

City Council

James A. Kaminski Ward 1

Annmarie P. Roff Ward 2

Thomas M. Clark Ward 3

Gordon C. Short Ward 4

James E. Carbone At-Large

Kelly A. Kosek At-Large

Brian M. Spring At-Large

Aimee Pientka, MMC Clerk of Council

### City of Strongsville

16099 Foltz Parkway Strongsville, Ohio 44149-5598 Phone: 440-580-3110 www.strongsville.org

April 3, 2025

#### **MEETING NOTICE**

City Council has scheduled the following meetings for Monday, April 7, 2025, to be held in the Caucus Room and the Council Chamber at the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road:

<u>Caucus will begin at 6:45 p.m.</u> All committees listed will meet immediately following the previous committee:

6:45 P.M.

<u>Planning, Zoning & Engineering Committee</u> will meet to discuss Ordinance Nos. 2025-011, 2025-033 and Resolution No. 2025-034.

<u>Public Service & Conservation Committee</u> will meet to discuss Ordinance Nos. 2025-035, 2025-036, 2025-037 and Resolution Nos. 2025-038 and 2025-039.

<u>Public Safety & Health Committee</u> will meet to discuss Ordinance No. 2025-040.

7:00 P.M.

**Regular Council Meeting** 

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

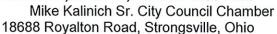
#### BY ORDER OF THE COUNCIL:

Aimee Pientka, MMC Clerk of Council





## STRONGSVILLE CITY COUNCIL REGULAR MEETING MONDAY, APRIL 7, 2025 AT 7:00 P.M.





#### **AGENDA**

- 1. CALL TO ORDER:
- PLEDGE OF ALLEGIANCE:
- CERTIFICATION OF POSTING:
- 4. ROLL CALL:
- COMMENTS ON MINUTES:
  - Regular Council Meeting March 17, 2025
- 6. APPOINTMENTS, CONFIRMATIONS AWARDS AND RECOGNITION:
  - Mayor's re-appointment and confirmation of Kim Veris to a four (4) year term on the City's Planning Commission, effective April 4, 2025, and expiring on April 3, 2029 (Oath of Office to be administered at a later date).

#### 7. PUBLIC HEARING:

Ordinance No. 2025-011 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1246.02 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE COMPOSITION OF THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY. First reading 01-21-25. Amended, second reading and referred to the Planning Commission 02-03-25. Favorable recommendation by the Planning Commission. Third Reading 02-18-25. Public hearing 04-07-25.

#### 8. REPORTS OF COUNCIL COMMITTEE:

- ECONOMIC DEVELOPMENT Clark
- BUILDING & UTILITIES Roff
- PUBLIC SERVICE AND CONSERVATION Roff
- PUBLIC SAFETY AND HEALTH Kosek
- COMMUNICATIONS AND TECHNOLOGY Kosek
- RECREATION AND COMMUNITY SERVICES Kaminski
- PLANNING, ZONING AND ENGINEERING Spring
- SCHOOL BOARD Carbone
- SOUTHWEST GENERAL HEALTH SYSTEM Short
- FINANCE Short
- COMMITTEE-OF-THE-WHOLE Short

- 9. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:
  - MAYOR PERCIAK:
  - FINANCE DEPARTMENT:
  - LAW DEPARTMENT:
- 10. AUDIENCE PARTICIPATION:
- 11. ORDINANCES AND RESOLUTIONS:
  - Ordinance No. 2025-011 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1246.02 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE COMPOSITION OF THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY. First reading 01-21-25. Amended, second reading and referred to the Planning Commission 02-03-25. Favorable recommendation by the Planning Commission. Third Reading 02-18-25. Public hearing 04-07-25.
  - Ordinance No. 2025-033 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR IMPROVEMENTS TO VARIOUS STREETS IN THE CITY OF STRONGSVILLE IN CONNECTION WITH THE 2025 PAVEMENT RECONSTRUCTION PROGRAM, AND DECLARING AN EMERGENCY.
  - Resolution No. 2025-034 by Mayor Perciak and All Members of Council. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE TAWNY BROOK LANE AND TRILLIUM TRAIL WATERLINE REPLACEMENT PROJECT IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.
  - Ordinance No. 2025-035 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE AND DELIVERY OF READY MIX CONCRETE FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.
  - Ordinance No. 2025-036 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR MATERIALS AND SERVICES IN CONNECTION WITH THE PAINT STRIPING OF CERTAIN STREETS AND HIGHWAYS WITHIN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.
  - Ordinance No. 2025-037 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SWEEPING OF STREETS IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.
  - Resolution No. 2025-038 by Mayor Perciak and All Members of Council. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF GENERAL PAVEMENT SERVICES FOR 2025 TO BE USED BY THE DEPARTMENT OF PUBLIC SERVICE OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

Regular Council Meeting Agenda April 7, 2025 - Page 3

- Resolution No. 2025-039 by Mayor Perciak and All Members of Council. A RESOLUTION GRANTING PERMISSION TO TRANSFER CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. [Boughton]
- Ordinance No. 2025-040 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1601.28 OF THE FIRE PREVENTION CODE, OF PART SIXTEEN OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING OPEN BURNING, AND DECLARING AN EMERGENCY.
- 12. COMMUNICATIONS, PETITIONS AND CLAIMS:

Application for Permit: **TRFO - D5:** To: **Trigan LLC**, 10929 Prospect Road, Strongsville, Ohio 44149 (Responses must be postmarked no later than 04/19/2025).

- 13. MISCELLANEOUS BUSINESS:
- 14. ADJOURNMENT:

#### **ORDINANCE NO. 2025 - 011**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 1246.02 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE COMPOSITION OF THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY, AS AMENDED.

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

**Section 1.** That Section 1246.02 of Chapter 1246 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville concerning Establishment; Composition and Qualifications of the Architectural Review Board, be and is hereby amended to read in its entirety as follows:

#### 1246.02 ESTABLISHMENT; COMPOSITION AND QUALIFICATIONS.

There is hereby established effective June 1, 2009, an Architectural Review Board consisting of six (6) members including the City Building Commissioner or designee from the Building Department, the City Engineer or designee from the Engineering Department, the City Planner, the Coordinator of City Natural Resources and two (2) non-City employee members to be appointed by the Mayor and confirmed by Council. One appointed member shall be a registered architect authorized to practice architecture under the laws of the State of Ohio, and one appointed member shall be a landscape architect. The appointed non-City employee members may be a registered architect and/or a landscape architect. Any appointed non-City employee member, other than a registered architect and/or a landscape architect, shall be a resident of the City of Strongsville.

(Ord. 2009-014. Passed 4-20-09.)

**Section 2.** 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 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is necessary to amend the composition of members serving on the Architectural Review Board. 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. 2025 - <u>011</u> Page 2

First reading: Second reading: Third reading: Fourth reading: Public Hearing	Febru	14 24,2075 2075 2075 2025 27,2025	Referred to Planning Commission  February 4, 2025  Favorably recommendation by Approved: Planning Commission  February 13, 2025
Date Passed:	President of C	ouncil	Approved: Mayor Date Approved:
Carbone Clark Kaminski Kosek Roff Short Spring	Yea	<u>Nay</u>	Attest:  Ord. No. 2025-011

### CITY OF STRONGSVILLE

#### OFFICE OF THE COUNCIL

#### **MEMORANDUM**

TO:

Mitzi Anderson, Administrator to Boards & Commissions

FROM:

Aimee Pientka, Clerk of Council.

DATE:

February 4, 2025

SUBJECT:

Referral from Council: Ordinance No. 2025-011

At its regular meeting of February 3, 2025, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

Ordinance No. 2025-011 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1246.02 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE COMPOSITION OF THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY, AS AMENDED. First reading 01-21-25. Amended, second reading and referred to the Planning Commission 02-03-25.

A copy of this ordinance is attached for Planning Commission review.

**AKP** 

**Attachments** 

#### **MEMORANDUM**

TO:

Aimee Pientka, Council Clerk

**Neal Jamison, Law Director** 

FROM:

Mitzi Anderson, Administrator, Boards & Commissions

**SUBJECT: Referral to Council** 

DATE:

February 14, 2024

Please be advised that at its meeting of February 13, 2025, the Strongsville Planning Commission gave Favorable Recommendation to the following:

#### **ORDINANCE NO. 2025-011**

An Ordinance Amending Section 1246.02 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville Concerning the Composition of the Architectural Review Board, and Declaring an Emergency, as Amended



City Council

James A. Kaminski Ward I

Annmarie P. Roff Ward 2

Thomas M. Clark Ward 3

Gordon C. Short Ward 4

James E. Carbone At-Large

Kelly A. Kosek At-Large

Brian M. Spring At-Large

Aimee Pientka, MMC Clerk of Council

### City of Strongsville

16099 Foltz Parkway Strongsville, Ohio 44149-5598 Phone: 440-580-3110 www.strongsville.org

#### **Legal Advertisement**

#### CITY OF STRONGSVILLE, OHIO

#### **NOTICE OF PUBLIC HEARING**

Notice is hereby given that a Public Hearing will be conducted by the Council of the City of Strongsville on Monday, April 7, 2025 at 7:00 p.m., current time, in the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road, Strongsville, Ohio, upon the following Ordinance, which has been introduced in and is currently pending before the Council, entitled:

Ordinance No. 2025-011 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1246.02 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE COMPOSITION OF THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY, AS AMENDED. First reading 01-21-25. Amended, second reading and referred to the Planning Commission 02-03-25. Favorable recommendation by the Planning Commission 02-13-25. Third reading 02-18-25. Public Hearing 04-07-25.

This ordinance is on file in the office of the Clerk of Council at the Strongsville Service Center, 16099 Foltz Parkway, Strongsville, Ohio, for public inspection.

Any person desiring to be heard on the subject of the proposed ordinance, or who may wish to object thereto, may appear at the time and place set forth above.

#### BY ORDER OF THE COUNCIL OF THE CITY OF STRONGSVILLE, OHIO:

Aimee Pientka, MMC Clerk of Council

**Editor's Note:** 

To be published in The Sun Star-Courier/Sun News

February 27, 2025 and March 6, 2025 And online at Cleveland.com

March 1, 2025 and March 8, 2025

#### **ORDINANCE NO. 2025 – 033**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR IMPROVEMENTS TO VARIOUS STREETS IN THE CITY OF STRONGSVILLE IN CONNECTION WITH THE 2025 PAVEMENT RECONSTRUCTION PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised and received bids for improvements to various streets in the City of Strongsville in connection with the 2025 Pavement Reconstruction Program; and

WHEREAS, Council is desirous of proceeding to award and enter into a contract for such improvements.

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 finds and determines that the bid submitted by FABRIZI TRUCKING & PAVING CO., INC. for improvements to various streets in the City of Strongsville in connection with the 2025 Pavement Reconstruction Program, meets the specifications on file in the office of the City Engineer, is in compliance with the applicable requirements for bids and contracts established by the laws of the City and the State, and is the lowest and best bid for the proposed contract. All other bids for this contract are hereby rejected.
- **Section 2.** That accordingly, the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder in an amount not to exceed \$1,756,979.00 for improvements to various streets in the City of Strongsville, in connection with the 2025 Pavement Reconstruction Program, and in a form approved by the Law Director.
- **Section 3.** That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Capital Improvement Fund.
- **Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.
- **Section 5.** That this Ordinance is hereby declared to be an emergency measure 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 execution of said contract in order to improve various public roadways in the City, ensure safe travel for the residents and the public, 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. 2025 - 033 Page 2

President of Council			Approved:Mayor  Date Approved:		
Date Passed:					
	<u>Yea</u>	Nay	Attest:Clerk o	of Council	
Carbone Clark Kaminski Kosek Roff Short Spring				Amended: Ref:	
			Public HrgAdopted:	Ref: Defeated:	

#### **RESOLUTION NO. 2025 - 034**

By: Mayor Perciak and All Members of Council

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE TAWNY BROOK LANE AND TRILLIUM TRAIL WATERLINE REPLACEMENT PROJECT IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

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 to advertise for bids for the Tawny Brook Lane and Trillium Trail Waterline Replacement Project consisting of the replacement of the watermains on Tawny Brook Lane and Trillium Trail, including the restoration of pavement, catch basins and landscape due to the waterline work, in accordance with specifications and bid documents on file in the office of the City Engineer, which are in all respects hereby approved.

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

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

**Section 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 advertise for public bidding of the aforesaid waterline replacement project in a timely manner, maintain efficient water service in the City, and to conserve public funds. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

·	President	of Council	Approved:	Mayor	_
Date Passed:			Date Approved:		
	<u>Yea</u>	<u>Nay</u>	Attest:Cleri 	k of Council	_
Carbone Clark Kaminski Kosek Roff Short			1 <sup>st</sup> Rdg	Ref: Ref: Ref: Ref:	
Spring		2 <u></u>	Adopted:	Defeated:	

#### **ORDINANCE NO. 2025 – <u>035</u>**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE AND DELIVERY OF READY MIX CONCRETE FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised and received bids for the purchase and delivery of ready mix concrete for use by the Service Department of the City of Strongsville for the years 2025 and 2026; and

WHEREAS, Council is desirous of proceeding to award and enter into a contract for such purchases.

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 finds and determines that the bid submitted by SHELLY MATERIALS, INC. dba MEDINA SUPPLY CO. for the purchase and delivery of ready mix concrete for use by the Service Department of the City of Strongsville for the years 2025 and 2026, meets the specifications on file in the office of the Director of Public Service; is in compliance with the applicable requirements for bidding and contracts established by the laws of the City and the State; and is the lowest and best bid for the proposed contract. All other bids for this contract are hereby rejected.
- **Section 2.** That the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder for the purchase and delivery of ready mix concrete for use by the Service Department of the City during the years of 2025 and 2026, in accordance with the specifications on file in the office of the Director of Public Service and for the unit prices and sums submitted in such bid, but in any event in a total amount not to exceed \$1,344,240.00 for the years 2025 and 2026, except for certain other related costs which will be imposed at bid unit prices and in addition thereto, if applicable (extra stop charge; less than load charge; and winter operation charge).
- **Section 3.** That the funds necessary for the purpose of such contract have been appropriated for the year 2025, and shall be paid from the General Fund and the Street Construction, Maintenance and Repair Fund; and the Director of Finance be and is hereby authorized and directed to issue the City's warrants in accordance with the terms and conditions of such bid and contract.
- **Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

## CITY OF STRONGSVILLE, OHIO ORDINANCE NO. 2025 – <u>035</u> Page 2

**Section 5.** That this Ordinance is hereby declared an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to purchase said materials in order to provide for the continuity of services and operation of the Service Department, and to ensure safe roads. 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>		Attest:Cle	erk of Council	_
Carbone Clark Kaminski Kosek Roff Short Spring				Ord. No. 2025 10 1st Rdg2nd Rdg3rd Rdg	Ref: Ref:	
				Public Hrg	Ref: Defeated:	

#### **ORDINANCE NO. 2025 - <u>036</u>**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR MATERIALS AND SERVICES IN CONNECTION WITH THE PAINT STRIPING OF CERTAIN STREETS AND HIGHWAYS WITHIN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised for and received bids for materials and services in connection with the paint striping of certain streets and highways within the City for the years 2025 and 2026; and

WHEREAS, Council is desirous of proceeding to award and enter into a contract for such purchases.

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 finds and determines that the bid submitted by AMERICAN ROADWAY LOGISTICS for materials and services in connection with the paint striping of certain streets and highways within the City of Strongsville meets the specifications on file in the office of the Director of Public Service, is in compliance with the applicable requirements for bidding and contracts established by the laws of the City and the State, and is the lowest and best bid for the proposed contract. All other bids for this contract are hereby rejected.
- **Section 2.** That the Mayor be and is hereby authorized and directed to enter into a contract for the two-year period of 2025-2026 with the aforesaid lowest and best bidder for materials and services in connection with the paint striping of certain streets and highways in accordance with the specifications on file in the office of the Director of Public Service, and specifically including and accepting Bid Alternates 1, 2, 3, 4 and 5, all in a total amount not to exceed \$893,730.00 for 2025 and 2026 and to be incorporated into a contract approved by the Law Director.
- **Section 3.** That the funds necessary for the purpose of such contract have been appropriated for the year 2025, and shall be paid from the Street Construction, Maintenance and Repair Fund; and the Director of Finance be and is hereby authorized and directed to issue the City's warrants in accordance with the terms and conditions of such bid and contract.
- **Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.
- Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to enter into said

## CITY OF STRONGSVILLE, OHIO ORDINANCE NO. 2025 – <u>036</u> Page 2

contract in order to provide for proper and safe streets, the continuity of services and operation of the Service 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.

	President of C	council	Approved:	Mayor
Date Passed:_			Date Approved:	
	<u>Yea</u>	<u>Nay</u>	Attest:Clerk	c of Council
Carbone Clark Kaminski Kosek Roff Short Spring			Ord. No. 2025 - 0 1st Rdg. 2nd Rdg. 3rd Rdg.	
			Public HrgAdopted:	Ref:Ref:

#### **ORDINANCE NO. 2025 - 037**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SWEEPING OF STREETS IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised for bids for the sweeping of streets within the City of Strongsville for the years 2025 and 2026; and

WHEREAS, Council is desirous of proceeding to award and enter into a contract for such purchases.

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 finds and determines that the bid submitted by HIS WAY INVESTMENTS LLC dba MAINTENANCE SYSTEMS OF NORTHERN OHIO for the sweeping of streets in the City of Strongsville meets the specifications on file in the office of the Director of Public Service, is in compliance with the applicable requirements for bidding and contracts established by the laws of the City and the State, and is the lowest and best bid for the proposed contract. All other bids for this contract are hereby rejected.
- **Section 2.** That the Mayor be and is hereby authorized and directed to enter into a contract for a two (2) year period of 2025-2026 with the aforesaid lowest and best bidder for the sweeping of streets in accordance with the specifications on file in the office of the Director of Public Service, for the sums submitted in such bid but in a total amount not to exceed \$150,762.82 and in a form to be approved by the Law Director.
- **Section 3.** That the funds necessary for the purpose of such contract have been appropriated for the year 2025, and shall be paid from the Street Construction, Maintenance and Repair Fund; and the Director of Finance be and is hereby authorized and directed to issue the City's warrants in accordance with the terms and conditions of such bid and contract.
- **Section 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.
- **Section 5.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to enter into said contract in order to provide for the continuity of services and operation of the Service Department, to ensure clean and safe streets, 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.

# CITY OF STRONGSVILLE, OHIO ORDINANCE NO. 2025 – <u>037</u> Page 2

President of Council  Date Passed:			Approved: Mayor		_
			Date Approved:		
	<u>Yea</u>	<u>Nay</u>	Attest:Cle	erk of Council	
Carbone Clark Kaminski Kosek Roff Short Spring			Ord. No. 2035 -  1st Rdg  2nd Rdg  3rd Rdg	Ref:Ref:	
			Adopted:	Defeated:	

#### **RESOLUTION NO. 2025 - 038**

By: Mayor Perciak and All Members of Council

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF GENERAL PAVEMENT SERVICES FOR 2025 TO BE USED BY THE DEPARTMENT OF PUBLIC SERVICE OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

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 to advertise for bids for the purchase of general pavement services to be used during 2025 by the Department of Public Service of the City of Strongsville, in accordance with specifications on file in the office of the Director of Public Service, which are in all respects hereby approved.
- **Section 2.** That the funds for the purposes of this Resolution have been appropriated and shall be paid from the General Capital Improvement Fund; Street Construction, Maintenance and Repair Fund; and the Motor Vehicle License 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 the Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.
- **Section 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 improve and render safe various public roadways in the City, provide for the continuity of services and operation of the Department of Public Service, and to conserve public funds. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

	President o	f Council	Approved:	Mayor	_
Date Passed:			Date Approved:		
Carbone Clark Kaminski Kosek Roff Short Spring	<u>Yea</u>	<u>Nay</u>	Attest:Cle  Res Ord. No. 3035 - 0  1st Rdg 2nd Rdg 3rd Rdg	Ref:	
			Public Hrg	Ref:	

#### **RESOLUTION NO. 2025 – <u>039</u>**

By: Mayor Perciak and All Members of Council

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

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 Graves D and F, in Lot 12 of Section D, from Greg Boughton to Lester Austin; 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>	Attest:Clerk of Council
Carbone Clark Kaminski Kosek Roff Short Spring			Ord: No.       2025-039       Amended:         1st Rdg.       Ref:         2nd Rdg.       Ref:         3rd Rdg.       Ref:
			Public HrgRef:Ref:Ref:

#### **ORDINANCE NO. 2025 - 040**

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 1601.28 OF THE FIRE PREVENTION CODE, OF PART SIXTEEN OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING OPEN BURNING, 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 Section 1601.28 of Chapter 1601 Fire Code, of Part Sixteen Fire Prevention Code of the Codified Ordinances of the City of Strongsville, be and is hereby amended to read in its entirety as follows:

#### CHAPTER 1601 Fire Code

1601.01	Definitions.
1601.02	Adoption by reference.
1601.03	Purpose.
1601.04	Application.
1601.05	File and distribution copies.
1601.06	Enforcement.
1601.07	<b>Establishment and duties of Fire Marshal's Office.</b>
1601.08	Conflicts.
1601.09	Fire protection systems.
1601.10	Fire hydrants and Fire mains.
1601.11	Use of hydrants.
1601.12	Number of occupants permitted.
1601.13	Smoke detectors.
1601.14	Trees and decorations.
1601.15	Propane sales and storage.
1601.16	Fireworks possession and sales.
1601.17	Setting fires.
1601.18	Use of barbecue grills.
1601.19	Chinese lanterns.
1601.20	Fire damaged property.
1601.21	False alarms.
1601.22	Unfriendly fire in building; alarm duties.
1601.23	Disclosure of true status.
1601.24	Permit and approval fees.
1601.25	Building, site and fire system plans.
1601.26	Compliance.
1601.27	Notice of violation.
1601.28	Open burning, recreational fires and portable
	outdoor fireplaces.
1601.99	Penalty.
	* * *

#### 1601,28 OPEN BURNING.

No person shall engage in or allow open burning or recreational fires, as defined by the Ohio Fire Code, on any property except as specifically permitted in the Ohio Fire Code and subject to the following provisions:

- (a) <u>Cooking Fire</u>. Open flame or coals used for the cooking of food. Cooking fires shall not be conducted inside a structure, under any part of a structure, or within fifteen (15) feet of a structure.
- (b) Recreational Fire. An outdoor fire burning materials other than rubbish where the fuel being burned is not contained in an incinerator, outdoor fireplace, portable outdoor fireplace, barbeque grill or barbeque pit and has a total fuel area of three (3) feet (914 mm) or less in diameter and two (2) feet (610 mm) or less in height for pleasure, religious, ceremonial, cooking, warmth or similar purposes. Recreational fires, including gasfired recreational pits, shall not be conducted within twenty-five (25) feet of a structure or combustible material. Conditions which could cause a fire to spread within twenty-five (25) feet of a structure shall be eliminated prior to ignition.
- (c) Portable Outdoor Fireplaces. A portable, outdoor, solid-fuel-burning fireplace that may be constructed of steel, concrete, clay or other noncombustible material. A portable outdoor fireplace may be open in design, or may be equipped with a small hearth opening and a short chimney or chimney opening in the top. Outdoor fireplaces shall be used in accordance with the manufacturer's instructions and shall not be operated within fifteen (15) feet of a structure or combustible material.
- (d) <u>Attendance</u>. All fires shall be constantly attended until the fire is completely extinguished.
- (e) <u>Size</u>. All fires shall be a maximum size of three (3) feet in diameter by two (2) feet in height. The fire shall be contained within a noncombustible material to prevent the spread of fire.
- (f) <u>Extinguishment Equipment</u>. A fire extinguisher with a minimum 4-A rating or other approved on-site fire extinguishing equipment, such as dirt, sand, water barrel, garden hose or water truck, shall be available for immediate utilization to extinguish a fire.
- (g) Order to Extinguish. The Fire Department Official may order the immediate extinguishment of a fire at any time.

(Ord. 2023-118. Passed 9-5-23.)

## 1601.28 OPEN BURNING, RECREATIONAL FIRES AND PORTABLE OUTDOOR FIREPLACES.

- (a) For the purpose of this Section, and the interpretation and enforcement thereof, the following phrases shall have the following meanings:
  - (1) Open Burning means the burning of materials wherein products of combustion are emitted directly into the ambient air without passing through a stack or chimney from an enclosed chamber. Open burning does not include road flares, smudge-pots and similar devices associated with safety or occupational uses typically considered open flames, recreational fires or use of portable outdoor fireplaces. For the purpose of this definition, a chamber shall be regarded as enclosed when, during the time combustion

- occurs, only apertures, ducts, stacks, flues or chimneys necessary to provide combustion air and permit the escape of exhaust gas are open.
- (2) Recreational Fires means an outdoor fire burning materials other than rubbish where the fuel being burned is not contained in an incinerator, outdoor fireplace, portable outdoor fireplace, barbeque grill or barbeque pit and has a total fuel area of three (3) feet (914 mm) or less in diameter and two (2) feet (610 mm) or less in height for pleasure, religious, ceremonial, cooking, warmth or similar purposes.
- (3) Portable Outdoor Fireplaces means a portable, outdoor, solid fuelburning fireplace that may be constructed of steel, concrete, clay or other noncombustible material. A portable outdoor fireplace may be open in design, or may be equipped with a small hearth opening and a short chimney or chimney opening in the top.
- (b) No person shall engage in or allow open burning unless conducted and approved in accordance with the Ohio Fire Code, or when in conflict with the provisions of this Chapter 1601.
  - (c) Location.
    - (1) Open Burning: The Location for open burning shall not be less than fifty (50) feet from any structure, and provisions shall be made to prevent the fire from spreading to within fifty (50) feet of any structure.
    - (2) Recreational Fires: Recreational fires shall not be conducted within twenty-five (25) feet of a structure or combustible material. Conditions that could cause a fire to spread within twenty-five (25) feet of a structure shall be eliminated prior to ignition.
    - (3) <u>Portable Outdoor Fireplaces</u>: Portable outdoor fireplaces shall be used in accordance with the manufacturer's instructions and shall not be operated within fifteen (15) feet of a structure or combustible material.
    - (4) <u>Gas-fired Fire Pits</u>: Recreational fires conducted in gas-fired recreational pits shall not be constructed within fifteen (15) feet of a structure or combustible material, provided that said gas-fired recreational pits shall not use any solid fuel-burning materials.
    - (5) Solid Fuel-Burning Fire Pits: Recreational fires conducted in recreational pits that burn any solid fuel-burning materials shall not be constructed within twenty-five (25) feet of a structure or combustible material.
- (d) <u>Attendance</u>. Open burning, recreational fires and use of portable outdoor fireplaces shall be constantly attended until the fire is extinguished.
- (e) <u>Size</u>. All fires shall be a maximum size of three (3) feet in diameter by two (2) feet in height. The fire shall be contained within a noncombustible material to prevent the spread of fire.
- (f) <u>Extinguishment Equipment</u>. A fire extinguisher with a minimum 4-A rating or other approved on-site fire extinguishing equipment, such as dirt, sand, water barrel, garden hose or water truck, shall be available for immediate utilization to extinguish a fire.

## CITY OF STRONGSVILLE, OHIO ORDINANCE NO. 2025 – <u>040</u> Page 4

(g) Order to Extinguish. The Fire Department Official may order the immediate extinguishment of a fire at any time, if the fire violates the provisions of this Chapter 1601 or is otherwise deemed to constitute a danger to safety.

\* \* \*

**Section 2.** 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 of 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 Ordinance is hereby declared to be an emergency measure immediately necessary for the public health, safety and welfare of the City, and for the further reason that it is immediately necessary in order to amend and clarify the language concerning requirements for open burning, recreational fires and portable outdoor fireplaces. 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 0	Council	Approved:Mayo	r	_
Date Passed:			Date Approved:		_
	<u>Yea</u>	<u>Nay</u>	Attest:Clerk of Cour		_
Carbone Clark Kaminski Kosek Roff Short Spring			Ord. No. <u>2025 - 00</u> 1st Rdg	Amended:Ref:Ref:Ref:Ref:	
			Public HrgAdopted:	Ref: Defeated:	