



# City of Strongsville

16099 Foltz Parkway  
Strongsville, Ohio 44149-5598  
Phone: 440-580-3110  
Council Office Fax: 440-572-1648  
www.strongsville.org

March 28, 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 meeting for ***Monday, April 1, 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.**      **Legislative Policy Committee** will meet to review any pending council legislative requests.

**Public Safety & Health Committee** will meet to discuss Ordinance Nos. 2019-039, 2019-054, 2019-055, 2019-056 and Resolution No. 2019-057.

**Finance Committee** will meet to discuss Ordinance No. 2019-058 and Resolution No. 2019-059.

**Public Service & Conservation Committee** will meet to discuss Ordinance Nos. 2019-060, 2019-061 and Resolution No. 2019-062.

**Communications & Technology Committee** will meet to discuss Ordinance No. 2019-063.

**\*\*Added on tonight's agenda with be Resolution No. 2019-064.\*\***

**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, MMC  
Clerk of Council

**STRONGSVILLE CITY COUNCIL REGULAR MEETING**  
**MONDAY, APRIL 1, 2019 AT 8:00 P.M.**  
Mike Kalinich Sr. City Council Chamber  
18688 Royalton Road, Strongsville, Ohio

---

**AGENDA AS AMENDED**

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
  - *Council Meeting – March 18, 2019*
  - *Special Meeting – March 14, 2019*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
7. REPORTS OF COUNCIL COMMITTEE:
  - SCHOOL BOARD – Mr. Patten:
  - 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:
8. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:
  - MAYOR PERCIAK:
  - FINANCE DEPARTMENT:
  - LAW DEPARTMENT:

9. AUDIENCE PARTICIPATION:

10. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 2019-039 by Ms. Kosek and Ms. Roff. AN ORDINANCE ENACTING NEW SECTIONS 636.23 AND 636.24 OF CHAPTER 636 OF PART SIX-GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING ELECTRONIC SMOKING DEVICES. *First reading 03/04/19. Second reading 03/18/19.*
- Ordinance No. 2019-054 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM WAL-MART STORES, INC., THROUGH THE WALMART FOUNDATION COMMUNITY GRANT PROGRAM; AUTHORIZING ACCEPTANCE OF FUNDS, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-055 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-056 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR FINANCIAL ASSISTANCE UNDER THE DRUG ABUSE RESISTANCE EDUCATION (“DARE”) LAW ENFORCEMENT GRANTS PROGRAM; AUTHORIZING ACCEPTANCE OF FUNDS, AND DECLARING AN EMERGENCY.
- Resolution No. 2019-057 by Mayor Perciak and All Members of Council. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR SELF-CONTAINED BREATHING APPARATUS (SCBAs) UNITS AND RELATED EQUIPMENT FOR USE BY THE CITY OF STRONGSVILLE FIRE AND EMERGENCY SERVICES DEPARTMENT.
- Ordinance No. 2019-058 by Mayor Perciak and All Members of Council. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2019 AND REPEALING ORDINANCE NUMBER 2019-012.
- Resolution No. 2019-059 by Mayor Perciak and All Members of Council. A RESOLUTION ADOPTING ALTERNATIVE TAX BUDGET INFORMATION FOR THE CITY OF STRONGSVILLE, OHIO FOR FISCAL YEAR 2020, AND DECLARING AN EMERGENCY.
- Ordinance No. 2019-060 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION, OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY’S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

- Ordinance No. 2019-061 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING AND APPROVING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION ANNUAL SALT CONTRACT (018-20) FOR THE PURCHASE OF ROAD SALT FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE DURING THE 2019-2020 SEASON; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.
- Resolution No. 2019-062 by Mayor Perciak and All Members of Council. A RESOLUTION GRANTING PERMISSION TO TRANSFER CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. [Smith]
- Ordinance No. 2019-063 by Mayor Perciak and All Members of Council. AN ORDINANCE RATIFYING AND AUTHORIZING PARTICIPATION IN UNITED STATES GENERAL SERVICES ADMINISTRATION CONTRACTS FOR THE PURCHASE OF CELLULAR COMMUNICATIONS SERVICES AND EQUIPMENT FOR USE BY VARIOUS DEPARTMENTS OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

**ADD ON:**

- Resolution No. 2019-064 by Mayor Perciak and All Members of Council. A RESOLUTION EXPRESSING THE CITY'S INTENT TO SELL CERTAIN OF ITS PROPERTY LOCATED IN THE STRONGSVILLE BUSINESS & TECHNOLOGY PARK, AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF INTENT IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY.

11. COMMUNICATIONS, PETITIONS AND CLAIMS:

- Receipt of Renewal Application for Placement of Farmland in an Agricultural District: Meryl and Cynthia Hossfeld, 11698 Handle Road; PPN 396-02-001. Application filed with Clerk on 03/19/19. Public Hearing set for 04/15/19.

12. MISCELLANEOUS BUSINESS:

13. ADJOURNMENT:

**CITY OF STRONGSVILLE, OHIO**

**ORDINANCE NO. 2019 – 039**

**By: Ms. Kosek and Ms. Roff**

**AN ORDINANCE ENACTING NEW SECTIONS 636.23 AND 636.24 OF CHAPTER 636 OF PART SIX-GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING ELECTRONIC SMOKING DEVICES.**

WHEREAS, tobacco use is the leading cause of preventable death in the United States; and

WHEREAS, cigarette smoking is responsible for more than 480,000 deaths each year in the United States, including more than 41,000 deaths resulting from secondhand smoke exposure; and

WHEREAS, if smoking continues at the current rate among youth in the United States, 5.6 million Americans under the age of eighteen (18) are expected to die prematurely from a smoking-related illness; and

WHEREAS, persons under the age of eighteen (18) are prohibited by law from purchasing or possessing cigarettes and other tobacco products, and retailers are prohibited from selling them to minors. New tobacco-less products, however, commonly referred to as "electronic cigarettes," "e-cigarettes," "e-cigars," "e-cigarillos," "e-pipes," "e-hookahs," or "electronic nicotine delivery systems," allow the user to simulate cigarette smoking. These products may be purchased by minors and are being marketed without age restrictions or health warnings and come in different flavors that appeal to young people; and

WHEREAS, the production and distribution of e-cigarettes and similar devices are not currently regulated by federal or state authorities, and the U.S. Food and Drug Administration ("FDA") has not completed testing of these products. However, initial studies by the FDA have determined that e-cigarettes and similar devices can increase nicotine addiction among young people and contain chemical ingredients known to be harmful, which may expose users and the public to potential health risks; and

WHEREAS, statistics about e-cigarette use by United States youth show that among middle and high school students, 3.62 million were current users of e-cigarettes in 2018; and

WHEREAS, e-cigarette use, from 2017 to 2018, increased 78 percent among high school students and 48 percent among middle school students; and

WHEREAS, the purpose of this Ordinance is to protect the public health, safety and welfare of the property and persons in the City of Strongsville by prohibiting persons under eighteen (18) years of age from possessing and using electronic smoking devices, and prohibiting the sale of electronic smoking devices to persons under eighteen (18) years of age.

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

**Section 1.** That Section 636.23 of Chapter 636 of Part Six-General Offenses Code of the Codified Ordinances of the City of Strongsville, be and is hereby enacted in order that it shall read in its entirety as follows:

**636.23 PROHIBITING CHILD FROM POSSESSING, USING, PURCHASING OR RECEIVING AN ELECTRONIC SMOKING DEVICE.**

(a) As used in this section:

- (1) "Child" means a person who is under eighteen (18) years of age;
- (2) "Electronic Smoking Device" means any electronic delivery device and product containing or delivering nicotine, lobelia or any other substance intended for human consumption that can be used by a person to simulate smoking in the delivery of nicotine or any other substance through inhalation of vapor from the product. Electronic smoking device shall include any component, part, or accessory of such a device, whether or not sold separately, and includes any substance intended to be aerosolized or vaporized during the use of the device. Electronic Smoking Device shall not include any product that has been approved or otherwise certified by the U.S. Food and Drug Administration for legal sales for use in tobacco cessation treatment or other medical purposes, and is being marketed and sold solely for that approved purpose; and
- (3) "Detained" means the temporary care of a child pending Juvenile Court adjudication or disposition, or execution of a Juvenile Court order, in a public or private facility designed to physically restrict the movement and activities of a child.
- (4) "Youth Smoking Education Program" means a private or public agency that is related to tobacco use, prevention, and cessation, that is carried out or funded by the Ohio Department of Health pursuant to Section 3701.84 of the Ohio Revised Code, that utilizes educational methods focusing on the negative health effects of smoking and using tobacco products, and that is not more than twelve hours in duration.

(b) No child shall do any of the following unless accompanied by a parent, spouse who is eighteen years of age or older, or legal guardian of the child:

- (1) Use, consume or possess an Electronic Smoking Device.
- (2) Purchase or attempt to purchase an Electronic Smoking Device.
- (3) Order, pay for, or share the cost of an Electronic Smoking Device.
- (4) Except as provided in division (e) of this section, accept or receive an Electronic Smoking Device.

(c) No child shall knowingly furnish false information concerning that child's name, age, or other identification for the purpose of obtaining an Electronic Smoking Device.

(d) A Juvenile Court shall not adjudicate a child a delinquent or unruly child for a violation of division (b)(1), (2), (3), or (4) or (c) of this Section.

- (e) (1) It is not a violation of division (b)(4) of this Section for a child to accept or receive an Electronic Smoking Device if the child is required to do so in the performance of the child's duties as an employee of that child's employer and the child's acceptance or receipt of an Electronic Smoking Device occurs exclusively within the scope of the child's employment.
- (2) It is not a violation of division (b)(1), (2), (3), or (4) of this Section if the child possesses, purchases or attempts to purchase, orders, pays for, shares the cost of, or accepts or receives an Electronic Smoking Device, while participating in an inspection or compliance check conducted by a federal, state, local, or corporate entity at a location at which Electronic Smoking Devices are sold or distributed.
- (3) It is not a violation of division (b)(1) or (4) of this Section for a child to accept, receive, use, consume, or possess an Electronic Smoking Device while participating in a research protocol if all of the following apply:
  - (A) The parent or legal guardian of the child has consented in writing to the child participating in the research protocol.
  - (B) A review board sanctioned by the appropriate federal or state agency, or an equivalent entity, has approved the research protocol.
  - (C) The child is participating in the research protocol at the facility or location specified in the research protocol.

(f) If a Juvenile Court finds that a child violated division (b)(1), (2), (3), (4) or (c) of this Section, the court may do any or all of following:

- (1) Require the child to attend a youth smoking education program or other smoking treatment program approved by the court, if one is available.
- (2) Require the child to perform not more than ten (10) hours of community service.
- (3) Impose a fine of not more than One Hundred Dollars (\$100.00).

(g) If a child disobeys a Juvenile Court order issued pursuant to division (f) of this Section, the court may do any or all of the following:

- (1) Increase the fine imposed upon the child under division (f)(3) of this Section.
- (2) Require the child to perform an additional twenty (20) hours of community service.
- (3) Suspend for a period of thirty (30) days the temporary instruction permit, probationary driver's license, or driver's license issued to the child.

(h) A child alleged or found to have violated division (b) or (c) of this Section shall not be detained under any provision of this Chapter or any other provision of the Revised Code.

**Section 2.** That Section 636.24 of Chapter 636 of Part Six-General Offenses Code of the Codified Ordinances of the City of Strongsville, be and is hereby enacted in order that it shall read in its entirety as follows:

**636.24 ILLEGAL DISTRIBUTION OF OR PERMITTING CHILDREN TO USE AN ELECTRONIC SMOKING DEVICE.**

(a) As used in this Section:

- (1) "Age verification" means a service provided by an independent third party (other than a manufacturer, producer, distributor, wholesaler, or retailer of an Electronic Smoking Device) that compares information available from a commercially available database, or aggregate of databases, that regularly are used by government and businesses for the purpose of age and identity verification to personal information provided during an internet sale or other remote method of sale to establish that the purchaser is eighteen (18) years of age or older.
- (2) "Child" means a person who is under eighteen (18) years of age.
- (3) "Distribute" means to furnish, give, or provide an Electronic Smoking Device to the ultimate consumer of an Electronic Smoking Device.
- (4) "Proof of age" means a driver's license, a commercial driver's license, a military identification card, a birth certificate, a passport, or an identification card issued under Sections 4507.50 to 4507.52 of the Revised Code that shows that a person is eighteen (18) years of age or older.
- (5) "Electronic Smoking Device" means any electronic delivery device and product containing or delivering nicotine, lobelia, or any other substance intended for human consumption that can be used by a person to simulate smoking in the delivery of nicotine or any other substance through inhalation of vapor from the product. Electronic Smoking Device shall include any component, part, or accessory of such a device, whether or not sold separately, and includes any substance intended to be aerosolized or vaporized during the use of the device. Electronic Smoking Device shall not include any product that has been approved or otherwise certified by the United States Food and Drug Administration for legal sales for use in tobacco cessation treatment or other medical purposes, and is being marketed and sold solely for that approved purpose.

(b) No manufacturer, producer, distributor, wholesaler, or retailer of an Electronic Smoking Device, no agent, employee, or representative of a manufacturer, producer, distributor, wholesaler, or retailer of an Electronic Smoking Device, and no other person shall do any of the following:

- (1) Give, sell, or otherwise distribute an Electronic Smoking Device to any child.
- (2) Knowingly furnish any false information regarding the name, age, or other identification of any child with purpose to obtain an Electronic Smoking Device.
- (3) Give, sell, or otherwise distribute an Electronic Smoking Device over the internet or through another remote method without age verification.

(c) The following are affirmative defenses to a charge under division (b)(1) of this Section:



- (1) The child was accompanied by a parent, spouse who is eighteen (18) years of age or older, or legal guardian of the child.
- (2) The person who gave, sold, or distributed Electronic Smoking Devices to a child under division (b)(1) of this Section is a parent, spouse who is eighteen (18) years of age or older, or legal guardian of the child.

(d) It is not a violation of division (b)(1) or (2) of this Section for a person to give or otherwise distribute to a child Electronic Smoking Devices while the child is participating in a research protocol if all of the following apply:

- (1) The parent or legal guardian of the child has consented in writing to the child participating in the research protocol.
- (2) A review board sanctioned by the appropriate federal or state agency, or an equivalent entity, has approved the research protocol.
- (3) The child is participating in the research protocol at the facility or location specified in the research protocol.

- (e) (1) Whoever violates division (b)(1) or (3) of this Section is guilty of illegal distribution of Electronic Smoking Devices. Except as otherwise provided in this division, illegal distribution of an Electronic Smoking Device is a misdemeanor of the fourth degree. If the offender previously has been convicted of a violation of division (b)(1) or (3) of this Section, illegal distribution of Electronic Smoking Devices is a misdemeanor of the third degree.
- (2) Whoever violates division (b)(2) of this Section is guilty of permitting children to use an Electronic Smoking Device. Except as otherwise provided in this division, permitting children to use Electronic Smoking Devices is a misdemeanor of the fourth degree. If the offender previously has been convicted of a violation of division (b)(2) of this Section, permitting children to use an Electronic Smoking Device is a misdemeanor of the third degree.

**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 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  
ORDINANCE NO. 2019 - 039

Page 6

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

Attest: \_\_\_\_\_  
Clerk of Council

ORD. No. 2019-039 Amended: \_\_\_\_\_  
1st Rdg. 03-04-19 Ref: PS+H  
2nd Rdg. 03-18-19 Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 054

By: Mayor Perciak and All Members of Council

**AN ORDINANCE APPROVING AND AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM WAL-MART STORES, INC., THROUGH THE WALMART FOUNDATION COMMUNITY GRANT PROGRAM; AUTHORIZING ACCEPTANCE OF FUNDS, AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Strongsville Safety Forces are committed to helping keep the City's residents safe and informed by providing information and offering educational materials and programs to the community; and

WHEREAS, Wal-Mart Stores, Inc., through the Walmart Foundation have established a Community Grant Program in order to donate funds to local communities for public safety training programs; and

WHEREAS, in order to submit a timely application to receive funding under the Walmart Foundation Community Grant program for the year 2019, the City, through its Fire Chief, is requesting authorization to apply for funding in the amount of approximately \$2,000.00, in order to support public education and community outreach related to CPR and first aid training, the "Stop the Bleed" campaign and fire safety; and

WHEREAS, when the City is advised that its application for funding under the Grant program is approved, the City is desirous of accepting such award of a donation, subject to the terms and conditions of Walmart's Grant Agreement.

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 and Fire Chief to submit an application for financial assistance to Wal-Mart Stores, Inc., through the Walmart Foundation Community Grant program for the year 2019, in the form on file with the Fire Department.

**Section 2.** That this Council hereby approves the acceptance of any award of funding donated under such Grant program for 2019, and hereby authorizes the Mayor, Director of Finance, and Fire Chief, and/or other appropriate officers of the City to do all things necessary in furtherance thereof.

**Section 3.** That the grant fund donations will be placed into the City's Fire Levy Fund for appropriation for the above-referenced purposes.

**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 preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to authorize the submission of such application for financial assistance in order to meet the application deadline to enable the City to proceed with promotion of fire safety within the community, and to accept such donation of funds when awarded. 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. 2019-054. Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 055

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, 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 this Council finds that the Police Department of the City of Strongsville has three (3) obsolete and surplus vehicles, as described in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference, which are unfit for public use by reason of obsolescence or as surplus items, and are no longer needed for any municipal purpose; and further finds that it will be in the best interests of the City that such vehicles be sold at a public auction.

**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 sell such vehicles at public auction.

**Section 3.** That the Director of Finance and the Mayor are authorized to retain the services of the Greater Cleveland Auto Auction to effectuate the sale of all such vehicles for auction; and the Director of Finance and Mayor are further authorized and directed to execute all documents and perform all acts required to complete the auction and the sale of the auctioned vehicles.

**Section 4.** That any proceeds of sale shall be deposited into the Emergency Vehicle Fund; and any funds required for the purposes of this Ordinance have been appropriated and shall be paid from 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 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 the immediate sale of such obsolete and surplus vehicles is necessary in order to provide needed storage space for the Police Department, 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 - 055  
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. 2019-055 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

Police Vehicles for disposal through Greater Cleveland Auto Auction

Ford	Expedition	1FMJU1G58CEF06629
Dodge	Charger	2C3CDXAT4DH721740
Ford	Crown Victoria	2FABP7BV9BX176836

**EXHIBIT A**

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 056

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR FINANCIAL ASSISTANCE UNDER THE DRUG ABUSE RESISTANCE EDUCATION (“DARE”) LAW ENFORCEMENT GRANTS PROGRAM; AUTHORIZING ACCEPTANCE OF FUNDS, AND DECLARING AN EMERGENCY.**

WHEREAS, in 1993, the Ohio General Assembly and the Governor established the DARE Grants Program within the Office of the Ohio Attorney General now codified in Ohio Revised Code Section 4511.191F(4); and

WHEREAS, the primary purpose of the DARE Grants Program is to provide funds to local law enforcement agencies, specifically for the salaries of certified DARE officers teaching or planning to teach the approved DARE curriculum in the local schools; and

WHEREAS, the Grants Program provides matching funds to defray the costs of an officer's salary, excluding fringe benefits, up to 50% for a certified DARE officer and also provides a percentage of the cost for School Resource Officers; and

WHEREAS, the City again wishes to apply for such funding in order to assist it with the salaries of one (1) certified DARE officer and two (2) certified School Resource Officers, for the 2019-2020 school year; and

WHEREAS, when the City is advised that its application for funding under the DARE Grant Program is approved, the City is desirous of accepting such award.

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 and other appropriate officers of the City be and are hereby authorized and directed to execute and file an application with the Office of the Attorney General of Ohio, under the 2019-2020 DARE Grants Program for funding for the salary of one (1) certified DARE officer and two (2) certified School Resource Officers, to provide the required assurances therein, and to provide all information and documentation required in said application, all as set forth in the application on file with the Chief of Police.

**Section 2.** That this Council hereby approves the acceptance of any award of funding under such DARE Grant Program for the 2019-2020 school year, and hereby authorizes the Mayor, Director of Finance, Chief of Police, and/or other appropriate officers of the City to do all things necessary in furtherance thereof.

**Section 3.** That the monies received and the funds required to meet the City's obligation under said application, if any, have been appropriated and are to be paid respectively into and from the General Fund.



**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2019 - 056**  
**Page 2**

**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 preservation of the public peace, health, safety and welfare of the City, and for the further reason that the prompt execution of such application is required in order to request funding for the 2019-2020 school year, to continue to educate students concerning drug abuse, 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. 2019-056 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 - 057

By: Mayor Perciak and All Members of Council

**A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR SELF-CONTAINED BREATHING APPARATUS (SCBAs) UNITS AND RELATED EQUIPMENT FOR USE BY THE CITY OF STRONGSVILLE FIRE AND EMERGENCY SERVICES DEPARTMENT.**

BE IT RESOLVED 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 advertise for bids for fourteen (14) self-contained breathing apparatus (SCBA) units; fourteen (14) compressed air cylinders; and two (2) emergency breathing support systems (RIT-Pak), for use by the City's Fire & Emergency Services Department, in accordance with specifications on file in the office of the Fire Chief, which are in all respects hereby approved.

**Section 2.** That the funds for the purpose of this Resolution have been appropriated and shall be paid from the Fire Levy Fund.

**Section 3.** 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 4.** 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: \_\_\_\_\_

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

Attest: \_\_\_\_\_  
Clerk of Council

RES. ~~ORD.~~ No. 2019-057. Amended: \_\_\_\_\_

1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ of: \_\_\_\_\_

Adopted: \_\_\_\_\_ created: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO  
ORDINANCE NO. 2019 - 058  
BY: MAYOR THOMAS P. PERCIAK

AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2019 AND REPEALING ORDINANCE NUMBER 2019-012.

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

Section 1: THAT THERE BE APPROPRIATED FROM THE FOLLOWING FUNDS AND AS FURTHER DETAILED IN THE SCHEDULE ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN:

<u>General Fund - 101</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
101	Total General Fund	\$ 18,786,300.00	\$ 8,087,100.00	\$ 12,232,000.00	\$ 39,105,400.00

<u>Special Revenue Funds - 200</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
203	Police Pension	\$ 1,413,600.00	\$ -	\$ -	\$ 1,413,600.00
204	Street Construction & Maintenance	5,544,500.00	6,807,800.00	-	12,352,300.00
205	State Highway Maintenance	-	142,500.00	-	142,500.00
206	Motor Vehicle License Tax	-	1,888,000.00	-	1,888,000.00
207	Emergency Vehicle Fund	-	1,601,000.00	-	1,601,000.00
208	Fire Levy	7,872,400.00	1,075,400.00	-	8,947,800.00
209	Fire Pension	1,523,000.00	-	-	1,523,000.00
211	Clerk of Court	-	40,000.00	-	40,000.00
212	Drainage Levy	-	1,513,200.00	-	1,513,200.00
214	Multi-Purpose Complex	3,310,600.00	1,921,800.00	-	5,232,400.00
215	Southwest General Hospital	-	356,296.00	-	356,296.00
216	Law Enforcement Federal Seizures	-	7,000.00	-	7,000.00
217	Law Enforcement State Seizures	-	12,000.00	-	12,000.00
218	Law Enforcement Drug Fine	-	400.00	-	400.00
219	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
220	Tree Fund	-	107,000.00	-	107,000.00
222	Community Diversion	11,300.00	2,400.00	-	13,700.00
224	Earned Benefits	455,800.00	-	-	455,800.00
200	Total Special Revenue Funds	\$ 20,131,200.00	\$ 15,484,796.00	\$ -	\$ 35,615,996.00

<u>Debt Service Funds - 300</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
331	General Bond Retirement	\$ -	\$ 3,427,800.00	\$ -	\$ 3,427,800.00
333	Pearl Road TIF # 1 Fund	-	1,096,600.00	-	1,096,600.00
334	Royalton Road TIF Fund	-	209,000.00	-	209,000.00
335	Pearl Road TIF # 2 Fund	-	103,000.00	-	103,000.00
336	Pearl Road TIF # 3 Fund	-	103,000.00	-	103,000.00
337	Westwood Commons TIF	-	34,900.00	-	34,900.00
338	Giant Eagle TIF	-	103,000.00	-	103,000.00
300	Total Debt Service Funds	\$ -	\$ 5,077,300.00	\$ -	\$ 5,077,300.00

<u>Capital Improvement Capital Project Funds - 400</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
441	Recreation Capital Improvement	\$ -	\$ 100,000.00	\$ -	\$ 100,000.00
442	General Capital Improvement	-	11,198,700.00	-	11,198,700.00
447	TIF Capital Improvements Fund	-	4,900,000.00	106,000.00	5,006,000.00
400	Total Capital Project Funds	\$ -	\$ 16,198,700.00	\$ 106,000.00	\$ 16,304,700.00

Enterprise Funds - 500					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
551	Sanitary Sewer	\$ 1,548,300.00	\$ 8,412,035.00	\$ -	\$ 9,960,335.00

Internal Service Fund - 600					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
661	Health Insurance Reserve	\$ -	\$ 5,712,600.00	\$ -	\$ 5,712,600.00
664	Worker's Compensation Reserve	-	1,234,900.00	-	1,234,900.00
600	Total Internal Service Funds	\$ -	\$ 6,947,500.00	\$ -	\$ 6,947,500.00
Grand Total All Funds		\$ 40,465,800.00	\$ 60,207,431.00	\$ 12,338,000.00	\$ 113,011,231.00

Itemized list of Transfers and Advances by Fund		Amount
Description		
General Fund to Street Construction Fund		\$ 4,100,000.00
General Fund to Fire Levy Fund		3,000,000.00
General Fund to Multi-Complex Fund		2,000,000.00
General Fund to Police Pension Fund		900,000.00
General Fund to Fire Pension Fund		1,032,000.00
General Fund to Drainage Levy Fund		100,000.00
General Fund to General Bond Retirement		100,000.00
General Fund to General Capital Improvement Fund		1,000,000.00
Total Transfers		\$ 12,232,000.00
Prospect/Albion TIF Advance Repayment to General Fund		50,000.00
42/82 TIF Advance Repayment to General Fund		56,000.00
Total Advances and Advance Repayments		\$ 106,000.00
Total Transfers, Advances and Advance Repayments		\$ 12,338,000.00

Section 2: That all expenditures within the fiscal year ending December 31, 2019 shall be made in accordance with the code accounts set forth above, and shall be made within the appropriations herein provided.

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: AS AN ORDINANCE providing for the appropriation of monies and consistent with the City's Charter Article III, Section 13, this Ordinance shall take effect immediately upon its passage and approval by the Mayor, or otherwise at the earliest time allowed by law.

_____		Approved:	_____
President of Council			Mayor
_____			_____
Date Passed			Date Approved
Attest:		_____	ORD. No. <u>2019-058</u> Amended: _____
		Clerk of Council	1st Rdg. _____ Ref: _____
<u>Yea</u>	<u>Nay</u>		2nd Rdg. _____ Ref: _____
Carbone	_____		3rd Rdg. _____ Ref: _____
DeMio	_____		_____
Kosek	_____		_____
Patten	_____		_____
Roff	_____		_____
Schonhut	_____		Pub Hrg. _____ Ref: _____
Short	_____		Adopted: _____ Defeated: _____

**EXHIBIT "A"**  
**SCHEDULE OF BUDGETS BY DEPARTMENT - page 1 of 2**

Dept #	Department	Personal Services	Other	Transfers & Advances	Total
011410	Council	\$ 351,000.00	\$ 26,000.00	\$ -	\$ 377,000.00
011411	Mayors Office	340,900.00	14,900.00	-	355,800.00
015412	Police Department	10,020,800.00	1,557,300.00	-	11,578,100.00
011413	Human Resources	245,500.00	81,900.00	-	327,400.00
011414	Finance Department	544,700.00	21,600.00	-	566,300.00
011415	Legal Department	508,100.00	215,900.00	-	724,000.00
011416	Communication & Technology	671,600.00	717,000.00	-	1,388,600.00
011417	Building Department	1,074,800.00	206,300.00	-	1,281,100.00
011418	Mayors Court	175,400.00	28,100.00	-	203,500.00
011420	Rubbish Department	-	2,600,000.00	-	2,600,000.00
011421	Cemetery Department	132,900.00	234,300.00	-	367,200.00
011422	Architctural Board of Review	-	6,000.00	-	6,000.00
011423	Planning Commission	112,000.00	59,000.00	-	171,000.00
011424	Civil Service	-	31,000.00	-	31,000.00
011425	Board of Appeals	-	11,000.00	-	11,000.00
011428	Parks Department	112,500.00	320,000.00	-	432,500.00
011429	Public Safety	170,700.00	-	-	170,700.00
011430	General Miscellaneous	-	1,619,600.00	-	1,619,600.00
011435	Economic Development	165,900.00	159,600.00	-	325,500.00
015415	OPID Grant	43,500.00	-	-	43,500.00
015414	Corrections Officers	898,500.00	142,700.00	-	1,041,200.00
015413	Regional Dispatch Center	3,217,500.00	34,900.00	-	3,252,400.00
011468	Non Government Transfers	-	-	12,232,000.00	12,232,000.00
<b>Total General Fund</b>		<b>\$ 18,786,300.00</b>	<b>\$ 8,087,100.00</b>	<b>\$ 12,232,000.00</b>	<b>\$ 39,105,400.00</b>
031000	Police Pension	1,413,600.00	-	-	1,413,600.00
046419	Street Repairs	4,661,000.00	5,038,900.00	-	9,699,900.00
046426	Traffic Signal Maintenance	111,800.00	214,000.00	-	325,800.00
046427	Snow Removal	-	719,900.00	-	719,900.00
046433	Municipal Garage	771,700.00	835,000.00	-	1,606,700.00
058000	State Highway Maintenance	-	142,500.00	-	142,500.00
066000	Motor Vehicle License Tax	-	1,888,000.00	-	1,888,000.00
075000	Emergency Vehicle Fund	-	1,601,000.00	-	1,601,000.00
085000	Fire Levy	7,872,400.00	804,200.00	-	8,676,600.00
085001	Fire Station Ward 1	-	69,200.00	-	69,200.00
085002	Fire Station Ward 2	-	47,500.00	-	47,500.00
085003	Fire Station Ward 3	-	35,500.00	-	35,500.00
085004	Fire Station Ward 4	-	119,000.00	-	119,000.00
095000	Fire Pension	1,523,000.00	-	-	1,523,000.00
111000	Clerk of Court	-	40,000.00	-	40,000.00
121000	Drainage Levy	-	1,513,200.00	-	1,513,200.00
143304	Sports Programs	328,600.00	284,400.00	-	613,000.00
143305	Recreation Administration	482,300.00	709,700.00	-	1,192,000.00
143306	Fitness	412,300.00	186,900.00	-	599,200.00
143310	Aquatics	721,300.00	120,900.00	-	842,200.00
143311	Recreation Programs	259,400.00	30,200.00	-	289,600.00
143430	Special Events	-	15,200.00	-	15,200.00
143431	Old Town Hall	8,800.00	18,100.00	-	26,900.00
143439	Senior Services	615,300.00	306,700.00	-	922,000.00
143451	Recreation Maintenance	482,600.00	213,200.00	-	695,800.00
143500	Program Refunds	-	36,500.00	-	36,500.00
152000	Southwest General Hospital	-	356,296.00	-	356,296.00
165000	Law Enforcement Federal Seizures	-	7,000.00	-	7,000.00
175000	Law Enforcement State Seizures	-	12,000.00	-	12,000.00
185000	Law Enforcement Drug Fine	-	400.00	-	400.00
195000	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
204000	Tree Maintenance	-	107,000.00	-	107,000.00
225000	Community Diversion	11,300.00	2,400.00	-	13,700.00
224000	Earned Benefits	455,800.00	-	-	455,800.00
<b>Total Special Revenue Funds</b>		<b>\$ 20,131,200.00</b>	<b>\$ 15,484,796.00</b>	<b>\$ -</b>	<b>\$ 35,615,996.00</b>

**EXHIBIT "A"**  
**SCHEDULE OF BUDGETS BY DEPARTMENT - page 2 of 2**

Dept #	Department	Personal Service	Other	Transfers & Advances	Total
311000	General Bond Retirement	-	3,427,800.00	-	3,427,800.00
333000	Pearl Road TIF # 1	-	1,096,600.00	-	1,096,600.00
334000	Royalton Road TIF	-	209,000.00	-	209,000.00
335000	Pearl Road TIF # 2	-	103,000.00	-	103,000.00
336000	Pearl Road TIF # 3	-	103,000.00	-	103,000.00
337000	Westwood Commons TIF	-	34,900.00	-	34,900.00
338000	Glant Eagle TIF	-	103,000.00	-	103,000.00
	<b>Total Debt Service</b>	<b>\$ -</b>	<b>\$ 5,077,300.00</b>	<b>\$ -</b>	<b>\$ 5,077,300.00</b>
413000	Recreation Capital Improvement	-	100,000.00	-	100,000.00
421000	General Capital Improvement	-	11,198,700.00	-	11,198,700.00
447100	Pearl & Whitney TIF	-	-	-	-
447102	Prospect/Albion TIF	-	-	50,000.00	50,000.00
447104	42/82 TIF	-	4,900,000.00	56,000.00	4,956,000.00
	<b>Total Capital Projects</b>	<b>\$ -</b>	<b>\$ 16,198,700.00</b>	<b>\$ 106,000.00</b>	<b>\$ 16,304,700.00</b>
512501	Engineering and Administration	712,300.00	940,400.00	-	1,652,700.00
512502	Plant Expenditures	-	3,576,500.00	-	3,576,500.00
512603	Line Expenditures	836,000.00	395,000.00	-	1,231,000.00
512504	Sewer Capital Improvements	-	3,125,000.00	-	3,125,000.00
512605	Sewer Debt Payments	-	375,135.00	-	375,135.00
	<b>Total Sanitary Sewer</b>	<b>\$ 1,548,300.00</b>	<b>\$ 8,412,035.00</b>	<b>\$ -</b>	<b>\$ 9,960,335.00</b>
661000	Health Insurance Reserve	-	5,712,600.00	-	5,712,600.00
664000	Workers Compensation Reserve	-	1,234,900.00	-	1,234,900.00
	<b>Total Internal Service</b>	<b>\$ -</b>	<b>\$ 6,947,500.00</b>	<b>\$ -</b>	<b>\$ 6,947,500.00</b>
	<b>GRAND TOTAL</b>	<b>\$ 40,465,800.00</b>	<b>\$ 60,207,431.00</b>	<b>\$ 12,338,000.00</b>	<b>\$ 113,011,231.00</b>

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 – 059

By: Mayor Perciak and All Members of Council

**A RESOLUTION ADOPTING ALTERNATIVE TAX BUDGET  
INFORMATION FOR THE CITY OF STRONGSVILLE, OHIO  
FOR FISCAL YEAR 2020, AND DECLARING AN EMERGENCY.**

WHEREAS, pursuant to Section 5705.281 of the Ohio Revised Code, the Cuyahoga County Budget Commission has waived the requirement that the City of Strongsville adopt a tax budget as provided under Sections 5705.28 and 5705.30 of the Revised Code, and has required the City of Strongsville to provide alternative tax budget information in order for the Commission to perform its duties under law; and

WHEREAS, the Mayor and Director of Finance, therefore, have prepared alternative tax budget information for the City of Strongsville, Ohio, for the fiscal year beginning January 1, 2020; including a Division of Taxes Levied setting forth levies inside and outside the 10 Mill limitation, inclusive of debt levies; a Statement of Fund Activity; Unvoted General Obligation Debt; Voted Debt Outside of the 10 Mill Limit; and Schedule of Interfund Transfers, all for submission to the Cuyahoga County Budget Commission and Cuyahoga County Fiscal Officer.

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

**Section 1.** That the alternative tax budget information for the City of Strongsville, Ohio, for the fiscal year commencing January 1, 2020, heretofore prepared by the Mayor of this City and submitted to this Council, a copy of which is attached hereto as Exhibit "A" and made a part hereof as if fully rewritten herein, be and the same is hereby ratified, approved, confirmed and adopted as the official alternative tax budget information of the City of Strongsville for the fiscal year beginning January 1, 2020 and ending December 31, 2020 for submission to the Cuyahoga County Budget Commission and Cuyahoga County Fiscal Officer.

**Section 2.** That the Clerk of Council be and is hereby authorized and directed to promptly certify and transmit a copy of said alternative tax budget information and a copy of this Resolution to the Cuyahoga County Budget Commission and Cuyahoga County Fiscal Officer.

**Section 3.** 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 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 comply with all state, county and local requirements concerning tax budgets. 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. 2019 - 059  
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

RES.  
ORD. No. 2019-059. Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Repealed: \_\_\_\_\_



## ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit CITY OF STRONGSVILLE

For the Fiscal Year Commencing January 1, 2020

Fiscal Officer Signature \_\_\_\_\_ Date \_\_\_\_\_

# COUNTY OF CUYAHOGA

### Background

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

### Ohio Revised Code Section 5705.281

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

### County Budget Commission Duties

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

### County Budget Commission Action

**On October 11, 2002 during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (including Schools) to adopt a tax budget as provided under ORC Section 5705.281,**

### Alternative Tax Budget Information Filing Deadline

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

## **GUIDELINES FOR COMPLETING THE ALTERNATIVE TAX BUDGET INFORMATION**

### **SCHEDULE 1**

The general purpose of schedule 1 is to meet the requirement of Ohio Revised Code (ORC) Section 5705.04 which requires the taxing authority of each subdivision to divide the taxes levied into separate levies. For help use the schedule B issued by the budget commission for the current year and add any new levies.

In column 1 list only those individual funds which are requesting general property tax revenue. In column 2 purpose refers to the following terms, inside, current expenses, and special levy for example. In column 4 levy type refers to renewal, additional, and replacement for example. In column 9 identify the amount of general property tax you wish to request.

### **NOTE:**

The general purpose of column 9 is to demonstrate the need to produce property tax revenues to cover the estimated expenditures for the budget year. ORC Section 5705.341 states in part;

"Nothing in this section or any section of the ORC shall permit or require the levying of any rate of taxation, whether within the 10 mill limitation or whether the levy has been approved by the electors, the political subdivision or the charter of a municipal corporation in excess of such 10 mill limitation, unless such rate of taxation for the ensuing fiscal year is clearly required by a budget properly and lawfully, adopted under this chapter or by other information required per ORC 5705.281."

Property tax revenue includes real estate taxes, personal property taxes, homestead and rollback.

### **SCHEDULE 2**

The general purpose of schedule 2 is to produce an Official Certificate of Estimated Resources for all funds.

In column 3, total estimated receipts should include all revenues plus transfers in. All taxing authorities, except school districts, must submit a list of all tax transfers.

### **SCHEDULE 3**

The general purpose of schedule 3 is to provide inside/charter millage for debt service. The basic security for payment of general obligation debt is the requirement of the levy of ad valorem property taxes within the 10 mill limitation imposed by Ohio law. Ohio law requires a levy and collection of ad valorem property tax to pay debt service on general obligation debt as it becomes due, unless that debt service is paid from other sources.

### **SCHEDULE 4**

The general purpose of schedule 4 is to provide for the proper amount of millage to cover debt service requirements on voted bond issues. Major capital improvement projects are sometimes financed through the use of voted bonds. The taxing authority seeks voter approval of general obligation bonds and of the levy of property taxes outside the indirect debt limitation in whatever amount is necessary to pay debt service on those bonds.

### **SCHEDULE 5**

The general purpose of schedule 5 is to properly account for tax anticipation notes. See schedule 5 for more details.

**City of Strongsville, Cuyahoga County, Ohio**  
**DIVISION OF TAXES LEVIED**  
**For the Year Ending December 31, 2020**

(Levies Inside & Outside 10 Mill Limitation, Inclusive of Debt Levies)  
(List All Levies Of The Taxing Authority)

I	II	III	IV	V	VI	VII	VIII	IX
Fund	Purpose	Authorized By Voters On MM/DD/YY	Levy Type	Number of Years Levy To Run	Tax Year Begins/Ends	Collection Year Begins/Ends	Maximum Rate Authorized	\$ AMOUNT Requested of Budget Commission
<b>General Fund</b>								
General Fund *	Current Expense	05/06/14	Renewal	5	2014 - 2018	2015 - 2019	1.5	\$ 538,397
<b>Special Revenue Funds</b>								
Fire Levy Fund	Current Expense	05/05/09	Renewal	continuing	continuing	continuing	2.0	\$ 2,820,749
Fire Levy Fund	Current Expense	11/07/17	Renewal	5	2018 - 2022	2019 - 2023	1.5	\$ 2,205,145
Drainage Levy Fund	Drainage	11/07/17	Renewal	5	2018 - 2022	2019 - 2023	0.4	\$ 579,119
SW Hospital Fund **	SW Hospital	11/04/14	Renewal	5	2015 - 2019	2016 - 2020	1.0	\$ 358,933
Police Pension Fund	Inside Millage						0.3	\$ 486,258
Fire Pension Fund	Inside Millage						0.3	\$ 486,258
<b>Total Special Revenue Funds</b>							<b>5.5</b>	<b>\$ 6,936,462</b>
<b>Debt Service Funds</b>								
General Bond Retirement	Inside Millage						2.3	\$ 3,727,980
<b>Total Debt Service Funds</b>							<b>2.3</b>	<b>\$ 3,727,980</b>
<b>Totals</b>							<b>9.3</b>	<b>\$ 11,202,839</b>

**Ballot Renewal - May 2019**  
**Ballot Renewal - November 2019**

City of Strongsville, Cuyahoga County, Ohio  
 STATEMENT OF FUND ACTIVITY  
 For the Year Ending December 31, 2020

Schedule 2

(List All Funds Individually)

I II III III IV V VI

Fund By Type	Beginning Estimated Unencumbered Fund Balance	Property Taxes and Local Government Fund Revenue	Other Source Receipts	Total Resources Available For Expenditures	Total Estimated Expenditures and Encumbrances	Ending Estimated Unencum- bered Balance
<b>General Fund</b>	\$ 8,141,828.17	\$ 1,021,888.00	\$ 38,167,000.00	\$ 47,330,716.17	\$ 39,190,900.00	\$ 8,139,816.17
<b>Special Revenue Fund Group</b>						
Police Pension	\$ 151,292.18	\$ 486,258.00	\$ 900,000.00	\$ 1,537,550.18	\$ 1,446,900.00	\$ 90,650.18
Street Maintenance & Construction	\$ 3,239,989.08	\$ -	\$ 10,639,000.00	\$ 13,878,989.08	\$ 11,606,200.00	\$ 2,272,789.08
State Highway Maintenance	\$ 543,016.76	\$ -	\$ 168,000.00	\$ 711,016.76	\$ 149,600.00	\$ 561,416.76
Motor Vehicle License	\$ 209,655.57	\$ -	\$ 376,500.00	\$ 586,155.57	\$ -	\$ 586,155.57
Emergency Vehicle	\$ 1,659,966.31	\$ -	\$ 1,135,000.00	\$ 2,794,966.31	\$ 1,528,000.00	\$ 1,266,966.31
Fire Levy	\$ 1,039,466.73	\$ 5,025,894.00	\$ 3,006,400.00	\$ 9,071,760.73	\$ 8,695,400.00	\$ 376,360.73
Fire Pension	\$ 209,692.96	\$ 486,258.00	\$ 1,032,000.00	\$ 1,727,950.96	\$ 1,560,800.00	\$ 167,150.96
Clerk of Court	\$ 129,284.76	\$ -	\$ 25,000.00	\$ 154,284.76	\$ 40,000.00	\$ 114,284.76
Drainage Levy	\$ 185,144.55	\$ 579,119.00	\$ 6,100.00	\$ 770,363.55	\$ 583,000.00	\$ 187,363.55
Multi-Purpose Complex	\$ 589,530.45	\$ -	\$ 5,113,500.00	\$ 5,703,030.45	\$ 5,104,000.00	\$ 599,030.45
SW General Hospital	\$ -	\$ 358,933.00	\$ -	\$ 358,933.00	\$ -	\$ -
Law Enforcement Federal Seizure	\$ 7,285.55	\$ -	\$ 1,000.00	\$ 8,285.55	\$ 7,000.00	\$ 1,285.55
Law Enforcement State Seizure	\$ 38,351.48	\$ -	\$ 3,000.00	\$ 41,351.48	\$ 12,000.00	\$ 29,351.48
Law Enforcement Mandatory Drug Fine	\$ 16,290.57	\$ -	\$ 4,400.00	\$ 20,690.57	\$ 400.00	\$ 20,290.57
Law Enforcement DUI/DWI	\$ 13,917.73	\$ -	\$ 2,000.00	\$ 15,917.73	\$ 10,000.00	\$ 5,917.73
Tree Maintenance	\$ 51,477.71	\$ -	\$ 90,000.00	\$ 141,477.71	\$ 107,000.00	\$ 34,477.71
Community Diversion	\$ 946.00	\$ -	\$ 12,900.00	\$ 13,846.00	\$ 13,700.00	\$ 146.00
Earned Benefits	\$ 3,582,904.37	\$ -	\$ -	\$ 3,582,904.37	\$ 455,800.00	\$ 3,127,104.37
<b>Total Special Revenue Funds</b>	\$ 11,668,212.76	\$ 6,936,462.00	\$ 22,514,800.00	\$ 41,119,474.76	\$ 31,678,733.00	\$ 9,440,741.76
<b>Debt Service Fund Group</b>						
General Bond Retirement	\$ 2,502,676.51	\$ 3,727,980.00	\$ 100,000.00	\$ 6,330,656.51	\$ 3,460,600.00	\$ 2,870,056.51
Pearl Road TIF # 1	\$ 693,941.62	\$ -	\$ 1,091,000.00	\$ 1,784,941.62	\$ 1,094,500.00	\$ 690,441.62
Route 82 TIF	\$ 164,816.36	\$ -	\$ 180,100.00	\$ 344,916.36	\$ 209,000.00	\$ 135,916.36
Pearl Road TIF # 2	\$ 54,425.79	\$ -	\$ 25,800.00	\$ 80,225.79	\$ 51,500.00	\$ 28,725.79
Pearl Road TIF # 3	\$ 86,789.00	\$ -	\$ 33,000.00	\$ 119,789.00	\$ 103,000.00	\$ 16,789.00
Westwood Commons TIF	\$ -	\$ -	\$ 34,900.00	\$ 34,900.00	\$ 34,900.00	\$ -
Giant Eagle TIF	\$ 90,678.38	\$ -	\$ 74,500.00	\$ 165,178.38	\$ 103,000.00	\$ 62,178.38
GETGO TIF	\$ 82,612.91	\$ -	\$ 21,000.00	\$ 103,612.91	\$ -	\$ 103,612.91
Cover Senior TIF	\$ 90,000.00	\$ -	\$ 90,000.00	\$ 180,000.00	\$ 150,000.00	\$ 30,000.00
<b>Total Debt Service Funds</b>	\$ 3,765,940.57	\$ 3,727,980.00	\$ 1,650,300.00	\$ 9,144,220.57	\$ 5,206,500.00	\$ 3,937,720.57

City of Strongsville, Cuyahoga County, Ohio  
**STATEMENT OF FUND ACTIVITY**  
 For the Year Ending December 31, 2020

Schedule 2

(List All Funds Individually)

I II III IV V VI

Fund By Type	Beginning Estimated Unencumbered Fund Balance	Property Taxes and Local Government Fund Revenue	Other Source Receipts	Total Resources Available For Expenditures	Total Estimated Expenditures and Encumbrances	Ending Estimated Unencumbered Balance
<b>Capital Project Fund Group</b>						
Recreation Capital Improvement	\$ 174,633.57	\$ -	\$ 350,500.00	\$ 525,133.57	\$ 450,000.00	\$ 75,133.57
General Capital Improvement	\$ 3,548,747.50	\$ -	\$ 3,792,500.00	\$ 7,341,247.50	\$ 4,107,900.00	\$ 3,233,347.50
TIF Capital Improvement Funds	\$ 361,261.27	\$ -	\$ 171,600.00	\$ 532,861.27	\$ -	\$ 532,861.27
<b>Total Capital Project Funds</b>	<b>\$ 4,084,642.34</b>	<b>\$ -</b>	<b>\$ 4,314,600.00</b>	<b>\$ 8,399,242.34</b>	<b>\$ 4,557,900.00</b>	<b>\$ 3,841,342.34</b>
<b>Enterprise Fund Group</b>						
Sanitary Sewer	\$ 11,106,006.16	\$ -	\$ 8,492,700.00	\$ 19,598,706.16	\$ 6,850,135.00	\$ 12,748,571.16
<b>Internal Service Fund Group</b>						
Health Insurance Reserve	\$ 1,454,728.90	\$ -	\$ 5,934,300.00	\$ 7,389,028.90	\$ 5,934,300.00	\$ 1,454,728.90
Worker's Compensation Reserve	\$ 1,108,184.86	\$ -	\$ 547,000.00	\$ 1,655,184.86	\$ 694,000.00	\$ 961,184.86
<b>Total Internal Service Fund Group</b>	<b>\$ 2,562,913.76</b>	<b>\$ -</b>	<b>\$ 6,481,300.00</b>	<b>\$ 9,044,213.76</b>	<b>\$ 6,628,300.00</b>	<b>\$ 2,415,913.76</b>
<b>TOTAL ALL FUNDS</b>	<b>\$ 41,329,543.76</b>	<b>\$ 11,686,330.00</b>	<b>\$ 81,620,700.00</b>	<b>\$ 134,636,573.76</b>	<b>\$ 94,112,468.00</b>	<b>\$ 40,524,105.76</b>

**City of Strongsville, Cuyahoga County, Ohio  
Tax Budget**

**For the Year Ending December 31, 2020**

**UNVOTED GENERAL OBLIGATION DEBT**

(Include General Obligation Debt To Be Paid From Inside/Charter Millage Only)  
(Do Not Include Special Obligation Bonds & Revenue Bonds)

Schedule 3

I	II	III	IV	V	VI
Purpose of Bonds or Notes	Date of Issue	Final Maturity Date	Principal Amount Outstanding At The Beginning Of The Year	Amount Required To Meet Budget Year Principal & Interest Payments	Amount Receivable From Other Sources To Meet Debt Payments
General Purpose Various Improvement Bonds 2011 Issue	6-Sep-11	1-Dec-21	\$2,505,000	\$1,330,200	\$0
General Purpose Various Improvement Bonds 2014 Issue	1-Apr-14	1-Dec-26	\$6,695,000	\$1,104,475	\$0
General Purpose Various Improvement Bonds 2015 Issue	22-Oct-15	1-Dec-26	\$6,790,000	\$224,269	\$0
General Purpose Various Improvement Bonds 2016 Issue	21-Jul-16	1-Dec-34	\$10,700,000	\$653,825	\$0
General Purpose Various Improvement Bonds 2016 Issue (TIF)	21-Jul-16	1-Dec-29	\$5,400,000	\$579,488	\$579,488
<b>Totals</b>			\$32,090,000	\$3,892,257	\$579,488



**City of Strongsville, Cuyahoga County, Ohio  
Tax Budget**

**For the Year Ending December 31, 2020**

**SCHEDULE OF INTERFUND TRANSFERS**

**Supplemental Schedule**

From	Amount	To
<b>Transfers</b>		
General Fund	\$4,100,000	Street Construction, Maintenance & Repair Special Revenue Fund
General Fund	\$3,000,000	Fire Levy Special Revenue Fund
General Fund	\$2,000,000	Multi-Purpose Special Revenue Fund
General Fund	\$900,000	Police Pension Special Revenue Fund
General Fund	\$1,032,000	Fire Pension Special Revenue Fund
General Fund	\$100,000	General Bond Retirement Fund
General Fund	\$1,000,000	General Capital Improvement Fund
General Fund	\$300,000	Recreation Capital Improvement Fund



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 060

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION, OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY'S SERVICE DEPARTMENT, 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 this Council finds that the Service Department of the City of Strongsville is in possession of certain equipment and materials, which are obsolete, surplus, have little monetary value, and are no longer needed for any municipal purpose, as more particularly described in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference, and further finds, therefore, that it will be in the best interest of the City that such property be sold by public internet auction through GovDeals.

**Section 2.** That pursuant to Ohio Revised Code Section 721.15, the City is authorized to sell or dispose of property by internet auction; and that, pursuant to Article IV, Section 3(e) of the City Charter, the Mayor and Director of Finance be and are hereby authorized to dispose of such obsolete tangible property identified in Exhibit "A" and to perform all acts required in furtherance thereof.

**Section 3.** That the Director of Finance and the Mayor, therefore, are authorized to retain the services of **GovDeals** to effectuate the sale of such obsolete property by internet auction through an appropriate user agreement between the City and GovDeals, and in a form to be approved by the Law Director; and that the Director of Finance, Mayor and the Director of Public Service be and are further authorized and directed to execute all documents and perform all acts required to complete the sale of such obsolete and unneeded property by public internet auction.

**Section 4.** That the public internet auction will be conducted through GovDeals in accordance with its rules, regulations and procedures, including listing of the obsolete and unneeded property for sale by auction to the public on the internet. That as required by law, the property will be listed for ten (10) days, including Saturdays, Sundays and legal holidays.

**Section 5.** That the net proceeds of the operation of this Ordinance shall be deposited into the Street Construction, Maintenance & Repair Fund and the General Fund; and any funds required for the purposes of this Ordinance have been appropriated and shall be paid from the Street, Construction, Maintenance & Repair Fund and the General Fund.

**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 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 – 060**  
**Page 2**

**Section 7.** 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 sale of such obsolete and unneeded municipal property is necessary in order to provide necessary storage space for the Service Department, to enable the Department to replace obsolete equipment, 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. 2019-060 Amended: \_\_\_\_\_

1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_

Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

Obsolete Equipment for Public Auction through Gov Deals.

Trailer King Trailer	1TKA04426VM017949
20' Enclosed Trailer	1GHCB20245H134158
Speed/Radar Trailer	4AGAU09S1VC024970
Dare Tank Trailer	Home Made no VIN
Tow Behind Air Compressor	SN: 171091U88317
Tow Behind Air Compressor	SN: 171090U88317
Highway Salt Spreader Insert	SN: 106153

Old water tank and Motor

Blade and mounting kit for Road Grader

Miscellaneous Sewer department materials(castings, piping, risers etc) no longer of any use or value to the city.

**EXHIBIT A**

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 061

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING AND APPROVING PARTICIPATION IN THE OHIO DEPARTMENT OF TRANSPORTATION ANNUAL SALT CONTRACT (018-20) FOR THE PURCHASE OF ROAD SALT FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE DURING THE 2019-2020 SEASON; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Strongsville, Cuyahoga County, (hereinafter referred to as the "Political Subdivision") hereby submits this written agreement to participate in the Ohio Department of Transportation's ("ODOT") annual road salt bid (018-20) in accordance with Ohio Revised Code 5513.01(B), and hereby agrees to all of the following terms and conditions in its participation of the ODOT annual road salt contract; and

WHEREAS, the Political Subdivision hereby agrees to be bound by all terms and conditions established by ODOT in the annual road salt contract and acknowledges that upon award of the contract by the Director of ODOT, it shall be bound by all such terms and conditions included in the contract; and

WHEREAS, the Political Subdivision hereby acknowledges that upon the Director of ODOT's signing of the annual road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and

WHEREAS, the Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT annual road salt contract, and agrees to hold the Department of Transportation harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision's participation in the annual road salt contract; and

WHEREAS, the Political Subdivision's electronic order for road salt will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and

WHEREAS, the Political Subdivision hereby requests through this participation agreement a total of **Eight Thousand (8,000)** tons of Sodium Chloride (Road Salt); and

WHEREAS, the Political Subdivision hereby agrees to purchase a minimum of 90% of its requested salt quantities from its awarded salt supplier during the contract's effective period; and

WHEREAS, the Political Subdivision hereby agrees to place orders with and directly pay the awarded salt supplier on a net 30 basis for all road salt it receives pursuant to the ODOT annual salt contract; and

WHEREAS, the Political Subdivision acknowledges that should it wish to rescind this participation agreement, it will do so by written, emailed request by no later than Friday, April 19 2019. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: Contracts.Purchasing@dot.ohio.gov by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision's participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement, as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision's participation agreement and/or a Political Subdivision's request to rescind its participation agreement; and

WHEREAS, this Council wishes to take advantage of this opportunity in the purchase of road salt during the 2019-2020 season, through the State of Ohio Department of Transportation, Contract No. 018-20.

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

**Section 1.** That Council approves and authorizes the Mayor's request for authority in the name of the City of Strongsville to participate in Ohio Department of Transportation contracts for the purchase of road salt at a rate per ton to be determined through the ODOT bidding process for use by the Service Department of the City, in a total amount estimated at 8,000 tons for the winter season and contract, as outlined in the participation agreement herein, which contract(s) the Department will enter into pursuant to Revised Code Section 5513.01(B).

**Section 2.** That the City of Strongsville hereby agrees to be bound by the terms and conditions prescribed by the Director of the Ohio Department of Transportation for such purchases, and to directly pay the vendor under such contract of the Ohio Department of Transportation in which the City participates for the items it receives pursuant to the contract.

**Section 3.** That the Mayor and Director of Finance be and are hereby authorized to enter into and execute such agreements and documents as may be necessary to participate in the Ohio Department of Transportation annual salt contract.

**Section 4.** That the funds for the purposes of said contract have been appropriated for 2019 and shall be paid from the Street Construction, Maintenance & Repair Fund; and the State Highway Maintenance 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 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, and for the further reason that it is immediately necessary to participate in such program and purchase such road salt materials for the next winter season in order to provide continuity of services to residents of the City and in the operation of the Department of Public

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2019 - 061**  
**Page 3**

Service, to ensure safe passage on City streets, to comply with Ohio Department of Transportation deadlines, 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. 2019-061 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



Ohio.gov State Agencies Online Services  
 All Sites Search ODOT

f ..

HOME DISTRICTS DIVISIONS ODOT A-Z EMPLOYMENT SERVICES CONTACTS

ODOT Home Divisions Construction Management/Contract Sales Contracts Winter Fill Contract - Sodium Chloride (Rock Salt)

**DEADLINE TO SUBMIT SALT RESOLUTION/ORDINANCE PARTICIPATION FORM: FRIDAY, APRIL 19<sup>th</sup>**

Each Political Subdivision **must** submit this electronic order form (BELOW) AND attach an approved, completed, and signed Resolution/Ordinance for the ODOT Salt Contract to be included in the Department's bidding opportunity for road salt. Upon the Director of ODOT's award of the contract, you will be bound to purchase at least 90% (and you can purchase up to 110%) of the salt quantities requested on this participation form.

**Link to Required Resolution/Ordinance Language**

**1) You cannot use previously submitted or approved resolutions/ordinances. No exceptions.**

**2) ALL ORDERS WILL BE BASED ON THIS ELECTRONIC SUBMISSION**

By submitting the electronic participation form below AND attaching a completed and signed Resolution/Ordinance (link above) for the ODOT Winter Salt Contract (018-20), you will be included in the Department's bidding opportunity for road salt and, upon the Director of ODOT's award of the contract, bound to purchase at least 90% (and you can purchase up to 110%) of the salt quantities requested.

**3) Submission Receipt**

*Each Political Subdivision will receive a "submission receipt" via email verifying submitted tonnages. It is each Political Subdivision's responsibility to verify this information has been received and that all information is correct.*

**4) HOW TO MAKE CHANGES TO AN ALREADY SUBMITTED PARTICIPATION FORM**

If you need to make any changes to your information after it has already been submitted, you must do so by no later than **5:00 PM on Friday, April 19th, 2019**. To make changes to an already submitted form you must re-submit the ENTIRE FORM WITH ALL INFORMATION FILLED OUT (including attached resolution/ordinance) and it will automatically overwrite the information you had previously submitted.

**Salt Resolution/Ordinance Participation Form**

Thank you for your submission.

**County:** Cuyahoga

**Political Subdivision:** City of Strongsville

**Authorized Person:** Joe Walker

**City:** City of Strongsville

**Contact for Ordering:** Elaine Barnhart

**Email Address:** elaine.barnhart@strongsville.org

**Phone:** 440-580-3170 or 440-580-3174

**Tons Requested:** 8,000

**1st Stockpile Address - Include Zip:** 16099 Foltz Pkwy.

**2nd Stockpile Address - Include Zip:** 15715 Royalton Rd.

**3rd Stockpile Address - Include Zip:** Sprague Rd. & Pearl Rd.

The Ohio Department of Transportation, 1980 West Broad Street, Columbus Ohio 43223  
 Mike DeWine, Governor | Jack Marchbanks, Ph.D., ODOT Director | Privacy Statement | Advanced Search | Feedback | Ohio.gov

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 - 062

By: Mayor Perciak and All Members of Council

A RESOLUTION GRANTING PERMISSION TO TRANSFER CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. [Smith]

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

Section 1. That pursuant to Codified Ordinance Section 1060.09, and consistent with documentation presented to the City, Council hereby authorizes the Sexton to transfer the certificate for burial rights in the Strongsville Municipal Cemetery for Grave C, in Lot 30 of Section E, from Daniel P. Smith and Joan C. Smith, husband and wife, to their son, Daniel M. Smith; and further waives the City's right to repurchase such lots.

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: \_\_\_\_\_

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

Attest: \_\_\_\_\_  
Clerk of Council

RES.  
ORD. No. 2019-062 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2019 – 063

By: Mayor Perciak and All Members of Council

**AN ORDINANCE RATIFYING AND AUTHORIZING PARTICIPATION IN UNITED STATES GENERAL SERVICES ADMINISTRATION CONTRACTS FOR THE PURCHASE OF CELLULAR COMMUNICATIONS SERVICES AND EQUIPMENT FOR USE BY VARIOUS DEPARTMENTS OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.**

WHEREAS, Federal law provides the opportunity for state, local, regional or tribal governments or any instrumentality thereof to participate in contracts of the United States General Services Administration for the purchase of a variety of information technology from contracts awarded under General Services Administration Federal Supply Schedule, Information Technology, as well as from contracts under the Corporate Schedule containing information technology special item numbers; and

WHEREAS, based upon recommendation of the City's Director of Communication & Technology, this Council wishes to take advantage of that opportunity in connection with the purchase of various cellular communications services and equipment, including wireless voice and data services (GSA IT Schedule 70; Contract No. GS-35F-0119P) for use by various City departments retroactive to January 1, 2019 through December 31, 2019.

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 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 cellular communications services and equipment from **CELLCO PARTNERSHIP dba VERIZON WIRELESS** for use by various departments of the City in amounts not to exceed a total of \$125,000.00 retroactive to January 1, 2019 through December 31, 2019, based upon the 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 & Technology and summarized on Exhibits A and B attached hereto and incorporated herein.

**Section 2.** That the City of Strongsville hereby agrees to be bound by the terms and conditions prescribed by the United States General Services Administration for such purchases and to directly pay the vendor, under each such contract of the United States General Services Administration in which the City participates for items and services it receives pursuant to the contracts.

**Section 3.** That any purchases made to date are ratified; and that the Mayor and Director of Finance be and are hereby authorized to enter into and execute such agreements and documents as may be necessary to participate in the United States General Services Administrative Cooperative Purchasing Program.

**Section 4.** That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Fund; Street Construction, Maintenance & Repair Fund; Fire Levy Fund; Multi-Purpose Complex Fund and the Sanitary Sewer 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 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, and for the further reason that it is immediately necessary to participate in the purchase of such services and equipment in order to maintain necessary communications capabilities, and continuity and efficiency in the operation of the various departments of the City, 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.

\_\_\_\_\_ Approved: \_\_\_\_\_  
 President of Council Mayor

Date Passed: \_\_\_\_\_ Date Approved: \_\_\_\_\_

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

Attest: \_\_\_\_\_  
 Clerk of Council

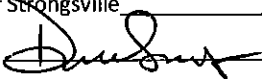
ORD. No. 2019-063 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



City of Strongsville  
Profile ID 609988 / Account 0781910396

### GSA-Federal Supply Schedule Purchase Order

Date:	March 27, 2019
Vendor:	Verizon Wireless
Vendor Address:	7600 Montpelier Road Laurel, MD 20723
Vendor Email:	<a href="mailto:VZWFederal.Implementations@VerizonWireless.com">VZWFederal.Implementations@VerizonWireless.com</a>
Phone:	1.800.561.6227
FAX:	
Authorized By:	<p>By signing below, I certify that I am have legal authority to bind the listed government agency , that my agency is authorized to purchase under the GSA Federal Supply Schedule and that the use of all products/services purchased is for authorized government use.</p> <p>Agency Name: _____ City of Strongsville _____</p> <p>Signature of Authorized Official:  _____</p> <p>Printed or typed name: <u>David Sems</u> _____</p> <p>Printed or typed title: <u>SPOC</u> _____</p>
Contact Information:	<p>Email address: <a href="mailto:Katie.grace@strongsville.org">Katie.grace@strongsville.org</a></p> <p>Phone number: 440-580-3191                      FAX number: _____</p>
Billing Information:	<p><u>13213 Pearl Rd</u> <u>Strongsville, Ohio 44136</u> _____ _____ _____</p>
Payment Terms:	Net 30
Description of Goods/Services; Pricing:	<p>Cellular service on the accounts listed below (or attached) totaling 210 units in accordance with the rate plans and terms and conditions now or in the future applicable to each of such lines pursuant to GSA Federal Supply Schedule Number GS-35F-0119P, Rate Plan(s): ALL GSA-FSS APPROVED RATES AND FEATURES Equipment: Open Market Pricing</p>
Term:	<p>1/1/2019 thru 12/31/2019 (month) (day)        (#)                      (year)</p>
Funds Authorized:	<p>Monthly Access Fees for service on 210 Lines (Estimated)    \$7250.00 Equipment charge(s) on 210 Lines (Estimates)            \$2500.00 Total Access and Equipment Fees on 210 lines (Estimate)    \$89,500.00 Plus applicable fees, taxes and charges</p>
Contract #:	GSA Federal Supply Schedule Contract Number GS-35F-0119P, all terms and conditions are incorporated by reference
Equipment (Open Market):	None of the equipment listed are products listed on GSA Federal Supply Schedule Contract No. GS-35F-0119P. All devices and/or accessories are "Open Market" items.open
Miscellaneous:	Specify Phones, Delivery, Etc.:
Customer Acceptance:	<p>Signature: _____ Date: _____</p>

For Verizon Wireless internal use only: Approval: \_\_\_\_\_ Date: \_\_\_\_\_

EX. A



City of Strongsville  
 Profile ID 3669201 / Acct 0442083687

### GSA-Federal Supply Schedule Purchase Order

Date:	March 27, 2019
Vendor:	Verizon Wireless
Vendor Address:	7600 Montpelier Road Laurel, MD 20723
Vendor Email:	<a href="mailto:VZWFederal.Implementations@VerizonWireless.com">VZWFederal.Implementations@VerizonWireless.com</a>
Phone:	1.800.561.6227
FAX:	
Authorized By:	<p>By signing below, I certify that I am have legal authority to bind the listed government agency , that my agency is authorized to purchase under the GSA Federal Supply Schedule and that the use of all products/services purchased is for authorized government use.</p> <p>Agency Name: <u>City of Strongsville</u></p> <p>Signature of Authorized Official: </p> <p>Printed or typed name: <u>David Sems</u></p> <p>Printed or typed title: <u>SPOC</u></p>
Contact Information:	<p>Email address: <a href="mailto:Katie.grace@strongsville.org">Katie.grace@strongsville.org</a></p> <p>Phone number: 440-580-3191                      FAX number:</p>
Billing Information:	<p><u>13213 Pearl Rd</u>  <u>Strongsville, Ohio 44139</u>        _____        _____        _____</p>
Payment Terms:	Net 30
Description of Goods/Services; Pricing:	<p>Cellular service on the accounts listed below (or attached) totaling 10 units in accordance with the rate plans and terms and conditions now or in the future applicable to each of such lines pursuant to GSA Federal Supply Schedule Number GS-35F-0119P,        Rate Plan(s): ALL GSA-FSS APPROVED RATES AND FEATURES        Equipment: Open Market Pricing</p>
Term:	<p>01/01/2019 thru 12/31/2019        (month) (day)            (#)                            (year)</p>
Funds Authorized:	<p>Monthly Access Fees for service on 10 Lines (Estimated)    \$100.00        Equipment charge(s) on 10 Lines (Estimates)                \$0        Total Access and Equipment Fees on 10 lines (Estimate)    \$1200.00        Plus applicable fees, taxes and charges</p>
Contract #:	GSA Federal Supply Schedule Contract Number GS-35F-0119P, all terms and conditions are incorporated by reference
Equipment (Open Market):	None of the equipment listed are products listed on GSA Federal Supply Schedule Contract No. GS-35F-0119P. All devices and/or accessories are "Open Market" items.open
Miscellaneous:	Specify Phones, Delivery, Etc.:
Customer Acceptance:	<p>Signature: _____ Date: _____</p>

For Verizon Wireless internal use only: Approval: \_\_\_\_\_ Date: \_\_\_\_\_

Ex. B

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2019 – 064

By: Mayor Perciak and All Members of Council

**A RESOLUTION EXPRESSING THE CITY'S INTENT TO SELL CERTAIN OF ITS PROPERTY LOCATED IN THE STRONGSVILLE BUSINESS & TECHNOLOGY PARK, AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF INTENT IN CONNECTION THEREWITH, AND DECLARING AN EMERGENCY.**

WHEREAS, the City owns approximately 169 acres of land located in the Strongsville Business & Technology Park; and

WHEREAS, CCL Industries Corporation has proposed to the City the purchase of approximately 22.6 acres of said 169 acres in order to construct a facility for manufacturing, research and development, and offices to house approximately 132 employees; and

WHEREAS, the City has had the property appraised, and in furtherance of economic development purposes is desirous of selling approximately 22.6 acres of its property to CCL Industries Corporation.

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 finds and determines that the Property described in Exhibit "A" and highlighted in color, attached hereto and incorporated herein as if fully rewritten (the "Property"), is no longer needed for municipal public purposes and that the sale of such Property would further economic development, provide for the creation or preservation of jobs and employment opportunities, and improve the economic welfare of the citizens of the City and the State of Ohio.

**Section 2.** That this Council hereby expresses its intent to sell such Property and further authorizes the Mayor to execute the City's acceptance and approval of the terms and conditions, as more fully set forth in the letter of intent from CCL Industries Corporation for the purchase of such Property, a copy of which is attached hereto as Exhibit "B" and incorporated herein by reference.

**Section 3.** 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 4.** That this Resolution 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 it is necessary to enter into negotiations with the proposed purchaser for the sale of such Property in order to further economic development, provide for the creation or preservation of jobs and employment opportunities, and improve the

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.

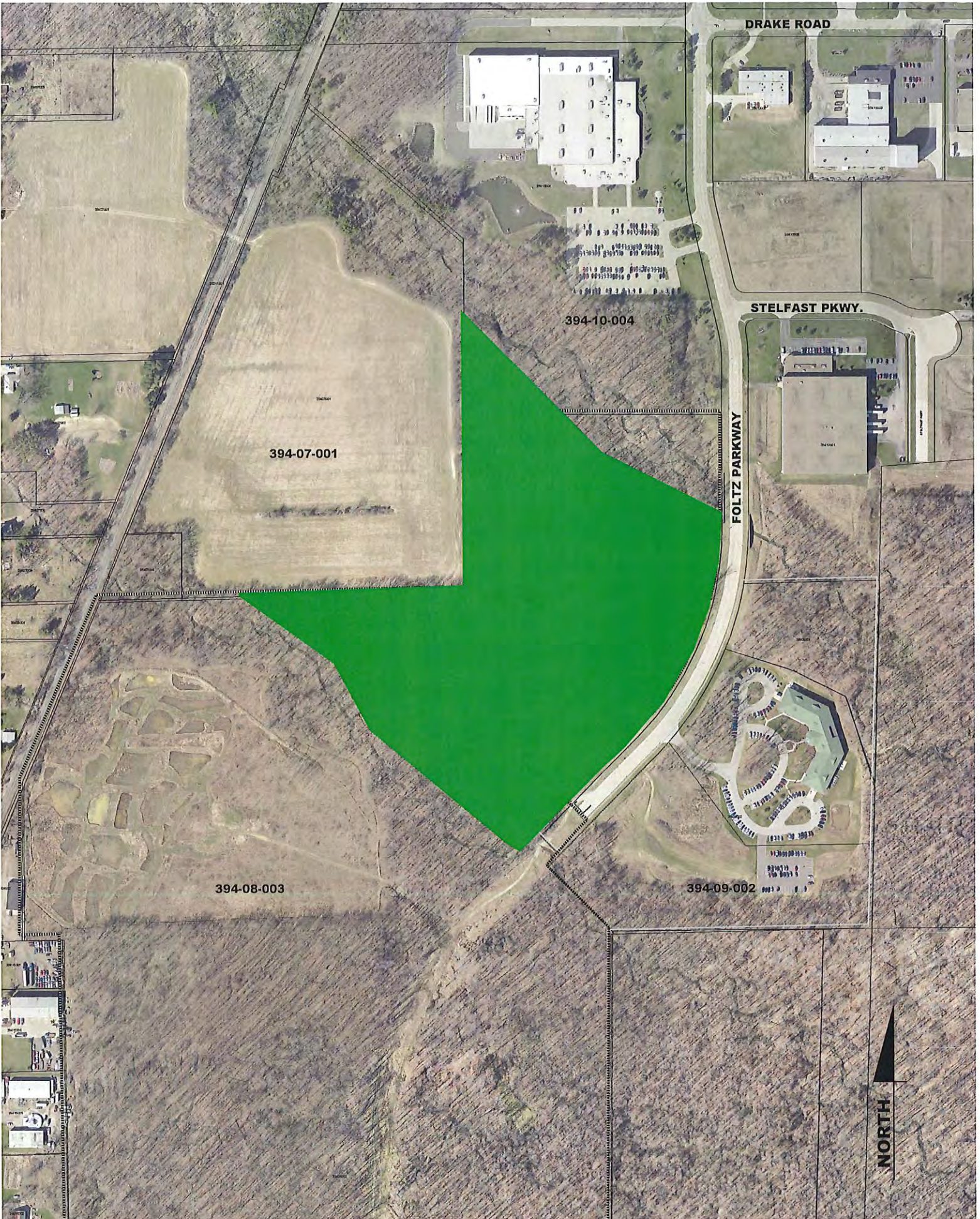
\_\_\_\_\_  
 President of Council  
 Approved: \_\_\_\_\_  
 Mayor

Date Passed: \_\_\_\_\_ Date Approved: \_\_\_\_\_

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

Attest: \_\_\_\_\_  
 Clerk of Council

**RES**  
 ORD. No. 2019-064 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



NORTH

EX. A



April 1, 2019

City of Strongsville, Ohio  
16099 Foltz Parkway  
Strongsville, OH. 44149  
Attn: Mr. Thomas Perciak, Mayor, City of Strongsville

Re: LETTER OF INTENT FOR THE PURCHASE OF REAL PROPERTY AS DESCRIBED IN ATTACHMENT A, COMPRISING APPROXIMATELY 22.632 ACRES

Dear Mayor Perciak:

This Letter of Intent sets forth the terms and conditions upon which CCL Label, Inc., and/or its Assignee, will purchase the above-referenced property. It is understood that this constitutes an expression of our intent only and that any final and binding agreement shall be subject to the preparation, negotiation and execution of definitive legal documents (hereinafter referred to as the "Purchase and Sale Agreement"). Subject to the foregoing limitations, it is our intention to enter into a Purchase and Sale Agreement that contains, among others, the following terms and conditions:

1. Purchaser: CCL Label, Inc. and/or its Assignee.
2. Seller: City of Strongsville, OH.
3. Property Description: The real property set forth in Attachment A, comprising approximately 22.632 acres, together with any and all improvements thereupon and all of Seller's right, title, and interest in the fee land (collectively referred to as the "Property"). Seller shall sell Purchaser a 100% fee simple interest in the Property.
4. Purchase Price/Terms: The Purchase Price of the Property shall be Six Hundred Fifty Thousand Dollars (\$650,000), all cash. The Purchase Price shall be adjusted in accordance with generally accepted accounting procedures and customary real estate practice for prorations, credits and other adjustments, including, but not limited to, credit to Purchaser for security and other deposits paid by tenants.
5. Purchase and Sale Agreement: Seller and Purchaser, shall in good faith, prepare and execute a mutually acceptable Purchase and Sale Agreement within twenty-one (21) business

CCL Design  
17700 Foltz Parkway  
Strongsville, OH 44149  
U.S.A.  
t: 440-878-7000  
[www.ccllabel.com](http://www.ccllabel.com)

EX. B





days after Seller has accepted this Letter of Intent. Seller shall not accept any offer with respect to the sale of the Property during the duration of the contingencies.

6. Other Conditions: Conditions precedent to closing this transaction shall include:

A. Due Diligence Period: The satisfactory approval of Purchaser's inspection of all aspects of the Property, including the extent to which the entire property is buildable, during an investigation period of ninety (90) days (the "Due Diligence Period"), which will commence on receipt of all of the due diligence materials ("Due Diligence Information") requested by Purchaser. Within five (5) business days after the execution of the Purchase and Sale Agreement, Seller shall make available to Purchaser the Due Diligence Information. Review and acceptance of Due Diligence Information is subject to the approval of Purchaser, in its sole and absolute discretion.

B. Title/Survey: Seller, at Seller's expense, shall cause a reputable title company acceptable to Purchaser, in its reasonable discretion, to issue a preliminary title report (the "Title Report"), accompanied by legible copies of all recorded documents relating to easement, right-of-way, and all other matters of record affecting the Property. Seller, at Seller's expense, shall cause to be delivered a current ALTA plat of survey of the Property, prepared by a duly licensed land surveyor acceptable to the Purchaser and the Title Company ("the Survey"). The Title Report and Survey shall be updated by Seller within five (5) days of closing to the satisfaction of the Purchaser.

C. Deposits/Closing: An earnest money deposit of Forty Thousand Dollars (\$40,000) to be held for the benefit of the Seller and applicable to the Purchase Price, shall be delivered to the Escrow Agent within ten (10) business days of execution of the Purchase and Sale Agreement. The deposit will become nonrefundable only: (1) following Purchaser's satisfactory review of the Due Diligence Information; and (2) upon delivery of title and survey to Purchaser's approval. Closing shall occur within thirty (30) days following the end of the Due Diligence Period.

D. Tax abatement for a period of fifteen (15) years following the closing date.

7. Conveyance and Encumbrances: The property shall be conveyed by recordable grant deed, free and clear of all liens and encumbrances, excluding: (a) real estate taxes, which shall be the obligation of the Seller until date of closing and subject to pro-rata; and (b) such liens and encumbrances as Purchaser elects to have remain against the Property.

8. Closing Costs: Seller shall pay the costs of ALTA title insurance, transfer or sales taxes, and any title curative work it elects to undertake. Purchaser shall pay recording fees,



extended title insurance costs and all costs in connection with the physical inspection, accounting audit and other investigations made in connection with Purchaser's due diligence review.

9. The Purchaser and Seller shall each pay for their respective attorney fees and out-of-pocket expenses. All escrow fees shall be paid equally by Purchaser and Seller, except as otherwise provided in the Purchase and Sale Agreement.

10. Hazardous Materials: Owner agrees to disclose to Broker and to Seller any and all information which Owner has regarding present and future zoning and environmental matters affecting the Property and regarding the condition of the Property including, but not limited to, soils conditions, the presence and location of asbestos, PCB transformers, other toxic, hazardous or contaminated substances, and underground storage tanks, in, on, or about the Property.

11. Representation and Warranties: The Purchase and Sale Agreement shall contain such covenants, agreements, representations and warranties as Seller and Purchaser may agree upon, including but not limited to Hazardous Materials; zoning classification; etc.

12. Assignment: Purchaser shall have the right, after giving written notice to Seller, to assign its rights under this Letter of Intent and the Purchase and Sale Agreement to any entity controlled by, or under common control of, Purchaser.

13. This letter/proposal is intended solely as a preliminary expression of general intentions and is to be used for discussion purposes only. The parties intend that neither shall have any contractual obligations to the other with respect to the matters referred herein unless and until a definitive agreement has been fully executed and delivered by the parties. The parties agree that this letter/proposal is not intended to create any agreement or obligation by either party to negotiate a definitive lease/purchase and sale agreement and imposes no duty whatsoever on either party to continue negotiations, including without limitation any obligation to negotiate in good faith or in any way other than at arm's length. Prior to delivery of a definitive executed agreement, and without any liability to the other party, either party may propose different terms from those summarized herein, or unilaterally terminate all negotiations with the other party hereto.

14. It is understood that the foregoing outline is not a binding agreement. Furthermore, it is understood that the purpose of this outline is to work toward acceptable terms by which to draft a Purchase and Sale Agreement which will be mutually acceptable to both parties. If the above terms are acceptable to Seller, please so indicate by executing below and returning the enclosed copy by the close of business on April 4, 2019.



Sincerely,

PURCHASER - CCL LABEL, INC.:

By: Jakub Khoual

Its: GENERAL MANAGER

Date: 4/1/19

AGREED AND ACCEPTED:

SELLER - CITY OF STRONGSVILLE, OH:

By: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

Attachment