

## NEW LEGISLATION

February 27, 2017

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-16	2/27/17	PZ	An ordinance authorizing and approving the Hunter Parkway Preliminary/Final Subdivision Plat and Improvement Plans on Parcel 35-05868, and declaring an emergency.
B-17	2/27/17	PZ	An ordinance authorizing and approving the Preserve at Salt Creek Final Subdivision Plat/Improvement Plans-Phase 2 on Parcel 37-00650, and declaring an emergency.
B-18	2/27/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the annual resurfacing and/or repair of various streets as described in Exhibit 'A' attached hereto, in the City of Cuyahoga Falls, and declaring an emergency.
B-19	2/27/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the design-build services necessary to conduct Phase II instream and riparian restoration of Kelsey Creek, and for associated stream bank restoration, and declaring an emergency.

## CALENDAR

February 27, 2017

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

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-9	2/13/17	PA	An ordinance authorizing a waiver of the water and sewer tap-in fees set forth in Sections 923.10 and 925.06 of the Cuyahoga Falls Code of Ordinances for Woodridge Local School District, and declaring an emergency.
B-10	2/13/17	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, to replace the roof at Quirk Cultural Center, and declaring an emergency.
B-11	2/13/17	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, for the replacement of the restroom building in Water Works Park, and declaring an emergency.
B-12	2/13/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for replacement of the sanitary sewer and concrete pavement on 18 <sup>th</sup> Street, from Ohio Avenue to Phelps Avenue, and declaring an emergency.
B-13	2/13/17	PA	An ordinance amending the traffic control file by providing for installation of various traffic control devices, and declaring an emergency.
B-14	2/13/17	PA	An ordinance amending various sections of the Codified Ordinances to conform to State law, approving the 2016 replacement pages to the Codified Ordinances of the City of Cuyahoga Falls, and declaring an emergency.

## PENDING LEGISLATION

February 27, 2017

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
B-9	2/13/17	PA	An ordinance authorizing a waiver of the water and sewer tap-in fees set forth in Sections 923.10 and 925.06 of the Cuyahoga Falls Code of Ordinances for Woodridge Local School District, and declaring an emergency.
B-10	2/13/17	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, to replace the roof at Quirk Cultural Center, and declaring an emergency.
B-11	2/13/17	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, for the replacement of the restroom building in Water Works Park, and declaring an emergency.
B-12	2/13/17	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for replacement of the sanitary sewer and concrete pavement on 18 <sup>th</sup> Street, from Ohio Avenue to Phelps Avenue, and declaring an emergency.
B-13	2/13/17	PA	An ordinance amending the traffic control file by providing for installation of various traffic control devices, and declaring an emergency.
B-14	2/13/17	PA	An ordinance amending various sections of the Codified Ordinances to conform to State law, approving the 2016 replacement pages to the Codified Ordinances of the City of Cuyahoga Falls, and declaring an emergency.
B-15*	2/13/17	CD	Creating a Tax Increment Financing Incentive District; declaring improvements

to the parcels within the Incentive District to be a public purpose and exempt from real property taxation; requiring the owners of those parcels to make service payments in lieu of taxes; establishing a Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of those service payments; and specifying the public infrastructure improvements that benefit or serve parcels in the Incentive District.

\*Public Hearing 3-20-17

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5 CITY OF CUYAHOGA FALLS, OHIO

6  
7 ORDINANCE NO. - 2017

8  
9 AN ORDINANCE AUTHORIZING AND APPROVING THE HUNTER PARKWAY  
10 PRELIMINARY/FINAL SUBDIVISION PLAT AND IMPROVEMENT PLANS ON  
11 PARCEL 35-05868, AND DECLARING AN EMERGENCY.  
12

13  
14 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the Planning  
15 Commission be submitted to Council, and  
16

17 WHEREAS, the Planning Commission is required to review and provide a recommendation for all  
18 Subdivision Plats/Improvement Plans in the City of Cuyahoga Falls, Ohio, and  
19

20 WHEREAS, on February 22, 2017, the Planning Commission approved the Hunter Parkway  
21 Preliminary/Final Subdivision Plat and Improvement Plans that creates six attached-single family parcels on  
22 .8012 acres on Parcel 35-05868, on Hunter Parkway, within the City of Cuyahoga Falls, Ohio.  
23

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

27 Section 1. The City Council approves the Hunter Parkway Preliminary/Final Subdivision Plat and  
28 Improvement Plans in Cuyahoga Falls, Ohio, in accordance with all Cuyahoga Falls General Development Code  
29 regulations and as stipulated in the Codified Ordinances of the City of Cuyahoga Falls as approved by the  
30 Planning Commission as per all plans and stipulations contained in Project File FMP-17-00003.  
31

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

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

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

49 Passed: \_\_\_\_\_  
50 \_\_\_\_\_  
51 President of Council

52 \_\_\_\_\_  
53 Clerk of Council

54  
55 Approved: \_\_\_\_\_  
56 \_\_\_\_\_  
57 Mayor

57 2/27/17

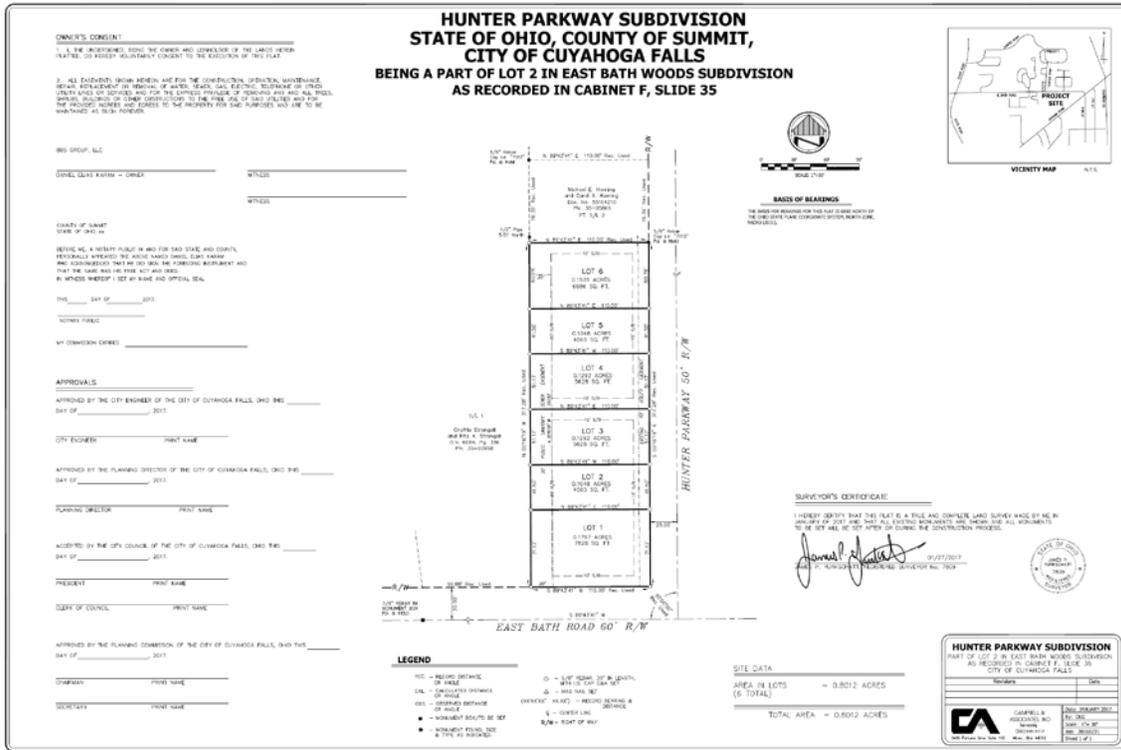


Figure 1 -- Hunter Parkway Preliminary/Final Subdivision Plat

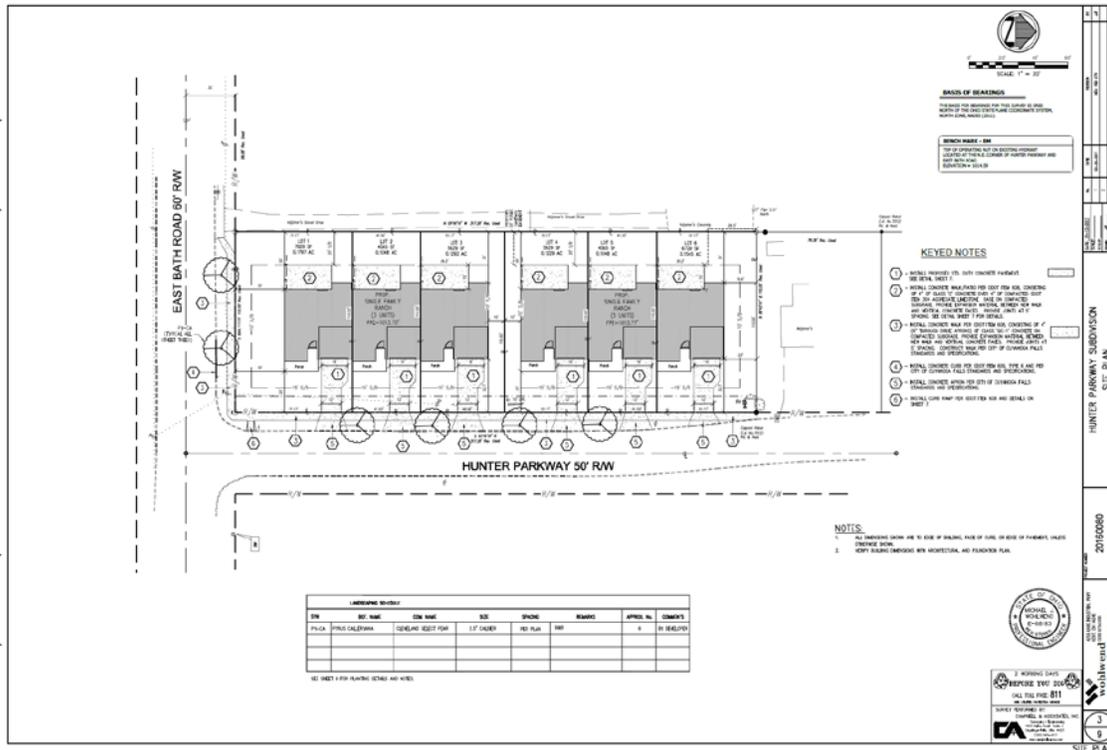


Figure 2 -- Hunter Parkway Subdivision Improvement Plans

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4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. - 2017

7  
8 AN ORDINANCE AUTHORIZING AND APPROVING THE PRESERVE  
9 AT SALT CREEK FINAL SUBDIVISION PLAT/IMPROVEMENT PLANS-  
10 PHASE 2 ON PARCEL 37-00650, AND DECLARING AN EMERGENCY.  
11

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

15 WHEREAS, the Planning Commission is required to review and provide a recommendation for all  
16 Subdivision Plats/Improvement Plans in the City of Cuyahoga Falls, Ohio, and  
17

18 WHEREAS, on February 22, 2017, the Planning Commission approved the Preserve at Salt Creek  
19 Final Subdivision Plat/Improvement Plans-Phase 2 that creates 34 single-family parcels on 8.6425  
20 acres on Parcel 37-00650, within the City of Cuyahoga Falls, Ohio.  
21

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

25 Section 1. The City Council approves the Preserve at Salt Creek Final Subdivision  
26 Plat/Improvement Plans-Phase 2 in Cuyahoga Falls, Ohio, in accordance with all Cuyahoga Falls  
27 General Development Code regulations and as stipulated in the Codified Ordinances of the City of  
28 Cuyahoga Falls as approved by the Planning Commission as per all plans and stipulations contained in  
29 Project File FMP-17-00001.  
30

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

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

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

50 Passed: \_\_\_\_\_  
51 \_\_\_\_\_  
52 President of Council

53 \_\_\_\_\_  
54 Clerk of Council

55  
56 Approved: \_\_\_\_\_  
57 \_\_\_\_\_  
58 Mayor

59 2/27/17

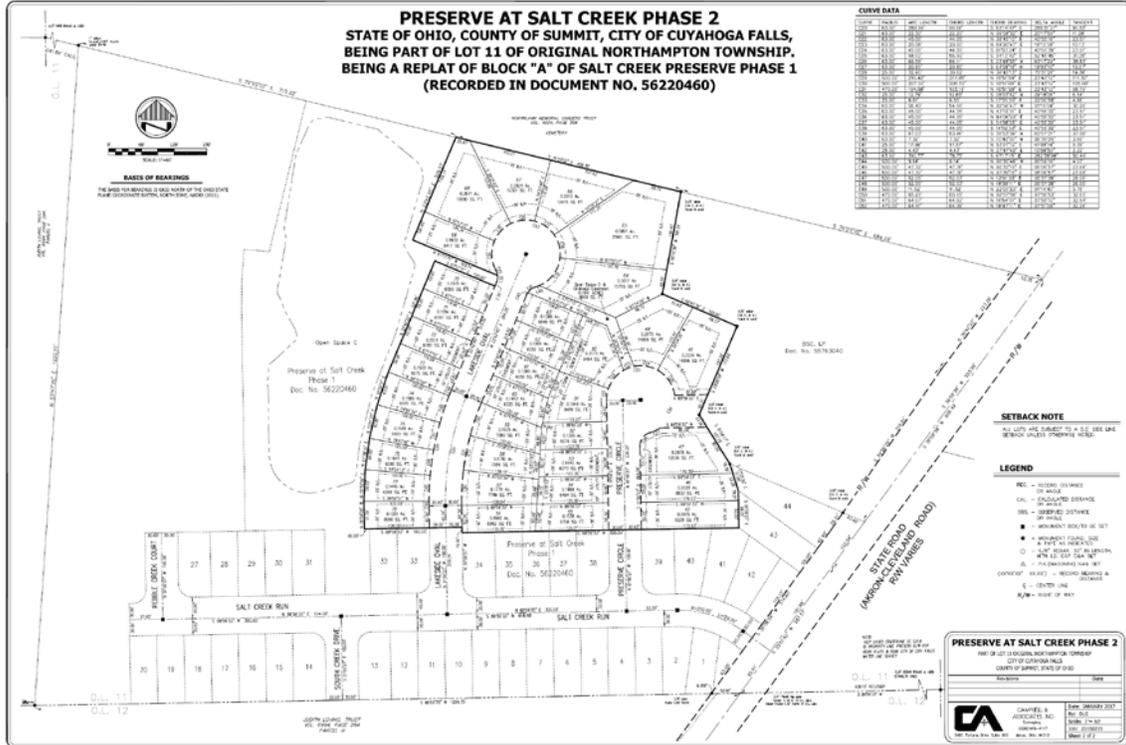


Figure 1 -- Preserve at Salt Creek Final Subdivision Plat-Phase 2



Figure 2 -- Preserve at Salt Creek Improvement Plans-Phase 2

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2017

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8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
9 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,  
10 ACCORDING TO LAW, FOR THE ANNUAL RESURFACING AND/OR  
11 REPAIR OF VARIOUS STREETS AS DESCRIBED IN EXHIBIT 'A'  
12 ATTACHED HERETO, IN THE CITY OF CUYAHOGA FALLS, AND  
13 DECLARING AN 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 Director of Public Service is hereby authorized to enter into a contract or  
19 contracts, according to law, for the resurfacing and/or repair of various streets as described in Exhibit  
20 'A' attached hereto, in the City of Cuyahoga Falls.  
21

22 Section 2. The Director of Finance is hereby authorized and directed to make payment for same  
23 from the Capital Projects Fund, line item Capital Outlay.  
24

25 Section 3. 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 4. 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 5. 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, and provided it receives the affirmative vote of two thirds of the members  
38 elected or appointed to Council, it shall take effect and be in force immediately upon its passage and  
39 approval by the Mayor; otherwise it shall take effect and be in force at the earliest period allowed by  
40 law.  
41

42  
43 Passed: \_\_\_\_\_  
44 \_\_\_\_\_  
45 President of Council

46 \_\_\_\_\_  
47 Clerk of Council

48 Approved: \_\_\_\_\_  
49 \_\_\_\_\_  
50 Mayor

51  
52 2/27/17

EXHIBIT "A"  
2017 Street List

**Resurfacing**

<b>STREET</b>	<b>FROM</b>	<b>TO</b>
9 <sup>th</sup> Street	Silver Lake Ave	North end
11 <sup>th</sup> Street	Grant Ave	Francis Ave
12 <sup>th</sup> Street	Jefferson Ave	Portage Tr
12 <sup>th</sup> Street	Falls Ave	Broad Blvd
17 <sup>th</sup> Street	Broad Blvd	Sackett Ave
17 <sup>th</sup> Street	Sackett Ave	Chestnut Blvd
20 <sup>th</sup> Street	North Haven Blvd	Ohio Ave
20 <sup>th</sup> Street	Broad Blvd	Sackett Ave
West Bath Rd	State Rd	Northampton Rd
Broad Blvd	State Rd	26 <sup>th</sup> St
Broadway East	High St	Bailey Rd
Calvert Dr	Sackett Ave	End
Cook Street	Tallmadge Rd	Broadway East
Elmwood Street	4th St	Birchwood Ave
Elmwood Street	Moulton Ave	Graham Rd
Front Street	Chestnut Blvd	Prospect St
Highland Ave	Victoria St	Bailey Rd
Hillside Street	Suncrest Ave	Suncrest Ave
Lillis Dr	Graham Rd	Portage Trl
Lindbergh Ave	State Rd	21 <sup>st</sup> St
Lindbergh Ave	21 <sup>st</sup> St	North Haven Blvd
Monroe Ave	Oakwood Dr	Bailey Rd
Sackett Ave	State Rd	25 <sup>th</sup> Street
State Rd	Broad Blvd	South corp line

**Grinding Only**

<b>STREET</b>	<b>FROM</b>	<b>TO</b>
9 <sup>th</sup> Street	Sackett Ave	Broad Blvd
10 <sup>th</sup> Street	Sackett Ave	Broad Blvd
Dawn Terrace	Portage Trl	End
Tyler Ave	Oakwood Dr	7 <sup>th</sup> St

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4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. - 2017  
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9 AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
10 PUBLIC SERVICE TO ENTER INTO A CONTRACT OR  
11 CONTRACTS, ACCORDING TO LAW, FOR THE DESIGN-  
12 BUILD SERVICES NECESSARY TO CONDUCT PHASE II  
13 INSTREAM AND RIPARIAN RESTORATION OF KELSEY  
14 CREEK, AND FOR ASSOCIATED STREAM BANK  
15 RESTORATION, AND DECLARING AN EMERGENCY.  
16

17 WHEREAS, Ohio Revised Code §153.65 *et seq.*, and Ohio Administrative Code  
18 Section 153:1-6-02 *et seq.* provide a process for the competitive best-value selection  
19 of design-build firms, under which public authorities such as the City of Cuyahoga  
20 Falls may employ a competitive selection process for procurement of design-build  
21 services without formal competitive bidding; and  
22

23 WHEREAS, Article VI, Section 13 of the City Charter authorizes the City to  
24 employ any procurement process provided in Ohio law for general law  
25 municipalities,  
26

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

30 Section 1. The Director of Public Service is hereby authorized to enter into a  
31 contract or contracts, according to the law governing procurement of design-build  
32 services, for the design-build services necessary to conduct the Phase II instream  
33 and riparian restoration of Kelsey Creek, and for associated stream bank restoration.  
34

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

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

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

50        Section 5. This ordinance is hereby declared to be an emergency measure  
51 necessary for the preservation of the public peace, health, safety, convenience and  
52 welfare of the City of Cuyahoga Falls and the inhabitants thereof, for the reason that  
53 it is immediately necessary to permit timely and appropriate development of this  
54 property, and provided it receives the affirmative vote of two thirds of the members  
55 elected or appointed to Council, it shall take effect and be in force immediately upon  
56 its passage and approval by the Mayor; otherwise it shall take effect and be in force  
57 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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69

70 2/27/17

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