”) and authorizing the execution and delivery of the agreement establishing NOPEC and approving the bylaws of NOPEC, and declaring an emergency.
B-101*	11/20/17	PA	An ordinance authorizing the Mayor to enter into a Natural Gas Program Agreement with the Northeast Ohio Public Energy Council and declaring an emergency.
B-102*	11/20/17	PA	An ordinance approving the Plan of Operation and Governance for the NOPEC Gas Aggregation Program for the purpose of jointly establishing and implementing a Gas Aggregation Program, and declaring an emergency.

*Public Hearing 12/4/17

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2017

8
9 AN ORDINANCE AUTHORIZING AND APPROVING A
10 SUBDIVISION PLAT AMENDMENT FOR LOTS 70-78 IN THE
11 PRESERVE AT SALT CREEK FINAL SUBDIVISION PLAT-PHASE
12 2, AND DECLARING AN EMERGENCY.
13

14
15 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by
16 the Planning Commission be submitted to Council; and
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18 WHEREAS, the Planning Commission is required to review and provide a
19 recommendation for all Subdivision Plats/Improvement Plans in the City of Cuyahoga Falls,
20 Ohio; and
21

22 WHEREAS, on November 21, 2017, the Planning Commission approved a subdivision
23 plat amendment for Lots 70-78 in the Preserve at Salt Creek Final Subdivision Plat-Phase 2.
24 The amendment reduces front yard setbacks from 25 feet to 20 feet.
25

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

29 Section 1. The City Council approves a subdivision plat amendment for Lots 70-78 in
30 the Preserve at Salt Creek Final Subdivision Plat-Phase 2. The amendment reduces front
31 yard setbacks from 25 feet to 20 feet. The amendment is in accordance with all Cuyahoga
32 Falls General Development Code regulations and as stipulated in the Codified Ordinances of
33 the City of Cuyahoga Falls as approved by the Planning Commission as per all plans and
34 stipulations contained in Project File FMP-17-00027.
35

36 Section 2. Any other ordinances or resolutions or portions of ordinances and
37 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
38 not inconsistent herewith and which have not previously been repealed are hereby ratified
39 and confirmed.
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41 Section 3. It is found and determined that all formal actions of this Council concerning
42 and relating to the adoption of this ordinance were adopted in an open meeting of this
43 Council, and that all deliberations of this Council and of any of its committees that resulted
44 in such formal action, were in meetings open to the public, in compliance with all legal
45 requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.
46

47 Section 4. This ordinance is hereby declared to be an emergency measure necessary
48 for the preservation of the public peace, health, safety, convenience and welfare of the City

49 of Cuyahoga Falls and the inhabitants thereof, for the reason that it is immediately
50 necessary to permit timely and appropriate development of this property, and provided it
51 receives the affirmative vote of two thirds of the members elected or appointed to Council, it
52 shall take effect and be in force immediately upon its passage and approval by the Mayor;
53 otherwise it shall take effect and be in force at the earliest period allowed by law.

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55 Passed: _____

President of Council

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Clerk of Council

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Approved: _____

Mayor

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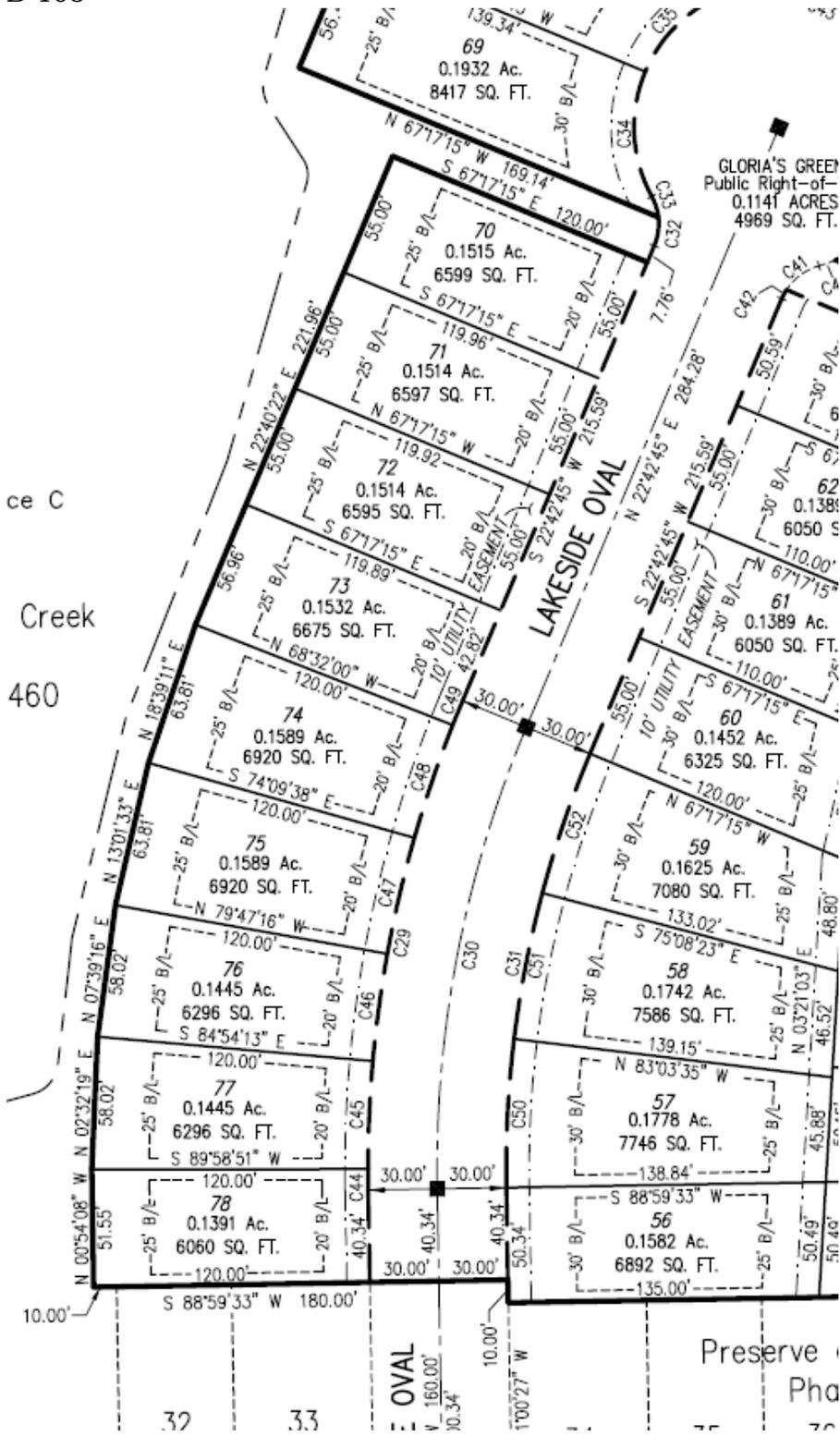
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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2017

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9 AN ORDINANCE AUTHORIZING AND APPROVING THE
10 CONDITIONAL ZONING CERTIFICATE TO CONSTRUCT AND
11 OPERATE A VEHICLE REPAIR FACILITY AT 2356-2358 FRONT
12 STREET (PARCELS 02-04059 & 02-04060) IN AN MU-5 URBAN
13 CENTER DISTRICT, AND DECLARING AN EMERGENCY.

14
15 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by
16 the Planning Commission be submitted to Council; and

17
18 WHEREAS, conditional zoning certificate reviews by the Planning Commission are
19 required of all development of land within the City of Cuyahoga Falls, Ohio, according to
20 Section 1113.08 of the Cuyahoga Falls General Development Code; and

21
22 WHEREAS, on November 21, 2017 the Planning Commission approved a conditional
23 zoning certificate for World Auto Net to construct and operate an Vehicle Repair Facility at
24 2356-2358 Front Street (Parcels 02-04059 & 02-04060), within the City of Cuyahoga Falls,
25 Ohio.

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

29
30 Section 1. The City Council approves the conditional zoning certificate for World Auto
31 Net to construct and operate an Vehicle Repair Facility at 2356-2358 Front Street (Parcels
32 02-04059 & 02-04060) in an MU-5 Urban Center District in the City of Cuyahoga Falls,
33 Ohio, in accordance with such district and zoning regulations as stipulated in the Codified
34 Ordinances of the City of Cuyahoga Falls as approved by the Planning Commission as per
35 the plans and stipulations contained in File CZ-17-00026.

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

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

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

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57 Passed: _____
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59 President of Council

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61 Clerk of Council

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63 Approved: _____
64 _____
65 Mayor

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67 11/27/17

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2017

8
9 AN ORDINANCE APPROVING A ZONING MAP AMENDMENT
10 FOR PARCELS 02-19693, 02-20071, 02-20072, 02-20073, 02-
11 20074, 02-20075, 02-20124 (320 BROADWAY EAST, 330
12 BROADWAY EAST AND 405 TALLMADGE) FROM R-5 MIXED-
13 DENSITY RESIDENTIAL TO MU-5 URBAN CENTER DISTRICT,
14 AS MORE FULLY DESCRIBED AND DEPICTED HEREIN, AND
15 DECLARING AN EMERGENCY.

16
17 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by
18 the Planning Commission be submitted to Council; and

19
20 WHEREAS, on November 21, 2017 the Planning Commission recommended approval a
21 zoning map amendment for Parcels 02-19693, 02-20071, 02-20072, 02-20073, 02-
22 20074,02-20075,02-20124, from R-5 Mixed Density Residential to MU-5 Urban Center
23 District. The zoning map amendment is approximately 10.5209 acres. The map
24 amendment is fully described in Project File MAP-17-00025.

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

28
29 Section 1. The zoning classification for parcels 02-19693, 02-20071, 02-20072, 02-
30 20073, 02-20074, 02-20075, 02-20124 (320 Broadway East, 330 Broadway East and 405
31 Tallmadge) is hereby changed from R-5 Mixed-Density Residential to MU-5 Urban Center
32 District. This parcel is approximately 10.5209 acres.

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

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

44
45 Section 4. This ordinance is hereby declared to be an emergency measure necessary
46 for the preservation of the public peace, health, safety, convenience and welfare of the City
47 of Cuyahoga Falls and the inhabitants thereof, for the reason that it is immediately
48 necessary to permit timely and appropriate development of this property, and provided it

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

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54 Passed: _____
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56 President of Council

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60 Clerk of Council

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63 Approved: _____
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65 Mayor

11/27/17

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2017

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9 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
10 CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING,
11 WITH CVS HEALTH AND/OR ITS SUBSIDIARY CVS CAREMARK
12 FOR THE ADMINISTRATION OF THE CITY'S SELF-INSURED
13 EMPLOYEE PRESCRIPTION DRUG PLANS FOR A PERIOD NOT TO
14 EXCEED THREE YEARS, AND DECLARING AN EMERGENCY.
15

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

19
20 Section 1. The Mayor is hereby authorized to enter into a contract or contracts, without
21 competitive bidding, with CVS Health and/or its subsidiary CVS Caremark, for the professional
22 services necessary to conduct the administration of the City's self-insured employee prescription drug
23 plans for a period not to exceed three years.
24

25 Section 2. The Director of Finance is hereby authorized to pay approved invoices for work based
26 upon the Contract, from the Self-Insurance Fund, line item Other Operations.
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 relating
33 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 provided it receives the affirmative vote of two-thirds of the members elected or appointed to
41 Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor;
42 otherwise it shall take effect and be in force at the earliest 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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56 11/27/17

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2017

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SAFETY TO ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT
10 COMPETITIVE BIDDING, WITH MOTOROLA, INC. FOR THE
11 MAINTENANCE OF THE PUBLIC SAFETY REGIONAL DISPATCH
12 SYSTEM EQUIPMENT, AND DECLARING AN EMERGENCY.

13
14 WHEREAS, Motorola, Inc. is the sole source purveyor of maintenance and repair services for
15 Motorola radio equipment.

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

19
20 Section 1. The Director of Public Safety is hereby authorized to enter into a contract or contracts,
21 without competitive bidding, with Motorola, Inc. for the maintenance and repair of the City's public
22 safety regional dispatch system equipment.

23
24 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
25 from the General Fund, Communications Department, line item Other Operations.

26
27 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
28 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
29 ordinances and resolutions not inconsistent herewith and which have not previously been repealed are
30 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 passage of this ordinance were taken in an open meeting of this Council and that all
34 deliberations of this Council and of any committees that resulted in those formal actions were in
35 meetings open to the public, in compliance with all legal requirements including Chapter 107 of the
36 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, and provided it receives the affirmative vote of two-thirds of the members
41 elected or appointed to Council, it shall take effect and be in force immediately upon its passage and
42 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by
43 law.

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46 Passed: _____
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48 President of Council

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51 Clerk of Council

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54 Approved _____
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56 Mayor

57 11/27/17

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2017

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS
9 ACCORDING TO LAW FOR DISPOSAL OF MUNICIPAL SOLID
10 WASTE, AND DECLARING AN EMERGENCY.

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

14
15 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
16 contracts according to law for the disposal of municipal solid waste.

17
18 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
19 from the Sanitation Fund, line item Other Operations.

20
21 Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions
22 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
23 herewith and which have not previously been repealed are hereby ratified and confirmed.

24
25 Section 4. It is found and determined that all formal actions of this Council concerning and
26 relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all
27 deliberations of this Council and of any of its committees that resulted in such formal action were in
28 meetings open to the public, in compliance with all legal requirements including Chapter 107 of the
29 Codified Ordinances.

30
31 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
32 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga Falls
33 and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the members
34 elected or appointed to Council, it shall take effect and be in force immediately upon its passage and
35 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by
36 law.

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39 Passed: _____
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41 President of Council

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44 Clerk of Council

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47 Approved: _____
48 _____
49 Mayor

50 11/27/17

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2017

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE PURCHASE OF OUTDOOR
10 RATED VACUUM CIRCUIT BREAKERS TO UPGRADE AND
11 MAINTAIN SYSTEM RELIABILITY ON 23KV SUB-
12 TRANSMISSION SYSTEM, AND DECLARING AN
13 EMERGENCY.

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

17
18 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
19 contracts, according to law, for the purchase of outdoor rated vacuum circuit breakers to
20 upgrade and maintain system reliability on 23KV sub-transmission system.

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

24
25 Section 3. Any other ordinances and resolutions or portions of ordinances and
26 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
27 or portions of ordinances and resolutions not inconsistent herewith and which have not
28 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
31 and relating to the adoption of this ordinance were adopted in an open meeting of this
32 Council and that all deliberations of this Council and of any of its committees that resulted
33 in such formal action were in meetings open to the public, in compliance with all legal
34 requirements including Chapter 107 of the Codified Ordinances.

35
36 Section 5. This ordinance is hereby declared to be an emergency measure necessary for
37 the preservation of the public peace, health, safety, convenience and welfare of the City of
38 Cuyahoga Falls, and provided it receives the affirmative vote of two-thirds of the members
39 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
41 earliest period 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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54 11/27/17

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2017

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A THIRD 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, pursuant to the authority of Section 181.06 of the Codified Ordinances, the
21 City entered into a second modification of said contract on or about December 27, 2016;
22 and

23
24 WHEREAS, for the project to proceed, an additional plan submittal was required to
25 satisfy the Ohio Department of Transportation (ODOT), and a stakeholder meeting is
26 requested by ODOT in 2018.

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 Director of Public Service is hereby authorized to enter into a third
32 modification of Contract No. 7045, with CT Consultants, on the basis of its proposal dated
33 November 10, 2017, in an amount not to exceed \$49,375.00. The total contract price after
34 modification as authorized herein shall not exceed \$692,125.00.

35
36 Section 2. The Director of Finance is hereby authorized and directed to make payment
37 for same from the Capital Projects Fund, line Capital Outlay.

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

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

11/27/17

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