

City of Strongsville

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October 30, 2014

City Council

Michael J. Daymut
President of Council
Ward 1

Matthew A. Schonhut
Ward 2

James E. Carbone
Ward 3

J. Scott Maloney
Ward 4

Joseph C. DeMio
At-Large

Kenneth M. Dooner
President Pro Tem
At-Large

Duke Southworth
At-Large

Aimee Pientka, CMC
Clerk of Council
aimee.pientka@strongsville.org

Tiffany Mekeel
Assistant Clerk of Council
tiffany.mekeel@strongsville.org

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, November 3, 2014**, to be held in the Caucus Room and the Council Chamber at the **Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road**:

Caucus will begin at 7:30 p.m. All committees listed will meet immediately following the previous committee:

7:30 P.M. **Public Safety and Health Committee** will meet to discuss Ordinance Nos. 2014-186, 2014-204, 2014-205 and Resolution No. 2014-206.

Communications and Technology Committee will meet to discuss Ordinance No. 2014-207.

Recreation and Community Services Committee will meet to discuss Ordinance No. 2014-208.

Finance Committee will meet to discuss Ordinance Nos. 2014-195, and 2014-209.

Planning Zoning and Engineering Committee will meet to discuss Ordinance No. 2014-210 and Resolution No. 2014-211.

Public Service and Conservation Committee will meet to discuss Ordinance Nos. 2014-198, 2014-199 and 2014-212.

Building and Utilities will meet to discuss Ordinance No. 2014-213 and 2014-214.

Economic Development Committee will meet to discuss items pertinent to the Committee.

Committee of the Whole will meet to discuss Ordinance Nos. 2014-200, 2014-201 and 2014-202.

8:00 P.M. **Regular Council Meeting**

Any other matters that may properly come before this Council may also be discussed.

BY ORDER OF THE COUNCIL:

Aimee Pientka, CMC
Clerk of Council

STRONGSVILLE CITY COUNCIL REGULAR MEETING
MONDAY, NOVEMBER 03, 2014 AT 8:00 P.M.
Mike Kalinich Sr. City Council Chamber
18688 Royalton Road, Strongsville, Ohio

AGENDA

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
 - *Council Meeting – October 20, 2014*
6. APPOINTMENTS AND CONFIRMATIONS:
 - Mayor's re-appointment of Greg McDonald to a four (4) year term as a member of the City's Planning Commission, effective November 30, 2014 and expiring November 29, 2018.
7. REPORTS OF COUNCIL COMMITTEES:
 - SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth:
 - SCHOOL BOARD – Mr. Carbone:
 - BUILDING AND UTILITIES – Mr. Schonhut:
 - COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut:
 - ECONOMIC DEVELOPMENT – Mr. Daymut:
 - FINANCE – Mr. Dooner:
 - PLANNING, ZONING AND ENGINEERING – Mr. Maloney:
 - PUBLIC SAFETY AND HEALTH – Mr. DeMio:
 - PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:
 - *Motion to note and approve the owner's designation of wishes for interments in the Strongsville Municipal Cemetery, Section F, Lot #390, Grave B.*
 - *Motion to ratify, approve and note the burial of Paul Dobos in Section F, Lot #390, Grave D, based on the owner's designation of wishes for interments in the Strongsville Municipal Cemetery.*
 - RECREATION AND COMMUNITY SERVICES – Mr. Southworth:
 - COMMITTEE-OF-THE-WHOLE – Mr. Daymut:

8. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:

- MAYOR PERCIAK:
- FINANCE DEPARTMENT - Mr. Dubovec:
- LAW DEPARTMENT- Mr. Kraus:

9. AUDIENCE PARTICIPATION:

10. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 2014-186 by Mayor Perciak and Mr. DeMio. AN ORDINANCE RATIFYING, AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AGREEMENTS WITH TAC COMPUTER, INC. FOR CONTINUATION OF COMPUTER SOFTWARE AND MAINTENANCE SERVICES FOR THE STRONGSVILLE POLICE AND FIRE DEPARTMENTS, INCLUDING THE CITY'S REGIONAL PUBLIC SAFETY DISPATCH CENTER, FOR THE REMAINDER OF 2014 AND FOR 2015, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY. First reading 10-06-14. Second reading 10-20-14.
- Ordinance No. 2014-195 by Mayor Perciak and Mr. Dooner. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND DIRECTOR OF FINANCE TO ENTER INTO AGREEMENT(S) TO PURCHASE PROPERTY-CASUALTY AND RELATED INSURANCE COVERAGES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY. First reading 10-20-14.
- Ordinance No. 2014-198 by Mr. Carbone. AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2013-222 TO INCREASE THE APPROPRIATED CONTRACT NOT-TO-EXCEED AMOUNT WITH SCHULTZ FLUID HANDLING FOR ADDITIONAL ITEMS REQUIRED BY THE DEPARTMENT OF PUBLIC SERVICE TO REPAIR THE PUMPS AT THE CITY'S WASTEWATER TREATMENT FACILITIES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY. First reading 10-20-14.
- Ordinance No. 2014-199 by Mayor Perciak and Mr. Carbone. AN ORDINANCE RATIFYING, APPROVING AND AUTHORIZING THE MAYOR TO MAKE VARIOUS PURCHASES OF MISCELLANEOUS SUPPLIES, MATERIALS AND EMERGENCY ITEMS AS NEEDED BY THE CITY'S SERVICE DEPARTMENT AND OTHER CITY DEPARTMENTS, ALL WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY. First reading 10-20-14.
- Ordinance No. 2014-200 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A GETGO MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY. First reading 10-20-14.

- Ordinance No. 2014-201 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A PROSPECT/ALBION MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY. First reading 10-20-14.
- Ordinance No. 2014-202 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A WHITNEY/PEARL MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY. First reading 10-20-14.
- Ordinance No. 2014-204 by Mr. DeMio. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR'S ENTERING INTO A CONTRACT WITH UNIVERSITY HOSPITALS OF CLEVELAND IN CONNECTION WITH A CUYAHOGA COUNTY OVI TASK FORCE GRANT AWARD RECEIVED FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, AND DECLARING AN EMERGENCY.
- Ordinance No. 2014-205 by Mr. Maloney and Mr. Carbone. AN ORDINANCE AMENDING CHAPTER 452 OF TITLE EIGHT OF PART FOUR-TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ESTABLISH A NEW SECTION 452.15 PROHIBITING PARKING OF CERTAIN VEHICLES ON A LOT INTENDED OR DEVELOPED FOR A SINGLE-FAMILY OR TWO-FAMILY USE, PROVIDING PENALTIES FOR VIOLATIONS, AND DECLARING AN EMERGENCY.
- Resolution No. 2014-206 by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING A DONATION OF \$300.00 FROM COLUMBIA PIPELINE GROUP TO THE CITY OF STRONGSVILLE FIRE DEPARTMENT TO BE USED FOR MISCELLANEOUS SUPPLIES.
- Ordinance No. 2014-207 by Mr. Schonhut. AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2014-010 TO INCREASE THE DOLLAR AMOUNT AUTHORIZED FOR THE PURCHASE OF SERVICES AND SUPPORT FOR VIDEO PROCESSING AND SURVEILLANCE, FORENSIC AND FRAUD PREVENTION, DATA NETWORK ENGINEERING, AND COMPUTER HARDWARE AND SOFTWARE MAINTENANCE FOR USE BY VARIOUS DEPARTMENTS OF THE CITY, INCLUDING THE NEW CONSOLIDATED DISPATCH CENTER, BY THE DIRECTOR OF COMMUNICATION & TECHNOLOGY, UNDER THE UNITED STATES GENERAL SERVICES ADMINISTRATION CONTRACTS; AND DECLARING AN EMERGENCY.

- Ordinance No. 2014-208 by Mayor Perciak and Mr. Southworth. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE and approve CHANGE ORDER NO. 2 FOR AN INCREASE IN THE CONTRACT PRICE AND IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND A. W. FARRELL AND SON, INC., IN CONNECTION WITH THE ROOF REPLACEMENT FOR THE AQUATIC CENTER AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.
- Ordinance No. 2014-209 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR A COMPREHENSIVE HEALTH BENEFITS PLAN FOR CITY EMPLOYEES FOR THE YEAR 2015, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2014-210 by Mr. Maloney. AN ORDINANCE ACCEPTING FOR DEDICATION TO PUBLIC USE CERTAIN LANDS WITHIN OLD NATIONAL BANK N.A. SUBDIVISION; ACCEPTING CERTAIN PUBLIC UTILITIES CONSTRUCTED THEREIN; AUTHORIZING AND DIRECTING THE ACTS REQUIRED IN FURTHERANCE THEREOF, AND DECLARING AN EMERGENCY.
- Resolution No. 2014-211 by Mr. Maloney. A RESOLUTION confirming planning COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE CO-LOCATION of THREE (3) NEW ANTENNAS ON AN EXISTING TELECOMMUNICATIONS TOWER ON CITY-OWNED PROPERTY LOCATED AT 15711 royalton road (PPN 399-02-005) IN THE CITY OF STRONGSVILLE.
- Ordinance No. 2014-212 by Mayor Perciak and Mr. Carbone. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO MAKE PURCHASES OF SEWER PIPE, PARTS AND EMERGENCY REPAIR ITEMS AS NEEDED BY THE CITY'S SERVICE DEPARTMENT DURING 2014, ALL WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2014-213 by Mr. Schonhut. AN ORDINANCE AUTHORIZING THE MAYOR AND BUILDING COMMISSIONER TO ENTER INTO A CONTRACT FOR THE DEMOLITION OF UNSAFE STRUCTURES LOCATED AT 19633 GLENMAR WAY, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Resolution No. 2014-214 by Mayor Perciak and All Members of Council. A RESOLUTION AUTHORIZING THE MAYOR AND BUILDING COMMISSIONER TO WAIVE AND/OR REDUCE CERTAIN BUILDING PERMIT AND INSPECTION FEES ASSOCIATED WITH RENOVATIONS TO THE HIGH SCHOOL BY THE STRONGSVILLE SCHOOL DISTRICT, AND DECLARING AN EMERGENCY.

11. COMMUNICATIONS, PETITIONS AND CLAIMS:

12. MISCELLANEOUS BUSINESS:

13. ADJOURNMENT:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 204

By: Mr. DeMio

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR'S ENTERING INTO A CONTRACT WITH UNIVERSITY HOSPITALS OF CLEVELAND IN CONNECTION WITH A CUYAHOGA COUNTY OVI TASK FORCE GRANT AWARD RECEIVED FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, AND DECLARING AN EMERGENCY.

WHEREAS, the Federal Highway Safety Act of 1966 directed the National Highway Traffic Safety Administration and Federal Highway Administration of the U.S. Department of Transportation to jointly administer various highway safety activities; and

WHEREAS, federal funds are administered through the Ohio Department of Public Safety (ODPS) to eligible entities for various targeted enforcement activity grant programs; and

WHEREAS, the City has been notified that University Hospitals of Cleveland has again received a Cuyahoga County OVI Task Force grant from the Ohio Department of Public Safety; and

WHEREAS, University Hospitals of Cleveland is desirous of once again engaging the City of Strongsville to provide targeted enforcement activity in connection with the aforesaid OVI Task Force grant, in furtherance of the City's participation in the "Click It or Ticket program.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, AND STATE OF OHIO:

Section 1. That this Council hereby approves and authorizes the Mayor's entering into a Services Agreement with University Hospitals of Cleveland, a copy of which is attached hereto as Exhibit A; and further authorizes and directs the Mayor and other appropriate officers of the City to do all things necessary in furtherance thereof.

Section 2. That any funds required to meet the City's obligation under this Agreement, if any, have been appropriated in accordance with law and shall be paid from the General Fund.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2014 – 204
Page 2

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to approve and authorize this agreement in order to participate in the Cuyahoga County OVI Task Force grant program and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

 President of Council

Approved: _____
 Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2014-204. Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

 Pub Hrg. _____ Ref: _____
 Adopted: _____ Defeated: _____

**CONTRACT
UNIVERSITY HOSPITALS OF CLEVELAND**

SERVICES AGREEMENT

THIS AGREEMENT, entered into as of this 1st Day of October 2014, by and between: UNIVERSITY HOSPITALS OF CLEVELAND, Cleveland, Ohio (hereinafter referred to as the "UHC") and the city of Strongsville and its Police Department (hereinafter referred to as the "subgrantee"), WITNESSETH:

WHEREAS, the UHC has received the Cuyahoga County OVI Task Force grant **OVITF-2015-18-00-00-00453-00** from the Ohio Department of Public Safety (ODPS) and is desirous of engaging the contract agency to provide targeted enforcement activity in completion of the aforementioned grant.

NOW, **THEREFORE**, the parties hereto do mutually agree as follows:

I. SERVICE RENDERED BY SUBGRANTEE

Targeted enforcement by sworn law enforcement officers done at approved problem sites in accordance with all applicable laws and grant terms. Targeted enforcement will be conducted in support of the Cuyahoga County OVI Task Force project goals, which are to decrease the incidence of OVI violations, decrease crashes where alcohol is a contributing factor, increase enforcement of OVI laws, enforce Ohio's occupant protection laws at sobriety checkpoints and saturation patrols with a zero-tolerance policy for non-compliance, participate in state and national mobilizations, use the low manpower OVI checkpoint model to conduct low-cost, highly-effective OVI checkpoints throughout Cuyahoga County and decrease incidence in Cuyahoga County of the following: fatal crashes, alcohol-related fatal crashes, alcohol-related motorcycle crashes. In addition:

- a.) Law Enforcement Reports: In months that the subgrantee conducts grant-related activity, the subgrantee will report traffic enforcement activity on the *Cuyahoga County OVI Task Force Report Form and/or OVI Checkpoint Activity Form* and financial claim information on the *Invoice Form*. Monthly activity reports shall be submitted to the UHC by the 10th day of the following month. Reports must be submitted electronically (no paper forms) via e-mail. Reporting must be submitted electronically using the forms provided by the UHC via email or flash drive (subgrantee preference) to the subgrantee representative(s). Justification for sites selected for enforcement activity should be documented and maintained as a part of the subgrantee's file for this Agreement.
- b.) Training Certification: The subgrantee will assure that all enforcement personnel to be involved in approved enforcement-related activity will be certified in the following types(s) of training, as appropriate:
 - Speed-related Traffic Enforcement -- Proper Use of Speed Detection Equipment Training
 - Sobriety Checkpoints/Alcohol-related Traffic Enforcement -- SFST Training and Sobriety Checkpoint Training: training in standard procedures and operations associated with staffing and staging low manpower OVI checkpoints and saturation patrols.
- c.) Enforcement Hours Eligibility: Direct labor hours expended in traffic safety enforcement programs must be over and above the normal active pay status workweek as defined in the subgrantee's work rules or contracts. Part-time permanent staff is eligible for funding. Only one officer per patrol car will be funded as part of traffic enforcement grants.
- d.) Safety Belt Policy: Subgrantee must have a policy statement requiring employees to wear safety belts. All personnel working under this contract must wear safety belts. Subgrantee must agree to conduct zero-tolerance enforcement of Ohio's occupant restraint laws.
- e.) Enforcing Safety Belt Laws: Subgrantee will enforce all safety belt and child passenger safety (CPS) laws on all traffic stops made under this grant.
- f.) Pursuit Policy: Subgrantee must have a policy statement regarding the guidelines for making decisions with regard to vehicular pursuit in accordance with NHTSA and IACP recommendations.
- g.) Fatal Crash Data Review Committee: Subgrantee must provide crash reports in which there was a fatality to the UHC within 30 days of a fatal crash. Subgrantee must agree to participate in the Fatal Crash Review Committee

to review fatal crash reports to determine patterns or trends that can aid in developing future traffic safety countermeasures.

- h.) **Required activity:** All agencies receiving federal funding for overtime enforcement are required to participate in and report by the required deadlines on the "Click It or Ticket" (CIOT) mobilization and the Labor Day Alcohol mobilization. Scheduled dates for the mobilizations are: CIOT – May 18–31, 2015. Alcohol mobilization – August 21 – September 7, 2015. These dates are subject to change according to Federal requirements.

II. COMPENSATION AND PAYMENT

Compensation shall be on the basis of direct costs based on actual activity completed, not to exceed \$6,023.28 for all services performed under this Agreement. To be eligible for reimbursement, subgrantee will complete and submit an invoice detailing name and rank of officer working the overtime activity, date, time and hours worked, overtime rate earned and check/warrant/voucher number of overtime payment. Subgrantee will provide a detail of citations issued and arrests made during overtime activity using a form provided by the UHC. Reimbursement will only be made for actual costs incurred in support of the project. Reimbursement will not be made for activity that is considered **supplanting**, including: (a.) replacing routine and/or existing expenditures with the use of Federal grant funds and/or (b.) using Federal grant funds for costs of activities that constitute general expenses required to carry out the overall responsibilities of the subgrantee. All payments under this Agreement shall be subject to recovery by the ODPS or other Federal or state governmental agencies in the event not deemed not to comply with any applicable requirements.

This agreement is to be funded under the federal grant program that begins October 1, 2014. Funding of this Agreement is dependent upon the availability of federal funds as appropriated and obligated by the US Department of Transportation and the Ohio Department of Public Safety for FFY2015. Should any change in federal or State of Ohio funding adversely affect the UHC's ability to implement an approved agreement, the UHC reserves the right to revise or terminate any approved contract in writing without liability. For additional information regarding the termination of an approved FFY2014 agreement, refer to section VIII of this Agreement.

The UHC reserves the right to limit agreement amounts at any time based on performance and/or available funding.

III. DELIVERY OF SERVICES

The subgrantee will complete all work no later than September 30, 2015.

Performance reports will be required on a monthly as-worked basis. Performance reports shall include brief information on (1) detailed cost/billing information completed on the *Invoice Form*; (2) *Cuyahoga County OVI Task Force Report Form* and/or the *OVI Checkpoint Activity Form*.

The Subgrantee may not secure a patent or copyright in the United States or any other country for any product resulting from this Agreement.

IV. SUBCONTRACTORS

The subgrantee shall not subcontract, in whole or in part, with any other firm, partnership, corporation, or entity to perform the services to be done on this project without prior approval from the UHC.

The Subgrantee warrants that it has not employed or retained any company or person other than a bona fide employee working solely for the Subgrantee to solicit or secure this agreement and has not paid or has not agreed to pay any fee, commission, percentage, brokerage fee, gift, or contingent fee in violation hereof.

V. MAINTENANCE OF RECORDS

Subgrantee shall maintain all records pertaining to this contract for a minimum of three (3) years and pursuant to the requirements of the Ohio Department of Public Safety. This Agreement provides the right of any authorized representative of the federal or state government to audit and inspect any and/or all project-related records at all

reasonable normal working hours during the contract period and for a period of three (3) years after the completion of this contract.

Subgrantee shall obtain and retain in force worker's compensation and proof of liability insurance for its employees and autos operated by them for and during their employment. Certification of Insurance will be provided to the UHC before the start of this contract.

VI. ASSURANCE REGARDING PARENT CONTRACT

The provisions of this agreement include all of the conditions and assurances of the parent agreement **OVITF-2015-18-00-00-00453-00** dated October 1, 2014 between the Ohio Department of Public Safety and the UHC and the additional subgrantee provisions which are attached hereto as an appendix, and compliance with all applicable laws, all of which are incorporated as if fully set forth herein.

VII. SANCTIONS FOR NON-COMPLIANCE

Should Subgrantee fail to fulfill any of its contractual duties in a timely manner, the UHC shall notify subgrantee in writing as to such deficiencies. Such notification shall be sent by certified mail, return receipt requested. Subgrantee shall have 30 days to resolve such deficiencies, unless otherwise stated by UHC.

If a dispute over the terms of this Agreement arises, such dispute shall be resolved in the manner set out by the policies of the Ohio Department of Public Safety.

VIII. TERMINATION

Either party may terminate **FOR CAUSE** with 30 days prior written notice. Subgrantee understands the nature of work to be conducted under this Agreement and, in view of the time restrictions imposed by the Ohio Department of Public Safety; the work must be completed in a timely manner. Therefore, Subgrantee agrees that if it is the terminating party, it shall provide all necessary information, at no additional cost, to the subsequent party fulfilling the duties set forth in this agreement.

Should this Agreement be terminated with cause by the UHC, said UHC will be financially obligated only for those services rendered prior to the termination of this Agreement. In the event this Agreement is terminated due to lack of governmental funding, UHC shall have no liability of any kind to subgrantee.

IX. DISCLAIMER

This agreement disclaims the Ohio Traffic Safety Office, Ohio Department of Public Safety, UHC, and University Hospitals Health System, and their affiliates, officers, directors and employees (Collectively "UHHS") and the Federal government from liability of any kind, including, but not limited to, Workers' Compensation, FICA, unemployment compensation, or any other obligation or payment of an employer/employee relationship between the Subgrantee and its employees.

This Agreement disclaims the Ohio Traffic Safety Office, the Ohio Department of Public Safety, the Federal Government (e.g., National Highway Traffic Safety Administration, Federal Highway Administration), and UHHS from harm from suits, actions or claims resulting from negligence, acts or omissions by the Subgrantee.

X. ADDITIONAL TERMS

Subgrantee shall comply with all federal, state, county, township and local government statues, laws, regulations, ordinances and resolutions.

During the term of this agreement, the Subgrantee for itself, its assignees, and successors in interest, agrees to comply with the following regulations including any amendments thereto and all other applicable requirements as if fully set forth herein:

- A. Nondiscrimination requirements in federally assisted programs of the U.S. Department of Transportation, Title 49 Code of Federal Regulations.

- B. Minority Business Enterprise and Women's Business Enterprise subcontracting requirements as set forth by Title 49, Code of Federal Regulations.
- C. Rehabilitation Act of 1973 and Title VII of 49 Code of Federal Regulations.
- D. Equal Opportunity requirements set forth by Title 41 Code of Federal Regulations and Executive Order 11246.
- E. Labor Relations requirements set forth in sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-330) as supplemented by the Department of Labor Regulations (29 CFR, Part 5).
- F. Energy Policy requirements contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Pub. L. 94-163).

All reports shall include the following statement:

“Funding provided in part or solely by the: National Highway Traffic Safety Administration, Federal Highway Administration, Ohio Department of Public Safety, and Ohio Traffic Safety Office.”

Studies and evaluations should also include the following disclaimer:

“The opinions, findings, and conclusions expressed in this publication are those of the author and not necessarily those of, the National Highway Traffic Safety Administration, Federal Highway Administration, Ohio Department of Public Safety and the Ohio Traffic Safety Office.”

Subgrantee represents and warrants, that its best knowledge and belief, no part of any consideration paid under the Agreement is a prohibited payment for the recommending or arranging for the referral of business or the ordering of items or services; nor are the payments intended to induce illegal referrals of business or other illegal conduct. Subgrantee represents and warrants that Subgrantee and its agents shall comply at all times with all laws applicable to the conduct of the Study (including but not limited to all FDA, Stark, Anti-Kickback and other laws and regulations) and are not and shall not be debarred, excluded, suspended or otherwise determined to be ineligible to participate in any federal or state healthcare program or Federal procurement or nonprocurement program (collectively “Ineligible”). Subgrantee shall immediately notify UHC if Subgrantee becomes Ineligible, in which event UHC may immediately terminate this Agreement. In the event any agent becomes Ineligible, Subgrantee agrees to immediately remove such party from participation in any responsibilities related to this Agreement.

XI. SIGNATURES

 Signature
 Fred C. Rothstein, M.D.
 President
 UHCMC
 Date: _____

 Signature
 Name: Thomas P. Perciak
 Title: Mayor
 Organization: City of Strongsville
 Date: _____



Ohio Traffic Safety Office

Provisions for Sub-Grantee

The following are provisions that shall be used by the sub-grantee when entering into an agreement (contract) when funds administered by the Ohio Department of Public Safety (ODPS), Ohio Traffic Safety Office (OTSO) that total \$5,000 or more are used. This provision includes requirements of both the federal and state government.

Note: For clarification purposes the word contractor is the agency, vendor, individual, etc., that the sub-grantee is contracting with for the desired scope of service.

PROVISION 1 Security Agreement Disclaimer

The sub-grantee warrants that he has not employed or retained any company or person other than a bona fide employee working solely for the Consultant to solicit or secure this agreement, and that he has not paid or has not agreed to pay any fee, commission, percentage, brokerage fee, or other considerations contingent upon or resulting from the awarding or making of this agreement.

For breach or violation of this warrant, the State, in conjunction with the sub-grantee, shall have the right to annul this agreement without liability, or in its discretion, to deduct from the agreement price or consideration, or otherwise recover the full amount of such fee, commission, percentage, brokerage fee, gifts, or contingent fee.

Either party may terminate this agreement by giving the other party written advance notice of its election to do so. If the contract is canceled under this provision, the sub-grantee shall reimburse the Contractor for all work completed and in progress to that date. Upon termination and final payment, all design materials, artwork any other items/products developed by the Contractor shall become the property of the sub-grantee.

PROVISION 2 Reporting Requirements

Performance reports will be required to be submitted by the contractor as frequently as required by the sub-grantee. Performance reports shall include brief information on (1) a comparison of actual accomplishments to the objectives established for the period and can include a computation of the cost per unit of output (2) the reasons for slippage if established objectives were not met (3) pertinent information including analysis and explanation of cost overruns or high unit cost.

PROVISION 3 Patent Rights/Copyrights

Neither the Contractor nor any of the Contractor's employees, agents, subcontractors or assigns shall make a disclosure for the purpose of securing a patent or copyright in the United States or any other country for any product resulting from this agreement unless such disclosures approved in writing by the sub-grantee prior to application for the patent/copyright. In the event that such patent/copyright is obtained, the Contractor shall provide the sub-grantee written authorization for the sub-grantee and any other person, agency or instrumentality contributing financial support to the work covered by this agreement to make use of the subject of said patent/copyright disclosure without payment.

PROVISION 4 Audit Practices

The contractor agrees access by the grantee, the sub-grantee, the Federal grantor agency, the Comptroller General of the United States, or any of their duly authorized representatives to any books, documents, papers, and records of the contractor which are directly pertinent to that specific contract for the purpose of making audit, examination, excerpts, and transcriptions.

PROVISION 5 Equal Employment Opportunity (E.E.O.)

The sub-grantee and contractor must abide by all E.E.O. regulations, including but not limited to, Executive Order 11264 of September 24, 1965 "Equal Employment Opportunity" as amended by Executive Order 11375 of October

13, 1967 and as supplemented in Department of Labor regulations. (41 CFR Chapter 60) and Section 3(a)(2)(C) of the UMT Act of 1934, as amended, which prohibits the use of exclusionary or discriminatory specifications.

PROVISION 6 Certification Regarding Lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a Federal, State, or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any Federal, State, or local legislative body. Such activities include both direct and indirect (e.g. "grassroots") lobbying activities, with one exception. This does not preclude an official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, as long as this activity is documented in writing.

PROVISION 7 Labor Relations

The sub-grantee and contractor must comply with Sections 103 and 107 of the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-330) as supplemented by Department of Labor regulations (29 CFR, Part 5).

PROVISION 8 Assurances Regarding the Parent Agreement

The provision of this agreement includes all of the terms and conditions and assurances of the parent agreement between the ODPS and the sub-grantee and is attached hereto as an Appendix. (The sub-grantee shall attach the parent agreement.)

PROVISION 9 Record Retention

The sub-grantee and contractor shall retain all required records for three years after grantee or sub-grantees make final payments and all other pending matters are closed.

PROVISION 10 Liability Disclaimer

The parties agree that the ODPS, OTSO, is not the employer of any personnel involved in said contract. The sub-grantee agrees to pay any wages and related tax obligations resulting from employment of personnel in order to perform the terms of this contract.

PROVISION 11 Line of Credit

That the sub-grantee or contractor shall carry a credit line on the cover or first page of any report that reads substantially as follows:

Funding provided in part or solely by the:
National Highway Traffic Safety Administration
Federal Highway Administration
Ohio Department of Public Safety
Ohio Traffic Safety Office

Studies, evaluations, etc., shall also include the following disclaimer.

"The opinions, findings, and conclusions expressed in this publication are those of the author and not necessarily those of, the National Highway Traffic Safety Administration, Federal Highway Administration, Ohio Department of Public Safety and the Ohio Traffic Safety Office."

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 205

By: Mr. Maloney and Mr. Carbone

AN ORDINANCE AMENDING CHAPTER 452 OF TITLE EIGHT OF PART FOUR-TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ESTABLISH A NEW SECTION 452.15 PROHIBITING PARKING OF CERTAIN VEHICLES ON A LOT INTENDED OR DEVELOPED FOR A SINGLE-FAMILY OR TWO-FAMILY USE, PROVIDING PENALTIES FOR VIOLATIONS, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That Chapter 452 of Title Eight of Part Four-Traffic Code of the Codified Ordinances of the City of Strongsville is hereby amended by establishing a new Section 452.15 to read in its entirety as follows, and with renumbering of sections thereafter:

**CHAPTER 452
Parking Generally**

- 452.01 Prohibition against parking on streets or highways.
- 452.02 Law Enforcement Officer may remove illegally parked vehicle.
- 452.03 Prohibited standing or parking places.
- 452.04 Manner of parallel and angle parking.
- 452.05 Willfully leaving vehicles on private or public property.
- 452.055 Parking prohibitions on private property; private tow-away zones.
- 452.06 Unattended vehicles; duty to lock ignition, remove key, set brake, etc.
- 452.07 Opening doors on side available to traffic.
- 452.08 Selling or repairing vehicle upon roadway.
- 452.09 Truck loading zones.
- 452.10 Bus stops and taxicab stands.
- 452.11 Parking in alleys and narrow streets; exceptions.
- 452.12 Night parking.
- 452.13 Snow and other emergency conditions.
- 452.14 Parking for handicapped persons.
- 452.15 Prohibition against parking of certain vehicles on a lot intended or developed for a single-family or two-family use.**
- ~~452.16~~ Continuing infractions.

452.15 PROHIBITION AGAINST PARKING OF CERTAIN VEHICLES ON A LOT INTENDED OR DEVELOPED FOR A SINGLE-FAMILY OR TWO-FAMILY USE.

(a) No property owner, on a lot intended or developed for a single family or two family use, shall permit the parking or storage of any vehicle which has a gross vehicle weight of over 10,001 pounds, or has commercial or truck license plates on that vehicle on such lot, unless the vehicle is parked or stored within a completely enclosed structure.

(b) Notwithstanding anything herein to the contrary, up to a maximum of two (2) such vehicles may be parked or stored on such lot if:

- (1) The vehicle or vehicles are registered to an occupant at that lot's address; or
- (2) The vehicle or vehicles are registered to a service provider or contractor performing services on that lot, including but not limited to those performed pursuant to a building permit issued to that lot, and then only during the time period that such services are being actively pursued; or
- (3) The vehicle or vehicles are parked for a period, not to exceed one (1) hour, for pick- up or delivery purposes only.

(c) Each property owner who violates or permits a violation or otherwise fails to comply with the provisions of this Section is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00) for each offense. Violations resulting in subsequent offenses of this Section 452.15 on the same lot shall constitute fourth degree misdemeanors. A separate offense of this Section shall be deemed committed on each day during or on which a violation or noncompliance occurs or continues. None of these violations will be subject to the provisions of Chapter 450 (Parking Violations Bureau) of these Codified Ordinances.

452.4516 CONTINUING INFRACTIONS.

Unless otherwise provided, a separate parking infraction shall be deemed committed each day during or on which a violation of any of the provisions of this chapter occurs or continues.

~~(Ord. 2000-175. Passed 10-2-00.)~~

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 205

Page 3

Section 2. That any ordinances or parts thereof inconsistent with this Ordinance be and are hereby repealed.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to provide for the safety of the City's residents, and to provide regulation of vehicles which when parked on residential lots can impede and/or obstruct other vehicles or pedestrians. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2014-205. Amended: _____

1st Rdg. _____ Ref: _____

2nd Rdg. _____ Ref: _____

3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____

Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2014 – 206

By: Mayor Perciak and All Members of Council

A RESOLUTION ACCEPTING A DONATION OF \$300.00 FROM COLUMBIA PIPELINE GROUP TO THE CITY OF STRONGSVILLE FIRE DEPARTMENT TO BE USED FOR MISCELLANEOUS SUPPLIES.

WHEREAS, the City of Strongsville Fire Department has been recognized by the Columbia Pipeline Group/Columbia Gas Transmission, LLC for its work in our community and for its diligent efforts to improve the world around us; and

WHEREAS, Columbia Pipeline Group is desirous of donating to the City \$300.00 to be used by the Strongsville Fire Department for miscellaneous supplies; and

WHEREAS, the City is desirous of accepting such generous donation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That this Council hereby graciously accepts from the Columbia Pipeline Group, and expresses its appreciation for, the donation of \$300.00 to be used for miscellaneous supplies needed by the Strongsville Fire Department.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force immediately upon its passage and approval by the Mayor.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2014 - 206
Page 2

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

Res. _____
ORD. No. 2014-206: Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____



Paula Hughes
8462 St. Rt. 179
Lakeville, OH 44638
Phone: 419-827-2610
Fax: 419-827-2632
phughes@nisource.com

October 8, 2014

COPY

The City of Strongsville
17000 Prospect Rd
Strongsville Fire Department
Strongsville, OH 44149

Dear Sir or Madam,

Attached you will find a check made payable to your organization. We admire your work in the community and your diligent efforts to improve the world around us. It is an honor to present you with this contribution and hope that it will help provide you with the resources you need to continue your endeavors.

You can be assured that your efforts are greatly appreciated not only by our organization but by most members of this community. We look forward to seeing the continued progress you will make in the future.

To ensure we meet our Internal Revenue Service (IRS) requirements, we ask that you complete the attached form and returned it to via email, fax or the postal service.

Sincerely,

A handwritten signature in black ink that reads "Phillip Small".

Phillip Small
Team Leader

COLUMBIA GAS TRANSMISSION LLC
 PO BOX 30130
 COLLEGE STATION, TX 77842

THE CITY OF STRONGSVILLE 7362 0061
 17000 PROSPECT RD
 STRONGSVILLE FIRE DEPARTMENT
 STRONGSVILLE, OH 44149

PAGE: 1

PAYMENT SUMMARY

VENDOR NO: 2000066752
 VOUCHER NO: 0351121712

PHONE NUMBER: 877-629-6286
 VOUCHER DATE: 09/25/14

REF. DOC.	REFERENCE NUMBER	REF. DATE	DOCUMENT AMOUNT	DISCOUNT/ADJ AMOUNT	NET AMOUNT
SELLER INVCE	2011889	09/23/14	300.00	0.00	300.00
TOTALS:			300.00	0.00	300.00

COPY!

(Detach Here)

DOCUMENT CONTAINS ANTI-COPY VOID PANTOGRAPH, MICRO PRINT BORDER, VERIFICATION BOX (TO RIGHT OF ARROW, HOLD BETWEEN THUMB AND FOREFINGER, OR BREATHE ON IT, COLOR WILL DISAPPEAR, THEN REAPPEAR), AND A SIMULATED WATERMARK ON THE BACK

COLUMBIA GAS TRANSMISSION LLC
 PO BOX 30130
 COLLEGE STATION, TX 77842

60-160/433

CHECK DATE
 09/25/2014

CHECK NUMBER
 0351121712

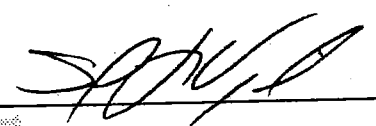
PAY...THREE HUNDRED DOLLARS 00 CENTS

VALID FOR 180 DAYS

\$*****300.00

TO THE ORDER OF:
 THE CITY OF STRONGSVILLE
 17000 PROSPECT RD
 STRONGSVILLE FIRE DEPARTMENT
 STRONGSVILLE, OH 44149

THE BANK OF NEW YORK MELLON
 PITTSBURGH, PENNSYLVANIA



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 207

By: Mr. Schonhut

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2014-010 TO INCREASE THE DOLLAR AMOUNT AUTHORIZED FOR THE PURCHASE OF SERVICES AND SUPPORT FOR VIDEO PROCESSING AND SURVEILLANCE, FORENSIC AND FRAUD PREVENTION, DATA NETWORK ENGINEERING, AND COMPUTER HARDWARE AND SOFTWARE MAINTENANCE FOR USE BY VARIOUS DEPARTMENTS OF THE CITY, INCLUDING THE NEW CONSOLIDATED DISPATCH CENTER, BY THE DIRECTOR OF COMMUNICATION & TECHNOLOGY, UNDER THE UNITED STATES GENERAL SERVICES ADMINISTRATION CONTRACTS; AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2014-010, Council authorized the Mayor to request authority in the name of the City of Strongsville to participate in the United States General Services Administration contracts for the purchase of various services and support for video processing and surveillance, forensic and fraud prevention, data network engineering, and computer hardware and software maintenance through Sems & Associates Limited, for use by various departments of the City in a total amount not to exceed \$100,000.00, which the Department has entered into pursuant to the United States General Services Administrative Cooperative Purchasing Program; and

WHEREAS, the Director of Communication & Technology now has advised this Council that due in large part to establishment of the City's regional, Consolidated Dispatch Center, additional services and support for video processing and surveillance, forensic and fraud prevention, data network engineering, and computer hardware and software maintenance will be required to be purchased during the remainder of 2014 from Sems & Associates Limited, under Contract No. GS-35F-0434W, for use by the Department of Communication & Technology and various departments of the City; and

WHEREAS, in order to fund the aforesaid additional purchases, it will be necessary to increase the total dollar amount authorized by Ordinance No. 2014-010 from \$100,000.00 to \$175,000.00; and

WHEREAS, this Council, therefore, is desirous of amending Section 1 of Ordinance No. 2014-010, in order to increase the amount authorized to be expended by the Director of Communication & Technology for such additional services, support and maintenance of the City's technology needs, with Sems & Associates Limited, from \$100,000.00 to \$175,000.00.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That Section 1 of Ordinance No. 2014-010 be and is hereby amended to read in its entirety as follows:

“Section 1. That the Mayor be and is hereby authorized and directed to request authority in the name of the City of Strongsville to participate in the United States General Services Administration Federal Supply Schedule, Information Technology contracts for the purchase of various services and support for video processing and surveillance, forensic and fraud prevention, data network engineering, and computer hardware and software maintenance from **SEMS & ASSOCIATES LIMITED** for use by various departments of the City in amounts not to exceed a total of ~~\$400,000.00~~**\$175,000.00** during 2014, based upon the hourly pricing rates set forth in the price list for such contract, which the General Services Administration has entered into pursuant to law, and that is on file with the City’s Director of Communication and Technology.”

Section 2. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Fund.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the further reason that it is immediately necessary to increase the amount authorized to be expended for the purchase of such additional services, support and maintenance of the City’s technology needs, for use by the various departments of the City in order to maintain continuity and efficiency in the operation of the Department of Communication and Technology, including the City’s new regional Consolidated Dispatch Center, other City Departments, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2014 - ²⁰⁷ _____
Page 3

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2014-207. Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 208

By: Mayor Perciak and Mr. Southworth

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 2 FOR AN INCREASE IN THE CONTRACT PRICE AND IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND A. W. FARRELL AND SON, INC., IN CONNECTION WITH THE ROOF REPLACEMENT FOR THE AQUATIC CENTER AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2013-201, and after competitive bidding, Council authorized the Mayor to enter into a contract with A. W. Farrell and Son, Inc. ("Farrell"), for replacement of the roof over the Aquatic Center at the Walter F. Ehrnfelt Recreation & Senior Center; and

WHEREAS, thereafter, this Council adopted Ordinance No. 2013-232, approving and authorizing Change Order No. 1 to the contract, which extended the contract commencement and completion dates without a change in price; and

WHEREAS, since then, further additional work not contemplated in the original contract has become necessary and was requested by the City; and

WHEREAS, Farrell, therefore, has submitted to the City's Building Commissioner a request for an adjustment in the contract price for the costs incurred due to the additional labor, materials and equipment necessary to complete the aforesaid work and;

WHEREAS, the City's Building Commissioner has recommended that it would be in the best interests of the City to provide payment to Farrell for the work performed on the Project, generally being additional work required and requested by the City due to unforeseen conditions encountered in order to fix a leak and adjust a roof drain, all as more fully set forth in Exhibit "A" attached hereto and incorporated herein as if fully rewritten, and to provide additional payment for such changes in the work in the amount of \$3,917.81, for a new total Project cost of \$280,817.81.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 - 208

Page 2

Section 1. That the Mayor be and is hereby authorized and directed to issue and approve Change Order No. 2, as recommended by the City's Building Commissioner, and comprising additional work required and requested by the City, in the amount of \$3,917.81, as reflected in Exhibit "A"; and after the issuance and approval of said Change Order No. 2, to direct the Director of Finance to make payment to A. W. Farrell and Son, Inc., in the additional amount of \$3,917.81, thereby increasing the total Project cost to \$280,817.81.

Section 2. That the funds for the purposes of said contract have been appropriated and shall be paid from the Recreation Capital Improvement Fund.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to provide compensation for additional work performed by the contractor on the Project, to facilitate payment to the contractor for unanticipated changes in the work, to avoid potential legal problems, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council
Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2014-208. Amended: _____

1st Rdg. _____ Ref: _____

2nd Rdg. _____ Ref: _____

3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____

Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 209

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR A COMPREHENSIVE HEALTH BENEFITS PLAN FOR CITY EMPLOYEES FOR THE YEAR 2015, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, this Council, by and through Ordinance No. 2013-271, authorized the Mayor to enter into a contract with Medical Mutual of Ohio for a period of one (1) year expiring December 31, 2014 for a comprehensive health benefits plan for employees of the City; and

WHEREAS, for various reasons the insurance market is in an unusual condition and is severely restricted with respect to underwriting of comprehensive health benefits plans for public employees, including hospitalization, major medical, dental, group life and other coverages; and

WHEREAS, the City previously entered into collective bargaining agreements with various employee bargaining groups, which agreements require that the City continue to provide comprehensive health benefit plans for such collective bargaining employees; and

WHEREAS, the City's insurance consultant has recommended that a new contract with Medical Mutual of Ohio would be competitive, advantageous, and in the best interest of the City under current conditions.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, BY UNANIMOUS AFFIRMATIVE VOTE:

Section 1. That this Council finds and determines, as set out in Article V, Section 5 of the Charter, that there is an immediate and present emergency in the operation of all the Departments of the City of Strongsville, in that it is necessary to enter into a contract with Medical Mutual of Ohio in order to avoid a gap in comprehensive health benefits coverage for City employees, maintain reasonable health insurance protection with reasonable premiums and contributions by City employees, preserve the expenditure of funds in relation to health benefit plan coverage, and comply with the terms and conditions of the City's negotiated collective bargaining contracts.

Section 2. That, for the reasons aforesaid, the Mayor, the Director of Finance and Human Resources Director be and are hereby authorized and directed to enter into and implement a contract with **MEDICAL MUTUAL OF OHIO** at monthly premium rates not to exceed \$673.00 for each single employee, the amount of \$1,681.00 for each

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2014 - 209
Page 2

employee with a family, and \$1,950.00 for over-aged child participants, all for a comprehensive health benefits plan for the period of January 1, 2015 through December 31, 2015, as reflected on Exhibit A, attached hereto, which includes hospitalization, major medical, dental, certain vision, prescription, health and wellness, and other coverages on file with the Human Resources Director and/or Director of Finance, and all in a form to be approved by the Director of Finance and Law Director.

Section 3. That the funds for the aforesaid contract have been appropriated and/or shall be paid from the General Fund, Sanitary Sewer Fund, Fire Levy Fund, Multi-Purpose Complex Fund, the Street Construction, Maintenance & Repair Fund, and Community Diversion Fund.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to establish the aforesaid benefit plan in order to provide continuity of health benefits to City employees, comply with existing labor agreement requirements, and conserve public funds. Therefore, provided this Ordinance receives the unanimous affirmative vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

 President of Council

Approved: _____
 Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2014-209. Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

 Pub Hrg. _____ Ref: _____
 Adopted: _____ Defeated: _____



MEDICAL MUTUAL OF OHIO
Your healthcare partner since 1934

City of Strongsville 2015 Rates - COSE

3 Tier Plan	Single	\$533.76
	Family	\$1,334.55
3Tier Plan – OAC	Family	\$1,548.05
Rx Plan	Single	\$107.33
	Family	\$267.06
Rx Plan – OAC	Family	\$310.00
Dental Plan	Single	\$28.41
	Family	\$71.07
Dental Plan – OAC	Family	\$82.44
Vision Plan	Single	\$3.26
	Family	\$8.16
Vision Plan – OAC	Family	\$9.47
Total Rate for all coverage's	Single	\$672.76
	Family	\$1,680.84
	OAC	\$1,949.96

EXHIBIT A

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 210

By: Mr. Maloney

AN ORDINANCE ACCEPTING FOR DEDICATION TO PUBLIC USE CERTAIN LANDS WITHIN OLD NATIONAL BANK N.A. SUBDIVISION; ACCEPTING CERTAIN PUBLIC UTILITIES CONSTRUCTED THEREIN; AUTHORIZING AND DIRECTING THE ACTS REQUIRED IN FURTHERANCE THEREOF, AND DECLARING AN EMERGENCY.

WHEREAS, WXZ Development, Inc., and/or its affiliates or subsidiaries, the Developer of the Old National Bank N.A. Subdivision, located on a portion of Pearl Road comprising some .2297 acres, and being known as Permanent Parcel Nos. 395-10-018, 395-10-019 and 395-10-020, is offering to the City of Strongsville for dedication to public use those certain lands for streets, drives, roads, and easements (the "Public Rights-of-way"), as shown on the plat for the subdivision (the "Subdivision Plat"); and

WHEREAS, the Developer is offering to the City of Strongsville for acceptance certain public utilities, public sanitary and storm sewers, and appurtenances constructed above and beneath the surface of the ground within the aforesaid lands (the "Public Improvements") as shown in the improvements plans for said subdivision approved by the City Engineer on February 7, 2013, and on file with the City Engineer (hereinafter referred to as "Improvement Plans"); and

WHEREAS, the City Engineer has reported that certain of the Public Improvements, including street pavements, curbs, sanitary sewer systems, storm sewer systems, and water mains as shown on the Subdivision Plat and described in the Improvement Plans have been completed.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, AND STATE OF OHIO;

Section 1. That all of the Public Rights-of-way offered to the City of Strongsville be and are hereby accepted by the City of Strongsville and dedicated to public use, provided that the Developer provides to the City a bond securing or guaranteeing the maintenance of the Public Improvements for a period of not less than two years from and after the effective date of this Ordinance in a sum no less than 10% of the cost of installation of the improvements.

Section 2. That all of the Public Improvements constructed above and beneath the surface of the ground within the aforesaid Public Rights-of-way, all as shown on the Improvement Plans, except private storm and sanitary sewers, utilities, and appurtenances which do not serve the general public in said Subdivision, be and are hereby accepted by the City of Strongsville, subject to the provisions of this Ordinance.

Section 3. That the Clerk of Council be and is hereby authorized and directed to execute the acceptance and dedication on the Subdivision Plat upon determination that the City is in receipt of the required bonds or deposits and the Developer's deposit of such sums as are required to pay existing taxes, liens, or other assessments which are a lien upon any of the lands to be accepted or dedicated by this Ordinance, and to pay the fees to effect recording with the Fiscal Officer of Cuyahoga County.

Section 4. That the City Engineer be and is hereby authorized and directed to cause said Subdivision Plat to be filed for record with the Fiscal Officer of Cuyahoga County as provided by law, upon the Engineer's determination that, as of the date and hour of such filing the City, or its authorized agent, is in receipt of a statement of title guarantee in an amount of One Thousand Dollars (\$1,000.00) issued by a title company approved by said Engineer showing title to all lands dedicated to public use shown on the Subdivision Plat to be good in the name of the City of Strongsville, free and clear of any easements, taxes, liens, assessments, or other encumbrances of any kind except as set forth in this Ordinance, and that any and all required bonds and deposits have been submitted and approved.

Section 5. That this Council further directs that such sums as shall be required to pay existing taxes, liens, or other assessments which are a lien upon any of the lands to be dedicated in this subdivision shall be deposited with the City of Strongsville before the evidence of acceptance of the City of Strongsville is entered upon the dedication.

Section 6. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 7. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to assure proper development of all lots and land within the City of Strongsville. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2014 - 210
Page 3

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2014-210. Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2014 – 211

By: Mr. Maloney

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE CO-LOCATION OF THREE (3) NEW ANTENNAS ON AN EXISTING TELECOMMUNICATIONS TOWER ON CITY-OWNED PROPERTY LOCATED AT 15711 ROYALTON ROAD (PPN 399-02-005) IN THE CITY OF STRONGSVILLE.

WHEREAS, T-Mobile has submitted a final site plan to the Planning Commission for approval of the co-location of three (3) new antennas on an existing telecommunications tower, all on City-owned property located at 15711 Royalton Road (PPN 399-02-005) and zoned Public Facilities; and

WHEREAS, the Commission approved said final site plan at its meeting of October 23, 2014, subject to certain conditions which have been fulfilled.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, STATE OF OHIO:

Section 1. That this Council does hereby confirm the approval of the City's Planning Commission of the final site plan submitted by T-Mobile for the co-location of three (3) new antennas on an existing telecommunications tower, all on property located at 15711 Royalton Road (PPN 399-02-005) and zoned Public Facilities, subject to the conditions established by the Planning Commission.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2014 - 211
Page 2

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

Res.
~~ORD~~ No. 2014-211 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 212

By: Mayor Perciak and Mr. Carbone

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO MAKE PURCHASES OF SEWER PIPE, PARTS AND EMERGENCY REPAIR ITEMS AS NEEDED BY THE CITY'S SERVICE DEPARTMENT DURING 2014, ALL WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Service Department, in the course of performing needed repairs and improvements to the City's storm and sanitary sewers from time to time with its own personnel, requires sewer pipe, parts and emergency repair items for said repairs and improvements, which constitute emergency circumstances threatening the proper operation of the City's Service Department, as well as the health, safety and welfare of the City's residents; and

WHEREAS, in order to properly address such circumstances as they arise and in accordance with the best efforts of the City's Department of Public Service to maintain its storm and sanitary sewers in proper working condition, it occasionally becomes necessary to purchase various sewer pipe, parts and emergency repair items from an accessible and competitive vendor on an immediate basis; and

WHEREAS, such purchases are undertaken only upon the approval and recommendations of the Mayor and Director of Public Service, and only with the company with the closest location to obtain sewer pipe, parts and emergency repair items for needed repairs and improvements to the City's storm and sanitary sewers; and

WHEREAS, the Service Department likely will continue to require sewer pipe, parts and emergency repair items on an ongoing and immediate basis for the remainder of 2014.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, BY UNANIMOUS AFFIRMATIVE VOTE:

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there is an immediate and present emergency in the operation of the Department of Public Service of the City of Strongsville, in that it occasionally is necessary to make purchases on an immediate basis, without public bidding, of sewer pipe, parts and emergency repair items, in order to provide for the proper operation of the Service Department, to protect the health, safety and welfare of the residents, and to conserve public funds.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2014 - 212
Page 2

Section 2. That this Council further finds that for the reasons aforesaid, the Council hereby approves and authorizes the Mayor to make future purchases from **HD SUPPLY WATERWORKS**, without public bidding, of sewer pipe, parts and emergency repair items in a total amount not to exceed \$75,000.00 through December 31, 2014, which includes purchases already made and/or paid for during 2014 to date.

Section 3. That the funds for the purposes of said purchases have been appropriated and shall be paid from the Street Construction, Maintenance & Repair Fund, Drainage Levy Fund, Sanitary Sewer Fund and the FEMA Fund.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to approve and authorize future purchases of sewer pipe, parts and emergency repair items in order to provide for the continuity of services, operation, and maintenance of the City's Department of Public Service, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____

Clerk of Council

ORD. No. 2014-212 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
 Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 – 213

By: Mr. Schonhut

AN ORDINANCE AUTHORIZING THE MAYOR AND BUILDING COMMISSIONER TO ENTER INTO A CONTRACT FOR THE DEMOLITION OF UNSAFE STRUCTURES LOCATED AT 19633 GLENMAR WAY, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, on May 5, 2014, Council authorized and directed the Law Department to commence litigation to abate a nuisance and cause the repair or demolition and removal of an insecure and unsafe residential structure located at 19633 Glenmar Way, in the City of Strongsville; and

WHEREAS, thereafter, on or about October 9, 2014, the Cuyahoga County Common Pleas Court journalized a Final Agreed Judgment Entry in Case No. CV-14-827527, (*City of Strongsville, et al. v. William K. Eversole, et al.*) authorizing the City to demolish all structures on the subject property, remove the debris and to secure and put such property into a safe condition, and to assess the charges against the real estate tax duplicate for the property; and

WHEREAS, therefore, it is immediately necessary to contract for emergency demolition, removal of debris, excavations, sidewalk replacement, and grading, seeding and mulching of all disturbed areas, in order to return such property to a safe condition and to protect the health, safety and welfare of the City and its residents; and

WHEREAS, the Building Commissioner has received a proposal for said work from a reliable and readily available contractor that is able to commence the demolition on an expedited basis, and at the most advantageous price.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, BY UNANIMOUS AFFIRMATIVE VOTE:

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there is an immediate and present emergency in the operation of the Building Department of the City of Strongsville, in that it is immediately necessary to enter into a contract, without public bidding, with **FABRIZI TRUCKING & PAVING CO., INC.**, for the demolition of all structures, removal of debris, and to secure the property located at 19633 Glenmar Way, in the City of Strongsville, in order to return the property to a safe condition, and to protect the health, safety and welfare of the City and its residents, all as authorized by Court Order.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2014 - 213

Page 2

Section 2. That, for the reasons aforesaid, this Council hereby approves and authorizes the Mayor and Building Commissioner to enter into a contract with **FABRIZI TRUCKING & PAVING CO., INC.**, without public bidding, in an amount not to exceed \$10,845.00, for emergency demolition, removal of debris, excavations, sidewalk replacement, and grading, seeding and mulching of all disturbed areas, in order to return such property to a safe condition, as more fully set forth in the proposal attached hereto as Exhibit "A" and incorporated herein by reference, and as reflected in a contract to be in a form approved by the Law Director.

Section 3. That the funds for the purpose of the aforesaid expenditure have been appropriated and shall be paid from the General Fund, and thereafter assessed against the real estate tax duplicate for the property consistent with law.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the further reason that the immediate demolition and removal of the aforementioned structures is necessary to protect against damage or injury to persons or property, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

President of Council
Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2014-213. Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

FABRIZI TRUCKING & PAVING CO., INC.

389 COLUMBIA ROAD · VALLEY CITY, OHIO 44280

OFFICE: Tel (330) 273-2784
Fax (330) 483-3841

SHOP: Tel (440) 234-1284
Fax (440) 234-2844

October 15, 2014

City of Strongsville
16099 Foltz Parkway
Strongsville, OH 44149

Attn: Mr. Tony Biondillo

RE: 19633 Glenmar Way

Dear Mr. Biondillo:

Per your request, the following is our proposal for the demolition of the above referenced address.

Work will include:

House demolition and removal of debris from site; including slab, driveway
and outdoor shed.

Lump Sum \$ 8,386.00

Excavate, cap, backfill and mark Storm, Sanitary, and Water connections.
(exact locations to be provided by City).

Lump Sum \$ 982.00

Replace sidewalk where driveway was removed

Lump Sum \$ 583.00

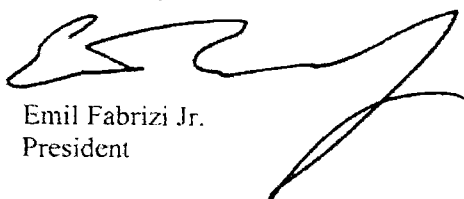
Rough grade, seed and mulch all disturbed areas

Lump Sum \$ 894.00

Grand Total: \$10,845.00

Price does not include any bond, permits, or inspection fees.

Respectfully,



Emil Fabrizi Jr.
President

An Equal Opportunity Employer

EXHIBIT A

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2014 – 214

By: Mayor Perciak and All Members of Council

A RESOLUTION AUTHORIZING THE MAYOR AND BUILDING COMMISSIONER TO WAIVE AND/OR REDUCE CERTAIN BUILDING PERMIT AND INSPECTION FEES ASSOCIATED WITH RENOVATIONS TO THE HIGH SCHOOL BY THE STRONGSVILLE SCHOOL DISTRICT, AND DECLARING AN EMERGENCY.

WHEREAS, the Strongsville School District/Board of Education (hereinafter "District" or "Schools") is undertaking substantial alterations and significant renovations to the School District's High School located on PPN 393-26-003, at 20025 Lunn Road, in the City of Strongsville; and

WHEREAS, due to the inherently unique nature of the mutual and close relationship between the City government and the public schools beyond their mere existence as another political subdivision within the community, and their undeniable substantial impact upon the quality of life of the community, they have enjoyed a special relationship with the City unlike that between or with any other institutions or even political subdivisions; and

WHEREAS, the Schools have over the years and currently, been generous in permitting the City's Recreation Department to occupy and utilize various City Schools' facilities for purposes of certain of the City's Recreation Department programs, such as youth basketball, including specifically at Center Middle School; and previously to utilize baseball fields at Center Middle School, all of which were provided at no cost to the City with no charges for overtime, maintenance or cleaning; and

WHEREAS, in 2011, the School District further agreed to enter into a Lease Agreement with the City at nominal cost permitting the City to utilize the grounds of Allen Elementary School on Park Lane Drive for municipal recreation programs, all for the welfare of the residents of the City of Strongsville; and

WHEREAS, in order to protect the public health, safety and welfare, the City has recommended and/or imposed additional safety considerations or requirements on the Schools which have caused their costs of construction, paid for by public dollars of the residents of the City, to be increased through no fault of their own; and

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2014 - 214

Page 2

WHEREAS, due to the above, it is advantageous for the general good for the City to facilitate substantial investment by the Schools back into its facilities for the benefit of the residents, the community and the City, and to improve existing School facilities; thus it is the recommendation of the City Administration and the Council that waiver and/or reduction of certain building permit and inspection fees for the current High School project is warranted and beneficial, and in the best interest of the City in this particular instance.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, AND STATE OF OHIO:

Section 1. That for the above reasons, and only with respect to the School District as another public entity and political subdivision of Strongsville, Council hereby authorizes the Mayor and Building Commissioner to waive and/or reduce certain building permit and inspection fees that exceed the amount of \$100,000.00 in relation to the estimated total fees otherwise due of some \$175,000.00 to the City pursuant to SCO Chapter 1420, and only on account of the construction work for alterations undertaken by the Schools at the Strongsville High School, located at 20025 Lunn Road.

Section 2. That the waiver and/or reduction of a portion of the fees in this one particular instance for a Strongsville political subdivision is not intended to nor shall it constitute in any manner a continuing or permanent policy or precedent of any kind in relation to the payment of required building permit and inspection fees for any other political subdivision, nor in relation to any future project of the Strongsville School District.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that this Ordinance is required to be immediately effective in order to facilitate construction of improvements to the High School and investment in School District facilities, and for the security and the benefit of students and residents within the Strongsville community. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2014 - 214
Page 3

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Maloney	_____	_____
Schonhut	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

Res. ~~ORD.~~ No. 2014-214. Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____