

NEW LEGISLATION

March 14, 2016

Temp. No.	Introduced	Committee	Description
A-21	3/14/16	PZ	An ordinance approving the creation of an individual historic overlay landmark of the Falls Theater at 2218-2220 Front Street according to Section 1132.21 H, Historic Overlay in the Cuyahoga Falls General Development Code, and declaring an emergency.
A-22	3/14/16	Fin	An ordinance authorizing the Mayor to enter into a contract or contracts, according to law, for the lease and/or purchase of 22 mobile data terminals for use by the Fire Department, and declaring an emergency.
A-23	3/14/16	PA	An ordinance authorizing the Mayor to enter into a Pipeline Initiative Grant Agreement with the Ohio History Connection and to increase appropriations and approve payment of grant funds, and declaring an emergency.
A-24	3/14/16	PA	A resolution authorizing the Mayor to apply for the Ohio Department of Natural Resources Clean Ohio Trails Fund grant to construct a trail and trailhead in the Mud Brook Greenway, and declaring an emergency.
A-25	3/14/16	PA	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.

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CALENDAR

March 14, 2016

The following legislation will be up for passage at the Council Meeting on March 14, 2016.

Temp. No.	Introduced	Committee	Description
A-12	2/22/16	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the Enclave at Old Mill Pond Final Subdivision Plat-Phase I (Section 1113.04) on Parcel 35-06495, and declaring an emergency.
A-13	2/22/16	PZ	An ordinance authorizing and approving the Preserve at Salt Creek RM-Mixed-Density Residential Overlay Final Master Plan (Section 1132.19 RM) and Preliminary Subdivision Plat (Section 1113.03) on Parcel 37-00484 and Parcel 37-00485 and declaring an emergency.
A-14	2/22/16	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.
A-16	2/22/16	PI	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts, according to law, for the repair of the Natatorium roof, and declaring an emergency.
A-17	2/22/16	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the Chart Road Woodward Creek Culvert Project, and declaring an emergency.
A-18	2/22/16	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for concrete and masonry repairs to the City-owned parking garages located at 2035 Old Town

Loop (the “Blue” parking deck), 2052 Front Street (the “Red” parking deck), and 2318 Second Street (the “Green” parking deck), and declaring an emergency.

A-19 2/22/16 PI

An ordinance consenting to the improvement along State Route 8 within the City of Cuyahoga Falls, by the State of Ohio, by increasing the storage (deceleration length), including necessary ancillary work, authorizing financial cooperation thereof, and declaring an emergency.

A-20 3/7/16 PZ

An ordinance authorizing the Partition and Dedication Plat for expansion of public right of way on Bailey Road by .1902 acres in front of the City of Cuyahoga Falls Service Complex at 2560 Bailey Road, and declaring an emergency.

PENDING LEGISLATION

March 14, 2016

Temp. No.	Introduced	Committee	Description
B-76	9/14/15	CD	An ordinance authorizing the Director of Community Development to enter into a Community Reinvestment Area Tax Exemption Agreement with North Falls Reserve – Buckeye Urban, LLC., and declaring an emergency.
A-12	2/22/16	PZ	An ordinance accepting the Planning Commission approval, findings and conditions of the Enclave at Old Mill Pond Final Subdivision Plat-Phase I (Section 1113.04) on Parcel 35-06495, and declaring an emergency.
A-13	2/22/16	PZ	An ordinance authorizing and approving the Preserve at Salt Creek RM-Mixed-Density Residential Overlay Final Master Plan (Section 1132.19 RM) and Preliminary Subdivision Plat (Section 1113.03) on Parcel 37-00484 and Parcel 37-00485 and declaring an emergency.
A-14	2/22/16	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.
A-15	2/22/16	PI	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts, according to law, for the construction of an access point for kayaks and canoes on the Cuyahoga River at River Front Park, and declaring an emergency.
A-16	2/22/16	PI	An ordinance authorizing the Park and Recreation Board to enter into a contract or contracts, according to law, for the

repair of the Natatorium roof, and declaring an emergency.

A-17	2/22/16	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the Chart Road Woodward Creek Culvert Project, and declaring an emergency.
A-18	2/22/16	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for concrete and masonry repairs to the City-owned parking garages located at 2035 Old Town Loop (the "Blue" parking deck), 2052 Front Street (the "Red" parking deck), and 2318 Second Street (the "Green" parking deck), and declaring an emergency.
A-19	2/22/16	PI	An ordinance consenting to the improvement along State Route 8 within the City of Cuyahoga Falls, by the State of Ohio, by increasing the storage (deceleration length), including necessary ancillary work, authorizing financial cooperation thereof, and declaring an emergency.
A-20	3/7/16	PZ	An ordinance authorizing the Partition and Dedication Plat for expansion of public right of way on Bailey Road by .1902 acres in front of the City of Cuyahoga Falls Service Complex at 2560 Bailey Road, and declaring an emergency.

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5 CITY OF CUYAHOGA FALLS, OHIO

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7 ORDINANCE NO. - 2016

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9 AN ORDINANCE APPROVING THE CREATION OF AN
10 INDIVIDUAL HISTORIC OVERLAY LANDMARK OF THE FALLS
11 THEATER AT 2218-2220 FRONT STREET ACCORDING TO
12 SECTION 1132.21 H, HISTORIC OVERLAY IN THE CUYAHOGA
13 FALLS GENERAL DEVELOPMENT CODE, AND DECLARING AN
14 EMERGENCY.
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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 March 1, 2016, the Planning Commission recommended approval for the
21 designation of the Falls Theater as an individual historic overlay landmark according to
22 Section 1132.21 H, Historic Overlay of the Cuyahoga Falls General Development Code and
23 as outlined in this legislation and in File HIS-16-00006; and
24

25 WHEREAS, the Planning Commission acted with the recommendation and approval of
26 the Cuyahoga Falls Design and Historic Review Board; and
27

28 WHEREAS, the proposed Falls Theater individual historic landmark is considered
29 historically significant because its historical association with neighborhood scale commerce
30 and entertainment, distinct characteristic of type, period, and method of construction as a
31 locally significant example of Mediterranean Revival style; and
32

33 WHEREAS, the Planning Commission based its individual historic overlay landmark
34 designation for 2218-2220 Front Street on Section 1132.21 H, Historic Overlay and
35 Ordinance 18-2014; and
36

37 WHEREAS, the Planning Commission is recommending that City Council approve this
38 individual historic overlay landmark designation at 2218-2220 Front Street because the
39 structure has special historic and architectural value to the City of Cuyahoga Falls.
40

41 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
42 County of Summit, and State of Ohio, that:
43

44 Section 1. The City Council approves the creation of an individual historic overlay
45 landmark of the Falls Theater at 2218-2220 Front Street according to Section 1132.21 H,
46 Historic Overlay in the Cuyahoga Falls General Development Code as stipulated in the
47 Codified Ordinances of the City of Cuyahoga Falls and as approved by the Planning
48 Commission per the plans and final stipulations contained in File HIS-16-00006.

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Section 2. Council hereby waives the publication notice and the public hearing requirements pursuant to Codified Ordinance Section 1132.21 C 2 f (1) of the Codified Ordinances regarding the landmark designation herein for the reason that the Developer must apply for State of Ohio Historic tax credits by March 31, 2016.

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

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

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, for the reason that it is immediately necessary to permit timely and appropriate development of this property, 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

3/14/16
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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2016

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7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
8 CONTRACT OR CONTRACTS, ACCORDING TO LAW, FOR THE LEASE
9 AND/OR PURCHASE OF 22 MOBILE DATA TERMINALS FOR USE BY
10 THE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.

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13 WHEREAS, this purchase will allow for more efficient dispatching of safety forces; and

14
15 WHEREAS, mobile data terminals provide a higher level of firefighter safety incorporating up-to-the
16 minute information to firefighters in the field; and

17
18 WHEREAS, the current hardware is old and in need of upgrading to current technological standards.

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

22
23 Section 1. The Mayor is hereby authorized to enter into a contract or contracts, according to law, for
24 the lease and/or purchase of 22 mobile data terminals for use by the Fire Department.

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

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

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

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

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47 Passed: _____

President of Council

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Clerk of Council

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55 Approved: _____

Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2016

7
8 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PIPELINE
9 INITIATIVE GRANT AGREEMENT WITH THE OHIO HISTORY CONNECTION
10 AND TO INCREASE APPROPRIATIONS AND APPROVE PAYMENT OF GRANT
11 FUNDS, AND DECLARING AN EMERGENCY.
12

13 WHEREAS, the Ohio History Connection has granted the City a \$4,000 Pipeline Initiative Grant to research
14 and prepare a National Register of Historic Places nomination for the Falls Theater at 2218-2220 Front Street;
15 and
16

17 WHEREAS, this grant will facilitate the National Register of Historic Places nomination of the Falls Theater.
18

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

21
22 Section 1. The Mayor is hereby authorized and directed to enter into a Pipeline Initiative Grant Agreement
23 for \$4000.00 with the Ohio History Connection.
24

25 Section 2. The Finance Department is hereby authorized to increase appropriations in the General Fund,
26 Community Development Department, line item Other Operations by \$4,000.00 and to approve payment of
27 grant funds.
28

29 Section 3. Any other ordinances or resolutions or portions of ordinances and resolutions inconsistent
30 herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith and which have
31 not previously been repealed are hereby ratified and confirmed.
32

33 Section 4. It is found and determined that all formal actions of this Council concerning and relating to the
34 adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this
35 Council and of any of its committees that resulted in such formal action, were in meetings open to the public,
36 in compliance with all legal requirements, to the extent applicable, including Chapter 107 of the Codified
37 Ordinances.
38

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

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50 Clerk of Council

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53 Approved: _____
54 _____
55 Mayor

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4 CITY OF CUYAHOGA FALLS, OHIO

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6 RESOLUTION NO. - 2016

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9 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR THE
10 OHIO DEPARTMENT OF NATURAL RESOURCES CLEAN OHIO
11 TRAILS FUND GRANT TO CONSTRUCT A TRAIL AND TRAILHEAD IN
12 THE MUD BROOK GREENWAY, AND DECLARING AN EMERGENCY.
13

14
15 WHEREAS, the Ohio Department of Natural Resources, administers financial assistance for
16 public recreation purposes, through the Clean Ohio Trails Fund (COTF); and
17

18 WHEREAS, a grant is available from the Ohio Department of Natural Resources in an
19 amount of up to \$850,000; and
20

21 WHEREAS, the grant requires an estimated local cost share match of 25% of the total
22 project cost; and
23

24 WHEREAS, the City of Cuyahoga Falls desires financial assistance through the COTF
25 Program to construct a trail and trailhead in the Mud Brook Greenway.
26

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

30 Section 1. The Mayor is authorized to apply for a grant from the Ohio Department of Natural
31 Resources Clean Ohio Trails Fund (COTF) to construct a trail and trailhead in the Mud Brook
32 Greenway.
33

34 Section 2. The Mayor, Director of Community Development Department, Director of Law, and
35 other city officials, as appropriate, are hereby authorized and directed to execute and file an
36 application with the Ohio Department of Natural Resources and to provide all information and to
37 execute, certify or furnish such other documents and do all other things, as are necessary for and
38 incidental to carrying out the grant application and this ordinance.
39

40 Section 3. The City of Cuyahoga Falls does agree to obligate the funds required to satisfactorily
41 complete the proposed project and become eligible for reimbursement under the terms and
42 conditions of the COTF Program, including the local cost share match of 25% of the total project
43 cost.
44

45 Section 4. Any other ordinances and resolutions or portions of ordinances and resolutions
46 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
47 ordinances and resolutions not inconsistent herewith and which have not previously been repealed
48 are hereby ratified and confirmed.
49

50 Section 5. It is found and determined that all formal actions of this Council concerning and
51 relating to the adoption of this resolution were adopted in an open meeting of this Council and that
52 all deliberations of this Council and of any of its committees that resulted in such formal action were
53 in meetings open to the public, in compliance with all legal requirements including Chapter 107 of
54 the Codified Ordinances.
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4 CITY OF CUYAHOGA FALLS, OHIO

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6 ORDINANCE NO. - 2016

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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
20 Exhibit '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
31 all deliberations of this Council and of any of its committees that resulted in such formal action,
32 were in meetings open to the public, in compliance with all legal requirements, to the extent
33 applicable, 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
37 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of the
38 members elected or appointed to Council, it shall take effect and be in force immediately upon its
39 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
40 period allowed by law.
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43 Passed: _____
44 _____
45 President of Council

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47 _____
48 Clerk of Council

49 Approved: _____
50 _____
51 Mayor