

**NEW LEGISLATION**

August 29, 2022

| <b>Temp. No.</b> | <b>Introduced</b> | <b>Committee</b> | <b>Description</b>   |
|------------------|-------------------|------------------|--|
| A-88             | 8/29/22           | PZ               | An ordinance accepting the Planning Commission recommendation for the construction of a school campus for grades 6 through 12, located at 2630 13th Street for the Cuyahoga Falls City School District, and declaring an emergency.                                  |
| A-89             | 8/29/22           | PZ               | An ordinance authorizing the Mayor to enter into a land swap agreement with Cuyahoga Falls City School District in connection with the new school campus located at 2630 13th Street, and declaring an emergency.  |
| A-90             | 8/29/22           | Fin              | An ordinance authorizing the Director of Public Service to purchase certain interests in real property located on Parcel 35-03367, necessary for the improvement of West Portage Trail between State Road and Albertson Parkway, and declaring an emergency.         |
| A-91             | 8/29/22           | Fin              | An ordinance authorizing the Director of Public Service to enter into a contract or contracts, without competitive bidding, for the purchase of services, materials, supplies, and equipment for use in the Electrical Division in 2022, and declaring an emergency. |

**CALENDAR**  
August 29, 2022

The following legislation will be up for passage at the Council Meeting on August 29, 2022.

| <b>Temp. No.</b> | <b>Introduced</b> | <b>Committee</b> | <b>Description</b> |
|------------------|-------------------|------------------|--------------------|
| None.            |                   |                  |                    |

**PENDING LEGISLATION**

August 29, 2022

| <b>Temp. No.</b> | <b>Introduced</b> | <b>Committee</b> | <b>Description</b>  |
|------------------|-------------------|------------------|---|
| A-83             | 7/25/22           | PZ               | An ordinance accepting the recommendation of the Planning Commission for the construction of a 50,000 square foot Electric Department administration facility for the City of Cuyahoga Falls, located at 222 Cochran Road, and declaring an emergency.  |
| A-68             | 6/27/22           | Fin              | An ordinance authorizing the Director of Public Service to enter into a contract or contracts, without competitive bidding, for the purchase of services, materials, supplies, and equipment for use in the Water Division in 2022, making the necessary appropriations for the same, and declaring an emergency. |

| <b>Temp. No.</b> | <b>Introduced</b> | <b>Committee</b> | <b>Description</b>  |
|------------------|-------------------|------------------|---|
| A-84             | 7/25/22           | Fin              | <p>An ordinance providing for the issuance and sale of notes in the maximum principal amount of \$550,000, in anticipation of the issuance of bonds, for the purpose of paying the costs construction, reconstruction and renovation of the municipal Brookledge Golf Course clubhouse, including but not limited to the construction of a 1,800 square foot expansion, acquisition and installation of electrical and HVAC systems, a new roof, doors and windows, and related improvements, construction and replacement of sidewalks and a cart path around the facility, together with all necessary appurtenances thereto, and declaring an emergency.</p> |

| <b>Temp. No.</b> | <b>Introduced</b> | <b>Committee</b> | <b>Description</b>   |
|------------------|-------------------|------------------|--|
| A-85             | 7/25/22           | Fin              | An ordinance providing for the issuance and sale of notes in the maximum principal amount of \$1,200,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of acquiring, constructing, reconstructing, improving, equipping and installing of 3,400 lineal feet of sanitary sewer lines, 3,550 feet of water main lines and 8,000 lineal feet of electrical conduit wiring, related storm sewer lines and retention, erosion control and landscaping, along Princeton Place Boulevard, Nottingham Trail, Bainbridge Trail and Kensington Court, and declaring an emergency. |
| A-86             | 7/25/22           | Fin              | An ordinance providing for the issuance and sale of notes in the maximum aggregate principal amount of \$3,495,000, in anticipation of the issuance of bonds, for the purpose of paying the costs of various public infrastructure projects, and declaring an emergency.   |
| A-87             | 7/25/22           | PA               | An ordinance amending the Traffic Control File by providing for installation of various traffic control devices, and declaring an emergency.   |

2  
3  
4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. - 2022

7  
8 AN ORDINANCE ACCEPTING THE PLANNING COMMISSION  
9 RECOMMENDATION FOR THE CONSTRUCTION OF A SCHOOL  
10 CAMPUS FOR GRADES 6 THROUGH 12, LOCATED AT 2630 13<sup>TH</sup>  
11 STREET FOR THE CUYAHOGA FALLS CITY SCHOOL DISTRICT,  
12 AND DECLARING AN EMERGENCY.

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, on August 9, 2022, the Planning Commission recommended the approval of a  
18 major site plan for the construction of a school campus for grades 6 through 12 located at 2630  
19 13<sup>th</sup> Street for the Cuyahoga Falls City School District; and

20  
21 WHEREAS, such approval is given subject to all Planning Commission findings and  
22 provisions contained in Project File MSP-22-00030; and

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

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

29  
30 Section 1. That the City Council approves the major site plan for the construction of a  
31 school campus for grades 6 through 12 located at 2630 13<sup>th</sup> Street for the Cuyahoga Falls City  
32 School District. The approved site plan is depicted on Attachment "A" and is fully described in  
33 Project File MSP-22-00030.

34  
35 Section 2. That any other ordinances or resolutions or portions of ordinances and  
36 resolutions inconsistent herewith be and the same are hereby repealed, but any ordinances and  
37 resolutions not inconsistent herewith and which have not previously been repealed are hereby  
38 ratified and confirmed.

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

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

53  
54  
55 Passed: \_\_\_\_\_  
56  
57 \_\_\_\_\_  
58 President of Council

59 \_\_\_\_\_  
60 Clerk of Council

61 Approved: \_\_\_\_\_  
62 \_\_\_\_\_  
63 Mayor

64 8/29/22



2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. - 2022

6  
7 AN ORDINANCE AUTHORIZING THE MAYOR TO  
8 ENTER INTO A LAND SWAP AGREEMENT WITH  
9 CUYAHOGA FALLS CITY SCHOOL DISTRICT IN  
10 CONNECTION WITH THE NEW SCHOOL CAMPUS  
11 LOCATED AT 2630 13<sup>TH</sup> STREET, AND DECLARING  
12 AN EMERGENCY.  
13

14 WHEREAS, the City and Cuyahoga Falls City School District (“CFCSD”) each  
15 own parcels of property which the other party needs to conduct daily operations,  
16 to wit: CFCSD needs the City parcels for the development of the new school  
17 campus located at 2630 13th Street and the City needs the CFCSD parcel for  
18 additional space at Oakwood Cemetery; and  
19

20 WHEREAS, to accomplish this goal, the City agrees to transfer parcel  
21 numbers 0217975 and 0217976 located on the west side of 13<sup>th</sup> Street between  
22 Portage Trail and Silver Lake Avenue, Cuyahoga Falls, Ohio to CFCSD and  
23 CFCSD agrees to transfer part of parcel 0200949 located at 2300 4th Street,  
24 Cuyahoga Falls, Ohio to the City; and  
25

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

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

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

36 Section 1. The Mayor is authorized to enter into a land swap agreement with  
37 CFCSD for the properties set forth in Exhibits A and B attached to this ordinance.  
38

39 Section 2. Any other ordinances and resolutions or portions of ordinances and  
40 resolutions inconsistent herewith are hereby repealed, but any ordinances and  
41 resolutions or portions of ordinances and resolutions not inconsistent herewith  
42 and which have not previously been repealed are hereby ratified and confirmed.  
43

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



50        Section 4. This ordinance is hereby declared to be an emergency measure  
51 necessary for the preservation of the public peace, health, safety, convenience  
52 and welfare of the City of Cuyahoga Falls and the inhabitants thereof, and  
53 provided it received the affirmative vote of two-thirds of the members elected or  
54 appointed to Council, it shall take effect and be in force immediately upon its  
55 passage and approval by the Mayor; otherwise it shall take effect and be in force  
56 at the earliest period allowed by law.

57

58

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

60

\_\_\_\_\_  
President of Council

61

62

63

64

\_\_\_\_\_  
Clerk of Council

65

66

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

68

\_\_\_\_\_  
Mayor

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8/29/22

70

\\CF-FILE01\ldpublic\Council\2022ords\08-29-22\Land Swap Cuy Falls City

71

Schools Middle-High School.docx

**EXHIBIT A**

(City Parcels to be transferred to CFCSD)

Parcel 0217976

Beginning at the southwest corner of Lot 8; thence north along the west line of Lot 8 a distance of 2568.5 feet to the north line of Lot 8; thence east on the north line of Lot 8 a distance of 30 feet; thence south and parallel with the west line of Lot 8 a distance of 2568.5 feet to the south line of Lot 8; thence west on the south line of Lot 8 a distance of 30 feet to the place of beginning.

Parcel 0217975

Beginning at the southeast corner of Lot 18; thence north on the east line of Lot 18 a distance of 2266.44 feet; thence west and parallel with the south line of Lot 18 a distance of 30 feet; thence south and parallel with the east line of Lot 18 a distance of 2266.44 feet to the south line of Lot 18; thence east on the south line of Lot 18 a distance of 30 feet to the place of beginning.



## EXHIBIT B



CHARLES F. HAMMONTREE, P.E., P.S.  
ROBERT J. HAMMONTREE, III  
MICHAEL M. VALE, P.E., C.P.E.S.C., C.P.S.W.Q.  
KARL J. OPRISCH, P.E.  
WILLIAM P. UTZMAN, P.E., C.P.E.S.C.  
MARK M. ZIMMERMAN, P.E., C.P.E.S.C., C.P.S.W.Q.  
JENNIFER D. SCHUMACHER, P.E., LEED-AP

### HAMMONTREE & ASSOCIATES, LIMITED

*Engineers Planners Scientists Surveyors*

5233 Stoneham Road  
North Canton, Ohio 44720

Phone (330) 499-8817  
Fax (330) 499-0149  
[www.hammontree-engineers.com](http://www.hammontree-engineers.com)

TIMOTHY J. BRIGGS, P.S.  
SHELBY R. PRINGLE, N.I.C.E.T.  
MELINDA C. CHASE, P.E.  
DANTE C. CELLITTI, R.L.A., C.P.E.S.C., C.P.S.W.Q.  
JEFFREY A. RICE, C.P.S.S.  
MATTHEW A. WOHLFORD, P.S.

### Cuyahoga Falls High School 1.820 Acre Transient Parcel

Situated in the State of Ohio, County of Summit, and City of Cuyahoga Falls, and being part of Original Lot 1 of former Stow Township described as follows:

**Beginning** at a mag spike set in a tree stump at the southeast corner of subplot 2 of John H. Schillers Allotment as recorded in Plat Book 14, Pages 20-21;

1. Thence N 00°24'42" W with the east line of said subplot 2 and the east lines of sublots 3-7 of said John H. Schillers Allotment a distance of 271.78 feet to a 5/8 inch rebar with cap set;
2. Thence S 69°57'03" E with the southwest line of a parcel conveyed to The City of Cuyahoga Falls by Deed Book 1314, Page 579, a distance of 438.47 feet to a 5/8 inch rebar with cap set;
3. Thence S 11°51'32" W with the west line of a parcel conveyed to the Board of Education, City of Cuyahoga Falls School District by Deed Book 5157, Page 167, a distance of 158.15 feet to a 5/8 inch rebar with cap set;
4. Thence N 54°58'28" W with the north line of part of Thomas Court vacated by Instrument 57702207, and with a new line of division a distance of 66.38 feet to a 5/8 inch rebar with cap set;

CANTON, OH  
330-499-8817

PITTSBURGH, PA  
724-468-4622

ST. CLAIRSVILLE, OH  
740-695-7237


AKRON, OH  
330-633-7274

(CFCSD Parcel to be transferred to City)

Cuyahoga Falls High School Transient Parcel  
Page 2

5. Thence S 89°09'10" W continuing with a new line of division a distance of 323.13 feet to the **Point of Beginning**.

The above-described parcel has an area of 1.820 acres, none of which is in the public right of way as surveyed under the direction of Timothy J. Briggs, PS 7495, Hammontree & Associates, Ltd. North Canton, Ohio in June of 2022. Basis of bearings is the Ohio State Plane Coordinate System, North Zone (3401) Geoid 18, ODOT VRS NAD83(2011). All rebars set are 5/8-inch (nominal) diameter with caps inscribed "H&A LTD." All noted plats and deeds refer to the Summit County Fiscal Office records. The above-described parcel is subject to all easements and right of ways of public record or as otherwise legally established.

 7-15-22  
Timothy J. Briggs, PS 7495 date  
Hammontree & Associates, Ltd.



CANTON, OH  
330-499-8817


PITTSBURGH, PA  
724-468-4622

ST. CLAIRSVILLE, OH  
740-695-7237

AKRON, OH  
330-633-7274

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 7-15-22  
Timothy J. Briggs, PS 7495 date  
Hammontree & Associates, Ltd.



3  
4 CITY OF CUYAHOGA FALLS, OHIO

5  
6 ORDINANCE NO. - 2022

7  
8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
9 SERVICE TO PURCHASE CERTAIN INTERESTS IN REAL PROPERTY  
10 LOCATED ON PARCEL 35-03367, NECESSARY FOR THE  
11 IMPROVEMENT OF WEST PORTAGE TRAIL BETWEEN STATE ROAD  
12 AND ALBERTSON PARKWAY, AND 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 authorized to enter into a contract or contracts with  
18 Northminister Church of Cuyahoga Falls for the purchase of interests in real property located on  
19 Parcel 35-03367, necessary for the improvement of West Portage Trail between State Road and  
20 Albertson Parkway.

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

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

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

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

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

47  
48 \_\_\_\_\_  
49 Clerk of Council

50  
51  
52 Approved: \_\_\_\_\_  
53 \_\_\_\_\_  
54 Mayor

54 8/29/22

2  
3 CITY OF CUYAHOGA FALLS, OHIO

4  
5 ORDINANCE NO. - 2022

6  
7 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC  
8 SERVICE TO ENTER INTO A CONTRACT OR CONTRACTS,  
9 WITHOUT COMPETITIVE BIDDING, FOR THE PURCHASE  
10 OF SERVICES, MATERIALS, SUPPLIES, AND EQUIPMENT  
11 FOR USE IN THE ELECTRICAL DIVISION IN 2022, AND  
12 DECLARING AN EMERGENCY.

13  
14 WHEREAS, City departments and divisions must purchase services, materials,  
15 supplies, and equipment throughout the year to operate effectively; and

16  
17 WHEREAS, the public bidding process can slow the procurement of goods and  
18 services necessary to City operations; and

19  
20 WHEREAS, with some vendors, although no specific expenditure for their services,  
21 materials, supplies, and equipment are expected to exceed the competitive bidding  
22 amount threshold individually, collectively these costs are projected to exceed the  
23 competitive bidding limit.

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

27  
28 Section 1. The Director of Public Service is hereby authorized to enter into a contract  
29 or contracts, without competitive bidding, with the vendors listed below, for the  
30 purchase of the materials, supplies, and equipment listed in Exhibit A for use in the  
31 Electrical Division in 2022:

- 32  
33 - Anixter Inc.  
34 - Brownstown Electric Supply Co.  
35 - DECO Supply Company Inc.  
36 - Electric Research and Manufacturing Cooperative, Inc. (ERMCO)  
37 - Main Street Lighting  
38 - Power Line Supply Co.  
39 - Professional Electric Products Company (PEPCO)  
40 - Stella-Jones Corp.

41  
42 Section 2. The Director of Finance is authorized to increase appropriations in the  
43 Electric Fund, line item Other Operations and decrease appropriations in the Electric  
44 Fund, line item Capital Outlay by \$1,000,000.00.

45  
46 Section 3. Notwithstanding as an exception to Section 181.06 of the Codified  
47 Ordinances, Electrical Division expenditures made under the contracts authorized by  
48 this ordinance shall not exceed, in the aggregate, the budgets listed in Exhibit A without  
49 further consent of City Council by ordinance.



50 Section 4. The Director of Finance is hereby directed to make payment for same out  
51 of the Electric Fund, line items Other Operations and Capital Outlay, as indicated in  
52 Exhibit A.

53  
54 Section 5. Any other ordinances and resolutions or portions of ordinances and  
55 resolutions inconsistent herewith are hereby repealed, but any ordinances and  
56 resolutions or portions of ordinances and resolutions not inconsistent herewith and  
57 which have not previously been repealed are hereby ratified and confirmed.

58  
59 Section 6. It is found and determined that all formal actions of this Council  
60 concerning and relating to the adoption of this ordinance were adopted in an open  
61 meeting of this Council and that all deliberations of this Council and of any of its  
62 committees that resulted in such formal action were in meetings open to the public, in  
63 compliance with all legal requirements, to the extent applicable, including Chapter 107  
64 of the Codified Ordinances.

65  
66 Section 7. This ordinance is hereby declared to be an emergency measure necessary  
67 for the preservation of the public peace, health, safety, convenience and welfare of the  
68 City of Cuyahoga Falls and the inhabitants thereof and provided it receives the  
69 affirmative vote of two-thirds of the members elected or appointed to Council, it shall  
70 take effect and be in force immediately upon its passage and approval by the Mayor;  
71 otherwise it shall take effect and be in force at the earliest period allowed by law.

72  
73  
74 Passed: \_\_\_\_\_  
75 \_\_\_\_\_  
76 President of Council

77  
78 \_\_\_\_\_  
79 Clerk of Council

80  
81  
82 Approved: \_\_\_\_\_  
83 \_\_\_\_\_  
84 Mayor

84 8/29/22  
85 \\CF-FILE01\ldpublic\Council\2022ords\08-29-22\Electric Requirements Aug  
86 2022.docx

**Exhibit A – List of Equipment and Budgets**

| <b>Equipment Category</b>        | <b>Line Item</b>         | <b>Original Budget</b> | <b>Additional Amount</b> |
|----------------------------------|--------------------------|------------------------|--------------------------|
| 12.5 KV System Upgrade           | Capital Outlay           | \$300,000.00           | \$1,381,000.00           |
| Annual Requirements              | Capital Outlay           | \$325,000.00           | \$433,981.00             |
| Spare Regulators                 | Capital Outlay           | \$100,000.00           | \$500,000.00             |
| Electric Poles                   | Other Operations         | \$146,000.00           | \$123,305.00             |
| Electrical Supplies              | Other Operations         | \$18,000.00            | \$10,781.00              |
| Meter Supplies                   | Other Operations         | \$25,000.00            | \$20,000.00              |
| Pole Line Supplies               | Other Operations         | \$200,000.00           | \$258,769.00             |
| Transformers & Capacitors        | Other Operations         | \$179,000.00           | \$280,842.00             |
| Underground Electrical Supplies  | Other Operations         | \$85,000.00            | \$117,690.00             |
| Awards & Promotions              | Other Operations         | \$17,000.00            | \$16,471.00              |
| Chemical Supplies                | Other Operations         | \$2,000.00             | \$2,000.00               |
| Clothing – Safety                | Other Operations         | \$55,000.00            | \$31,389.00              |
| Hardware/Lumber Supplies         | Other Operations         | \$3,800.00             | \$943.00                 |
| Lighting Supplies                | Other Operations         | \$70,000.00            | \$55,294.00              |
| Miscellaneous Operating supplies | Other Operations         | \$2,500.00             | \$1,611.00               |
| Substation Supplies              | Other Operations         | \$30,000.00            | \$18,448.00              |
| Tools & Equipment                | Other Operations         | \$80,000.00            | \$27,619.00              |
| Wire and Cable Supplies          | Other Operations         | \$200,000.00           | \$81,605.00              |
|                                  | Capital Outlay – TOTAL   |                        | \$2,314,981.00           |
|                                  | Other Operations - TOTAL |                        | \$1,046,767.00           |
|                                  | TOTAL                    |                        | \$3,361,748.00           |