

# RECORD OF PROCEEDINGS

Minutes of

## CUYAHOGA FALLS CITY COUNCIL Minutes of the Council Meeting

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

May 29, 2007

Held

20

**Call to Order:**

Mr. Walters at 6:35 p.m.

Mr. Walters appointed Mr. James to act as Council Clerk.

**Roll Call:**

Mrs. Hummel, present; Mr. Gorbach, present; Mrs. Colavecchio, present; Mr. James, present; Mrs. Ritzinger, present; Mrs. Klinger, present; Mrs. Pyke, present; Mr. Barnhart, present; Mr. Flinn, present; Mr. Mader, present; Mr. Walters, present.

**Invocation:**

Mrs. Colavecchio

**Pledge of Allegiance:**

Mrs. Klinger

**Approval of Minutes:**

The minutes of the May 7, 2007 Special Council Meeting and the May 14, 2007 Regular Council Meeting were approved as submitted.

**Reports and Communications:** None

**New Legislation**

(First Reading)

**Temp. Ord. B-76 (Planning & Zoning)**

An ordinance authorizing and approving the conditional zoning certificate for B&B Towing at 3901 State Road and declaring an emergency.

**Temp. Ord. B-77 (Finance)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts for the purchase of real property located on Second Street and declaring an emergency.

**Temp. Ord. B-78 (Finance)**

An ordinance authorizing the donation of One Whelen MX7000 strobe light bar and switchbox, no longer needed by the City, to Portage Lakes Career Center for the public safety program, and declaring an emergency.

**Temp. Ord. B-79 (Public Improvements)**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts, according to law, for the construction of a multi-purpose trail on Wyoga Lake Road, and declaring an emergency.

**Temp. Res. B-80 (Public Improvements)**

A resolution pledging cooperation by the City of Cuyahoga Falls, Ohio, in the matter of the improvements of sanitary sewers on 6<sup>th</sup>, 7<sup>th</sup>, 8<sup>th</sup> and 9<sup>th</sup> Streets, and declaring an emergency.

**Temp. Res. B-81 (Public Improvements)**

A resolution pledging cooperation by the City of Cuyahoga Falls, Ohio, in the matter of the improvements of sanitary sewers and storm sewers on Purdue Street, and declaring an emergency.

**Temp. Res. B-82 (Public Improvements)**

A resolution pledging cooperation by the City of Cuyahoga Falls, Ohio, in the matter of rebuilding Chart Road from Northampton Road to 700-feet west of Keyser Parkway, and declaring an emergency.

**Temp. Ord. B-83 (Community Development)**

An ordinance authorizing the Mayor to enter into a community reinvestment area agreement with Bernard D. & Marion J. Mason, owners of B&B Towing and declaring an emergency.

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## Reports of Council's Standing Committees (Third Reading)

### Planning & Zoning

Nothing to report.

### Finance

#### **Substitute Temp. Ord. B-65**

An ordinance authorizing the Director of Public Service to enter into a contract or contracts according to law with the City of Akron to provide for water sharing and tax sharing, and declaring an emergency.

Mr. Gorbach moved to adopt Substitute B-65, second by Mrs. Klinger. Mr. Gorbach wanted to reemphasize that this agreement was good for Cuyahoga Falls and Akron and for the residents of both. He stated that some members of Council have received calls questioning whether it was mandatory to tie into the water line. Mr. Gorbach clarified that the agreement does not mandate anyone to do anything they do not wish to do. It only gives them an opportunity to tap into the line if it is in front of their property. Also, if they do tap-in, they would not be required to connect to the sewer system, which is actually in the County's sewer district. Motion passed, voice vote (11-0).

#### **Temp. Ord. B-73**

An ordinance authorizing the Director of Finance to Pay Kenmore Construction Company, Inc., for emergency repairs to the road embankment on Akron-Peninsula Road north of Ira Road, and declaring an emergency.

Mr. Gorbach moved to adopt B-73, second by Mrs. Klinger. Motion passed, voice vote (11-0).

### Public Improvements

Nothing to report.

### Public Affairs

#### **Temp. Ord. B-74**

An ordinance authorizing a boundary adjustment with the City of Akron and declaring an emergency.

Mrs. Ritzinger moved to amend B-74 by substitution, second by Mr. Flinn. Mrs. Ritzinger stated the change was in line 14 wherein if the water sharing agreement is not executed, the boundary adjustment will not take place. Motion passed, voice vote (11-0).

Mrs. Ritzinger moved to adopt Substitute B-74, second by Mr. Flinn. Motion passed, voice vote (11-0).

#### **Temp. Ord. B-75**

An ordinance amending the traffic control file by providing for installation of various traffic control devices, and declaring an emergency.

Mrs. Ritzinger moved to adopt B-75, second by Mrs. Colavecchio. Motion passed, voice vote (11-0).

### Community Development

Nothing to report.

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## Schedule of Committee meetings

Planning & Zoning  
Finance

June 4, 2007, 6:15 p.m.

6:20 p.m. Mr. Gorbach announced that his Committee will also be discussing Substitute B-27 regarding landlord and tenant utility structure.

Public Improvements  
Public Affairs

6:25 p.m.

Subject to call.

Community Development

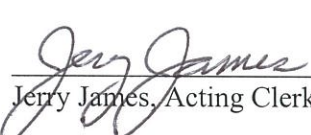
6:30 p.m.

## **Miscellaneous Business:**

None

Mr. Flinn moved to adjourn, second by Mr. James. Motion passed, voice vote (11-0). The meeting adjourned at 6:45 p.m.

  
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Don Walters, Council President

  
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Jerry James, Acting Clerk of Council