

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 42 - 2022

6
7 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
8 CONTRACT OR CONTRACTS, WITHOUT COMPETITIVE BIDDING,
9 WITH QUALITY FABRICATION & ASSEMBLY, LLC FOR THE
10 PURCHASE, CUTTING, AND FABRICATION OF STAINLESS
11 STEEL, TO BE UTILIZED IN A PUBLIC ART SCULPTURE
12 DESIGNED BY LOCAL ARTIST DON DRUMM, AND TO BE
13 INSTALLED IN HIGH BRIDGE GLENS PARK LOCATED AT 1817
14 FRONT STREET, AND MAKING THE NECESSARY
15 APPROPRIATIONS FOR THE SAME, AND DECLARING AN
16 EMERGENCY.

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18 WHEREAS, the City of Cuyahoga Falls is the recipient of a donation from Don Drumm, a
19 local artist, that consists of the design for a public art sculpture to be installed in High Bridge
20 Glens Park located at 1817 Front Street; and

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22 WHEREAS, the City of Cuyahoga Falls solicited a quotes, without competitive bidding, for
23 the purchase, cutting, and fabrication of stainless steel to construct the public art sculpture
24 designed by Don Drumm; and

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26 WHEREAS, the City receives Community Development Block Grant ("CDBG") funds from the
27 Department of Housing and Urban Development and said funds can be used to improve public
28 facilities, including the creation and installation of public art located in low-to-moderate income
29 areas; and

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31 WHEREAS, the City of Cuyahoga Falls wishes to enter into separate agreements with Quality
32 Fabrication & Assembly, LLC for the purchase, cutting, and fabrication of stainless steel to be
33 used in constructing the public art sculpture designed by Don Drumm; and

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35 WHEREAS, CDBG funding will be utilized for the fabrication portion of the agreement with
36 Quality Fabrication & Assembly, LLC, in an amount not to exceed \$65,000.00; and

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38 WHEREAS, Quality Fabrication & Assembly, LLC, as a local fabricator capable of saving costs
39 of transportation in erecting the public art sculpture once constructed, represents a specialized
40 vendor such that the City is not required to secure competitive bidding.

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

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45 Section 1. The Mayor is authorized to enter into separate agreements with Quality
46 Fabrication & Assembly, LLC, for the purchase and cutting of stainless steel in an amount not
47 to exceed \$210,000.00, and for fabrication in an amount not to exceed \$65,000.00, for its
48 construction of a public art sculpture designed by Don Drumm, a local artist, to be installed in
49 High Bridge Glens Park located at 1817 Front Street.

50 Section 2. The Director of Finance is hereby authorized to increase appropriations in the
51 Community Development Block Grant Fund, CDBG, line item Capital Outlay and reduce
52 appropriations in the Community Development Block Grant Fund, CDBG, line item Other
53 Operations in the amount of \$65,000.00. Furthermore, the Director of Finance is authorized to
54 increase appropriations in the Capital Fund, line item Capital Outlay in an amount not to exceed
55 \$210,000.00.
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57 Section 3. The Director of Finance is authorized to make payment from the Community
58 Development Block Grant Fund, CDBG, line item Capital Outlay in the amount of \$65,000.00
59 and the Capital Fund, line item Capital Outlay in an amount not to exceed \$210,000.00.
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61 Section 4. The Mayor, Director of Finance, Director of Community Development, Director of
62 Law, and any other public officials, individually and/or collectively as may be appropriate, are
63 authorized to prepare and execute such other documents and do all other things as are necessary
64 or incidental to carrying out the intent and/or requirements of this legislation.
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66 Section 5. Any ordinance or resolutions or portions of ordinances and resolutions
67 inconsistent herewith are hereby repealed, but any ordinances and resolutions not inconsistent
68 herewith and which have not previously been repealed are hereby ratified and confirmed.
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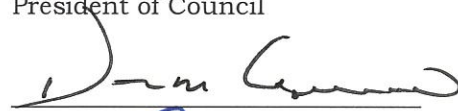
70 Section 6. It is found and determined that all formal actions of this Council concerning and
71 relating to the adoption of this ordinance were adopted in an open meeting of this Council and
72 that all deliberations of this Council and of any of its committees that resulted in such formal
73 action were in meetings open to the public, in compliance with all legal requirements, to the
74 extent applicable, including Chapter 107 of the Codified Ordinances.
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76 Section 7. This ordinance is hereby declared to be an emergency measure necessary of the
77 preservation of the public peace, health, safety, convenience, and welfare of the City of Cuyahoga
78 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two thirds of
79 the members elected or appointed to Council, it shall take effect and be in force immediately
80 upon its passage and approval by the Mayor; otherwise it shall take effect and be in force at the
81 earliest period allowed by law.
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84 Passed: 4-25-2022
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President of Council



Clerk of Council

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91 Approved: 4-25-2022
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Mayor

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94 4/25/22

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