



City of Strongsville

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Strongsville, Ohio 44149-5598
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www.strongsville.org

January 3, 2019

City Council

Matthew P. Patten
Ward 1

Annmarie P. Roff
Ward 2

Kelly A. Kosek
Ward 3

Gordon C. Short
Ward 4

Joseph C. DeMio
At-Large

James E. Carbone
At-Large

Matthew A. Schonhut
At-Large

Aimee Pientka, MMC
Clerk of Council

Tiffany Mekeel, CMC
Assistant Clerk of Council

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, January 7, 2019**, 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 7:15 p.m. All committees listed will meet immediately following the previous committee:

7:15 P.M. **Building & Utilities Committee** will meet to discuss Ordinance Nos. 2019-001 and 2019-002.

Finance Committee will meet to discuss Ordinance No. 2019-003 and Resolution No. 2019-004.

Public Safety & Health Committee will meet to discuss Ordinance No. 2019-005.

Recreation & Community Services will meet to discuss Ordinance No. 2019-006.

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

Committee of the Whole will meet to discuss Ordinance Nos. 2019-007, 2019-008, 2019-009 and Resolution No. 2019-010.

The committee will then consider a motion to adjourn into **Executive Session** with the Law Director and other members of the Administration for the purpose of discussing legal matters pertaining to pending litigation, to discuss and review the status of certain collective bargaining negotiations and for the purpose of personnel matters pertaining to the appointment of public officials.

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

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

BY ORDER OF THE COUNCIL:

Aimee Pientka, MMC
Clerk of Council

**ORGANIZATIONAL AND REGULAR
STRONGSVILLE CITY COUNCIL MEETING
MONDAY, JANUARY 7, 2019 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. ORGANIZATION:
 - A. Election of Council President
 - B. Election of Council President Pro Tem
 - C. Appointment of Council Representative to Planning Commission
 - D. Appointment of Council Representative to Southwest General Health Center Board of Trustees
 - E. Appointment of Council Representative to Strongsville School Board
 - F. Appointment of Standing Council Committees
6. COMMENTS ON MINUTES:
 - *Council Meeting – December 17, 2018*
7. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
8. REPORTS OF COUNCIL COMMITTEE:
 - SCHOOL BOARD – Mr. Carbone:
 - SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Short:
 - BUILDING AND UTILITIES – Mr. Patten:
 - COMMUNICATIONS AND TECHNOLOGY – Ms. Kosek:
 - ECONOMIC DEVELOPMENT – Ms. Kosek:
 - FINANCE – Mr. Carbone:
 - PLANNING, ZONING AND ENGINEERING – Mr. Schonhut:
 - PUBLIC SAFETY AND HEALTH – Mr. Short:
 - PUBLIC SERVICE AND CONSERVATION – Ms. Roff:

- RECREATION AND COMMUNITY SERVICES – Ms. Roff:
- COMMITTEE-OF-THE-WHOLE – Mr. DeMio:

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

- MAYOR PERCIAK:
- FINANCE DEPARTMENT:
- LAW DEPARTMENT:

10. AUDIENCE PARTICIPATION:

11. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 2019-001 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING CHAPTER 1422 OF TITLE FOUR OF PART FOURTEEN-BUILDING AND HOUSING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING REGISTRATION OF TRADESMEN AND CONTRACTORS, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-002 by Mayor Perciak and All Members of Council. AN ORDINANCE REPEALING EXISTING CHAPTER 1458 IN ITS ENTIRETY AND ENACTING A NEW CHAPTER 1458 OF TITLE SIX OF PART FOURTEEN OF THE BUILDING AND HOUSING CODE OF THE CITY OF STRONGSVILLE CONCERNING RESIDENTIAL SWIMMING POOLS AND SPAS, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-003 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE NO. 2018-170 TO ESTABLISH, ALLOCATE AND FIX THE COMPENSATION OF THE POSITION OF PART-TIME IT SUPPORT TECHNICIAN (SECTION 5-078) IN THE COMMUNICATION & TECHNOLOGY DEPARTMENT; REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.
- Resolution No. 2019-004 by Mayor Perciak and All Members of Council. A RESOLUTION APPROVING A CREDIT/PURCHASING CARD POLICY FOR THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-005 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT A TOTAL LOSS SETTLEMENT FOR THE DISPOSAL OF A CITY OF STRONGSVILLE POLICE DEPARTMENT VEHICLE NO LONGER FIT FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-006 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS LOCAL GRANT PROGRAM, AND TO ENTER INTO A STATE/LOCAL PROJECT AGREEMENT (CUYA-087) IN CONNECTION WITH THE CITY OF STRONGSVILLE'S PLAYGROUND AT SURRARRER PARK; AND DECLARING AN EMERGENCY.

- Ordinance No. 2019-007 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO EMPLOY SPECIAL LEGAL COUNSEL AND ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES TO THE CITY OF STRONGSVILLE IN CONNECTION WITH LITIGATION MATTERS RELATING TO THE PROPOSED REZONING OF PROPERTY LOCATED AT ROYALTON ROAD AND WEST 130TH STREET (PART OF PPN 399-01-005), AND DECLARING AN EMERGENCY.
 - Ordinance No. 2019-008 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NEW COLLECTIVE BARGAINING AGREEMENT BETWEEN THE FRATERNAL ORDER OF THE POLICE, PARMA LODGE #15 (PATROL OFFICERS UNIT) AND THE CITY OF STRONGSVILLE THROUGH DECEMBER 31, 2021, AND DECLARING AN EMERGENCY.
 - Ordinance No. 2019-009 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NEW COLLECTIVE BARGAINING AGREEMENT BETWEEN THE FRATERNAL ORDER OF THE POLICE, PARMA LODGE #15 (SERGEANTS AND LIEUTENANTS UNIT) AND THE CITY OF STRONGSVILLE THROUGH DECEMBER 31, 2021, AND DECLARING AN EMERGENCY.
 - Resolution No. 2019-010 by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING 1.5-MILL TAX LEVY FOR THE PURPOSE OF CURRENT EXPENSES AND REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, PURSUANT TO SECTIONS 5705.03, 5705.19(A) AND 5705.191 OF THE REVISED CODE, AND DECLARING AN EMERGENCY.
12. COMMUNICATIONS, PETITIONS AND CLAIMS:
13. MISCELLANEOUS BUSINESS:
14. ADJOURNMENT:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 001

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING CHAPTER 1422 OF TITLE FOUR OF
PART FOURTEEN-BUILDING AND HOUSING CODE OF THE
CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE
CONCERNING REGISTRATION OF TRADESMEN AND
CONTRACTORS, 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 1422 Registration of Tradesmen and Contractors, of Title Four of
Part Fourteen-Building and Housing Code of the Codified Ordinances of the City of Strongsville be
and is hereby amended in order that it shall read in its entirety as follows:

CHAPTER 1422
Registration of Tradesmen and Contractors

1422.01	Registration required.
1422.02	Application requirements.
1422.03	Registration fee, and bond and insurance .
1422.04	Expiration date; renewal of certificate of registration.
1422.05	Suspension or revocation of registration.
1422.06	Notices of violation.
1422.07	Appeals.
1422.08	Performance of work by owner.
1422.09	Violations.
1422.99	Penalty.

1422.01 REGISTRATION REQUIRED.

(a) All persons, firms, corporations, ~~and~~ partnerships, **companies**,
any other entity, or any combination thereof, engaged in any of the following
crafts, trades, ~~and~~ businesses **and professions** shall be subject to the
provisions of this chapter: ~~cement or asphalt, dry wall, electrical, excavating or~~
~~earth moving, general or carpenter, heating or air conditioning, lathing or~~
~~plastering, mason, painting or decorating, plumbing or sewer, sign builders or~~
~~erectors, glazing, landscaping, ornamental iron work, paving, grading, roofing,~~
~~sheet metal work, tile setting, snow removal, pest control, landscaping, lawn~~
~~mowing, and fertilizer application.~~

- (1) **Electrical** – All electrical and cabling design, installation, and
maintenance for commercial, institutional, and residential
buildings regulated by the Ohio Building Code and
Residential Code of Ohio, excluding work regulated by the
PUCO.
- (2) **Plumbing** – All plumbing systems and fixture design,
installation, and maintenance for commercial, institutional,

and residential buildings regulated by the Ohio Building Code and Residential Code of Ohio.

- (3) Heating Ventilation and Air Conditioning (HVAC) - All HVAC, refrigeration, hydronic systems and fixture design, installation, and maintenance for commercial, institutional, and residential buildings regulated by the Ohio Building Code and Residential Code of Ohio.
- (4) Fire Alarm/Fire Suppression - All Fire Alarm systems and fixture design, installation, and maintenance for commercial and institutional buildings regulated by the Ohio Building Code. All Fire Suppression systems and fixture design, installation, and maintenance for commercial and institutional buildings regulated by the Ohio Building Code.
- (5) General Trades – All trades, excluding those set forth above, engaged in construction and/or design, installation, and maintenance for commercial, institutional, and residential buildings regulated by the Ohio Building Code and Residential Code of Ohio. General trades shall include but not be limited to: cement or asphalt, dry wall, excavating or earth moving, general or carpenter, lathing or plastering, mason, painting or decorating, sign builders or erectors, glazing, landscaping, tree pruning or removal, ornamental iron work, paving, grading, roofing, tile setting, snow removal, pest control, landscaping, lawn mowing, fertilizer application, fence builders or erectors, insulation, siding, windows, garage door installers.

(b) No person, firm, partnership, corporation, ~~or~~ association, ~~company, any other entity~~, or any combination thereof, shall undertake individually or for another to engage for hire, ~~within the City, until such person, firm, partnership, corporation, association, company, any other entity, or any combination thereof, or at least one natural person duly representing the firm, partnership, corporation or association, company, any other entity, or any combination thereof, has been duly licensed by the City to perform such work, in any of the following kinds of workcrafts, trades, businesses or professions that are set forth in Section 1422.01(a) of this Chapter:~~ cement or asphalt, dry wall, electrical, excavating or earth moving, general or carpenter, heating or air conditioning, lathing or plastering, mason, painting or decorating, plumbing or sewer, sign buildings or erectors, glazing, landscaping, ornamental iron work, paving, grading, roofing, sheet metal work, tile setting, snow removal, pest control, landscaping, lawn mowing, and fertilizer application, ~~within the City, until such person, firm, partnership, corporation or association, or any combination thereof, or at least one natural person duly representing the firm, partnership, corporation or association, or any combination thereof, has been duly licensed by the City to perform such work.~~

(c) Applicants for registration to engage in work at the trade, business, craft or profession herein enumerated shall make application at the

office of the **Building** Commissioner ~~of Buildings~~ on forms prescribed by the Commissioner.

~~(Ord. 1999-21. Passed 4-5-99.)~~

1422.02 APPLICATION REQUIREMENTS.

(a) Every application for registration shall contain the name of the person applying for registration and the place of business of the applicant. If the applicant is a member of a firm, ~~partnership~~, corporation, ~~or~~ association, **company, any other entity**, or any combination thereof, the application shall contain the names and addresses of all members or officers, as the case may be, and such other information as the **Building** Commissioner ~~of Buildings~~ may require, together with a certified copy of the corporation minutes or other credible evidence showing that the applicant is duly authorized to represent and act for such firm, ~~partnership~~, corporation, ~~or~~ association, **company, any other entity**, or any combination thereof, in all matters regulated by the City Building Code and all other building, electrical, plumbing, ~~and~~ sanitary ~~and~~ fire codes which are or may be applicable therein.

(b) Every application for registration as a workman in various trades, contracting work and crafts shall, upon the approval of ~~his~~ **the** application or applications, furnish and file with the **Building** Commissioner ~~of Buildings~~ a bond in the penal sum of ~~five~~ **Ten** ~~thousand~~ **dollars** (\$~~510~~**10**,000) for each of the contracting capacities in which ~~he~~ **the applicant** desires to perform work within the City. Such bond shall be approved as to form ~~and~~ **sufficiency** by the Law Director ~~and as to sufficiency of surety by the Mayor~~ guaranteeing full and faithful compliance by the applicant with all the provisions and regulations of applicable building codes of the City, State or any subdivision thereof now or hereafter having power and authority to regulate the construction of buildings or other structures within the City, ~~and to otherwise perform its trade or business in the City.~~

~~(Ord. 1999-21. Passed 4-5-99.)~~

1422.03 REGISTRATION FEE, ~~AND BOND AND INSURANCE.~~

(a) Upon approval of an application for registration, the applicant shall file with the **Building** Commissioner ~~of Buildings~~ the required bond properly executed and approved, and shall pay a fee of one hundred dollars (\$100.00) for registration as a contractor in each of the capacities hereinbefore set forth in which ~~he~~ **the applicant** desires to operate within the City. The applicant shall receive from the **Building** Commissioner ~~of Buildings~~ a certificate of registration as a contractor within the City in such capacity as ~~his~~ **the** application may warrant for the current calendar year.

(b) **Each applicant registered by the City shall provide proof of liability insurance in the form of a certificate of insurance with limits no less than Five Hundred Thousand Dollars (\$500,000.00) per occurrence, One Million Dollars (\$1,000,000.00) aggregate. The City shall be an additional insured party and a copy of the general liability insurance endorsement that indicates the City is an additional insured shall be**

provided to the Building Commissioner as a condition of registration. The insurance shall be maintained by the applicant for the entire calendar year.
(Ord. 1999-21. Passed 4-5-99.)

1422.04 EXPIRATION DATE; RENEWAL OF CERTIFICATE OF REGISTRATION.

All certificates of registration and all renewals shall expire ~~on December 31 of each year~~ **twelve (12) months from the date of their respective issuance**, and may be renewed, provided all incidents of noncompliance with or violations of applicable building or construction codes by the registrant have been corrected. An application for renewal of the certificate shall be made to the Building Commissioner and shall be accompanied by **proof of insurance and bond as set forth in this Chapter, along with** payment of a renewal fee of one hundred dollars (\$100.00) for each certificate sought to be renewed.
(Ord. 1999-21. Passed 4-5-99.)

1422.05 SUSPENSION OR REVOCATION OF REGISTRATION.

The **Building** Commissioner ~~of Buildings~~ may suspend or revoke any certificate of registration or renewal thereof issued under the provisions or regulations of this chapter for any of the following reasons:

- (a) Misrepresentation of any material fact by the applicant in obtaining any certificate of registration or the renewal thereof;
- (b) Use of a certificate of registration in obtaining permits for another person, firm, ~~co~~partnership, corporation, ~~or~~ association, **company, any other entity**, or combination thereof;
- (c) Faulty or defective workmanship;
- (d) Departure from or disregard of plans or specifications filed with an application for a building permit; or
- (e) Noncompliance with or violation of any provision or regulation of the City Building Code or any other building, plumbing, electrical, sanitary or other code having application or effect ~~herein~~ **therein**.

(Ord. 1999-21. Passed 4-5-99.)

1422.06 NOTICES OF VIOLATION.

Notice in writing shall be given to a registrant of any noncompliance by ~~him~~ **the registrant** with, or violation of any provisions and regulations of the City Building Code or any other building, plumbing, electrical, sanitary or other code in effect in the City, discovered by the ~~Commissioner of Buildings~~ **Building Commissioner** or his duly authorized assistants. The registrant shall remedy or cause to be corrected such noncompliance or violation within five days after the receipt of such notice **or within the time period designated by the Building Commissioner**. Failure to conform with the orders of the **Building Commissioner** ~~of Buildings~~ or his duly authorized assistants shall result in the suspension or revocation of the registrant's certificate or prosecution as hereinafter provided, or both.

(Ord. 1999-21. Passed 4-5-99.)

1422.07 APPEALS.

A registrant whose certificate of registration has been suspended or revoked may appeal in writing such order of suspension or revocation to the

Board of Zoning **and Building Code** Appeals. The Board of Zoning **and Building Code** Appeals shall afford a public hearing upon such appeal, at which the ~~appellant-registrant~~ may be represented by counsel. The ~~appellant registrant~~ and the ~~Commissioner of Buildings-Building Commissioner or his designee~~ may summon and examine witnesses and introduce competent testimony pertaining to the reason for suspension or revocation and to restoration of certificates of registration. All such appeals shall be filed with the Board of Zoning **and Building Code** Appeals within five days after receipt of the notice or order from which an appeal is taken.

~~(Ord. 1999-21. Passed 4-5-99.)~~

1422.08 PERFORMANCE OF WORK BY OWNER.

Nothing in this chapter shall be construed to prevent the owner of any dwelling, building, structure, premises, lot or parcel of land within the City from performing any of the work for which registration is herein provided, without his obtaining such registration on such dwelling, building, structure, premises, lot or parcel of land so owned, provided that there shall first be obtained a permit to do such work in the manner set forth in the City Building Code, and that the work is done in all respects according to such Code or other applicable codes, and to the plans and specifications **approved** therefor.

~~(Ord. 1999-21. Passed 4-5-99.)~~

1422.09 VIOLATIONS.

No person, firm, ~~co~~partnership, corporation, ~~or~~ association, **company, any other entity** or any combination thereof, **subject to the provisions of this Chapter**, shall do any work, **as set forth in this Chapter 1422 of installation, reinstallation, repair, replacement, resetting, reassembling, moving, altering or converting any electrical system, heating system, sewer system or plumbing system, or any part of any of the same**, within the City, without having been licensed to do so as provided in this chapter, or while his/**her** or its license to do so shall be under suspension or revocation.

~~(Ord. 1999-21. Passed 4-5-99.)~~

1422.99 PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than ~~Two~~ **h**~~Hundred~~ **f**~~Fifty~~ **d**~~Dollars~~ (\$250.00) or imprisoned not more than thirty days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

~~(Ord. 1999-21. Passed 4-5-99.)~~

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 public health, safety and welfare of the City, and for the further reason that it is immediately necessary to update the Building and Housing Code of the City of Strongsville to re-organize the registration of tradesmen and contractors. 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	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-001 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 002

By: Mayor Perciak and All Members of Council

AN ORDINANCE REPEALING EXISTING CHAPTER 1458 IN ITS ENTIRETY AND ENACTING A NEW CHAPTER 1458 OF TITLE SIX OF PART FOURTEEN OF THE BUILDING AND HOUSING CODE OF THE CITY OF STRONGSVILLE CONCERNING RESIDENTIAL SWIMMING POOLS AND SPAS, 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 existing Chapter 1458 of Title Six of Part Fourteen of the Building and Housing Code of the Codified Ordinances of the City of Strongsville be and is hereby repealed.

Section 2. That new Chapter 1458 Residential Swimming Pools and Spas, of Title Six of Part Fourteen of the Building and Housing Code of the Codified Ordinances of the City of Strongsville be and is hereby enacted to read in its entirety as follows:

**CHAPTER 1458
Residential Swimming Pools and Spas**

- 1458.01 Adoption by reference.**
- 1458.02 Amendments and insertions.**
- 1458.03 File and distribution copies.**
- 1458.04 Conflict of laws.**
- 1458.99 Penalty.**

CROSS REFERENCES

Swimming pools in Residential Districts – see P. & Z. 1252.29

1458.01 ADOPTION BY REFERENCE.

Pursuant to Ohio R.C. 731.231, there is hereby adopted the 2018 International Swimming Pool and Spa Code as published by the International Code Council, Inc., hereinafter referred to as the ISPSC, is hereby adopted in its entirety, as if set out in full herein, save and except such portions as may be hereinafter amended or deleted for the purposes of establishing minimum regulations governing the construction and maintenance of all residential swimming pools and spas within the City of Strongsville.

1458.02 AMENDMENTS AND INSERTIONS.

That the following sections of the International Swimming Pool and Spa Code (ISPSC) be and are hereby amended and revised as follows:

- (a) Section 101.1 Title: These regulations shall be known as the Swimming Pool and Spa Code of the City of Strongsville hereinafter referred to as "this code."

- (b) Section 102.7.1: The language contained in this section be and is hereby deleted and replaced with the following: Where the International Residential Code is referenced in this code, the provisions of the Residential Code of Ohio shall apply to related systems in detached one, two and three family dwellings and townhouses not more than three stories in height. Other related systems shall comply with the applicable provisions of the Residential Code of Ohio.
- (c) Section 105.3: The language contained in this section shall be amended to include: Permanent Inground Residential Pools require a topographic map, sealed by the surveyor, which provide proposed finished elevations.
- (d) Section 105.6.2: The language contained in this section be and is hereby deleted and replaced with the following: Permit fees for pools and spas shall be assessed pursuant to the provisions of Strongsville Codified Ordinances Chapter 1420.
- (e) Section 105.6.3: The language contained in this section be and is hereby deleted.
- (f) Section 107.4: The language contained in this section be and is hereby deleted and replaced with the following: Penalties shall be in accordance with Strongsville Codified Ordinances Section 1458.99
- (g) Section 107.5: The language contained in this section shall be amended to read as follows: Stop work orders. Upon notice from the *code official* work on any system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$50.00 or more than \$150.00.
- (h) Section 108: The language contained in this section be and is hereby deleted and replaced with the following: Means of appeal shall be made pursuant to provisions of Strongsville Codified Ordinances Chapter 1414.
- (i) Section 305.2.4: The language contained in this section be and is hereby deleted.
- (j) Section 306.3: The language contained in this section be and is hereby deleted and replaced with the following: Step risers for decks of residential pools and spas shall be uniform and shall have a height not exceeding 8 ¼ "(196mm). The tread depth shall not be less than 9" (254mm).
- (k) Section 320.1 The language contained in this section be and is hereby deleted and replaced with the following: Every residential swimming pool, hot tub and spa shall be so constructed that it can

be drained into a sanitary sewer as directed by the Building Commissioner or his/her designee.

- (l) Chapter 4: Said Chapter be and is hereby deleted and replaced with the following: Public Swimming Pools shall be constructed and maintained pursuant to the provisions of the Ohio Building Code and the County Board of Health.
- (m) Chapter 5: Said Chapter be and is hereby deleted and replaced with the following: Public Spas and Public Exercise Spas shall be constructed and maintained pursuant to the provisions of the Ohio Building Code and the County Board of Health.
- (n) Chapter 6: Said Chapter be and is hereby deleted and replaced with the following: Aquatic Recreation Facilities shall be constructed and maintained pursuant to the provisions of the Ohio Building Code and the County Board of Health.

1458.03 FILE AND DISTRIBUTION COPIES.

Copies of the International Swimming Pool and Spa Code adopted in Section 1458.01 are on file with the Clerk of Council for inspection by the public and are also on file in the County Law Library. In addition, the Clerk of Council shall have copies available for distribution to the public, at cost.

1458.04 CONFLICT OF LAWS.

In the event of a conflict between any of the provisions of the International Swimming Pool and Spa Code adopted in Section 1458.01 and a provision of any other code adopted by the City or any City ordinance, that provision which establishes the higher or stricter standard shall prevail.

1458.99 PENALTY.

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250.00) or imprisoned not more than thirty days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

Section 3. That any ordinances or parts thereof inconsistent with this Ordinance be and are hereby repealed.

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 immediately necessary for the public health, safety and welfare of the City, and for the further reason that it is immediately necessary for the purposes of updating the Building and Housing Code of the City of Strongsville concerning swimming pools, spas and hot tubs. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2019 - 002
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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	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-002 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 003

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE NO. 2018-170 TO ESTABLISH, ALLOCATE AND FIX THE COMPENSATION OF THE POSITION OF PART-TIME IT SUPPORT TECHNICIAN (SECTION 5-078) IN THE COMMUNICATION & TECHNOLOGY DEPARTMENT; REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, this Council has determined to establish the position of Part-time IT Support Technician, in the Communication & Technology Department.

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

Section 1. That Section 5-078 is enacted under "Communication & Technology," which shall now read as follows:

* * *

<u>Ord. Sec.No.</u>	<u>Pay Range Allocations</u>
COMMUNICATION & TECHNOLOGY	
5-070 Director of Communication & Technology	17
5-071 Assistant Director of Communication & Technology	14
5-073 Information Technologist	12
5-074 Part-time Senior Communication & Technology Coordinator	12 (part-time only)
5-078 Part-time IT Support Technician	10 (part-time only)

* * *

Section 2. That pursuant to Section 3-011 of Article 3 of the General Salary Ordinance, the within amendments shall be effective upon adoption of this Ordinance in accordance with law.

Section 3. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Fund.

Section 4. That all other Ordinances or parts of Ordinances in conflict herewith be and the same are hereby repealed.

Section 5. 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 6. 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 necessary to maintain the orderly and efficient operation of the Department of Communication & Technology of the City, provide fair compensation for all employees, and 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	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-003. Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 – 004

By: Mayor Perciak and All Members of Council

**A RESOLUTION APPROVING A CREDIT/PURCHASING
CARD POLICY FOR THE CITY OF STRONGSVILLE, AND
DECLARING AN EMERGENCY.**

WHEREAS, on June 27, 2018, the 132nd Ohio General Assembly enacted the mandates of House Bill 312, in connection with municipal credit card purchases; and

WHEREAS, therefore, the City desires to adopt a policy in order to comply with such mandates, as well as best practices promulgated by the Ohio Auditor of State.

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

Section 1. That this Council hereby approves and adopts a Credit/Purchasing Card Policy for the City of Strongsville, a copy of which is attached hereto as Exhibit A and incorporated herein as if fully rewritten, and that shall be kept on file in the office of the Director of Finance.

Section 2. That the Mayor and Director of Finance be and are hereby authorized to do all things necessary to carry out the intent and objectives of the Credit/Purchasing Card Policy.

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 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 in order to formalize the City's policies and practices in written form with regard to credit card purchases. 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.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2019 - 004
PAGE 2

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schönhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Res.
ORD. No. 2019-004 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
Adopted: _____ Repealed: _____



CITY OF STRONGSVILLE CREDIT/PURCHASING CARD POLICY

A. PURPOSE

The purpose of this policy is to provide guidelines and safeguards when City purchases are made with a bank issued credit card or any card account from a store that allows the holder to purchase goods or services on credit (hereinafter referred to as "cards"). The use of these cards is generally intended for small routine purchases necessary for the operation of the City. This policy is meant to comply with the mandates of Sub HB 312 enacted by the 132nd General Assembly, as well as best practices promulgated by the Ohio Auditor of State.

B. FINANCE DIRECTOR

1. Cards must be approved by the Finance Director, and must be issued in the name "City of Strongsville."
2. The Finance Director is the only person who can review, approve and determine when a credit card account will be opened. Cards may be issued to City employees only.
3. The Finance Director or designee must retrieve cards from employees who are no longer employed with the City, change departments, or move to a position in which they will no longer require a credit card account.
4. The Finance Director or designee will review all credit card transactions and reports to ensure that the cards are being used appropriately.
5. The Finance Director or designee will monitor to ensure that the necessary detail and documentation are provided on all transactions.
6. The Finance Director or designee will ensure that itemized receipts and card statements are retained and kept in accordance with the City's Records Retention Schedule.

C. PERSONS AUTHORIZED TO USE A CREDIT CARD ACCOUNT

The cards will be kept with the Department Heads who will be responsible for their safekeeping and use.

D. USE AND MANAGEMENT OF CREDIT CARD ACCOUNT

1. Each Department Head must keep a master list of all employees in their Department who are permitted to use City cards, along with the employee's title. Each Department Head must also keep a master list of all cards within their Department.
2. Both master lists must be submitted to the Finance Director or designee on an annual basis, or whenever changes are made. A copy of both master lists must be on file with the Finance Director and must remain current.

3. A log of each card, showing the date, sign-out time, signature of person using the card, and valid purchase order shall be kept by each Department Head or designee. A copy of each log shall be sent to the Finance Director or designee on a monthly basis.

E. TYPES OF EXPENSES ALLOWED

1. Cards may be used for any authorized City purchase where the vendor or merchant accepts credit card payments.
2. Cards shall only be used for the purchase of goods and/or services that are the official business of the City.

F. MAXIMUM CREDIT LIMIT

No purchase shall exceed a transaction limit of Five Thousand Dollars (\$5,000.00). The maximum credit limit shall not apply to any transaction paid online by the Finance Director or designee.

G. ITEMIZED RECEIPTS

1. Itemized receipts detailing the goods and/or services purchased shall be required for all transactions. Adequate documentation shall consist of, but not be limited to, original sales receipts, credit slips, etc. The itemized receipts shall detail the goods and/or services purchased, the date of the purchase and the amount of said purchase.
2. Each itemized receipt shall be delivered to the Finance Director or designee, including information as to which purchase order number and account should be charged.

H. MISUSE OF CARD

1. Cards shall not be used for personal uses, any type of personal benefit or cash advances.
2. Cardholders may not receive cash back or in-store credits for any refunds or exchanges. Such amounts must be credited to the credit card account.
3. Cardholders may not make purchases that may be perceived as a conflict of interest, particularly those businesses in which the employee or a relative have a financial interest.

I. LOST OR STOLEN CARDS

1. Employees to whom cards are entrusted for City purchases shall be responsible for the protection and custody of the card while in his/her possession.
2. The employee to whom cards are entrusted shall immediately notify their Department Director if the card is lost or stolen.
3. Employees shall not knowingly post or otherwise make publicly available, card data that could potentially result in fraud or unauthorized charges.

I acknowledge that on behalf of the _____ Department, I have received and reviewed a copy of the within Credit/Purchasing Card Policy.

Date: _____

[Department Director]

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 005

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO ACCEPT A TOTAL LOSS SETTLEMENT FOR THE DISPOSAL OF A CITY OF STRONGSVILLE POLICE DEPARTMENT VEHICLE NO LONGER FIT FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

WHEREAS, a City of Strongsville Police vehicle recently was involved in a collision during the normal course of duty; and

WHEREAS, such vehicle was a 2013 Dodge Charger, VIN 2C3CDXAT1DH721744; and

WHEREAS, the City's insurance carrier, Travelers Insurance, has determined that since the vehicle sustained extensive damage, it is no longer fit for any municipal purpose, and has deemed the vehicle a total loss; and

WHEREAS, therefore, the City's insurance carrier has further determined that the total loss settlement for such vehicle, based on current market valuation, will be in the amount of \$12,128.00; and

WHEREAS, this Council is desirous of accepting such total loss settlement in order to properly dispose of the vehicle.

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 finds that the Police Department vehicle known as a 2013 Dodge Charger, VIN 2C3CDXAT1DH721744, has been determined to be unfit for any municipal purpose and that it will be in the best interests of the City that such vehicle be deemed to be a total loss.

Section 2. That, pursuant to Article IV, Section 3(e) of the City Charter, the Mayor and Director of Finance be and are hereby authorized and directed to dispose of such vehicle by transfer to Travelers Insurance.

Section 3. That the Mayor and Director of Finance are authorized to effectuate the transfer of such vehicle to Travelers Insurance; and the Mayor and Director of Finance are further authorized to accept a total loss settlement for the vehicle in the amount of \$12,128.00, and are directed to execute all documents and perform all acts required to complete the total loss settlement for the vehicle.

Section 4. That the proceeds of the total loss settlement shall be deposited into the Emergency Vehicle Fund.

Section 5. 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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 005

Page 2

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 6. 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 in the best interests of the City to dispose of a Police vehicle unfit for any further municipal purpose by accepting a total loss settlement, 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	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-005 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 006

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES NATUREWORKS LOCAL GRANT PROGRAM, AND TO ENTER INTO A STATE/LOCAL PROJECT AGREEMENT (CUYA-087) IN CONNECTION WITH THE CITY OF STRONGSVILLE'S PLAYGROUND AT SURRERRER PARK; AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources ("ODNR"), administers financial assistance for outdoor public recreation purposes, through the State of Ohio NatureWorks Local Grant Program; and

WHEREAS, by and through Ordinance No. 2018-068, Council authorized the filing of an application with the ODNR NatureWorks Local Grant Program for funding for a playground at the City's Surrerrer Park; and

WHEREAS, the ODNR has now approved the City's application for funding at Seventy-Five Percent (75%) of the requested amount of \$53,334.00; and

WHEREAS, the City, therefore, is desirous of accepting such funding from the ODNR in the amount of \$40,000.00 in order to reimburse the City for the development of the playground at Surrerrer Park.

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

Section 1. That the Mayor be and is hereby authorized and directed to accept funds on behalf of the City of Strongsville in the amount of \$40,000.00 from the Ohio Department of Natural Resources Natureworks Local Grant Program for reimbursement of costs in connection with the playground at Surrerrer Park, and to enter into a State/Local Project Agreement (CUYA-087) attached hereto as Exhibit A.

Section 2. That the Mayor, the Director of Finance, Director of Recreation & Senior Services and/or their designees be and are hereby authorized to do all things necessary to perform the terms and conditions required by the Ohio Department of Natural Resources NatureWorks Local Grant Program for such funding for the development of the playground at Surrerrer Park, in accordance with their respective responsibilities thereunder.

Section 3. That the funds required to meet the City's obligation under this Agreement will be appropriated and paid from the Multi-Purpose Complex 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.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2019 – 006
Page 2

Section 5. 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 accept such grant funding in order to receive reimbursement for the development of the Surrarer Park playground, 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	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-006 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

**NATUREWORKS LOCAL GRANT PROGRAM
STATE/LOCAL PROJECT AGREEMENT
CUYA-087**

The State of Ohio, represented by the Ohio Department of Natural Resources (hereinafter "State of Ohio" or "ODNR"), and the **City of Strongsville Recreation Department** (hereinafter referred to as "Grantee"), having entered into this NatureWorks Local Grant Program State/Local Project Agreement (hereinafter "Project Agreement") hereby agree to the following terms:

- 1. Notices.** Except to the extent expressly provided otherwise herein, all notices, consents, and communications required hereunder (each, a "Notice") shall be in writing and shall be deemed to have been properly given when: 1) hand delivered with delivery acknowledged in writing; 2) sent by U.S. Certified mail, return receipt requested, postage prepaid; 3) sent by overnight delivery service (Fed Ex, UPS, etc.) with receipt; or 4) sent by fax or email. Notices shall be deemed given upon receipt thereof, and shall be sent to the following addresses:

Grantee:

City of Strongsville Recreation Department
18100 Royalton Rd.
Strongsville, Ohio 44136

ODNR:

Ohio Department of Natural Resources
Office of Real Estate
2045 Morse Road, Bldg. E2
Columbus, OH 43229-6693

Notwithstanding the foregoing, notices sent by fax or email shall be effective unless the party sending the notice, consent or communication receives an undelivered mail notification. Any party may change its address for receipt of Notices upon notice to the other party. If delivery cannot be made at any address designated for Notices, a Notice shall be deemed given on the date on which delivery at such address is attempted.

- 2. Project Description.** Grantee shall: **Add playground equipment at Surrarrer Park** (the "Project").
- 3. Time for Completion.** Grantee shall complete all work on the Project on or before **December 31, 2020**.
- 4. ODNR's Right to Terminate.** ODNR, at any time after execution of this Project Agreement, upon 30 days written notification, may terminate any portion, or all, of the work or services. In the event of such termination, Grantee shall be paid a pro rata amount for services rendered up to the time of termination.
- 5. Commencement and Termination.** The Project shall commence on the earlier of the date that this Project Agreement is signed by the Director of ODNR or the date that a waiver of retroactivity is granted by ODNR (the earlier of the two dates shall be referred to as the "Effective Date"), and shall terminate on the date that the final reimbursement is issued or the Project is otherwise terminated by action of ODNR (the "Termination Date"). If Grantee fails to pursue performance of the Project within a reasonable period of time, ODNR, in the exercise of its sole discretion may terminate the Project. The period of time between the Effective Date and the Termination Date shall be referred to herein as the "Project Period."
- 6. Non-Appropriation and OBM Certification.** In the event this Project Agreement extends in time beyond the current biennium, ODNR's obligation to provide funds hereunder shall continue only if such funds are appropriated and the Director of the Office of Budget and Management certifies, pursuant to Ohio Revised Code Section 126.07, that there is a balance in the appropriation not previously obligated to pay existing obligations.
- 7. Performance of Project.** Grantee agrees to (1) perform in compliance with the terms, promises, conditions, construction plans, specifications, estimates, procedures, maps, and assurances set forth in the Project Proposal;

and shall secure compliance with all applicable federal, state and local laws and regulations; (2) promptly submit to the State of Ohio, such reports and documents as the State of Ohio may request; (3) report any and all income gained on the property or facilities during the Project Period; 4) establish a separate account for the funds for the acquisition and/or development of the property. The State of Ohio reserves the right to audit this separate account, either during or after completion of the Project; and 5) prominently display a NatureWorks acknowledgment sign at the site or facility acquired or developed with NatureWorks Local Grant Fund Program assistance.

8. **No Restrictions of Record.** Grantee hereby represents and warrants that there are not now, and there will not be, any restrictions of record with respect to the Project, including without limitation, any encumbrances, liens or other matters, which would interfere with or otherwise impair the use of the property as described on Exhibit A (the Boundary Map) attached hereto, on which the Project will be located and developed as a public parks or recreation facility (the "Property"). The Grantee represents that it is the fee simple owner, or has a lease with a term longer than fifteen (15) years beyond the anticipated date of the closeout on the Project and that the only restrictions of record with respect to the Property are (a) any state of facts which an accurate survey might show, (b) all zoning regulations, restrictions, rules and ordinances, and other laws and regulations now in effect or hereafter adopted by any governmental agencies having jurisdiction over the Property and (c) all matters of record pertaining to the Property, including dedicated public rights-of-way and the items identified on said Exhibit A,
9. **Funding by ODNR.** ODNR hereby agrees to: (1) provide Grantee funding assistance not to exceed **\$40,000** from Ohio's fiscal allocations made available under the provisions of Amended Substitute House Bill 790, Ohio Revised Code, Section 1557.06, the NatureWorks Local Assistance Grant Program; (2) upon receipt of tangible proof of actual eligible costs paid by the Grantee in performing this Project Agreement, reimburse the Grantee funds equal to no more than seventy-five percent of such eligible costs.
10. **Compliance with ODNR Procedures.** ODNR and the Grantee mutually agree to perform this Project Agreement in accordance with the policies and procedures set forth by ODNR, and the guidelines set forth in the NatureWorks Local Assistance Grant Program Procedural Guide and Application (hereinafter "Procedural Guide" and "Application"). Failure to comply with or show sufficient progress in complying with the Procedural Guide and Application may result in the termination of this Project Agreement. In the event of termination, all unused funds shall be retained by ODNR.
11. **Findings for Recovery.** Grantee affirmatively represents and warrants to ODNR that neither it nor any of its contractors are subject to a finding for recovery under R.C. 9.24, or that it has taken appropriate remedial steps required under R.C. 9.24 or otherwise qualifies under that section. Grantee agrees that if this representation and warranty is deemed to be false, this Project Agreement shall be void *ab initio* as between the parties to the Project Agreement, and any funds paid by ODNR hereunder shall be immediately repaid to ODNR, or an action for recovery may be immediately commenced by ODNR for recovery of said funds.
12. **Ethics.** Grantee by signature on this document certifies that it: (i) has reviewed and understands the Ohio ethics and conflict of interest laws as found Ohio Revised Code Chapter 102 and in Ohio Revised Code Sections 2921.42 and 2921.43, and (ii) will take no action inconsistent with those laws. Grantee understands that failure to comply with Ohio's ethics and conflict of interest laws is, in itself, grounds for termination of this Project Agreement and may result in the loss of other contracts or grants with the State of Ohio.
13. **Self-Insurance by the State.** The State of Ohio is self-insured for the indemnification of its officers and employees in the maximum aggregate amount of one million dollar per occurrence in accordance with section 9.87 of the Ohio Revised Code.
14. **No Liability for Obligations.** The parties agree that Grantee shall be solely responsible for any and all claims, demands, or causes of action arising from Grantee's obligations under this Project Agreement, including any costs, attorney fees or expenses, in any litigation that may arise from the performance of this Project Agreement. It is specifically understood and agreed that the State of Ohio will not indemnify Grantee. Nothing in this Project Agreement shall be construed to be a waiver of the sovereign immunity of the State of Ohio or the immunity of any of its employees or agents for any purpose. In no event shall the State of Ohio be liable for indirect, consequential, incidental, special, liquidated, or punitive damages, or lost profits.

- 15. Use of Property.** Grantee agrees to operate, maintain and keep for public outdoor recreation purposes the property or facilities acquired or developed pursuant to this Project Agreement, as identified in Exhibit A, the "Boundary Map," attached hereto and a part hereof. The Property and/or facilities will be kept open for general public use during reasonable hours and during appropriate seasons of the year, according to the type of use occurring on the site. During the term of the bonds issued to provide funds for the NatureWorks Local Assistance Grant Program, the Property shall not be converted to another use other than public outdoor recreation use nor shall the Property be transferred through deed or easement without the approval of ODNR. Should Grantee convert the Property without the approval of ODNR, Grantee may become ineligible for further grant funding through ODNR until the condition of noncompliance is rectified to the satisfaction of ODNR.
- 16. Maintenance of the Property.** The Property shall be operated and maintained so as to be safe, attractive, and inviting to the public. Sanitation and sanitary facilities will be maintained to comply with applicable state and local health standards. Buildings, recreation and support facilities, and other improvements will be kept in reasonable repair throughout their estimated life expectancy to prevent undue deterioration.
- 17. Accommodation of Disabilities; Nondiscrimination.** Any new facility constructed on the Property shall, whenever possible, be designed to accommodate people with disabilities. Grantee shall require the facility to be designed to comply with the Architectural Barriers Act of 1968 (Public Law 90-480), DOI Section 504 Regulations (43 CFR Part 17). Grantee will be responsible to ensure compliance with these specifications by the contractor. The facility shall be made available to all persons regardless of race, color, religion, sex, national origin, military status, disability, age or familial status. Any modifications to existing structures will also include handicap accessible design considerations. It is understood that this requirement is applicable to any construction occurring on the Property, regardless of the funding source for the improvement.
- 18. Drug-Free Workplace.** Grantee agrees to comply with all applicable state and federal laws regarding a drug-free workplace. Grantee shall make a good faith effort to ensure that all Grantee's employees, while working on state property, will not purchase, transfer, use or possess illegal drugs or alcohol or abuse prescription drugs in any way.
- 19. Ohio Election Law.** Contractor affirms that it is compliant with R.C. § 3517.
- 20. User Fees.** User fees charged for facilities acquired or developed with NatureWorks funds shall be reasonable for all users and shall not create unfair competition with private enterprises offering similar services. Excess revenues from user fees at the Project site shall be returned to the public in the form of expanded facilities or services at the funded site.
- 21. Placement of Utilities.** Unless situated within an easement or right of way owned by others, all new or replacement utility lines on the Property shall be placed underground.
- 22. Nondiscrimination.** Discrimination on the basis of residence, including preferential fees, reservations, membership systems, is prohibited, except to the extent that reasonable differences in admission or other fees may be maintained on the basis of residence. Compliance with federal, state, and local laws pertaining to non-discrimination in employment practices, facility and area use, minimum wages, conflict of interest, solicitations for contract bids, bid awards, etc., shall be met at all times. No person shall be discriminated against or be excluded from participating in any program or activity on the grounds of race, color, religion, sex, national origin, military status, disability, age or familial status.
- 23. Commencement of Work.** Grantee shall cause work on the Project to be commenced within a reasonable time after the execution of this Project Agreement and assure that the Project will be prosecuted to completion with reasonable diligence.
- 24. Relocation Assistance.** Grantee shall comply with the terms of Title II and Title III, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646), 94 Stat. 1894 (1970), and O.R.C. Section 163 for all real property acquisitions, and where applicable shall assure that these requirements have been complied with for property to be developed with assistance under the Project Agreement.

- 25. No PERS Contribution.** Grantee certifies that it is an Ohio county, municipality or other political subdivision for the purposes of the application of Rev. Code Chapter 145. ODNR will not make contributions to the public employees' retirement system on behalf of any of the individuals employed by Grantee, or its contractors or other agents.
- 26. Qualification to Receive Grant.** Grantee affirms that it is a duly organized governmental entity, qualified to receive grants under the NatureWorks Local Assistance Grant Program. Grantee further affirms that if at any time during the term of this Project Agreement, Grantee for any reason becomes disqualified from participating in the NatureWorks Local Grant Fund Program, Grantee will immediately notify ODNR in writing and will immediately cease performance of the Project. Failure to provide such notice in a timely manner shall void this Project Agreement and may be sufficient cause for the State of Ohio to debar the Grantee from future state grant opportunities as may be permitted by law. Grantee represents and warrants that it is not debarred from consideration for contract awards by the Director of the Department of Administrative Services, pursuant to either R.C. Section 153.02 or R.C. Section 125.25.
- 27. Bidding; Plans.** Grantee shall follow all applicable laws in determining whether the Project must be competitively bid, and if competitive bidding for the Project is not required by law, to the extent reasonable possible as determined by Grantee, Grantee shall employ an open and competitive process in the selection of its contractors. Bid documents designed to be so restrictive to exclude open competitive bidding and bid documents that do not allow for "or equal" provisions, may not be acceptable. Plans must reflect the intent of the Project as described in the authorizing legislation. Once approved by ODNR, plans and specifications should not be substantially modified. ODNR must be notified of any planned substantial changes, and only approved changes will be eligible for reimbursement.
- 28. Prevailing Wage Compliance.** Grantee shall be responsible for following, and compliance with, all applicable laws in determining if the Project is a public project on which prevailing wages must be paid, and, if prevailing wages must be paid, Grantee shall be responsible for contractor/subcontractor compliance.
- 29. Compliance with Law and Procedures.** Grantee shall follow its own requirements relating to bid guarantees, performance bonds, and payment bonds, and insurance. Grantee is legally responsible to complete the Project, follow guidelines and rules as established by ODNR, comply with the terms of this Project Agreement, the provisions of the Procedural Guide and all relevant laws, rules and regulations. ODNR may issue instructions, interpretations or additional guidelines as necessary for effective program performance. Project assistance may be terminated in whole or in part at any time within the Project Period if ODNR determines that Grantee has failed to comply with this Project Agreement. Grantee will be promptly notified in writing of such findings and given reasons for this action.

IN WITNESS WHEREOF, the parties hereto have caused this Project Agreement to be executed by their duly authorized representatives.

**STATE OF OHIO,
DEPARTMENT OF NATURAL RESOURCES:**

City of Strongsville Recreation Department

Paul R. Baldridge, Chief
Office of Real Estate
As Designee For:
James Zehringer, Director

By _____

Title

Date

EXHIBIT A



THE CITY OF STRONGSVILLE

Surrarrer Park Playground Project

Sponsored by Strongsville Recreation Department



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 007

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO EMPLOY SPECIAL LEGAL COUNSEL AND ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES TO THE CITY OF STRONGSVILLE IN CONNECTION WITH LITIGATION MATTERS RELATING TO THE PROPOSED REZONING OF PROPERTY LOCATED AT ROYALTON ROAD AND WEST 130TH STREET (PART OF PPN 399-01-005), 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 the Mayor be and is hereby authorized and directed to employ special legal counsel and enter into an agreement with **ATTORNEY DAVID J. MATTY**, and the law firm of **MATTY, HENRIKSON & GREVE LLC**, to provide professional legal services to the City in connection with litigation matters involving the proposed rezoning of property located at Royalton Road and West 130th Street (Part of PPN 399-01-005), in accordance with their proposal attached hereto as Exhibit "A", and as approved by the Law Director.

Section 2. That the funds for the purpose of such services and said agreement have been appropriated and shall be paid from the General Fund; and the Director of Finance be and is hereby authorized and directed to issue payment in accordance with the terms and conditions of such proposal and agreement.

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, property, health, safety and welfare of the City, and for the further reason that the retention of such legal services is immediately necessary in order to protect the legal interests of the City and provide representation to the City in connection with litigation matters, and 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: _____

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2019 – 007
Page 2

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____

Clerk of Council

ORD. No. 2019 - 007. Amended: _____

1st Rdg. _____ Ref: _____

2nd Rdg. _____ Ref: _____

3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____

Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 008

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NEW COLLECTIVE BARGAINING AGREEMENT BETWEEN THE FRATERNAL ORDER OF THE POLICE, PARMA LODGE #15 (PATROL OFFICERS UNIT) AND THE CITY OF STRONGSVILLE THROUGH DECEMBER 31, 2021, 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 the Mayor be and is hereby authorized and directed to execute and enter into a new collective bargaining agreement between the Fraternal Order of Police, Parma Lodge 15 (Patrol Officers Unit) and the City of Strongsville for a three-year period commencing retroactive to January 1, 2019 through December 31, 2021, a copy of which is on file with the Clerk of Council and Human Resources Director, and which is in all respects hereby approved.

Section 2. That the funds for the purposes of the aforesaid contract's 2019 requirements have been or will be appropriated and shall be paid from the General Fund and the Police Pension Fund, and thereafter in accordance with the annual appropriation ordinances adopted by Council.

Section 3. That the provisions of the aforesaid Agreement and this Ordinance shall be retroactive to and operative from and after January 1, 2019; and the provisions of said Agreement shall be applied retroactively to each City employee who is and/or was a member of said collective bargaining unit on and after January 1, 2019.

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 the immediate approval and implementation of the aforesaid Agreement is necessary in order to maintain the orderly and efficient operation of the Police Department of the City, provide fair compensation for such collective bargaining unit members, 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. 2019 – 008
Page 2

President of Council

Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-008 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 009

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NEW COLLECTIVE BARGAINING AGREEMENT BETWEEN THE FRATERNAL ORDER OF THE POLICE, PARMA LODGE #15 (SERGEANTS AND LIEUTENANTS UNIT) AND THE CITY OF STRONGSVILLE THROUGH DECEMBER 31, 2021, 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 the Mayor be and is hereby authorized and directed to execute and enter into a new collective bargaining agreement between the Fraternal Order of Police, Parma Lodge 15 (Sergeants and Lieutenants Unit) and the City of Strongsville for a three (3) year period commencing retroactive to January 1, 2019 through December 31, 2021, a copy of which is on file with the Clerk of Council and Human Resources Director and which is in all respects hereby approved.

Section 2. That the funds for the purposes of the aforesaid contract's 2019 requirements have been appropriated and shall be paid from the General Fund, and thereafter shall be paid from the General Fund in accordance with the annual appropriation ordinances adopted by Council.

Section 3. That the provisions of the aforesaid Agreement and this Ordinance shall be retroactive to and operative from and after January 1, 2019; and the provisions of said Agreement shall be applied retroactively to each City employee who is and/or was a member of said collective bargaining unit from and after January 1, 2019.

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 the immediate approval and implementation of the aforesaid Agreement is necessary in order to maintain the orderly and efficient operation of the Police Department of the City, provide fair compensation for such collective bargaining unit members, 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. 2019 – 009
Page 2

President of Council

Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2019-009 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 – 010

BY: Mayor Perciak and All Members of Council

A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING 1.5-MILL TAX LEVY FOR THE PURPOSE OF CURRENT EXPENSES AND REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, PURSUANT TO SECTIONS 5705.03, 5705.19(A) AND 5705.191 OF THE REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, at an election on May 6, 2014, the City's voters approved the renewal of an existing 1.5-mill ad valorem tax levy in excess of the ten-mill limitation for the purpose of current expenses, for five years; and

WHEREAS, the authority to levy that 1.5-mill tax expires with the levy on the 2018 tax list and duplicate for collection in calendar year 2019; and

WHEREAS, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City and that, in accordance with Sections 5705.19(A) and 5705.191 of the Revised Code, it is necessary to renew the existing 1.5-mill tax in excess of that limitation for the purpose of current expenses, for five years; and

WHEREAS, in accordance with Section 5705.03(B) of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19(A) and 5705.191, this Council must request that the Cuyahoga County Fiscal Officer certify the (i) total current tax valuation of the City and (ii) dollar amount of revenue that would be generated by the levy; and

WHEREAS, in accordance with Section 5705.03(B), upon receipt of a certified copy of a resolution of this Council declaring the necessity of a tax, stating its purpose, whether it is an additional levy, a renewal or a replacement of an existing tax, or the renewal or replacement of an existing tax with an increase or a decrease, the Section of the Revised Code authorizing the submission of the question of the tax, the term of years of the tax (or that it is for a continuing period of time), that the tax is to be levied upon the entire territory of the City, the date of the election at which the question of the tax shall appear on the ballot, that the ballot measure shall be submitted to the entire territory of the City, the tax year in which the tax will first be levied and the calendar year in which it will be first collected and each county in which the City has territory, and requesting such certification, the County Fiscal Officer is to certify the (i) total current tax valuation of the City and (ii) dollar amount of revenue that would be generated by the specified number of mills;

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

Section 1. Declaration of Necessity of Tax Levy. This Council declares that (i) it is necessary to renew the City's existing 1.5-mill ad valorem property tax outside of the ten-mill limitation for the purpose of current expenses, (ii) as authorized by Sections 5705.19(A) and 5705.191 of the Revised Code, it intends to submit the question of that renewal levy to the electors of

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2019 – 010
Page 2

the entire territory of the City at an election to be held on May 7, 2019, and (iii) the City has territory only in the County of Cuyahoga. If approved, that tax will be levied upon the entire territory of the City for five years, commencing in tax year 2019, for first collection in calendar year 2020.

Section 2. Request for Certification. This Council requests the Cuyahoga County Fiscal Officer to certify to it both (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the 1.5-mill renewal levy specified in Section 1.

Section 3. Certification and Delivery of Resolution to County Fiscal Officer. The Clerk of Council is authorized and directed to deliver or cause to be delivered promptly to the Cuyahoga County Fiscal Officer a certified copy of this Resolution.

Section 4. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 5. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 6. Declaration of Emergency; Effective Date. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Resolution is required to be immediately effective so that it can be timely filed with the Cuyahoga County Fiscal Officer, in order that the question of the renewal of the existing 1.5-mill tax levy for the purpose stated in Section 1 may be submitted to the electors at an election on May 7, 2019; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor.

President of Council

Approved: _____
Mayor

Date Adopted: _____, 2019 Date Approved: _____, 2019

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Patten	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Res.
ORD. No. 2019-010 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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