

NEW LEGISLATION

June 25, 2018

Temp. No.	Introduced	Committee	Description
A-57	6/25/18	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the site plan for the City of Cuyahoga Falls new Fire Station 3 at 1601 Portage Trail, and declaring an emergency.
A-58	6/25/18	Fin	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, to renovate the basketball courts and construct a new tennis court at Kennedy Park, and declaring an emergency.
A-59	6/25/18	Fin	An ordinance authorizing the Mayor to enter into a land swap agreement with Cuyahoga Falls City School District in connection with the new Fire Station 3 at 1601 Portage Trail, and declaring an emergency.
A-60	6/25/18	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, with Kenmore Construction Company, Inc., for emergency service to repair and stabilize the roadway and ditch failure along Yellow Creek Road, between Sand Run Road and Bath Road, and declaring an emergency.

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CALENDAR

June 25, 2018

The following legislation will be up for passage at the Council Meeting on June 25, 2018.

Temp. No.	Introduced	Committee	Description
A-48	6/11/18	PZ	An ordinance authorizing and approving the Woodland Preserve Final Subdivision Plat and Improvement Plans for Parcel 35-06575, and declaring an emergency.
A-49	6/11/18	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the site plan for the City of Cuyahoga Falls Police Department indoor shooting range and police training facility at 3497 Wyoga Lake Road (Parcels 35-02402, 35-01823, 35-01824, 35-01822, 35-01821 and 35-01820), and declaring an emergency.
A-50	6/11/18	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition and removal of demolition debris from dangerous buildings located at 2464 23 rd Street and certifying the cost thereof to the County Fiscal Officer for collection in the manner provided by law, and declaring an emergency.
A-51	6/11/18	Fin	An ordinance providing for the issuance and sale of bonds in the maximum aggregate principal amount of \$11,170,000, for the purpose of paying the costs of (a) improving Front Street, Second Street, Oakwood Drive, Stow Avenue and Broad Boulevard between certain termini, including the improvement, construction and installation of sidewalks, bike lanes, curbs, pavement, signalization, street lighting, turn lanes, and all related improvements and appurtenances, (b) improving the City's storm and sanitary sewer systems by constructing and replacing storm and sanitary sewer lines, manholes, service connections and

laterals on 18th Street between Ohio Avenue and Phelps Avenue, together with all necessary appurtenances thereto and (c) constructing, reconstructing, improving and rehabilitating the City's Green Parking Garage, Blue Parking Garage and Red Parking Garage by the construction, improvement and installation of concrete and masonry, the waterproofing of the existing structures, the construction of drainage upgrades, and the acquisition and installation of new elevators and the modernization of existing elevators, and all related improvements and appurtenances, and declaring an emergency.

A-52	6/11/18	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Out Of The Box Enterprises, LLC and MUI Construction for the acquisition and construction of a seasonal ice rink, and declaring an emergency.
A-53	6/11/18	PI	An ordinance authorizing the Director of Public Service to purchase certain interests in real property located on Parcel 02-19574, necessary for the improvement of Howe Avenue between Main Street and Buchholzer Boulevard, and declaring an emergency.
A-54	6/11/18	PA	A resolution of intent to appropriate certain property along Howe Avenue between Main Street and Buchholzer Boulevard, and declaring an emergency.
A-55	6/11/18	PA	An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.
A-56	6/11/18	CD	An ordinance authorizing the Mayor to execute the Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing, and declaring an emergency.

PENDING LEGISLATION

June 25, 2018

Temp. No.	Introduced	Committee	Description
A-20	2/26/18	PI	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts, according to law, to refinish the main pool surface at Water Works Family Aquatic Center, and declaring an emergency.
A-48	6/11/18	PZ	An ordinance authorizing and approving the Woodland Preserve Final Subdivision Plat and Improvement Plans for Parcel 35-06575, and declaring an emergency.
A-49	6/11/18	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the site plan for the City of Cuyahoga Falls Police Department indoor shooting range and police training facility at 3497 Wyoga Lake Road (Parcels 35-02402, 35-01823, 35-01824, 35-01822, 35-01821 and 35-01820), and declaring an emergency.
A-50	6/11/18	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the demolition and removal of demolition debris from dangerous buildings located at 2464 23 rd Street and certifying the cost thereof to the County Fiscal Officer for collection in the manner provided by law, and declaring an emergency.
A-51	6/11/18	Fin	An ordinance providing for the issuance and sale of bonds in the maximum aggregate principal amount of \$11,170,000, for the purpose of paying the costs of (a) improving Front Street, Second Street, Oakwood Drive, Stow Avenue and Broad Boulevard between certain termini, including the improvement, construction and installation of sidewalks, bike lanes, curbs, pavement, signalization, street lighting, turn lanes, and all related

improvements and appurtenances, (b) improving the City's storm and sanitary sewer systems by constructing and replacing storm and sanitary sewer lines, manholes, service connections and laterals on 18th Street between Ohio Avenue and Phelps Avenue, together with all necessary appurtenances thereto and (c) constructing, reconstructing, improving and rehabilitating the City's Green Parking Garage, Blue Parking Garage and Red Parking Garage by the construction, improvement and installation of concrete and masonry, the waterproofing of the existing structures, the construction of drainage upgrades, and the acquisition and installation of new elevators and the modernization of existing elevators, and all related improvements and appurtenances, and declaring an emergency.

A-52	6/11/18	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, without competitive bidding, with Out Of The Box Enterprises, LLC and MUI Construction for the acquisition and construction of a seasonal ice rink, and declaring an emergency.
A-53	6/11/18	PI	An ordinance authorizing the Director of Public Service to purchase certain interests in real property located on Parcel 02-19574, necessary for the improvement of Howe Avenue between Main Street and Buchholzer Boulevard, and declaring an emergency.
A-54	6/11/18	PA	A resolution of intent to appropriate certain property along Howe Avenue between Main Street and Buchholzer Boulevard, and declaring an emergency.
A-55	6/11/18	PA	An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.
A-56	6/11/18	CD	An ordinance authorizing the Mayor to execute the Summit County

Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing, and declaring an emergency.

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2018

7
8 AN ORDINANCE ACCEPTING THE PLANNING COMMISSION
9 APPROVAL, FINDINGS AND CONDITIONS OF THE SITE PLAN FOR
10 THE CITY OF CUYAHOGA FALLS NEW FIRE STATION 3 AT 1601
11 PORTAGE TRAIL, AND DECLARING AN EMERGENCY.
12

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

15
16 WHEREAS, on June 19, 2018, the Planning Commission recommended approval of the site plan
17 to construct a new Fire Station at 1601 Portage Trail; and

18
19 WHEREAS, the City of Cuyahoga Falls will replace the existing Fire Station 3 with a new fire
20 station at the same location; and

21
22 WHEREAS, such approval is given subject to conditions subsequent to be satisfied; and

23
24 WHEREAS, such approval is necessary to determine that the site plan is satisfactory, serves the
25 public interest, and is acceptable for recording.

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

29
30 Section 1. The City Council approves the site plan to construct a new fire station at 1601
31 Portage Trail, in accordance with Cuyahoga Falls General Development Code regulations as
32 stipulated in the Codified Ordinances of the City of Cuyahoga Falls and as approved by the Planning
33 Commission on June 19, 2018 and per the plans and final stipulations and as contained in Project
34 File MSP-18-00030.
35

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

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

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

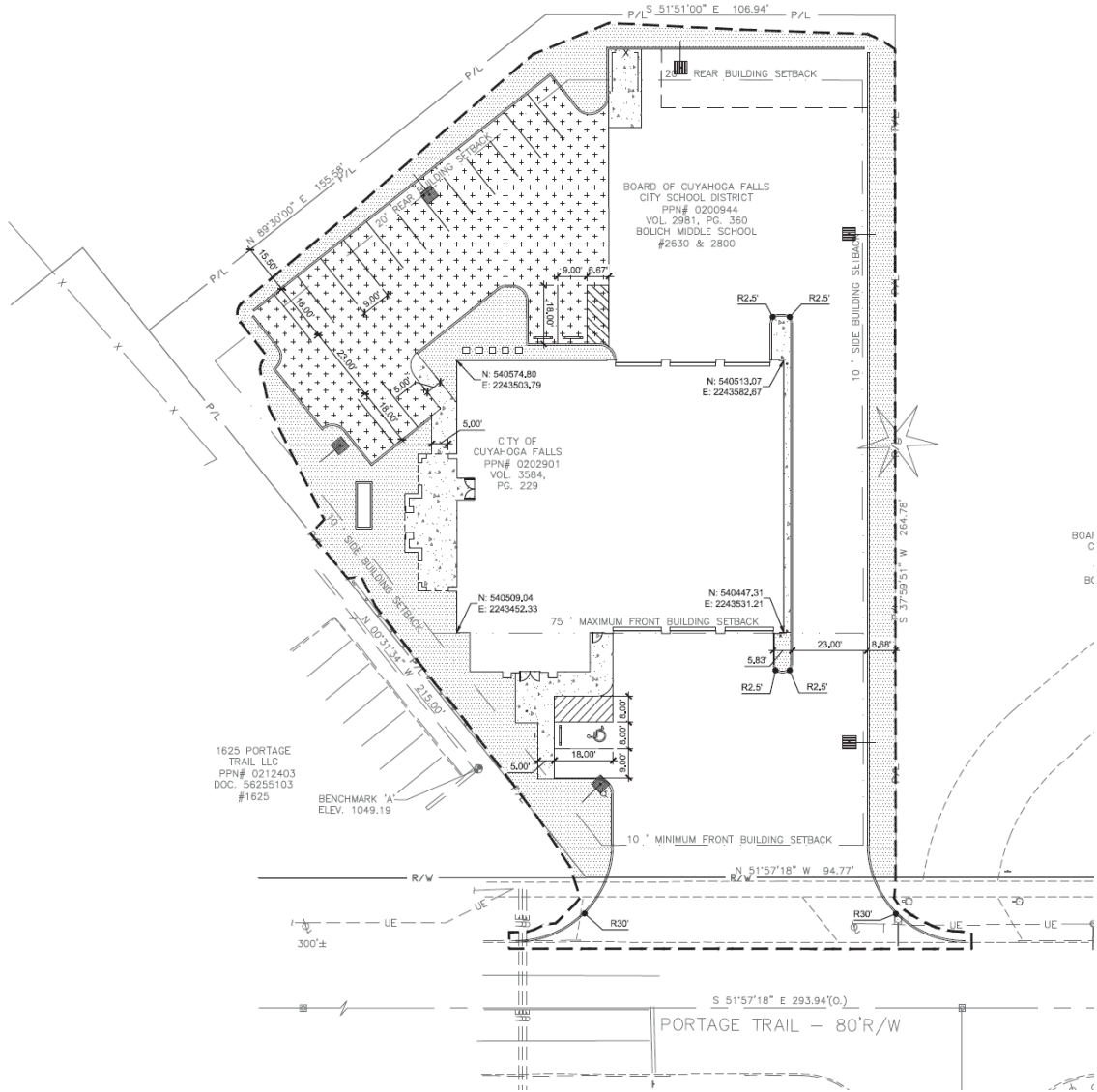
President of Council

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60 Clerk of Council

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63 Approved: _____

Mayor

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65 6/25/18



G-006 CUYAHOGA FALLS FIRE DEPARTMENT STATION No. 3 South Elevation SCALE: 1/8" = 1'-0"

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2018

8
9 AN ORDINANCE AUTHORIZING THE PARKS AND
10 RECREATION BOARD TO ENTER INTO A CONTRACT OR
11 CONTRACTS, ACCORDING TO LAW, TO RENOVATE THE
12 BASKETBALL COURTS AND CONSTRUCT A NEW TENNIS
13 COURT AT KENNEDY PARK, AND DECLARING AN
14 EMERGENCY.
15

16
17 WHEREAS, Kennedy Park is a valuable neighborhood park to which the Parks and
18 Recreation Department wishes to improve; and
19

20 WHEREAS, there are two basketball courts at Kennedy Park, one in need of
21 removal and one in need of major renovations; and
22

23 WHEREAS, since the east side of Cuyahoga Falls is lacking a proper tennis facility,
24 the Parks and Recreation department seeks to construct a 78 ft. two-court tennis
25 complex at Kennedy Park to satisfy the vacancy; and
26

27 WHEREAS, it was the desire of Parks and Recreation Department to bid these two
28 projects together for increased efficiency in project scheduling and completion.
29

30 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga
31 Falls, County of Summit and State of Ohio, that:
32

33 Section 1. The Parks and Recreation Board is hereby authorized to enter into a
34 contract or contracts, according to law, to renovate the basketball courts and
35 construct a new tennis court at Kennedy Park.
36

37 Section 2. The Director of Finance is hereby authorized and directed to make
38 payment for same from Recreation Levy Fund, line item Capital Outlay.
39

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

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

51
52 Section 5. This ordinance is hereby declared to be an emergency measure
53 necessary for the preservation of the public peace, health, safety, convenience and
54 welfare of the City of Cuyahoga Falls and the inhabitants thereof, and provided it
55 receives the affirmative vote of two-thirds of the members elected or appointed to
56 Council, it shall take effect and be in force immediately upon its passage and approval
57 by the Mayor; otherwise it shall take effect and be in force at the earliest period
58 allowed by law.

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61 Passed: _____
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63 President of Council

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66 Clerk of Council

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69 Approved: _____
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71 Mayor

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6/25/18

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2018

7
8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER
9 INTO A LAND SWAP AGREEMENT WITH CUYAHOGA FALLS
10 CITY SCHOOL DISTRICT IN CONNECTION WITH THE NEW
11 FIRE STATION 3 AT 1601 PORTAGE TRAIL, AND
12 DECLARING AN EMERGENCY.

13
14 WHEREAS, the City and Cuyahoga Falls City School District (“CFCSD”) each own
15 abutting parcels of property which the other party needs to conduct its daily operations, to
16 wit: CFCSD needs the City parcel for a driveway entrance to Bolich Middle School and the
17 City needs CFCSD parcel for expanded parking for the new Fire Station 3; and
18

19 WHEREAS, to accomplish this goal, the City is transferring part of parcel 0202901
20 located at 1601 Portage Trail, Cuyahoga Falls, Ohio to CFCSD and CFCSD is transferring
21 part of parcel 0200944 located at 2630 13th Street, Cuyahoga Falls, Ohio to the City; and
22

23 WHEREAS, since the parcel of land that the City is receiving from CFCSD is larger, the
24 City will compensate CFCSD an additional sum that represents the fair market value of the
25 property; and
26

27 WHEREAS, the property that the City seeks to transfer to CFCSD is no longer needed
28 for any municipal purpose; and
29

30 WHEREAS, Section 2 of the City Charter, adopted pursuant to Art. XVIII, Sections 3
31 and 7 of the Ohio Constitution, authorize this Council to make exception to the competitive
32 bidding procedures set forth in the Revised Code.
33

34 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
35 County of Summit and State of Ohio, that:
36

37 Section 1. The Mayor is authorized to enter into a land swap agreement with CFCSD
38 for the properties set forth in Exhibits A and B attached to this ordinance and said property
39 transfer, including the additional sum paid to CFCSD, represents the fair market value of
40 the properties.
41

42 Section 2. The Director of Finance is hereby authorized to make payment for the same
43 out of the Capital Projects Fund, line item Capital Outlay.
44

45 Section 3. Any other ordinances and resolutions or portions of ordinances and
46 resolutions inconsistent herewith are hereby repealed, but any ordinances and resolutions
47 or portions of ordinances and resolutions not inconsistent herewith and which have not
48 previously been repealed are hereby ratified and confirmed.
49

50 Section 4. It is found and determined that all formal actions of this Council concerning
51 and relating to the adoption of this ordinance were adopted in an open meeting of this
52 Council and that all deliberations of this Council and of any of its committees that resulted
53 in such formal action were in meetings open to the public, in compliance with all legal
54 requirements, to the extent applicable, including Chapter 107 of the Codified Ordinances.
55

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

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Passed: _____

President of Council

Clerk of Council

Approved: _____

Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2018

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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, WITH KENMORE CONSTRUCTION
11 COMPANY, INC., FOR EMERGENCY SERVICE TO REPAIR
12 AND STABILIZE THE ROADWAY AND DITCH FAILURE
13 ALONG YELLOW CREEK ROAD, BETWEEN SAND RUN ROAD
14 AND BATH ROAD, AND DECLARING AN EMERGENCY.
15

16
17 WHEREAS, in February 2018, the City became aware that the roadway and ditch along
18 Yellow Creek Road, between Sand Run Road and Bath Road had failed; and
19

20 WHEREAS, competitive pricing was obtained for these repairs, and on April 4, 2018
21 Board of Control authorized Kenmore Construction Company to begin completing these
22 repairs; and
23

24 WHEREAS, it is necessary to make additional repairs to complete the project.
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 Director of Public Service is hereby authorized to enter into a contract
30 or contracts, according to law, with Kenmore Construction Company, Inc., for emergency
31 stabilization and repair to the roadway and ditch along Yellow Creek Road, between Sand
32 Run Road and Bath Road.
33

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

37 Section 3. 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 4. 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
45 resulted in such formal action, were in meetings open to the public, in compliance with all
46 legal requirements, to the extent applicable, including Chapter 107 of the Codified
47 Ordinances.
48

49 Section 5. This ordinance is hereby declared to be an emergency measure necessary for
50 the preservation of the public peace, health, safety, convenience and welfare of the City of

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

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58 Passed: _____
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60 President of Council

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63 Clerk of Council

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66 Approved: _____
67 _____
68 Mayor

69 6/25/18
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