

## NEW LEGISLATION

October 25, 2010

The following legislation has been temporarily assigned to the below-stated committee by the Clerk of Council:

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-130	10/25/10	Fin	An ordinance authorizing the Finance Director to enter into a contract or contracts, according to law, for the purchase of comprehensive government entity insurance and risk management services, and declaring an emergency.
A-131	10/25/10	Fin	A resolution accepting the amounts and rates of taxation as certified by the Summit County Budget Commission, authorizing the necessary tax levies, certifying such authorization to the County Fiscal Officer, and declaring an emergency.
A-132	10/25/10	PI	An ordinance authorizing the Director of Public Service to enter into a modification of Contract No. 6394 with Kenmore Construction Company Inc., and declaring an emergency.
A-133	10/25/10	PA	An ordinance authorizing the Mayor to enter into an agreement with the International Association of Firefighters, Local 494, effective January 1, 2011, and declaring an emergency.
A-134	10/25/10	PA	An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.
A-135	10/25/10	CD	An ordinance authorizing the Director of Community Development to purchase certain blighted real property located at 1110-1130 Portage Trail, Summit County Parcel No. 0204623, and to enter into a contract or contracts, according to law, for the demolition of buildings and removal of demolition debris at the site, and declaring an emergency.

## CALENDAR

October 25, 2010

The following legislation will be up for passage at the Council Meeting on October 25, 2010.

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-124	9/27/10	PA	An ordinance authorizing the Director of Public Service to enter into an agreement for professional services with American Municipal Power, Inc. For the establishment, operation and management of an energy efficiency program to be known as "Efficiency Smart Power Plant,"
A-126	10/11/10	PI	A resolution declaring the necessity of and intention to appropriate certain interests in real property necessary for the improvement of Chart Road between Keyser Parkway and Northampton Road
A-127	10/11/10	PA	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts without competitive bidding with Commercial Fitness Solutions, Inc, for the purchase of fitness equipment for the Natatorium Recreation and Wellness Center
A-128	10/11/10	CD	An ordinance authorizing the Mayor to cancel a Community Reinvestment Area Tax Abatement Agreement with Sungki & Michelle Leemaster, repealing Ord. No. 98-2009
A-129	10/11/10	CD	An ordinance amending Ordinance No. 69-2006, passed June 26, 2006, to expand the scope of the zoning districts in the Cuyahoga Falls Community Reinvestment Area where real property improvements may be eligible for negotiated tax exemptions

## PENDING LEGISLATION

October 25, 2010

<b>Temp. No.</b>	<b>Introduced</b>	<b>Committee</b>	<b>Description</b>
A-74	6/14/10	Fin	An ordinance eliminating biweekly pay for the members of the Civil Service Commission
A-91	6/28/10	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for improvements to the Portage Trail and Northampton Road intersection
A-96	7/6/10	PA	An ordinance providing an amendment to the Charter of the City of Cuyahoga Falls, Ohio, originally adopted by the electorate on November 3, 1959, and amended from time to time, to be submitted at the next general election on November 2, 2010, which amendment will revise Article III, Section 2, and declaring an emergency
A-99	7/6/10	PA	An ordinance providing an amendment to the Charter of the City of Cuyahoga Falls, Ohio, originally adopted by the electorate on November 3, 1959, and amended from time to time, to be submitted at the next general election on November 2, 2010, which amendment will revise Article VIII, section 1.1, and declaring an emergency
A-110	9/13/10	Fin	An ordinance authorizing the Director of Finance to increase appropriations in the Street Construction, Maintenance and Repair Fund and the General Fund
A-124	9/27/10	PA	An ordinance authorizing the Director of Public Service to enter into an agreement for professional services with American Municipal Power, Inc. For the establishment, operation and management of an energy efficiency program to be known as "Efficiency Smart Power Plant,"
A-126	10/11/10	PI	A resolution declaring the necessity of and intention to appropriate certain interests in real property necessary for the improvement of Chart Road between Keyser Parkway and Northampton Road

A-127	10/11/10	PA	An ordinance authorizing the Parks and Recreation Board to enter into a contract or contracts without competitive bidding with Commercial Fitness Solutions, Inc, for the purchase of fitness equipment for the Natatorium Recreation and Wellness Center
A-128	10/11/10	CD	An ordinance authorizing the Mayor to cancel a Community Reinvestment Area Tax Abatement Agreement with Sungki & Michelle Leemaster, repealing Ord. No. 98-2009
A-129	10/11/10	CD	An ordinance amending Ordinance No. 69-2006, passed June 26, 2006, to expand the scope of the zoning districts in the Cuyahoga Falls Community Reinvestment Area where real property improvements may be eligible for negotiated tax exemptions

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2010

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9 AN ORDINANCE AMENDING ORDINANCE NO. 69-2006,  
10 PASSED JUNE 26, 2006, TO EXPAND THE SCOPE OF THE  
11 ZONING DISTRICTS IN THE CUYAHOGA FALLS COMMUNITY  
12 REINVESTMENT AREA WHERE REAL PROPERTY  
13 IMPROVEMENTS MAY BE ELIGIBLE FOR NEGOTIATED TAX  
14 EXEMPTIONS, AND DECLARING AN EMERGENCY.  
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16  
17 WHEREAS, on June 26, 2006, this Council passed Ordinance No. 69-2006, establishing the  
18 Cuyahoga Falls Community Reinvestment Area (the "Area"); and  
19

20 WHEREAS, in accordance with Ohio Revised Code §§3735.66 and 3735.67, the City has  
21 established a program providing for real property tax exemptions in the Area for the purpose of  
22 encouraging the renovation of existing structures and the construction of new structures; and  
23

24 WHEREAS, Ord. No. 69-2006 limited the availability of real property tax exemptions to  
25 certain portions of the Area based upon zoning district classification; and  
26

27 WHEREAS, the City wishes to expand the availability of tax exemptions in the Area to  
28 permitted uses in districts zoned MU-4 (Sub-Urban Corridor), RM (Mixed Density Residential  
29 Overlay) and C-1 (Commercial District), and to mixed use developments in districts zoned MU-4  
30 and RM, all of which previously were not included in the exemption program,  
31

32 NOW THEREFORE, BE IT ORDAINED by the City of Cuyahoga Falls, County of Summit,  
33 Ohio, that:  
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35 Section 1: Section 4 of Ordinance No. 69-2006 is hereby amended to read in full as follows:  
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37 Section 4: Within the Community Reinvestment Area, the  
38 percentage of the tax exemption on the increase in the assessed  
39 valuation resulting from improvements to commercial and  
40 industrial real property and the term of those exemptions shall  
41 be negotiated on a case-by-case basis in advance of construction  
42 or remodeling occurring according to the rules outlined in the  
43 ORC Section 3765.67. The results of the negotiation as  
44 approved by this Council will be set in writing in a Community  
45 Reinvestment Area Agreement as outlined in ORC Section  
46 3735.671. For purposes of this Ordinance, only permitted uses  
47 per the City of Cuyahoga Falls General Development Code within  
48 districts zoned MU-1, (Rural Neighborhood Center), MU-3, (Sub-  
49 Urban Center), MU-4, (Sub-Urban Corridor), RM (Mixed Density  
50 Residential Overlay), C-1, (Commercial District), E-1,  
51 (Employment District) or M-1, (Manufacturing District), shall be  
52 eligible for consideration.  
53

54 For properly zoned mixed use developments including  
55 residential, located in the MU-1, MU-3, MU-4 and RM zoning  
56 districts, a tax exemption on the increase in the assessed  
57 valuation resulting from improvements as described in ORC  
58 Section 3735.67 shall be granted upon proper application by the  
59 property owner and certification thereof by the designated  
60 Housing Officer for the following types of improvements and for  
61 the following periods and exemption percentages:

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Renovation and new construction may be negotiated up to 15 years and shall be negotiated on a case-by-case basis in advance of construction occurring.

The Summit County Enterprise Zone job creation guidelines shall be used in evaluating the terms and percentages. If renovation qualifies for exemption, during the period of exemption, the exempted percentage of the dollar amount of the increase in market value of the structure shall be exempt from real property taxation. If new construction qualifies for an exemption, the exempted percentage of the structure shall not be considered to be an improvement on the land on which it is located for the purpose of real property taxation.

Section 2: Existing Section 4 of Ord. No. 69-2006 is hereby repealed.

Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions or portions of ordinances and resolutions not inconsistent herewith and which have not previously been repealed are hereby ratified and confirmed.

Section 4: The Council hereby finds and determines that all formal actions relative to the passage of this Ordinance were taken in an open meeting of this Council, that all deliberations of this Council and of its committees, if any, which resulted in formal action were taken in meetings open to the public, in compliance with the law.

Section 5. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that the immediate effectiveness of this Ordinance is required in order to designate the Community Reinvestment Area in order to induce projects to go forward that will create jobs and employment opportunities, enhance the availability of adequate housing and improve the economic welfare of the people, wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

Approved: \_\_\_\_\_

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Mayor

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2010

6  
7 AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR  
8 TO ENTER INTO A CONTRACT OR CONTRACTS,  
9 ACCORDING TO LAW, FOR THE PURCHASE OF  
10 COMPREHENSIVE GOVERNMENT ENTITY INSURANCE AND  
11 RISK MANAGEMENT SERVICES, AND DECLARING AN  
12 EMERGENCY.

13  
14 WHEREAS, the City of Cuyahoga Falls customarily purchases a comprehensive program  
15 of property, operations, automobile and liability insurance on an annual basis,  
16

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

19  
20 Section 1. The Director of Finance is hereby authorized to enter into a contract or  
21 contracts, according to law, for the purchase of comprehensive government entity and risk  
22 management services covering the City and its operations, for a period of one year.  
23

24 Section 2. The Director of Finance is hereby authorized and directed to make payment  
25 for same from funds properly appropriated to the various departments of the City for these  
26 purposes, according to an apportionment of costs as between the departments.  
27

28 Section 3. Any other ordinances and resolutions or portions of ordinances and  
29 resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances  
30 and resolutions or portions of ordinances and resolutions not inconsistent herewith and  
31 which have not previously been repealed are hereby ratified and confirmed.  
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33 Section 4. It is found and determined that all formal actions of this Council concerning  
34 and relating to the adoption of this ordinance were adopted in an open meeting of this  
35 Council and that all deliberations of this Council and of any of its committees that resulted  
36 in such formal action were in meetings open to the public, in compliance with all legal  
37 requirements including Chapter 107 of the Codified Ordinances.  
38

39 Section 5. This ordinance is hereby declared to be an emergency measure necessary for  
40 the preservation of the public peace, health, safety, convenience and welfare of the City of  
41 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of  
42 two-thirds of the members elected or appointed to Council, it shall take effect and be in force  
43 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and  
44 be in force at the earliest period allowed by law.  
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47 Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

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55 Approved: \_\_\_\_\_

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Mayor

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57 10/25/10

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 RESOLUTION NO. - 2010

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7 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES OF  
8 TAXATION AS CERTIFIED BY THE SUMMIT COUNTY BUDGET  
9 COMMISSION, AUTHORIZING THE NECESSARY TAX LEVIES,  
10 CERTIFYING SUCH AUTHORIZATION TO THE COUNTY FISCAL  
11 OFFICER, AND DECLARING AN EMERGENCY.

12  
13 WHEREAS, the City, in accordance with the provisions of law, has previously filed Alternative  
14 Tax Budget Information with the Summit County Fiscal Officer for the fiscal year beginning January  
15 1, 2011; and

16  
17 WHEREAS, on September 16, 2010 the Budget Commission of Summit County certified its  
18 action thereon to the City, together with an estimate by the County Fiscal Officer of the rate of each  
19 tax necessary to be levied by the City and what part thereof is without and what part thereof is  
20 within the Charter tax limitation.

21  
22 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Cuyahoga Falls, County of  
23 Summit and State of Ohio, that:

24  
25 Section 1. The amounts and rates of taxation as determined by the Budget Commission in its  
26 certification are hereby accepted.

27  
28 Section 2. There shall be and hereby is levied on the tax duplicate of the said City the rate of  
29 each tax necessary to be levied within and without the Charter limitation as follows:

			County Fiscal Officer's Estimate of Tax Rate to be Levied	
Purpose	Amount to be Derived from Levies Inside Charter Limit	Amount Approved by Budget Commission outside Charter Limit	Inside Charter Limit	Outside Charter Limit
General Fund	\$10,615,710		\$10.40	
Police Pension	306,222		.30	
Fire Pension	306,222		.30	

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32 Section 3. The Clerk of Council be and hereby is authorized and directed to forward a certified  
33 copy of this resolution to the County Fiscal Officer.

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35 Section 4. Any other ordinances and resolutions or portions of ordinances and resolutions  
36 inconsistent herewith be and the same are hereby repealed, but any ordinances and resolutions or  
37 portions of ordinances and resolutions not inconsistent herewith and which have not previously been  
38 repealed are hereby ratified and confirmed.

39  
40 Section 5. It is found and determined that all formal actions of this Council concerning and  
41 relating to the adoption of this resolution 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 including Chapter 107 of  
44 the Codified Ordinances.

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46 Section 6. This resolution 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  
48 Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the  
49 members elected or appointed to Council, it shall take effect and be in force immediately upon its

50 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest period  
51 allowed by law.

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55 Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

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63 Approved: \_\_\_\_\_

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Mayor

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3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. -2010

6  
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
8 PUBLIC SERVICE TO ENTER INTO A MODIFICATION  
9 OF CONTRACT NO. 6394 WITH KENMORE  
10 CONSTRUCTION COMPANY INC., AND DECLARING  
11 AN EMERGENCY.

12  
13 WHEREAS, under the authority of Ordinance 10-2008 the City, after  
14 competitive bidding, entered into Contract No. 6394 with Kenmore Construction  
15 Company, Inc., for the purposes of constructing the High Bridge Glens Park and  
16 Bridge; and

17  
18 WHEREAS, it is necessary to adjust the unit quantities of labor and material in  
19 the contract beyond what was originally estimated, and to authorize performance  
20 of additional work outside the scope of the contract made necessary by unforeseen  
21 site conditions, in order to complete the construction of High Bridge Glens Park  
22 and Bridge, which changes will increase the estimated total contract price by an  
23 amount not exceeding \$178,065.15,

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

27  
28 Section 1. The Director of Public Service is hereby authorized to enter into a  
29 modification of Contract No. 6394 with Kenmore Construction Company Inc.,  
30 increasing the unit quantities of labor and material stated therein, and authorizing  
31 additional work made necessary by unforeseen site conditions, as necessary in the  
32 opinion of the Director of Public Service, but not to exceed an amount \$178,065.15  
33 over the original estimated contract price.

34  
35 Section 2. The Director of Finance is hereby authorized and directed to pay  
36 invoices for work based upon the Contract as modified, in an amount not to exceed  
37 \$178,065.15 over the original estimated contract price, from the General Fund,  
38 Line Item Capital Outlay.

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

45  
46 Section 4. It is found and determined that all formal actions of this Council  
47 concerning and relating to the adoption of this ordinance were adopted in an open  
48 meeting of this Council and that all deliberations of this Council and of any of its  
49 committees that resulted in such formal action were in meetings open to the

50 public, in compliance with all legal requirements including, to the extent  
51 applicable, Chapter 107 of the Codified Ordinances.

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

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60 Passed: \_\_\_\_\_  
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62 President of Council

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67 Clerk of Council

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70 Approved: \_\_\_\_\_  
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72 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2010

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8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO  
9 AN AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF  
10 FIREFIGHTERS, LOCAL 494, EFFECTIVE JANUARY 1, 2011,  
11 AND DECLARING AN EMERGENCY.

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13 WHEREAS, Ohio Revised Code Chapter 4117 authorizes public employees to bargain collec-  
14 tively with public employers regarding wages, hours, terms and other conditions of employment  
15 and to enter into collective bargaining agreements; and

16  
17 WHEREAS, the Mayor and his representatives and the International Association of Fire Fight-  
18 ers, Local 494 (IAFF) have bargained collectively and in good faith and said bargaining has  
19 resulted in a tentative agreement on a collective bargaining agreement effective January 1, 2011;  
20 and

21  
22 WHEREAS, on or about October 21, 2010, the membership of the IAFF ratified said collective  
23 bargaining agreement;

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

27  
28 Section 1. The Mayor is hereby authorized to enter into a collective bargaining agreement as  
29 negotiated with and ratified by the IAFF, effective January 1, 2011.

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31 Section 2. Any other ordinances and resolutions or portions of ordinances and resolutions  
32 inconsistent herewith be and the same are hereby repealed but any ordinances and resolutions or  
33 portions of ordinances and resolutions not inconsistent herewith and which have not previously  
34 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  
37 relating to the adoption of this ordinance were adopted in an open meeting of this Council and  
38 that all deliberations of this Council and of any of its committees that resulted in such formal  
39 action were in meetings open to the public, in compliance with all legal requirements including  
40 Chapter 107 of the Codified Ordinances.

41  
42 Section 4. This ordinance is hereby declared to be an emergency measure necessary for the  
43 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga  
44 Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the  
45 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  
47 period allowed by law.

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50 Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

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58 Approved: \_\_\_\_\_

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Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2010

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8 AN ORDINANCE AMENDING THE TRAFFIC CONTROL FILE BY  
9 PROVIDING FOR INSTALLATION OF VARIOUS TRAFFIC  
10 CONTROL DEVICES, AND DECLARING AN EMERGENCY.

11  
12 WHEREAS, site-specific traffic control regulations of the City are established and maintained  
13 in the "Traffic Control File," a document established and maintained by the Chief of Police  
14 pursuant to Chapter 305 of the Codified Ordinances, and  
15

16 WHEREAS, Section 305.02 of said Chapter requires that amendments to the Traffic Control  
17 File be made only through legislation passed by City Council,  
18

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

21 Section 1. Upon the recommendation of the Traffic Committee, the Traffic Control File is  
22 hereby amended as follows:  
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- 24  
25 (1) Prohibit parking on Saunders Street on the even side from 3202 Saunders Street to  
26 Roanoke intersection.  
27

28 Section 2. The Chief of Police is hereby authorized and directed to note in the Traffic Control  
29 File the proper legends.  
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31 Section 3. The Mayor is hereby authorized and directed to cause the installation or removal  
32 of the proper signage reflecting the above amendments.  
33

34 Section 4. Any other ordinances and resolutions or portions of ordinances and resolutions  
35 inconsistent herewith be and the same are hereby repealed but any ordinances and resolutions or  
36 portions of ordinances and resolutions not inconsistent herewith and which have not been  
37 previously repealed are hereby ratified and confirmed.  
38

39 Section 5. It is found and determined that all formal actions of this Council concerning and  
40 relating to the adoption of this ordinance were adopted in an open meeting of this Council and  
41 that all deliberations of this Council and of any of its committees that resulted in such formal  
42 action were in meetings open to the public, in compliance with all legal requirements including  
43 Chapter 107 of the Codified Ordinances.  
44

45 Section 6. This ordinance is hereby declared to be an emergency measure necessary for the  
46 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga  
47 Falls and the inhabitants thereof and provided it receives the affirmative vote of two-thirds of the  
48 members elected or appointed to Council, it shall take effect and be in force immediately upon its  
49 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest  
50 period allowed by law.  
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53 Passed: \_\_\_\_\_

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President of Council

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Clerk of Council

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61 Approved: \_\_\_\_\_

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Mayor

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3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. - 2010

6  
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF  
8 COMMUNITY DEVELOPMENT TO PURCHASE CERTAIN  
9 BLIGHTED REAL PROPERTY LOCATED AT 1110-1130  
10 PORTAGE TRAIL, SUMMIT COUNTY PARCEL NO. 0204623,  
11 AND TO ENTER INTO A CONTRACT OR CONTRACTS,  
12 ACCORDING TO LAW, FOR THE DEMOLITION OF  
13 BUILDINGS AND REMOVAL OF DEMOLITION DEBRIS AT  
14 THE SITE, AND DECLARING AN EMERGENCY.

15  
16 WHEREAS, this Council hereby finds and determines that the elimination of slum and  
17 blight conditions is a proper public purpose justifying the expenditure of public funds, and  
18

19 WHEREAS, the City of Cuyahoga Falls proposes to purchase 1110-1130 Portage Trail,  
20 Summit County Parcel No. 0204623, which property has been the subject of foreclosure  
21 proceedings in Summit County Court of Common Pleas, and to demolish the buildings  
22 located there, for the purpose of eliminating slum and blight conditions and to permit  
23 future redevelopment; and  
24

25 WHEREAS, on June 30, 2010, the Summit County Court of Common Pleas entered an  
26 order authorizing the direct sale of the property to the City of Cuyahoga Falls pending  
27 payment of certain delinquent real estate taxes, and  
28

29 WHEREAS, said purchase and demolition will be paid for by Community Development  
30 Block Grant funds.  
31

32 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,  
33 County of Summit and State of Ohio, that:  
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35 Section 1. The Director of Community Development is hereby authorized to purchase  
36 certain property located at 1110-1130 Portage Trail, Cuyahoga Falls, Ohio 44221, Summit  
37 County Parcel No. 0204623, to pay certain delinquent real estate taxes as necessary to  
38 permit the transaction, and to enter into a contract or contracts, according to law, for the  
39 demolition of the buildings located on the parcel identified herein, and the removal of  
40 debris therefrom.  
41

42 Section 2. The Director of Finance is hereby authorized and directed to make payment  
43 for purchase of the mentioned real property from the CDBG-Economic Development Fund,  
44 to make payment of certain associated delinquent real estate taxes from the Capital  
45 Projects Fund, and to make payment for demolition and debris removal at the parcel from  
46 the CDBG-Recovery Fund.  
47

48 Section 3. Any other ordinances or resolutions or portions of ordinances and  
49 resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances  
50 and resolutions not inconsistent herewith and which have not previously been repealed are  
51 hereby ratified and confirmed.  
52

53 Section 4. It is found and determined that all formal actions of this Council concerning  
54 and relating to the adoption of this ordinance were adopted in an open meeting of this  
55 Council, and that all deliberations of this Council and of any of its committees that resulted  
56 in such formal action, were in meetings open to the public, in compliance with all legal  
57 requirements 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

10/25/10

O:\2010ords\1110-1130 Portage Trail Purchase & Demo