

NEW LEGISLATION

November 12, 2019

Temp. No.	Introduced	Committee	Description
B-81	11/12/19	PZ	An ordinance authorizing and approving the Villages at Sycamore Phase 2 and phase 3 Final Subdivision Plats and Improvement Plans for Parcels 35-03251 and 35-02255, and declaring an emergency.
B-82	11/12/19	Fin	An ordinance authorizing the Director of Law to enter into a contract or contracts, without competitive bidding, with Benesch Friedlander Coplan and Aronoff LLP for legal services related to employee disciplines, resolving contract disputes through mediation, arbitration or conciliation, or any other matter related to labor employment matters or collective bargaining; increasing appropriations in the General Fund Law Department, and declaring an emergency.
B-83	11/12/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the purchase, engineering and installation of two 5 MVA transformers, two 3-way switches, and protective relaying and related equipment to connect six CF1 generators to the new 12.5KV feeder at Substation 5, and declaring an emergency.
B-84	11/12/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the removal of rust and loose paint and to repaint the steel framework at Substations 6 and 8, and declaring an emergency.
B-85	11/12/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of non-LED street lights

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throughout the City with LED street lights, and declaring an emergency.

B-86	11/12/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the installation of new outdoor rated vacuum circuit breakers on sub-transmission circuits in 6 different Substations, and declaring an emergency.
B-87	11/12/19	Fin	Repealing Ordinance 73-2001 which required the Director of Finance to transfer funds generated by the implementation of the kilowatt-hour distribution tax from the General Fund to the Electric Fund, and declaring an emergency.
B-88	11/12/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, with Woodland Villas, LLC, for installation of public improvements along Sourek Trail, and declaring an emergency.
B-89	11/12/19	PI	An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the replacement of the roofs on the Municipal Building, located at 2310 2nd Street in the City of Cuyahoga Falls, and declaring an emergency.
B-90	11/12/19	PA	An ordinance amending Section 929.021 of the Codified Ordinances of the City of Cuyahoga Falls, Ohio, and declaring an emergency.
B-91	11/12/19	PA	An ordinance amending Chapter 933 "Electricity" of Title 5 "Public Utilities" of Part 9 "Streets and Public Services" of the codified ordinances of the City of Cuyahoga Falls, Ohio relating to Electric Rates, and declaring an emergency.
B-92	11/12/19	PA	An ordinance amending Sections 923.01 and 923.02 of Part Five, Title Nine of the Codified Ordinances of the City of

Cuyahoga Falls, establishing Water Rates, and declaring an emergency.

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CALENDAR

November 12, 2019

The following legislation will be up for passage at the Council Meeting on November 12, 2019.

Temp. No.	Introduced	Committee	Description
B-65*	9/23/19	PZ	An ordinance approving a zoning map amendment for 1301 Sackett Avenue (Parcels 02-11539 and 02-11538), from MU2-Neighborhood Center to R5-Mixed Density Residential as more fully described and depicted herein, and declaring an emergency.
B-80	10/28/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract for employment agency services related to seasonal and occasional employees, and declaring an emergency.

PENDING LEGISLATION

November 12, 2019

Temp. No.	Introduced	Committee	Description
B-65*	9/23/19	PZ	An ordinance approving a zoning map amendment for 1301 Sackett Avenue (Parcels 02-11539 and 02-11538), from MU2-Neighborhood Center to R5-Mixed Density Residential as more fully described and depicted herein, and declaring an emergency.
B-79	10/28/19	Fin	An ordinance establishing annual appropriations of money for the current expenses, capital expenditures and other expenses of the City of Cuyahoga Falls for the fiscal year ending December 31, 2020, and declaring an emergency.
B-80	10/28/19	Fin	An ordinance authorizing the Director of Public Service to enter into a contract for employment agency services related to seasonal and occasional employees, and declaring an emergency.

*Public Hearing 11-4-19

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO. - 2019

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7
8 AN ORDINANCE AUTHORIZING AND APPROVING THE VILLAGES AT
9 SYCAMORE PHASE 2 AND PHASE 3 FINAL SUBDIVISION PLATS AND
10 IMPROVEMENT PLANS FOR PARCELS 35-03251 AND 35-02255, AND
11 DECLARING AN EMERGENCY.
12

13
14 WHEREAS, the Charter of the City of Cuyahoga Falls requires that all decisions made by the
15 Planning 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 November 5, 2019, the Planning Commission approved The Villages at Sycamore
21 Phase 2 and Phase 3 Final Subdivision Plats and Improvement Plans on Parcels 35-03251 and 35-
22 02255 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
25 Summit, and State of Ohio, that:
26

27 Section 1. The City Council approves The Villages at Sycamore Phase 2 and Phase 3 Final
28 Subdivision Plats and Improvement Plans for Parcels 35-03251 and 35-02255 in Cuyahoga Falls,
29 Ohio, in accordance with all Cuyahoga Falls General Development Code regulations and as stipulated
30 in the Codified Ordinances of the City of Cuyahoga Falls as approved by the Planning Commission on
31 November 5, 2019 and as per all plans and stipulations contained in Project File FMP-19-00057.
32

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

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

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

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57 Clerk of Council

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60 Approved: _____
61 _____
62 Mayor

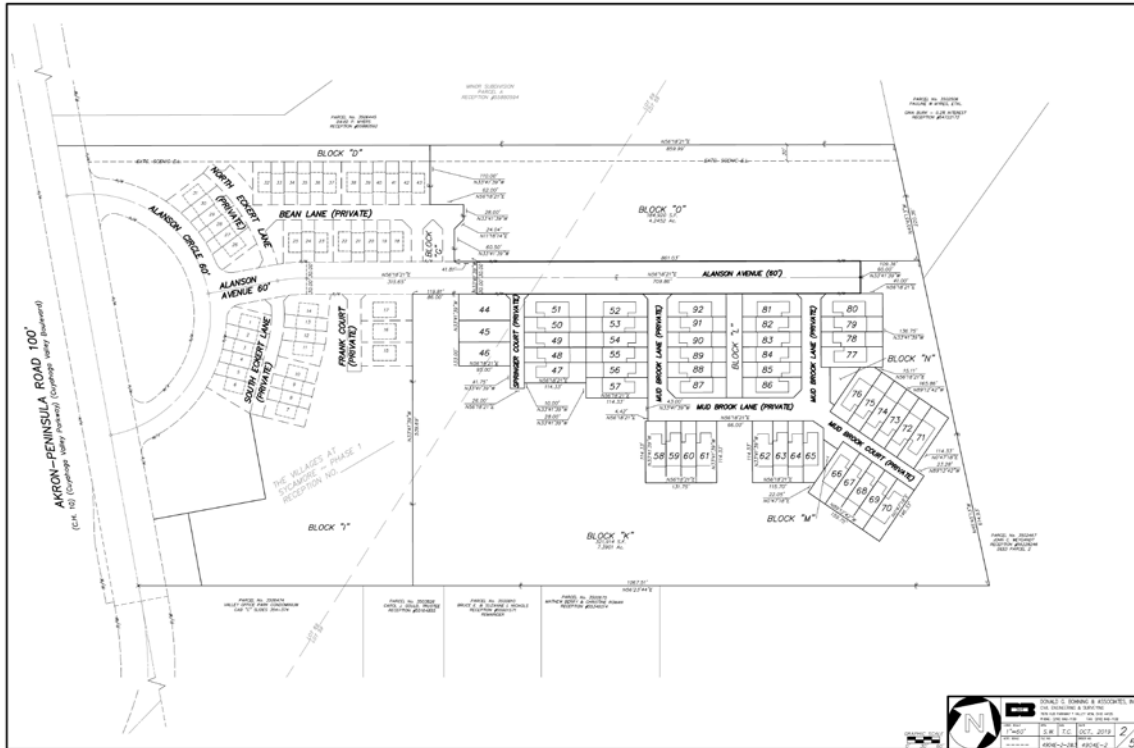


Figure 1 -- Phase 2 Subdivision Plat

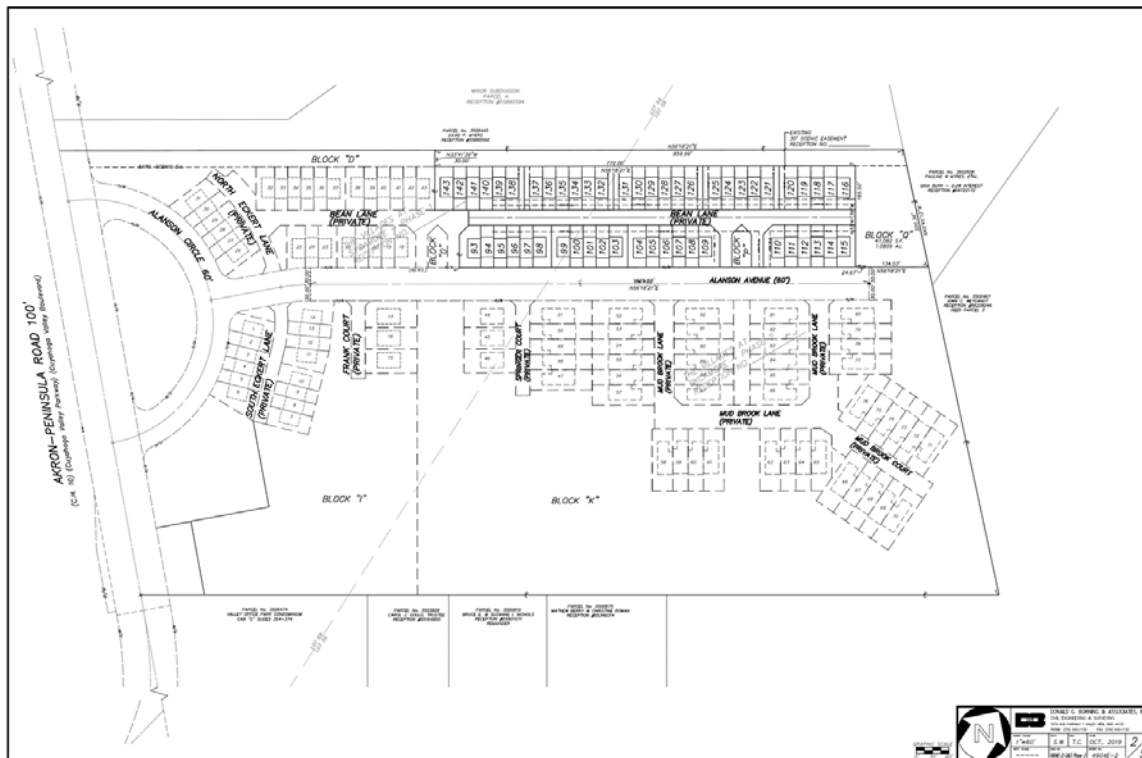


Figure 2 -- Phase 3 Subdivision Plat

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3 CITY OF CUYAHOGA FALLS, OHIO

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5 ORDINANCE NO - 2019

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF LAW TO
8 ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT
9 COMPETITIVE BIDDING, WITH BENESCH FRIEDLANDER
10 COPLAN AND ARONOFF LLP FOR LEGAL SERVICES RELATED
11 TO EMPLOYEE DISCIPLINES, RESOLVING CONTRACT
12 DISPUTES THROUGH MEDIATION, ARBITRATION OR
13 CONCILIATION, OR ANY OTHER MATTER RELATED TO LABOR
14 EMPLOYMENT MATTERS OR COLLECTIVE BARGAINING;
15 INCREASING APPROPRIATIONS IN THE GENERAL FUND LAW
16 DEPARTMENT, AND DECLARING AN EMERGENCY.

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

20
21 Section 1. The Director of Law is hereby authorized to enter into a contract or contracts,
22 without competitive bidding, with Benesch Friedlander Coplan and Aronoff LLP for legal services
23 related to employee disciplines, resolving contract disputes through mediation, arbitration or
24 conciliation, or any other matter related to labor employment matters or collective bargaining.

25
26 Section 2. The Finance Director is hereby authorized and directed to increase
27 appropriations in the General Fund Law Department, line item Other Operations by \$40,000 and
28 make payment from same.

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

34
35 Section 4. 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
37 that all deliberations of this Council and of any of its committees that resulted in such formal
38 action were in meetings open to the public, in compliance with all legal requirements including
39 Section 121.22 of the Ohio Revised Code.

40
41 Section 5. 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
43 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the
44 members elected or appointed to Council, it shall take effect and be in force immediately upon its
45 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
46 period allowed by law.

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48 Passed: _____
49 _____
50 President of Council

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52 _____
53 Clerk of Council

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56 Approved: _____
57 _____
58 Mayor

58 11/12/19

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE PURCHASE, ENGINEERING AND
10 INSTALLATION OF TWO 5 MVA TRANSFORMERS, TWO 3-WAY
11 SWITCHES, AND PROTECTIVE RELAYING AND RELATED
12 EQUIPMENT TO CONNECT SIX CF1 GENERATORS TO THE NEW
13 12.5KV FEEDER AT SUBSTATION 5, AND DECLARING AN
14 EMERGENCY.

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

18
19 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
20 contracts, according to law, for the purchase, engineering and installation of two 5 MVA
21 transformers, two 3-way switches, and protective relaying and related equipment to connect six CF1
22 generators to the new 12.5kv feeder at Substation 5.

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

26
27 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
28 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
29 ordinances and resolutions not inconsistent herewith and which have not previously been repealed
30 are hereby ratified and confirmed.

31
32 Section 4. It is found and determined that all formal actions of this Council concerning and
33 relating to the adoption of this ordinance were adopted in an open meeting of this Council and that
34 all deliberations of this Council and of any of its committees that resulted in such formal action were
35 in meetings open to the public, in compliance with all legal requirements including Chapter 107 of
36 the Codified Ordinances.

37
38 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
39 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
40 Falls, and provided it receives the affirmative vote of two-thirds of the members elected or appointed
41 to Council, it shall take effect and be in force immediately upon its passage and approval by the
42 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.

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45 Passed: _____
46 _____
47 President of Council

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49 _____
50 Clerk of Council

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52
53 Approved: _____
54 _____
55 Mayor

56 11/12/19

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE REMOVAL OF RUST AND LOOSE
10 PAINT AND TO REPAINT THE STEEL FRAMEWORK AT
11 SUBSTATIONS 6 AND 8, AND DECLARING AN EMERGENCY.

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

15
16 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
17 contracts, according to law, for the removal of rust and loose paint and to repaint the steel framework
18 at Substations 6 and 8.

19
20 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
21 from the Electric Fund, line item Capital Outlay.

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

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

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

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41 Passed: _____
42 _____
43 President of Council

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45 _____
46 Clerk of Council

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49 Approved: _____
50 _____
51 Mayor

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE REPLACEMENT OF NON-LED
10 STREET LIGHTS THROUGHOUT THE CITY WITH LED STREET
11 LIGHTS, AND DECLARING AN EMERGENCY.

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

15
16 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
17 contracts, according to law, for replacement of non-LED street lights throughout the City with LED
18 street lights.

19
20 Section 2. The Director of Finance is hereby authorized and directed to make payment for same
21 from the Electric Fund, line item Capital Outlay.

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

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

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

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41 Passed: _____
42 _____
43 President of Council

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46 Clerk of Council

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49 Approved: _____
50 _____
51 Mayor

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
9 ACCORDING TO LAW, FOR THE INSTALLATION OF NEW
10 OUTDOOR RATED VACUUM CIRCUIT BREAKERS ON SUB-
11 TRANSMISSION CIRCUITS IN 6 DIFFERENT SUBSTATIONS, AND
12 DECLARING AN EMERGENCY.
13

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

16
17 Section 1. The Director of Public Service is hereby authorized to enter into a contract or
18 contracts, according to law, for the installation of new outdoor rated vacuum circuit breakers on sub-
19 transmission circuits in 6 different substations.
20

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

24 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
25 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
26 ordinances and resolutions not inconsistent herewith and which have not previously been repealed
27 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 were
32 in meetings open to the public, in compliance with all legal requirements including Chapter 107 of
33 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 provided it receives the affirmative vote of two-thirds of the members elected or appointed
38 to Council, it shall take effect and be in force immediately upon its passage and approval by the
39 Mayor; otherwise it shall take effect and be in force at the earliest period allowed by law.
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42 Passed: _____
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44 President of Council

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47 Clerk of Council

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50 Approved: _____
51 _____
52 Mayor

53 11/12/19

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5 CITY OF CUYAHOGA FALLS, OHIO

6
7 ORDINANCE NO. - 2019

8
9
10 REPEALING ORDINANCE 73-2001 WHICH REQUIRED THE
11 DIRECTOR OF FINANCE TO TRANSFER FUNDS GENERATED
12 BY THE IMPLEMENTATION OF THE KILOWATT-HOUR
13 DISTRIBUTION TAX FROM THE GENERAL FUND TO THE
14 ELECTRIC FUND, AND DECLARING AN EMERGENCY
15

16 WHEREAS, Senate Bill 3, which became effective July 6, 1999, created a kilowatt-hour
17 distribution tax that is to be paid by electric distribution companies to the State of Ohio for
18 electricity distributed to end users; and
19

20 WHEREAS, the kilowatt hour distribution tax is calculated by applying the rates found in
21 Ohio Revised Code Section 5727.81(A) the amount of kilowatt hours of electricity distributed to
22 end users by an electric distribution company; and
23

24 WHEREAS, a municipality that operates a municipally owned electric utility that
25 distributes electricity to an end user comes within the definition of an electric distribution
26 company and is therefore required to calculate the kilowatt-hour distribution tax, in the manner
27 set forth in Ohio Revised Code Section 5727.81(A), based on the amount of kilowatt hours of
28 electricity that the municipality distributes to end users both inside and outside of the municipal
29 corporate boundaries; and
30

31 WHEREAS, Ohio Revised Code Section 5727.82(A)(3) states that a municipal electric
32 utility that is required to calculate the kilowatt-hour distribution tax may retain in the
33 municipality's General fund that portion of the tax calculated on kilowatt hours of electricity
34 distributed to end users within the boundaries of the municipal corporation, and the tax
35 calculated on kilowatt hours of electricity distributed by a municipal electric utility to end users
36 outside the boundaries of the municipal corporation must be remitted to the State; and
37

38 WHEREAS, the City of Cuyahoga Falls operates a municipal electric utility that is
39 required to calculate the tax on the kilowatt hours of electricity distributed to end users located
40 inside and outside of the municipality's corporate boundaries; and
41

42 WHEREAS, the kilowatt-hour distribution tax attributed to the distribution of electricity
43 to end users located within the corporate boundaries of the municipality is deposited in the
44 municipality's General Fund; and
45

46 WHEREAS, Ordinance No. 73-2001 required that these funds then be transferred to the
47 municipality's Electric Fund; and
48

49 WHEREAS, City Council should have the authority to determine whether these funds
50 remain in the General Fund pursuant to state law or be transferred to the Electric Fund as the
51 needs of the City dictate.
52

53 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
54 County of Summit and State of Ohio, that:
55

56 Section 1. Council hereby repeals Ordinance No. 73-2001.
57

58 Section 2. It is found and determined that all formal actions of this Council concerning
59 and relating to the adoption of this ordinance were adopted in an open meeting of this Council
60 and that all deliberations of this Council and of any of its committees that resulted in such formal

61 action were in meetings open to the public, in compliance with all legal requirements including, to
62 the extent applicable, Section 121.22 of the Ohio Revised Code.

63
64 Section 3. That this ordinance is hereby declared to be an emergency measure necessary
65 for the reservation of the public peace, health, safety, convenience and welfare of the City of
66 Cuyahoga Falls and the inhabitants thereof, and provided it receives the affirmative vote of
67 two-thirds of the members elected or appointed to Council, it shall take effect and be in force
68 immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in
69 force at the earliest period allowed by law.

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72 Passed: _____
73 _____
74 President of Council

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77 Clerk of Council

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80 Approved: _____
81 _____
82 Mayor

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84 11/12/19
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4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. - 2019

7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO
9 ENTER INTO A CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE
10 BIDDING, WITH WOODLAND VILLAS, LLC, FOR INSTALLATION OF PUBLIC
11 IMPROVEMENTS ALONG SOUREK TRAIL; INCREASING APPROPRIATIONS
12 IN THE CAPITAL PROJECTS FUND, AND DECLARING AN EMERGENCY.
13

14 WHEREAS, there is a deficient level of public improvements along portions of Sourek Trail near East and
15 West Woodland Drives, including water, storm and sanitary sewer, roadway and other utilities; and
16

17 WHEREAS, Woodland Villas, LLC, is currently developing The Woodland Villas and Woodland Preserve
18 subdivisions and installation of these public improvements can be completed with mobilization savings; and
19

20 WHEREAS, Woodland Villas, LLC has agreed to complete the installation of public improvements along a
21 portion of Sourek Trail, and
22

23 WHEREAS, the City has agreed to compensate The Woodlands Villas, LLC, for the expected cost of the
24 public improvements.
25

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

29 Section 1. The Director of Public Service is hereby authorized to enter into a contract or contracts,
30 without competitive bidding, with Woodland Villas, LLC, for installation of public improvements along Sourek
31 Trail near East and West Woodland Drives, including water, storm and sanitary sewer, roadway and other
32 utilities
33

34 Section 2. The Director of Finance is hereby authorized and directed to increase appropriations in the
35 Capital Projects Fund, line item Capital Outlay in the amount of \$1,153,736.51 and make payment from same.
36

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

41 Section 4. It is found and determined that all formal actions of this Council concerning and relating to
42 the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this
43 Council and of any committees that resulted in those formal actions were in meetings open to the public, in
44 compliance with all legal requirements including Chapter 107 of the Codified Ordinances.
45

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

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53 Passed: _____

President of Council

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56 _____
57 Clerk of Council

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60 Approved _____

Mayor

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

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7
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,
10 ACCORDING TO LAW, FOR THE REPLACEMENT OF THE ROOFS
11 ON THE MUNICIPAL BUILDING, LOCATED AT 2310 2ND STREET IN
12 THE CITY OF CUYAHOGA FALLS, AND DECLARING AN
13 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 replacement of the roofs on the Municipal Building, located at
20 2310 2nd Street 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
31 that all deliberations of this Council and of any of its committees that resulted in such formal
32 action, 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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48 _____
49 Clerk of Council

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51 Approved: _____
52 _____
53 Mayor

54 11/12/19

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AMENDING SECTION 929.021 OF THE CODIFIED
8 ORDINANCES OF THE CITY OF CUYAHOGA FALLS, OHIO, AND
9 DECLARING AN EMERGENCY.

10
11 WHEREAS, the recommended revision will provide additional resources to address storm water issues
12 in the City.

13
14 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit
15 and State of Ohio, that:

16
17 Section 1. Paragraphs (a) and (c) of Section 929.021 of the Codified Ordinances of the City of
18 Cuyahoga Falls are hereby amended as follows with the remainder of Section 929.021 to remain unchanged
19 (new text double underlined; deleted text in ~~striketrough~~):

20
21 929.021 Storm Drainage Utility Charges and Rates

- 22
23 (a) Effective January 1, ~~2007-2020~~, there is hereby levied and imposed a charge for storm
24 drainage services, as provided in Section 929.02 of the Codified Ordinances of the City
25 of Cuyahoga Falls, upon all lots and lands within the City of Cuyahoga Falls which have
26 been improved by the construction or installation of improvements with impervious
27 surfaces including but not limited to structures, driveways, access roads and parking
28 lots. The rate for each improved property in the City shall be ~~\$3.00~~ \$5.00 per month
29 multiplied by the number of basic service units assigned to that property.
30

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

40 Section 4. 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 received 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.
45

46
47 Passed: _____

President of Council

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52 Clerk of Council

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55 Approved: _____

Mayor

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58 11/12/19

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4 CITY OF CUYAHOGA FALLS, OHIO

5 ORDINANCE NO. - 2019

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8
9 AN ORDINANCE AMENDING CHAPTER 933 "ELECTRICITY" OF TITLE 5
10 "PUBLIC UTILITIES" OF PART 9 "STREETS AND PUBLIC SERVICES" OF
11 THE CODIFIED ORDINANCES OF THE CITY OF CUYAHOGA FALLS, OHIO
12 RELATING TO ELECTRIC RATES, AND DECLARING AN EMERGENCY.

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14
15 WHEREAS, a recently completed electric rate study indicates the need to revise the City's
16 retail electric rates in order to accurately reflect the existing costs of furnishing electric service;
17 and

18
19 WHEREAS, the recommended revision will result in a better representation to the City's
20 retail customers of the cost of providing such electric services; and

21
22 WHEREAS, the cause for the revision is founded in the fact that the cost of providing
23 electric service has risen since the rates were last established;

24
25 WHEREAS, electric rates must be revised to meet the Cuyahoga Falls electric system debt
26 covenants.

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

30
31 Section 1. Chapter 933 "Electricity" of Title 5 "Public Utilities" of Part 9 "Streets and Public
32 Services" of the Codified Ordinances of the City of Cuyahoga Falls be amended to read as follows (new text
33 double underlined; deleted text in ~~strike through~~):

34
35 933.02 SCHEDULE RS-RESIDENTIAL SERVICE.

36 (a) Availability. Available where secondary distribution lines are adjacent to the premises
37 to be served. Applies to electric service, other than three phase service, all domestic purposes in
38 private residences and single occupancy apartments. Where a portion of a residential unit is used
39 for a purpose of commercial or public nature, the appropriate general service rate applies to all
40 service. However, if the wiring is so arranged that the service for residential purposes can be
41 metered separately this rate shall be applied to the residential service. The residential service rate
42 does not apply to a commercial, institutional or industrial establishment.

43
44 (b) Service. Alternating current, sixty hertz, single phase, nominal 120/240 volts.

45
46 (c) Monthly Charge. The monthly charge per customer shall be computed in accordance
47 with the following rates:

	<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-2116</u>
Customer charge	\$9.653.75 per month	\$11.555.75 per month
All KWH	10.30210.411¢ per KWH	10.30210.355¢ per KWH

	<u>Effective 1-1-2217</u>	<u>Effective 1-1-90</u>
Customer charge	\$13.557.75 per month	\$1.71 per month
All KWH 1	0.302 per KWH	7.74¢ per KWH

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57 (d) Minimum Charge. Shall be the customer charge.

58
59 (e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power
60 Cost Factor (PCF).
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(f) Contract. A written application is required.

(g) Rules and Regulations. This rate schedule is subject to the general rules and regulations of the electric utility which rules and regulations are a part of this schedule, the same as if copied herein verbatim.

933.021 SCHEDULE RS/AE-RESIDENTIAL SERVICE/ALL ELECTRIC.

(a) Availability. Available where secondary distribution lines are adjacent to the premises to be served. Applies to electric service to all-electric homes, other than three phase service, for all domestic purposes in private residences and single occupancy apartments where electricity is the primary source of space heating utilizing electric heat pumps, electric baseboard heat, or other permanent type of electric heating system. Where a portion of a residential unit is used for a purpose of commercial or public nature, the appropriate general service rate applies to all service. However, if the wiring is so arranged that the service for residential purposes can be metered separately, this rate shall be applied to the residential service. The residential service rate does not apply to a commercial, institutional or industrial establishment.

(b) Service. Alternating current, sixty hertz, single phase, nominal 120/140 volts.

(c) Monthly Charge. In each month as delineated below the charge per customer shall be computed in accordance with the following rates:

(1) Winter Months (October through May)

	<u>1-1-201-1-15</u>	<u>1-1-211-1-16</u>	<u>1-1-221-1-17</u>
Customer charge	\$9.653.75 per month	\$11.555.75 per month	\$13.557.75 per month
First 900 KWH	<u>10.30210.411¢</u> per KWH	<u>10.302 10.355¢</u> per KWH	<u>10.302¢</u> per KWH
Balance of KWH	<u>9.275 7.890¢</u> per KWH	<u>9.8028.327¢</u> per KWH	<u>9.8028.675¢</u> per KWH

(2) Summer Months (June, July, August, and September)

	<u>1-1-201-1-15</u>	<u>1-1-211-1-16</u>	<u>1-1-221-1-17</u>
Customer charge	\$9.653.75 per month	\$11.55 5.75 per month	\$13.55 7.75 per month
All KWH	<u>10.30210.411¢</u> per KWH	<u>10.302 10.355¢</u> per KWH	<u>10.302¢</u> per KWH

(d) Minimum Charge. Shall be the customer charge.

(e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power Cost Factor (PCF).

(f) Contract. A written application is required.

(g) Rules and Regulations. This rate schedule is subject to the general rules and regulations of the electric utility which rules and regulations are a part of this schedule, the same as if copied herein verbatim.

933.03 SCHEDULE GSS- GENERAL SERVICE, SMALL, SINGLE PHASE.

(a) Availability. Available where secondary distribution lines are adjacent to the premises to be served. Applies to electric service supplied at one point on one premises. This rate does not apply to standby service.

(b) Service. Alternating current, sixty hertz, and where available, single phase, nominal 120/240 volts.

(c) Monthly Charge. The monthly charge per customer shall be computed in accordance with the following rates:

	<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-211-1-16</u>
Customer charge	\$21.00 20.00 per month	\$22.0016.00 per month
All KWH	<u>11.00110.8637¢</u> per KWH	<u>11.23210.815¢</u> per KWH

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Customer charge Effective 1-1-2217
~~\$23.00~~20.00 per month
All KWH 11.468~~10.775~~¢ per KWH

(d) Minimum Charge. Shall be the customer charge.

(e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power Cost Factor (PCF).

(f) Contract. A written application is required.

(g) Rules and Regulations. This rate schedule is subject to the general rules and regulations of the electric utility, which rules and regulations are a part of this rate schedule, the same as if copied herein verbatim.

933.04 SCHEDULE GSM- GENERAL SERVICE, MEDIUM, THREE PHASE.

(a) Availability. Available where secondary distribution lines are adjacent to the premises to be served. Applies to electric service supplied at one point on one premises. This rate does not apply to standby service.

(b) Service. Alternating current, sixty hertz, and where available, three phase, nominal 480 volts, 240 volts or 120/208 volts. This rate also applies to temporary service poles.

(c) Monthly Charge. The monthly charge per customer shall be computed in accordance with the following rates:

	<u>Effective 1-1-2011-1-15</u>	<u>Effective 1-1-2116</u>
Customer charge	\$27.00 14.00 per month	\$29.00 19.50 per month
All KWH	<u>10.940</u> 10.848 ¢ per KWH	<u>11.158</u> 10.785 ¢ per KWH

Customer charge Effective 1-1-2217
\$31.0025.00 per month
All KWH 11.381~~10.725~~¢ per KWH

(d) Minimum Charge. Shall be the customer charge.

(e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power Cost Factor (PCF).

(f) Contract. A written application is required.

(g) Rules and Regulations. This rate schedule is subject to the general rules and regulations of the electric utility, which rules and regulations are a part of this rate schedule, the same as if copied herein verbatim.

933.05 SCHEDULE GSL - GENERAL SERVICE, LARGE.

(a) Availability. Available where secondary distribution lines are adjacent to the premises, where the billing demand is greater than fifty KW and where the utility owns and maintains transforming, controlling, regulating and protective equipment to customer service voltage. This rate does not apply to standby service.

(b) Service. Alternating current, sixty hertz, and where available, three phase, four wire, 240 volts, 480 volts or 120/208 volts. Metering equipment is located on the customer service cables.

(c) Monthly Charge. The monthly charge per customer shall be the sum of the demand, ~~and energy~~ and customer charges in accordance with the following rate:

Demand Charge

186		<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-2116</u>
187	First 100 KW	<u>\$15.3013.58</u>	<u>\$16.3014.30</u>
188	demand per month		
189	All over 100 KW	<u>\$15.3012.55</u>	<u>\$16.3013.30</u>
190			
191		<u>Effective 1-1-2217</u>	
192	First 100 KW	<u>\$17.2012.70</u>	
193	demand per month		
194	All over 100 KW	<u>\$17.2011.68</u>	
195	demand per month		

196
197 Energy Charge

198		<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-2116</u>
199	First 250 KWH	<u>6.3416.395¢</u>	<u>6.3416.330¢</u>
200	per KW billing		
201	demand		
202	Next 150 per KWH	<u>6.2046.095¢</u>	<u>6.3286.026¢</u>
203	per KW billing		
204	demand		
205	All additional KWH	<u>5.6735.556¢</u>	<u>5.9005.479¢</u>
206			
207		<u>Effective 1-1-2217</u>	
208	First 250 KWH	<u>6.3506.341¢</u>	
209	per KW billing		
210	demand		
211	Next 150 per KWH	<u>6.3506.023¢</u>	
212	per KW billing		
213	demand		
214	All additional KWH	<u>6.3505.455¢</u>	
215	First 100 KW		

216
217 Customer Charge

218			
219	<u>Effective 1-1-2020</u>	<u>Effective 1-1-21</u>	<u>Effective 1-1-22</u>
220	<u>\$25.00 per month</u>	<u>\$50.00 per month</u>	<u>\$75.00 per month</u>

221
222 (d) Kilowatt (KW) Billing Demand. The minimum charge shall be the demand charge plus
223 the customer charge. The billing demand for the month shall be the greatest of:

- 224 (1) The highest measured fifteen minute KW demand during the month.
225 (2) Sixty percent (60%) of the highest billing demand during the preceding eleven
226 months.
227 (3) Fifty KW.

228 When metering capable of measuring on-peak and off-peak demands is in use, the customer's
229 measured demand shall be the greater of the on-peak demand or twenty-five percent (25%) of the
230 off-peak demand. On-peak periods are from 8:00 a. m. to 9:00 p.m. on normal business days. All
231 other periods shall be off-peak.

232
233 (e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power
234 Cost Factor (PCF).

235
236 (f) Power Factor. The customer shall so arrange and equip his installation that the power
237 factor of his load at the time of maximum demand will be not less than 0.8 lagging. However, if
238 the power factor as determined by measurement is less than 0.8 the measured demand shall be
239 modified by the ratio of 0.8 to the measured power factor.

240
241 (g) ~~Metering. In the event the electric utility elects to meter the service on the high voltage~~
242 ~~side of the transformation equipment, the kilowatt hours as registered on the meter and read by~~
243 ~~the meter reader will be reduced in quantity by three percent (3%) prior to calculating the monthly~~
244 ~~charge.~~

245
246 (hg) Contract. A written application is required.
247

248 (ih) Rules and Regulations. This rate schedule is subject to the general rules and
 249 regulations of the electric utility which rules and regulations are a part of this rate schedule, the
 250 same as if copied herein verbatim.

251
 252 933.06 SCHEDULE GSD- GENERAL SERVICE, DISTRIBUTION.

253 (a) Availability. Available where distribution lines are adjacent to the premises to be
 254 served. Applies to electric service supplied at one point on one premises where the demand is
 255 greater than fifty KW and where the consumer owns and maintains all transforming, controlling,
 256 regulating and protective equipment. ~~This rate does not apply to standby service.~~

257
 258 (b) Service. Alternating current, sixty hertz, and where available, 3 phase nominal
 259 2400/4160 volts, three phase, 4 wire, grounded, 7200/12,470 volts, 4 wire grounded, or 13,800
 260 / 23,900 volts, 4 wire grounded. Metering equipment is located on the primary side of the customer-
 261 owned service transformer.

262
 263
 264 (c) Monthly Charge. The monthly charge per customer shall be the sum of the
 265 demand, ~~and energy~~ and customer charges in accordance with the following rates:

266	<u>Demand Charge</u>		
267		<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-2116</u>
268	First 100 KW	\$14.00 12.70	\$14.70 13.00
269	demand per month		
270	All over 100 KW	\$14.00 11.90	\$14.70 12.10
271			
272			
273			
274		<u>Effective 1-1-2217</u>	
275	First 100 KW	\$15.40 13.10	
276	demand per month		
277	All over 100 KW	\$15.40 12.25	
278	demand per month		
279			
280			
281	<u>Energy Charge</u>		
282		<u>Effective 1-1-201-1-15</u>	<u>Effective 1-1-2116</u>
283	First 250 KWH	6.1826 6.253¢	6.1826 6.252¢
284	per KW billing		
285	demand		
286	Next 150 per KWH	6.0496 6.071¢	6.1706 6.144¢
287	per KW billing		
288	demand		
289	All additional KWH	5.5315 5.527¢	5.7535 5.640¢
290			
291			
292		<u>Effective 1-1-2217</u>	
293	First 250 KWH	6.1916 6.231¢	
294	per KW billing		
295	demand		
296			
297	Next 150 per KWH	6.1916 6.201¢	
298	per KW billing		
299	demand		
300			
301	All additional KWH	6.1915 5.736¢	
302			
303	<u>Customer Charge</u>		
304			
305	<u>Effective 1-1-2020</u>	<u>Effective 1-1-21</u>	<u>Effective 1-1-22</u>
306	<u>\$50.00 per month</u>	<u>\$100.00 per month</u>	<u>\$150.00 per month</u>
307			
308			

309 (d) Kilowatt (KW) Billing Demand. The minimum charge shall be the demand charge plus
310 the customer charge. The billing demand for the month shall be the greatest of:

311 (1) The highest measured fifteen minute KW demand during the month.
312 (2) Sixty percent (60%) of the highest billing demand during the preceding eleven
313 months.

314 (3) Fifty KW.

315 When metering capable of measuring on-peak and off-peak demands is in use, the customer's
316 measured demand shall be the greater of the on-peak demand or twenty-five percent (25%) of the
317 off-peak demand. On-peak periods are from 8:00 a.m. to 9:00 p.m. on normal business days. All
318 other periods shall be off-peak.

319
320 ~~(e) Minimum Charge. The minimum charge shall be demand charge. The minimum~~
321 ~~demand shall be sixty percent (60%) of the highest demand during the preceding eleven months~~
322 ~~or fifty KW whichever is greater.~~

323
324 (fe) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power
325 Cost Factor (PCF).

326
327 (gf) Power Factor. The customer shall so arrange and equip his installation that the power
328 factor of his load at the time of maximum demand will be not less than 0.8 lagging. However, if
329 the power factor as determined by measurement is less than 0.8 lagging, the measured demand
330 shall be modified by the ratio of 0.8 to the measured power factor.

331
332 (hg) Contract. A written application is required.

333
334 (ih) Rules and Regulations. This rate schedule is subject to the general rules and
335 regulations of the electric utility which rules and regulations are a part of this rate schedule, the
336 same as if copied herein verbatim.

337
338
339 933.07 SCHEDULE SL – GENERAL SERVICE SPECIAL LARGE

340
341 (a) Availability. Available where secondary distribution lines are adjacent to the premises,
342 where the billing demand is greater than fifty KW and where the utility owns and maintains
343 transforming, controlling, regulating and protective equipment to customer service voltage.

344
345 (b) Service. Alternating current, sixty hertz, and where available, three phase, four wire,
346 240 volts, 480 volts or 120/208 volts. Metering equipment is located on the primary side of the
347 utility-owned service transformer.

348
349 (c) Monthly Charge. The monthly charge per customer shall be the sum of the demand,
350 energy and customer charges in accordance with the following rate:

351
352
353 Demand Charge

	<u>Effective 1-1-20</u>	<u>Effective 1-1-21</u>
<u>First 100 KW</u>	<u>\$14.92</u>	<u>\$15.89</u>
<u>demand per month</u>		
<u>All over 100 KW</u>	<u>\$14.92</u>	<u>\$15.89</u>

	<u>Effective 1-1-22</u>
<u>First 100 KW</u>	<u>\$16.77</u>
<u>demand per month</u>	
<u>All over 100 KW</u>	<u>\$16.77</u>
<u>demand per month</u>	

364
365 Energy Charge

	<u>Effective 1-1-20</u>	<u>Effective 1-1-21</u>
<u>First 250 KWH</u>	<u>6.182¢</u>	<u>6.182¢</u>
<u>per KW billing</u>		
<u>demand</u>		
<u>Next 150 per KWH</u>	<u>6.049¢</u>	<u>6.170¢</u>

371 per KW billing
 372 demand
 373 All additional KWH 5.531¢ 5.753¢

374
 375
 376 Effective 1-1-22
 377 First 250 KWH 6.191¢
 378 per KW billing
 379 demand
 380 Next 150 per KWH 6.191¢
 381 per KW billing
 382 demand
 383 All additional KWH 6.191¢
 384 First 100 KW

385
 386
 387
 388 Customer Charge

389
 390 Effective 1-1-2020 Effective 1-1-21 Effective 1-1-22
 391 \$50.00 per month \$100.00 per month \$150.00 per month

392
 393
 394
 395 (d) Kilowatt (KW) Billing Demand. The minimum charge shall be the demand charge plus
 396 the customer charge. The billing demand for the month shall be the greatest of:

397 (1) The highest measured fifteen minute KW demand during the month.

398 (2) Sixty percent (60%) of the highest billing demand during the preceding eleven
 399 months.

400 (3) Fifty KW.

401 When metering capable of measuring on-peak and off-peak demands is in use, the customer's
 402 measured demand shall be the greater of the on-peak demand or twenty-five percent (25%) of the
 403 off-peak demand. On-peak periods are from 8:00 a. m. to 9:00 p.m. on normal business days. All
 404 other periods shall be off-peak.

405
 406 (e) Power Cost Adjustment. The monthly charge shall be adjusted according to the Power
 407 Cost Factor (PCF).

408
 409 (f) Power Factor. The customer shall so arrange and equip his installation that the power
 410 factor of his load at the time of maximum demand will be not less than 0.8 lagging. However, if
 411 the power factor as determined by measurement is less than 0.8 the measured demand shall be
 412 modified by the ratio of 0.8 to the measured power factor.

413
 414 (g) Metering. In the event the electric utility elects to meter the service on the high voltage
 415 side of the transformation equipment, the kilowatt-hours as registered on the meter and read by
 416 the meter reader will be reduced in quantity by three percent (3%) prior to calculating the monthly
 417 charge.

418
 419 (g) Contract. A written application is required.

420
 421 (h) Rules and Regulations. This rate schedule is subject to the general rules and
 422 regulations of the electric utility which rules and regulations are a part of this rate schedule, the
 423 same as if copied herein verbatim.

424
 425 933.08 SCHEDULE SCS - SCHOOLS AND CITY SERVICE.

426 All public schools and property within the City corporation limits and under the jurisdiction
 427 of the City Board of Education and all parochial or sectarian schools within the City corporation
 428 limits shall be considered subject to the rules and regulations same as provided for the rate
 429 schedules applicable to the type of service rendered, except that the charge shall be:

430
 431 Per KWH: Effective 1-1-2011-15 Effective 1-1-2116
 432 10.6249.674¢ 11.0289.955¢

433 Meter and
434 billed monthly

435
436 Effective 1-1-2217
437 11.44710.235¢

438 Per KWH:
439 Metered and
440 billed monthly

441 Education institutions for children of pre-school age are specifically excluded from this rate
442 classification.

443 The Taylor Memorial Library, a public library, shall be charged the electric rate of school or
444 City service.

445 Chargeable City services may use this schedule or the appropriate rate schedule.

446 Power Cost Adjustment. The monthly charge shall be adjusted according to the Power Cost
447 Factor (PCF).

448
449 Section 2. That any other ordinances or resolutions or portions of ordinances and resolutions
450 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent herewith
451 and which have not previously been repealed are hereby ratified and confirmed.

452
453 Section 3. That it is found and determined that all formal actions of this Council concerning and
454 relating to the adoption of this ordinance were adopted in an open meeting of this Council and that all
455 deliberations of this Council and of any of its committees that resulted in such formal action were in
456 meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio
457 Revised Code.

458
459 Section 4. That this ordinance is hereby declared to be an emergency measure necessary for the
460 immediate preservation of public peace, health or safety for the stabilization of electric rates and provided
461 this ordinance receives the affirmative vote of two-thirds of the members elected or appointed to Council, it
462 shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, it shall
463 take effect and be in force at the earliest period allowed by law.

464
465
466
467 Passed: _____

President of Council

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472 _____
Clerk of Council

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475 Approved _____

Mayor

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479 11/10/14
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481

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. - 2019

6
7 AN ORDINANCE AMENDING SECTIONS 923.01 AND 923.02 OF PART
8 FIVE, TITLE NINE OF THE CODIFIED ORDINANCES OF THE CITY OF
9 CUYAHOGA FALLS, ESTABLISHING WATER RATES, AND DECLARING AN
10 EMERGENCY.

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

14
15 Section 1. Sections 923.01 and 923.02 of the Codified Ordinances of the City of Cuyahoga Falls are
16 hereby amended to read in full as follows (new text double underlined; deleted text in ~~strike through~~):

17
18 923.01 WATER RATES

19 (a) The Director of Public Service is hereby authorized to establish the following City water rates for all
20 water billed:

21
22 WATER RATE SCHEDULE EFFECTIVE JANUARY 1, 201220

23	24 First 400 cubic feet per month - Minimum	\$ 9.50	<u>10.93</u> per month
25	25 Next 19,600 cubic feet per month	\$ 23.74	<u>27.30</u> per 1,000 cu. ft.
26	26 All over 20,000 cubic feet per month by	\$ 16.50	<u>18.98</u> per 1,000 cu. ft.
27	27 users located outside the City of Cuyahoga		
28	28 Falls or next 130,000 cubic feet per month		
29	29 by users located within the City of		
30	30 Cuyahoga Falls		
31	31 All over 150,000 cubic feet per month	\$ 14.76	<u>16.97</u> per 1,000 cu. ft.
32	32 by users located within		
33	33 the City of Cuyahoga Falls		

34
35 MINIMUM METER RATES TO BE CHARGED
36 ACCORDING TO SIZE AS FOLLOWS EFFECTIVE JANUARY 1, 201120

37	38 Meter Minimum (inches)	39 Cubic Feet per Month	40 Minimum Rate per Month
41	5/8	400	\$ 9.50 <u>10.93</u>
42	3/4	900	21.37 <u>24.58</u>
43	1	1,900	45.12 <u>51.89</u>
44	1-1/4	2,200	52.22 <u>60.05</u>
45	1-1/2	2,500	59.35 <u>68.25</u>
46	2	3,100	73.60 <u>84.64</u>
47	3	4,400	104.46 <u>120.13</u>
48	4	6,300	149.56 <u>171.99</u>
49	6	9,600	227.90 <u>262.09</u>
50	8	16,700	396.45 <u>455.92</u>

51
52 FIRE SERVICE UNMETERED RATES EFFECTIVE JANUARY 1, 201220

53	54 Connection (inches)	55 Rate per Month
56	2	\$ 42.26 <u>48.60</u>
57	3	60.46 <u>69.53</u>
58	4	86.40 <u>99.36</u>
59	6	132.24 <u>152.08</u>
60	8	229.36 <u>263.76</u>
61	10	287.33 <u>330.43</u>
	12	387.56 <u>445.69</u>

923.02 SALE OF WATER BY DELIVERY OR AT PLANT TAP

(c) The charge for delivery shall be a flat fee of ~~\$33.93~~ 42.64 per delivery up to a maximum of 1,600 gallons per delivery. The Director of Public Service is hereby authorized to adjust this fee in January of each calendar year beginning in ~~2013~~ 2020, provided that no annual adjustment, whether an increase or decrease, may be made in excess of 3% of the rate then in effect except by ordinance. Residents shall be billed for said water delivery through the City's Utility Billing office.

Section 2. The amendments set forth in Section 1 of this Ordinance shall be effective January 1, 2020 or the effective date of this Ordinance, whichever is later.

Section 3. Existing sections 923.01 and 923.02 of the Codified Ordinances, as amended by Ord. 112-2011, passed December 27, 2011, is hereby repealed effective as of the effective date of Section 1 of this ordinance.

Section 4. Any 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 5. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public, in compliance with all legal requirements including Chapter 107 of the Codified Ordinances.

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

Passed: _____

President of Council

Clerk of Council

Approved _____

Mayor

11/12/19

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