



City of Strongsville

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Strongsville, Ohio 44149-5598
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December 14, 2023

City Council

James A. Kaminski
Ward 1

Annmarie P. Roff
Ward 2

Thomas M. Clark
Ward 3

Gordon C. Short
Ward 4

Joseph C. DeMio
At-Large

James E. Carbone
At-Large

Kelly A. Kosek
At-Large

Aimee Pientka, MMC
Clerk of Council

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, December 18, 2023**, 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 7:40 p.m. All committees listed will meet immediately following the previous committee:

7:40 P.M. **Planning, Zoning & Engineering Committee** will meet to discuss Ordinance Nos. 2023-143, 2023-175, 2023-176 and Resolution No. 2023-174.

Public Safety & Health Committee will meet to discuss Ordinance Nos. 2023-177 and 2023-178.

Finance Committee will meet to discuss Ordinance Nos. 2023-165, 2023-166, 2023-170 and 2023-179.

Public Service & Conservation Committee will meet to discuss Resolution No. 2023 -180.

Committee of the Whole will meet to discuss Ordinance Nos. 2023-181 and 2023-182.

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, DECEMBER 18, 2023 AT 8:00 P.M.
Mike Kalinich Sr. City Council Chamber
18688 Royalton Road, Strongsville, Ohio



AGENDA

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
 - *Regular Council Meeting – November 20, 2023*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
 - *Mayor's re-appointment and confirmation of Terry Toth to a four (4) year term on the City's Planning Commission, effective January 22, 2024, and expiring on January 21, 2028.*
7. PUBLIC HEARING:
 - Ordinance No. 2023-143 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES LOCATED IN THE CITY OF STRONGSVILLE, ON ROYALTON ROAD, BEING ALL OF PPNs 393-18-006, 393-18-020 and 393-18-022, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION, AND DECLARING AN EMERGENCY. *First reading and referred to the Planning Commission 10-16-23. Favorable recommendation by the Planning Commission 10-26-23 (both including and excluding PPN 393-18-006). Second reading 11-06-23. Public Hearing 12-18-23.*
8. REPORTS OF COUNCIL COMMITTEE:
 - SCHOOL BOARD – Clark
 - BUILDING & UTILITIES – Clark
 - SOUTHWEST GENERAL HEALTH SYSTEM – Short
 - ECONOMIC DEVELOPMENT – Short
 - PUBLIC SERVICE AND CONSERVATION – DeMio
 - FINANCE – Kosek
 - PLANNING, ZONING AND ENGINEERING – Kaminski
 - PUBLIC SAFETY AND HEALTH – Kaminski
 - RECREATION AND COMMUNITY SERVICES – Roff
 - COMMUNICATIONS AND TECHNOLOGY – Carbone

- COMMITTEE-OF-THE-WHOLE – Carbone
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. 2023-143 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES LOCATED IN THE CITY OF STRONGSVILLE, ON ROYALTON ROAD, BEING ALL OF PPNs 393-18-006, 393-18-020 and 393-18-022, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION, AND DECLARING AN EMERGENCY. *First reading and referred to the Planning Commission 10-16-23. Favorable recommendation by the Planning Commission 10-26-23 (both including and excluding PPN 393-18-006). Second reading 11-06-23. Public Hearing 12-18-23.*
 - Ordinance No. 2023-165 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A CHIEFFALO'S MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY. *First reading 11-20-23. Second reading 12-04-23.*
 - Ordinance No. 2023-166 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A HERZOG MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY. *First reading 11-20-23. Second reading 12-04-23.*

- Ordinance No. 2023-170 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE TO AMEND SECTIONS 5-040, 5-070, 5-074, 5-095, 5-119, 5-138, 6-003, 9-002, 9-003, 9-007, 9-008, 9-009 AND 9-011, IN ORDER TO ADJUST CERTAIN PROVISIONS CONCERNING SALARY AND HOURLY PAY RANGE SCHEDULES; TO FIX THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES; REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY. *First reading 12-04-23.*
- Resolution No. 2023-174 by Mayor Perciak and All Members of Council. A RESOLUTION PROVIDING FOR THE SUBMISSION OF ORDINANCE NO. 2023-143 TO THE ELECTORS, ESTABLISHING AN ELECTION DATE THEREFOR, AND DECLARING AN EMERGENCY.
- Ordinance No. 2023-175 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A WETLAND MITIGATION PURCHASE AGREEMENT IN CONNECTION WITH THE CITY OF STRONGSVILLE FOLTZ PARKWAY EXTENSION PHASE II PROJECT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2023-176 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 (FINAL) FOR AN ADJUSTMENT IN THE CONTRACT PRICE REFLECTING A NET DECREASE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING & PAVING CO., INC. IN CONNECTION WITH THE ALBION ROAD AND WEBSTER ROAD SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2023-177 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 254.03 OF CHAPTER 254 OF TITLE SIX OF PART TWO OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN ORDER TO ADJUST CERTAIN FEES FOR EMERGENCY MEDICAL SERVICES; AND DECLARING AN EMERGENCY.
- Ordinance No. 2023-178 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN ITEMS UTILIZED BY THE FIRE DEPARTMENT, AND WHICH ARE BEYOND THEIR SERVICE LIFE, OBSOLETE AND/OR DAMAGED AND NO LONGER NEEDED NOR SAFE FOR ANY MUNICIPAL PURPOSE.
- Ordinance No. 2023-179 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2023 AND REPEALING ORDINANCE NUMBER 2023-163.
- Resolution No. 2023-180 by Mayor Perciak and All Members of Council. A RESOLUTION GRANTING PERMISSION TO REPURCHASE CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. [Grossenbaugh]
- Ordinance No. 2023-181 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 220.03(a) OF CHAPTER 220 OF TITLE FOUR OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING COUNCIL MEETINGS, AND DECLARING AN EMERGENCY.

- Ordinance No. 2023-182 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 208.02(f) OF CHAPTER 208 OF TITLE TWO, AND SECTION 222.01 OF CHAPTER 222 OF TITLE FOUR, OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING POSTING PLACES, AND DECLARING AN EMERGENCY.
12. COMMUNICATIONS, PETITIONS AND CLAIMS:
13. MISCELLANEOUS BUSINESS:
- *Motion to accept the written and formal resignation of Councilman-At-Large, Joseph C. DeMio, for the unexpired term ending December 31, 2025, to be effective at the close of business on December 31, 2023.*
 - *Recognition of Councilman-At-Large, Joseph C. DeMio, for his twenty-eight years of dedicated service to the City of Strongsville.*
14. ADJOURNMENT:



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 143

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES LOCATED IN THE CITY OF STRONGSVILLE, ON ROYALTON ROAD, BEING ALL OF PPNs 393-18-006, 393-18-020 and 393-18-022, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION, AND DECLARING AN EMERGENCY.

WHEREAS, there are certain properties located on Royalton Road, in the City of Strongsville, known as being Permanent Parcel Nos. 393-18-006, 393-18-020 and 393-18-022, and the City is requesting the rezoning of all such properties from R1-75 (One Family 75) classification to PF (Public Facilities) classification; and

WHEREAS, Article VIII, Section 6 of the City Charter provides that neither the Council, the Mayor, any Board, including Board of Appeals, or Commission appointed pursuant to this Charter, or any ordinance or resolution of this Municipality, nor any other agent, employee, person or organization acting for or on behalf of this Municipality, by whatever authority or purported authority, shall by ordinance, resolution, motion, proclamation, statement, legislative or administrative action, or variance effect a change in the zoning classification or district of any property or area in the City of Strongsville from R1-75 (One Family 75) or R1-100 (One Family 100) commonly known as single family residential, or by whatever other name called, to any other zoning classification or district unless the change or grant, after adoption in accordance with applicable administrative and/or legislative procedures, is approved at a regularly scheduled election by a majority vote of the electors voting thereon, in the City of Strongsville and in Ward 4.

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

Section 1. That the Zoning Map of the City of Strongsville, adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville, be amended to change the zoning classification of Permanent Parcel Nos. 393-18-006, 393-18-020 and 393-18-022, being certain properties described in Exhibits A and B, and depicted in Exhibit C, which are attached hereto and incorporated herein as if fully rewritten, from R1-75 (One Family 75) classification to PF (Public Facilities) classification, provided that such amendments are approved at a regularly scheduled election by a majority vote of the electors voting thereon in the City of Strongsville and in Ward 4.

Section 2. That, if approved by the electors as set forth in Section 1 above, the Clerk of Council is hereby authorized to cause the necessary changes on the Zoning Map to be made in order to reflect the zoning changes in classification as provided in this Ordinance.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to process rezoning of such properties in order to meet the deadline for submittal of this issue to the ballot in accordance with law. 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.

First Reading: October 16, 2023

Second Reading: November 6, 2023

Third Reading: _____

Public Hearing: December 18, 2023

Referred to Planning Commission

October 17, 2023

Favorable recommendation by
Approved: Planning Commission
October 26, 2023. (Both including
and excluding PPN 393-18-006).

President of Council

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Ord. No. 2023-143 Amended: _____
1st Rdg. 10-16-23 Ref: PC/P&E
2nd Rdg. 11-06-23 Ref: P&E
3rd Rdg. _____ Ref: _____

Public Hrg. 12-18-23 Ref: _____
Adopted: _____ Defeated: _____

EXHIBIT A

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio and known as being part of Block "A" in the Ernest J. Fish and Clara E. Fish Subdivision of part of Original Strongsville Township Lot Nos. 55, 56, and 65, as shown by the recorded plat in Volume 158 of Maps, Page 12 of Cuyahoga County Records, and bounded and described as follows:

Beginning at the Northwestern corner of land conveyed to Charlotte S. Bourne by deed dated October 20, 1948 and recorded in Volume 6647, Page 121 of Cuyahoga County Records; thence Westerly in a direct line to the most Southerly corner of land conveyed to Bertha Bauer by deed dated March 18, 1952 and recorded in Volume 7459, Page 169 of Cuyahoga County Records; thence Northeasterly along the Southeasterly line of land so conveyed and along the Southeasterly line of land conveyed to Clark R. Fish by deed dated June 4, 1947 and recorded in Volume 6284, Page 516 of Cuyahoga County Records, 126.67 feet to the most Easterly corner of land so conveyed to Clark R. Fish; thence Southerly in a direct line to the place of beginning, be the same, more or less, but subject to all legal highways.

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio and known as being part of Original Strongsville Lot No. 55, bounded and described as follows:

Beginning in the Southeasterly line of Royalton Road, at a point distant Southwesterly 422.42 feet measured along the Southeasterly line of Royalton Road, as now established and as shown by the recorded plat in Volume 40 of Maps, Page 6 of Cuyahoga County Records, from the intersection of said Southeasterly line of Royalton Road with the Westerly line of Wooster Pike, now known as Pearl Road; thence Southwesterly along the Southeasterly line of Royalton Road, 70 feet; thence Southeasterly at right angles with the Southeasterly line of Royalton Road, 150 feet; thence Northeasterly parallel with the Southeasterly line of Royalton Road, 56 feet; thence Northwesterly 150.65 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio and known as being part of Original Strongsville Lot No. 55, bounded and described as follows:

Beginning at a pipe found on the Northerly line of land conveyed to Ernest J. Fish by deed recorded in Volume 3573, Page 539 of Cuyahoga County Records, and marking the Southeasterly corner of land conveyed to Clark R. Fish by deed recorded in Volume 4855, Page 562 of Cuyahoga County Records, and also the Southwesterly corner of land conveyed to Hilda Winch by deed recorded in Volume 4878, Page 290 of Cuyahoga County Records; thence South 67° 15' 20" West 56 feet along the line between lands of Clark R. Fish and Ernest J. Fish, as aforesaid; thence South 22° 44' 40" East 100 feet along the extension of the Westerly line of land of Clark R. Fish, as aforesaid; thence North 67° 15' 20" East 46.67 feet; thence North 17° 24' 40" West 100.43 feet along the extension of the Easterly line of land of Clark R. Fish, as aforesaid, to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No. 393-18-006

EXHIBIT B

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga and State of Ohio and known as being a part of Original Strongsville Township Lot Nos. 55 and 56 and bounded and described as follows: Beginning in the Southeasterly line of Royalton Road, 60 feet wide, at a point Southwesterly, measured along said Southeasterly line, 240 feet from the Northwesterly corner of land conveyed to C.R. Fish by deed recorded in Volume 4355, Page 562 of Cuyahoga County Records; thence Southwesterly along said Southeasterly line of Royalton Road, 160 feet; thence Southeasterly at an included angle of 90 degrees, 250 feet to a point; thence Northeasterly along a line parallel with the Southeasterly line of Royalton Road, 160 feet to a point; thence Northwesterly at an included angle of 90 degrees, 250 feet along the Southwesterly line of land conveyed to Don T. and C.S. Bourne by deed recorded in Volume 6414, Page 17 of Cuyahoga County Records to the place of beginning, be the same more or less, but subject to all legal highways.

Excepting therefrom that parcel of land conveyed to The State of Ohio by deed dated April 22, 1994 and recorded May 3, 1994, in Volume 94-0432, Page 33 of Cuyahoga County Records, and described as follows: Situated in the City of Strongsville, County of Cuyahoga and State of Ohio and in Original Lot 55, Town 5 North, Range 14 West, and bounded and described as follows:

Parcel No. 22WP

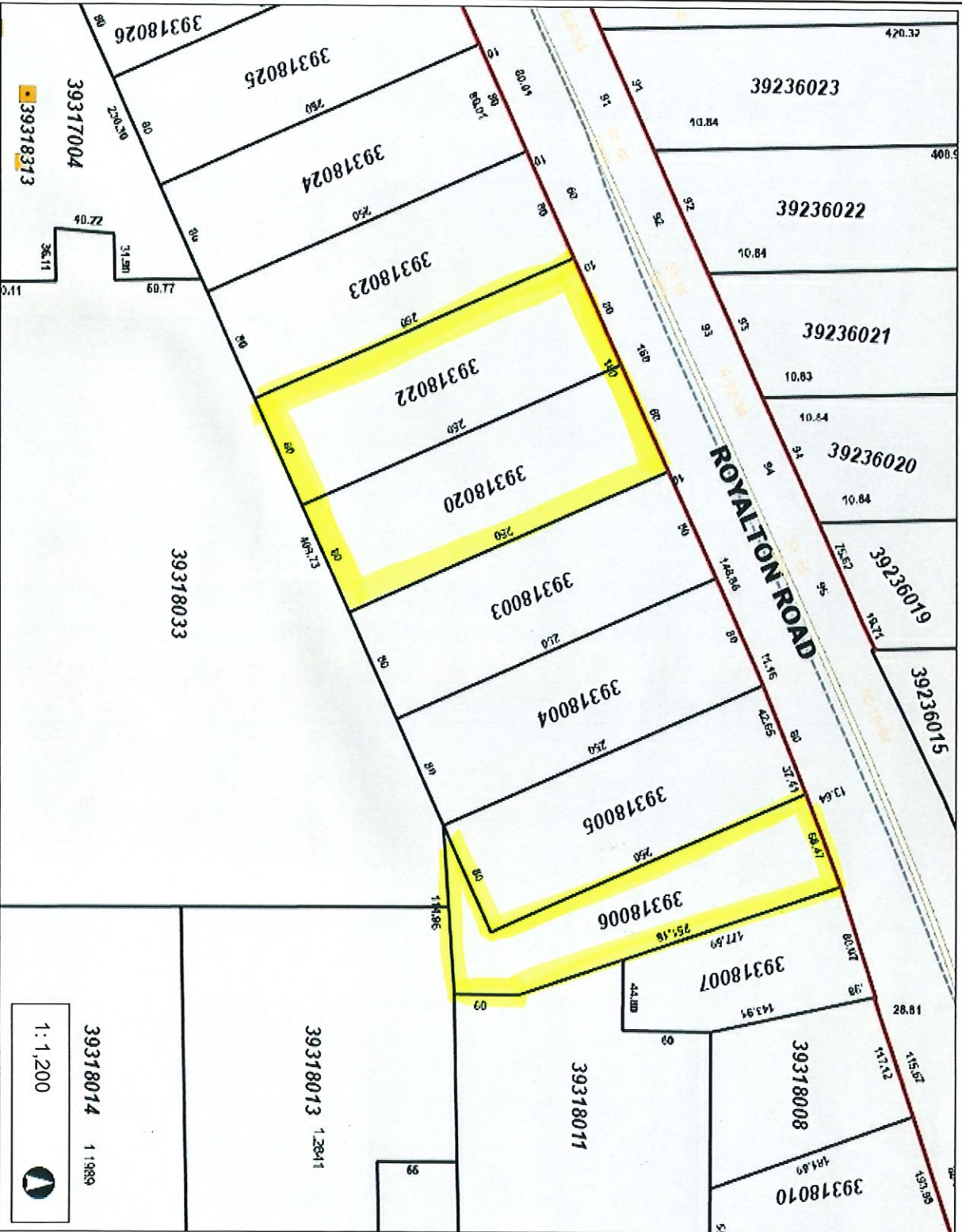
Being a parcel of land lying on the Southerly side of Royalton Road (S.R. 82) of the center line of a survey, made for the Department of Transportation, and recorded in Book _____, Page _____, of Cuyahoga County and being located within the following described points in the boundary thereof:

Beginning at an iron pin in the center line of S.R. 82 at the Southwesterly corner of Original Lot 55, said iron pin being at Station S + 50.48; thence North 65° 52' 42" East, along the center line of S.R. 82, a distance of 513.88 feet to a point, said point being at Station 10 + 64.36 feet; thence South 24° 07' 18" East, along a line perpendicular to the center line of S.R. 82, a distance of 30.00 feet to the Grantor's existing Northwesterly property corner and the True Place of Beginning; thence North 65° 52' 42" East, along the existing Southerly right-of-way line, a distance of 160.00 feet; thence South 24° 07' 18" East, along the Grantor's Easterly property line, distance of 10.00 feet; thence South 55° 52' 42" West, along a line parallel the center line of S.R. 82, a distance of 160.00 feet; thence North 24° 07' 18" West along the Grantor's Westerly property line, a distance of 10.00 feet to the True Place of Beginning and containing 800 square feet of land in each of two Auditor's Parcels for a total of 1600 square feet of land. The above-described area is part of Auditor's Parcel Nos. 393-18-020 & 393-18-022.

Permanent Parcel Nos. 393-18-020 & 393-18-022



Cuyahoga County GIS Viewer



Projection:
WGS_1984_Web_Mercator_Auxiliary_Sphere

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.
THIS MAP IS NOT TO BE USED FOR NAVIGATION

1:1,200

39318014 1 1989



Date Created: 10/3/2022

Legend

- ☐ Municipalities
- ☐ Right Of Way
- ☐ Platted Centerline
- ☐ Parcel

EXHIBIT C

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Lori Daley, Assistant City Engineer

FROM: Aimee Pientka, Clerk of Council

DATE: October 12, 2023

SUBJECT: Rezoning Application
Owner: City of Strongsville
PPNs: 393-18-006, 020 and 022
Address: 19135 and 19231 Royalton Road
From: One Family 75 (R1-75) to Public Facilities (PF)

Please check the legal description on the attached rezoning as this is legislation for Council to consider at their October 16, 2023 regular meeting.

Thank you.

AKP
Attachments

Cc: Neal Jamison, Law Director

City of Strongsville

Memorandum

To: Neal Jamison, Law Director

CC: Mayor Perciak
Ken Mikula, City Engineer
Aimee Pientka
George Smerigan, City Planner
Brent Painter, Economic Development Director
Dan Kolick, Assistant Law Director
Mitzi Anderson, Planning Commission Secretary

From: Lori Daley, Assistant City Engineer

Date: October 12, 2023

Re: Rezoning Application
PPN's 393-18-006, 020 & 022
R1-75 to PF

Neal,

The attached legal descriptions and exhibit included in the Clerk of Council's October 12, 2023 memo accurately depict the parcels to be rezoned.

Please feel free to contact me with any questions.

Thank you.

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Mitzi Anderson, Administrator to Boards & Commissions
FROM: Marialena Beach, Council Secretary
DATE: October 17, 2023
SUBJECT: Referral from Council: Ordinance No. 2023-143

At its regular meeting of October 16, 2023, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

- Ordinance No. 2023-143 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTIES LOCATED IN THE CITY OF STRONGSVILLE, ON ROYALTON ROAD, BEING ALL OF PPNs 393-18-006, 393-18-020 and 393-18-022, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION, AND DECLARING AN EMERGENCY.

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

MB
Attachments

MEMORANDUM

TO: Aimee Pientka, Council Clerk
Neal Jamison, Law Director

FROM: Mitzi Anderson, Administrator, Boards & Commissions

SUBJECT: Referrals to Council

DATE: October 27, 2023

Please be advised that at its meeting of October 26, 2023, the Strongsville Planning Commission gave Favorable Recommendations to the following;

ORDINANCE NO. 2023-143:

An Ordinance Amending the Zoning Map of the City of Strongsville Adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville to Change the Zoning Classification of Certain Properties Located in the City of Strongsville, on Royalton Road, Being All of PPNs 393-18-006, 393-18-020 and 393-18-022, from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification, and Declaring an Emergency.

ORDINANCE NO. 2023-143, excluding PPN. 393-18-006

An Ordinance Amending the Zoning Map of the City of Strongsville Adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville to Change the Zoning Classification of Certain Properties Located in the City of Strongsville, on Royalton Road, Being All of PPNs 393-18-020 and 393-18-022, from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification, and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 - 165

By: Mayor Perciak and All Members of Council

AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A **CHIEFFALO'S** MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43 (the "Act") provide that this Council may describe public improvements to be made which directly benefit certain parcels, declare Improvements (as defined in Ohio Revised Code Section 5709.40) with respect to such parcels of real property located in the City of Strongsville (the "City") to be a public purpose, thereby authorizing the exemption of those Improvements from real property taxation for a period of time, and provide for the making of service payments in lieu of taxes by the owner of such parcels, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, to improve the flow of traffic in and around the parcel described in **Exhibit A** hereto, as such parcel may be consolidated or split (collectively, the "Property"), this Council may cause construction of one or more of the public improvements described in **Exhibit B** hereto (collectively, the "Public Improvements"), that once made will directly benefit the Property and the City and its residents; and

WHEREAS, the City has determined that it is necessary and appropriate and in the best interests of the City to provide for service payments in lieu of taxes with respect to the Property pursuant to Section 5709.42 of the Ohio Revised Code (the "Service Payments") to pay costs of the Public Improvements; and

WHEREAS, the Strongsville City School District and Polaris Joint Vocational School District have been notified of this Ordinance consistent with Ohio Revised Code Section 5709.83.

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

Section 1. The Public Improvements described in **Exhibit B** hereto, if made or caused to be made by the City, are hereby designated as those Public Improvements that directly benefit, or that once made will directly benefit, the Property, and are determined to be necessary for the public health, safety and welfare.

Section 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40, and, in particular, Section 5709.40(B), this Council hereby finds and determines that 100% of the increase in the assessed value of the Property that would first appear on the tax list and duplicate of real property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvement" or "Improvements" as defined in said Section 5709.40) is a public purpose, and 100% of said Improvement is hereby declared to be a public purpose for a period of 30 years and exempt from taxation commencing

with the tax year following the year in which this Ordinance is passed and ending on the earlier of (1) the date the Improvements have been exempted from taxation for a period of 30 years or (2) the date on which the City has collected into the Fund established in Section 4 hereof a total amount of Service Payments available for and sufficient to pay the costs provided in Section 4 hereof; provided, however, that Service Payments shall be paid to the Strongsville City School District and Polaris Joint Vocational School District in the amount of the taxes that would have been payable to the Strongsville City School District and Polaris Joint Vocational School District, as applicable, if the Improvements had not been exempted from taxation.

Section 3. As provided in Section 5709.42 of the Revised Code, the owner or owners of the Improvement are hereby required to and shall pay the Service Payments to the County Treasurer on or before the final dates for payment of real property taxes, which Service Payments, together with any associated rollback payments, shall be deposited in the **CHIEFFALO'S** Municipal Public Improvement Tax Increment Equivalent Fund established in Section 4 hereof. In accordance with Ohio Revised Code Section 5709.42, the County Treasurer shall distribute a portion of the Service Payments directly to the Strongsville City School District and Polaris Joint Vocational School District in an amount equal to the property tax payments the Strongsville City School District and Polaris Joint Vocational School District, as applicable, would have received from the portion of the Improvements exempted from taxation, had such Improvements not been exempted from taxation. This Council hereby authorizes the Mayor, Director of Finance and Law Director, and other appropriate officers of the City, to provide such information and certifications, and execute and deliver or accept delivery of such instruments, as are necessary or incidental to collect those Service Payments, and to make such arrangements as are necessary and proper for payment of the Service Payments.

Section 4. This Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, the **CHIEFFALO'S** Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments and any associated rollback payments distributed to the City with respect to the Improvements on the Property by or on behalf of the County Treasurer, as provided in Section 5709.42 of the Ohio Revised Code, and hereby agrees that moneys in that fund shall be used for any or all of the following purposes:

- (i) to pay any and all planning, engineering, acquisition, construction, installation, financing costs, and any and all other direct and indirect costs of the Public Improvements, including those costs set forth in Ohio Revised Code Section 133.15(B);
- (ii) to pay the interest on and principal of bonds or notes, and premium, if any, including refunding or additional bonds or notes or other obligations issued or loans entered into by the City or other governmental entity to finance costs of the Public Improvements until such notes or bonds or other obligations or loans are paid in full, and to pay any trustee, administrative and other costs related to servicing the obligations and providing and replenishing a reserve fund and to pay any costs charged by the issuer of the obligations; and
- (iii) to reimburse the City, or other governmental entity for any funds used to pay costs of the Public Improvements, or to pay interest, principal, or premium, and related costs on any of the aforesaid notes, bonds, loans or other obligations, prior to receipt of Service Payments.

The Fund shall remain in existence so long as the Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

Section 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of Council is hereby directed to deliver a copy of this Ordinance to the Director of the Ohio Department of Development within fifteen days after its passage. On or before March 31 of each year that the exemption set forth in Section 2 hereof remains in effect, the Mayor or other authorized officer of this City shall prepare and submit to the Director of the Ohio Department of Development the status report required under Section 5709.40 of the Ohio Revised Code.

Section 6. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 7. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to eliminate existing hazards to vehicular traffic; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of at least two-thirds of the members of the Council, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Ord. No. 2023-165 Amended: _____
1st Rdg. 11-20-23 Ref: Finance
2nd Rdg. 12-4-23 Ref: Finance
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

EXHIBIT A
THE PROPERTY

CITY OF STRONGSVILLE
CHIEFFALO'S TIF Parcel Number

394-26-006

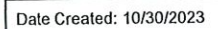
EXHIBIT B

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

The Public Improvements consist of

- (i) the widening of and other improvements to Pearl Road from terminus to terminus and, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (ii) the widening of and other improvements to Drake Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (iii) the widening of and other improvements to Prospect Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (iv) the widening of and other improvements to Boston Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,

The Public Improvements further include the construction of or improvements to any other public streets, utilities and public facilities in and around the Property and directly benefiting the Property.

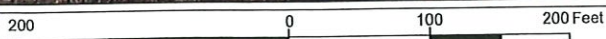


Legend

- ☐ Municipalities
☒ Right Of Way
☒ Platted Centerline
☐ Parcel

Chieffalo's Auto Repair

PPN 394-26-006



Projection:
WGS 1984 Web Mercator Auxiliary Sphere

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

—Cuyahoga County—
Enterprise GIS
PUTTING CUYAHOGA COUNTY ON THE MAP

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 - 166

By: Mayor Perciak and All Members of Council

AN ORDINANCE DECLARING IMPROVEMENTS TO A CERTAIN PARCEL OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCEL, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCEL TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A **HERZOG** MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Sections 5709.40, 5709.42 and 5709.43 (the "Act") provide that this Council may describe public improvements to be made which directly benefit certain parcels, declare Improvements (as defined in Ohio Revised Code Section 5709.40) with respect to such parcels of real property located in the City of Strongsville (the "City") to be a public purpose, thereby authorizing the exemption of those Improvements from real property taxation for a period of time, and provide for the making of service payments in lieu of taxes by the owner of such parcels, and establish a municipal public improvement tax increment equivalent fund into which such service payments shall be deposited; and

WHEREAS, to improve the flow of traffic in and around the parcels described in **Exhibit A** hereto, as such parcel may be consolidated or split (collectively, the "Property"), this Council may cause construction of one or more of the public improvements described in **Exhibit B** hereto (collectively, the "Public Improvements"), that once made will directly benefit the Property and the City and its residents; and

WHEREAS, the City has determined that it is necessary and appropriate and in the best interests of the City to provide for service payments in lieu of taxes with respect to the Property pursuant to Section 5709.42 of the Ohio Revised Code (the "Service Payments") to pay costs of the Public Improvements; and

WHEREAS, the Strongsville City School District and Polaris Joint Vocational School District have been notified of this Ordinance consistent with Ohio Revised Code Section 5709.83.

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

Section 1. The Public Improvements described in **Exhibit B** hereto, if made or caused to be made by the City, are hereby designated as those Public Improvements that directly benefit, or that once made will directly benefit, the Property, and are determined to be necessary for the public health, safety and welfare.

Section 2. Pursuant to and in accordance with the provisions of Ohio Revised Code Section 5709.40, and, in particular, Section 5709.40(B), this Council hereby finds and determines that 100% of the increase in the assessed value of the Property that would first appear on the tax list and duplicate of real property after the effective date of this Ordinance (which increase in assessed value is herein referred to as the "Improvement" or "Improvements" as defined in said Section 5709.40) is a public purpose, and 100% of said Improvement is hereby declared to be a public purpose for a period of 30 years and exempt from taxation commencing

with the tax year following the year in which this Ordinance is passed and ending on the earlier of (1) the date the Improvements have been exempted from taxation for a period of 30 years or (2) the date on which the City has collected into the Fund established in Section 4 hereof a total amount of Service Payments available for and sufficient to pay the costs provided in Section 4 hereof; provided, however, that Service Payments shall be paid to the Strongsville City School District and Polaris Joint Vocational School District in the amount of the taxes that would have been payable to the Strongsville City School District and Polaris Joint Vocational School District, as applicable, if the Improvements had not been exempted from taxation.

Section 3. As provided in Section 5709.42 of the Revised Code, the owner or owners of the Improvement are hereby required to and shall pay the Service Payments to the County Treasurer on or before the final dates for payment of real property taxes, which Service Payments, together with any associated rollback payments, shall be deposited in the **HERZOG** Municipal Public Improvement Tax Increment Equivalent Fund established in Section 4 hereof. In accordance with Ohio Revised Code Section 5709.42, the County Treasurer shall distribute a portion of the Service Payments directly to the Strongsville City School District and Polaris Joint Vocational School District in an amount equal to the property tax payments the Strongsville City School District and Polaris Joint Vocational School District, as applicable, would have received from the portion of the Improvements exempted from taxation, had such Improvements not been exempted from taxation. This Council hereby authorizes the Mayor, Director of Finance and Law Director, and other appropriate officers of the City, to provide such information and certifications, and execute and deliver or accept delivery of such instruments, as are necessary or incidental to collect those Service Payments, and to make such arrangements as are necessary and proper for payment of the Service Payments.

Section 4. This Council hereby establishes pursuant to and in accordance with the provisions of Section 5709.43 of the Ohio Revised Code, the **HERZOG** Public Improvement Tax Increment Equivalent Fund (the "Fund"), into which shall be deposited all of the Service Payments and any associated rollback payments distributed to the City with respect to the Improvements on the Property by or on behalf of the County Treasurer, as provided in Section 5709.42 of the Ohio Revised Code, and hereby agrees that moneys in that fund shall be used for any or all of the following purposes:

- (i) to pay any and all planning, engineering, acquisition, construction, installation, financing costs, and any and all other direct and indirect costs of the Public Improvements, including those costs set forth in Ohio Revised Code Section 133.15(B);
- (ii) to pay the interest on and principal of bonds or notes, and premium, if any, including refunding or additional bonds or notes or other obligations issued or loans entered into by the City or other governmental entity to finance costs of the Public Improvements until such notes or bonds or other obligations or loans are paid in full, and to pay any trustee, administrative and other costs related to servicing the obligations and providing and replenishing a reserve fund and to pay any costs charged by the issuer of the obligations; and
- (iii) to reimburse the City, or other governmental entity for any funds used to pay costs of the Public Improvements, or to pay interest, principal, or premium, and related costs on any of the aforesaid notes, bonds, loans or other obligations, prior to receipt of Service Payments.

The Fund shall remain in existence so long as the Service Payments are collected and used for the aforesaid purposes, after which said Fund shall be dissolved in accordance with said Section 5709.43.

Section 5. Pursuant to Section 5709.40 of the Ohio Revised Code, the Clerk of Council is hereby directed to deliver a copy of this Ordinance to the Director of the Ohio Development within fifteen days after its passage. On or before March 31 of each year that the exemption set forth in Section 2 hereof remains in effect, the Mayor or other authorized officer of this City shall prepare and submit to the Director of the Ohio Department of Development the status report required under Section 5709.40 of the Ohio Revised Code.

Section 6. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 7. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective in order to eliminate existing hazards to vehicular traffic; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor, provided it receives the affirmative vote of at least two-thirds of the members of the Council, otherwise it shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Date Passed: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

Ord. No. 2023-166 Amended: _____
1st Rdg. 11-20-23 Ref: Finance
2nd Rdg. 12-4-23 Ref: Finance
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

EXHIBIT A
THE PROPERTY

CITY OF STRONGSVILLE
HERZOG TIF Parcel Number

395-13-037

EXHIBIT B

DESCRIPTION OF THE PUBLIC IMPROVEMENTS

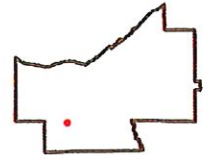
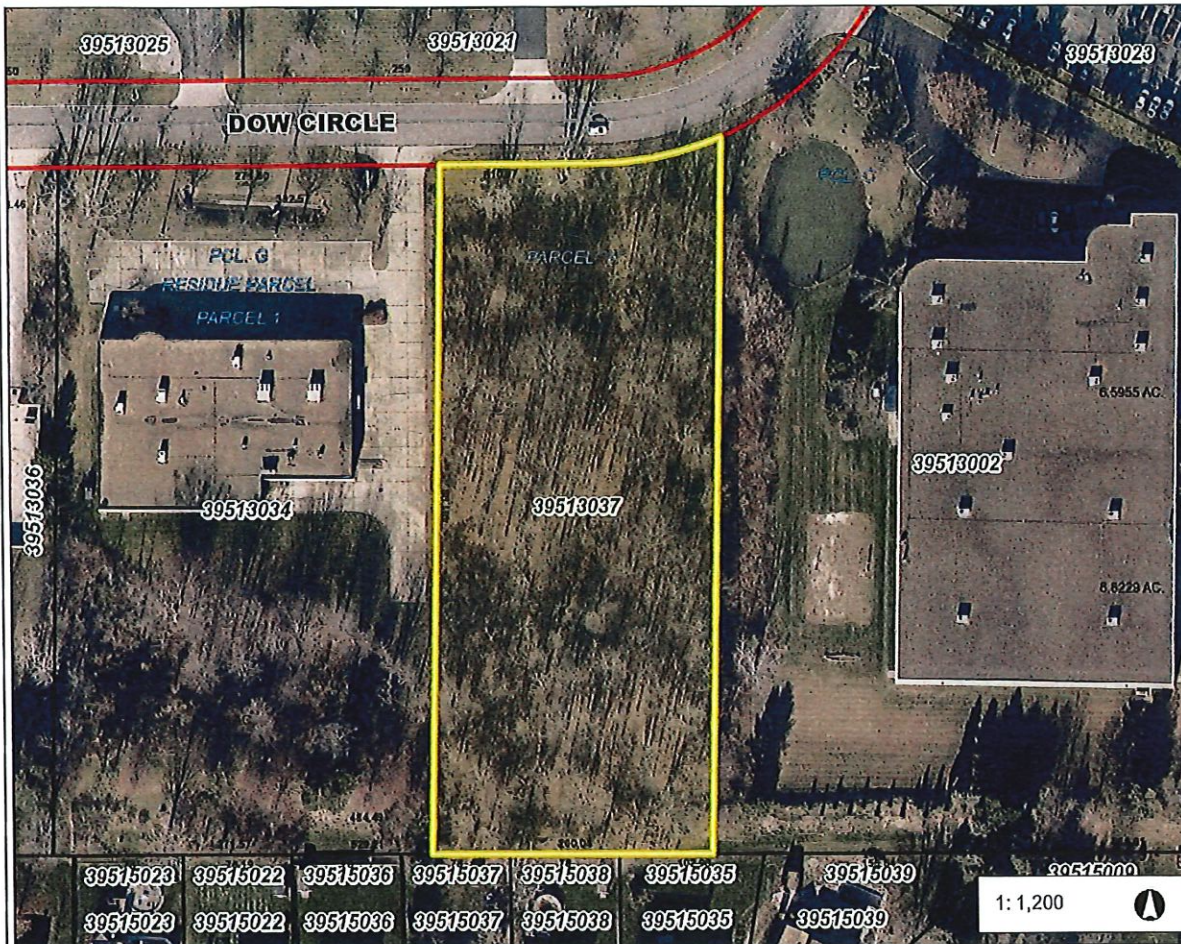
The Public Improvements consist of

- (i) the widening of and other improvements to Dow Circle from terminus to terminus and, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (ii) the widening of and other improvements to W Sprague Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (iii) the widening of and other improvements to Webster Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (iv) the widening of and other improvements to Whitney Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,
- (v) the widening of and other improvements to Pearl Road from terminus to terminus, including improvements to, or construction or installation of, intersections, signalization, public utilities, curbs, sidewalks, lighting, and storm water management facilities, acquisition of real estate in connection therewith, and all related improvements,

The Public Improvements further include the construction of or improvements to any other public streets, utilities and public facilities in and around the Property and directly benefiting the Property.



Cuyahoga County GIS Viewer



Date Created: 10/30/2023

Legend

- ☐ Municipalities
- ☐ Right Of Way
- ☐ Platted Centerline
- ☐ Parcel

Herzog
Automation
PPN 395-13-037

200 0 100 200 Feet

Projection:
WGS_1984_Web_Mercator_Auxiliary_Sphere

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THIS MAP IS NOT TO BE USED FOR NAVIGATION

Cuyahoga County
Enterprise GIS
PUTTING CUYAHOGA COUNTY ON THE MAP

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 170

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE TO AMEND SECTIONS 5-040, 5-070, 5-074, 5-095, 5-119, 5-138, 6-003, 9-002, 9-003, 9-007, 9-008, 9-009 AND 9-011, IN ORDER TO ADJUST CERTAIN PROVISIONS CONCERNING SALARY AND HOURLY PAY RANGE SCHEDULES; TO FIX THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES; REPEALING ALL OTHER ORDINANCES IN CONFLICT HERewith; AND DECLARING AN EMERGENCY.

WHEREAS, this Council has determined to amend certain provisions in Article 5 Position Plan, Sections 5-040, 5-070, 5-074, 5-095, 5-119 and 5-138; amend the provisions concerning salary and hourly pay range schedules in Article 6, Section 6-003 in order to increase the compensation of certain full-time employees by 2.50%; amend Sections 9-002, 9-003, 9-007, 9-008, 9-009 and 9-011; and adjust the compensation of certain elected and appointed officials, all to be effective January 1, 2024.

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

Section 1. That the General Salary Ordinance be and is hereby amended in order that it shall read in its entirety as follows:

ARTICLE 1
General Provisions

1-001 SHORT TITLE.

This Ordinance shall be known as "The General Salary Ordinance".

1-002 PERSONNEL PLAN.

This Ordinance, the position specifications developed pursuant to Article 3, and Administrative Rules and Regulations prescribed by the Mayor shall constitute the Personnel Plan which, together with the Rules and Regulations of the Civil Service Commission and duly authorized collective bargaining agreements in full force and effect, shall govern the personnel management functions of the City.

The Personnel Plan may be separately bound in bulk form under that Title for convenience in administration.

ARTICLE 2
Definitions

As used in, or in conjunction with, this General Salary Ordinance, unless otherwise specified herein or in the Codified Ordinances of the City or the context otherwise requires, the following words and phrases shall mean:

Abolishment - an action taken resulting in the elimination of a particular job or position.

Active Service - being present and able to perform the duties to which an employee of the City has been assigned and actually performing such duties.

Appointing Authority - an individual, officer, commissioner, agency, board, or body having the authority to appoint or remove a person from a position in the service of the City according to provisions contained in the law.

Appointment - the designation of a person to become an employee in a position, and his/her induction into employment in such position according to law.

Calendar Month - from the first day to and including the last day of any one of the twelve calendar months.

Calendar Week - seven consecutive calendar days, starting at 12:01 a.m. on Sunday and ending at Midnight the following Saturday.

Continuous Service - service in a position with the City without any interruption after an appointment or reinstatement. Continuous service shall not be deemed to be interrupted by absence on authorized and approved sick leave or other authorized and approved leave, provided the employee returns to active employment with the City on or before the expiration of such leave.

Demotion - the change of an employee from a position in one pay range to a position in a different pay range having a lower maximum rate of pay.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 170
Page 3

Downgrading - the opposite of upgrading. An action taken by the Council causing a position to be reassigned from one pay range to a different pay range having a lower maximum rate of pay; or to a lower rate of pay if single rates are used to compensate workers.

Employee - means any incumbent of a position.

Intermittent Employment - an irregular work schedule that cannot be accurately predicted beyond the immediate future.

Officer - elected officials, department heads, and members of boards and commissions who receive their authority from provisions of the law.

Original Appointment - initial appointment of a person to a position in the municipal service, or appointment after service has been interrupted by resignation, retirement or discharge.

Overtime - time at work which has been authorized by a competent authority during which an employee is on duty or on authorized vacation leave, holiday leave, personal leave, or serving jury duty, working for the City in excess of the standard work week of forty (40) hours, except in the Division of Fire.

Paid Status - time in a position for which compensation is due for actual work performed plus time away from work for an authorized leave for which compensation is due.

Pay Period - that period of time for which an employee regularly receives compensation.

Pay Range - a division of a pay schedule, or compensation plan having a minimum rate, a maximum rate, and one or more intermediate steps.

Position - any office, employment, or job, calling for the performance of specific duties, and the exercise of specific responsibilities as determined by competent authority.

Probationary Period - an established period of time after appointment during which an employee is required to demonstrate his/her ability to perform the duties of a position to which the employee has been appointed in order to retain appointment to such position.

Promotion - the change of an employee from a position in one pay range to a position in a different pay range having a higher maximum rate of pay.

Regular Full-time - means an employee who is employed on a regular and continuing basis and for whom there is a reasonable expectancy that such employment will continue in excess of six (6) months and, excluding overtime, is in employment 1,560 or more hours per calendar year or an average of 35 or more hours per week.

Regular Part-time - means an employee who is employed on a regular and continuing basis and for whom there is a reasonable expectancy that such employment will continue in excess of six (6) months and, excluding overtime, is in employment less than 1,560 hours per calendar year.

Reinstatement - the return of a person to a position in the same position from which he/she resigned, or to a position in a lower pay range in the same occupational group providing such action is approved by the appointing authority within one year from the date of resignation.

Resignation - the voluntary termination of employment by an employee.

Seasonal – means an employee who is employed on a regular or part-time basis but limited to a specific season or per the stipulations of an applicable collective bargaining agreement.

Scheduled Working Time - regularly scheduled working time assigned by the appointing authority or an authorized designee.

Temporary Appointment - the appointment of a person selected by the appointing authority (without regard to the existence of an eligible list if the appointment is in the classified service) for a period not to exceed ninety (90) work days.

Upgrading - the opposite of downgrading. An action taken by Council raising a position to a higher rate or a range of pay by amending the General Salary Ordinance. Upgrading does not constitute a promotion.

Workday - a workday consists of a regularly scheduled work period assigned by the appointing authority in any twenty-four (24) hour period, except as otherwise specifically provided by ordinance.

Workweek - a regularly recurring period of seven (7) twenty-four (24) hour days consisting of five (5) workdays and two (2) days off, except as specifically otherwise provided by ordinance.

ARTICLE 3

Development and Maintenance of Position Plan

Article No.	Title
3-001	Objectives.
3-003	Composition of the Position Plan.
3-005	Position Specifications.
3-007	Use of the Plan.
3-009	Maintenance of the Plan.
3-011	Amendments to Position Plan.

3-001 OBJECTIVES.

The development of the employee position plan is for the purposes of establishing descriptive guides for positions in the City service; and, except where otherwise provided by a duly authorized collective bargaining agreement in full force and effect, to allocate positions to ranges of pay which are equitable in relation to all positions under the plan, and to otherwise allow for and promote an orderly and efficient administration of the personnel matters of the City.

It is not the purpose of this Ordinance or the establishment of the positions therein to determine the practicability of appointment or promotion to a position through competitive examination, or to otherwise regulate matters within the jurisdiction of the Civil Service Commission. The employee position plan shall include (a) the position schedule set forth in Article 5 of this Ordinance and (b) a complete inventory of all positions in the City service and accurate descriptions and specifications for each. In the plan, position titles shall be standardized and each of them shall be indicative of a definite range of duties and responsibilities and shall have the same meanings throughout the City service. Positions in the City service shall be reviewed to determine those which are approximately equal in difficulty and

responsibility, which call for the same general qualifications, and which can be compensated equitably within the same range of pay under similar working conditions.

3-003 COMPOSITION OF THE POSITION PLAN.

The position plan shall consist of:

- (a) Position titles, descriptive of the work of the position, which will identify each position, and which may be designated by a numerical code.
- (b) Written specifications for each position containing a description of the nature of work and relative responsibility; illustrative examples of work performed in the position; requirements in terms of knowledge, abilities, the type of experience and training generally providing these knowledge, abilities, and skills.
- (c) A list showing the pay range to which each position in the City service is allocated, set forth in Article 5, except where otherwise provided by collective bargaining agreement.

3-005 POSITION SPECIFICATIONS.

The specifications of the positions in the employee position plan and their various parts shall be used as a guide and have the following force and effect:

- (a) The specifications are descriptive and not restrictive. They shall not be construed as declaring to any extent, or in any way, what the minimum or maximum duties or responsibilities of any position shall be, or as limiting or in any way modifying the power of any appointing authority or administrative officer to assign, direct and control the work of employees under his supervision. The use of a particular expression or illustration shall not be held to exclude others not mentioned that are of similar kind or quality.
- (b) The written position specifications shall be on file with the Human Resources Director to serve as a manual of position specifications for convenience in administering the compensation plan and other personnel matters in the City.

3-007 USE OF THE PLAN.

The employee position plan may be used:

- (a) In preparing public announcements of examinations or vacancies;
- (b) As a guide in preparing examinations which may be used to appraise the qualifications of applicants for work in specific positions.
- (c) In determining promotional sequence and developing employee training programs.
- (d) In determining compensation to be paid for various types of work and establishing and maintaining an equitable compensation plan.
- (e) In determining personal service items in the budgets for the various organizational units of the City government.
- (f) In providing uniform job terminology.
- (g) In establishing appropriate employment lists from which personnel may be certified to fill vacancies.

3-009 MAINTENANCE OF THE PLAN.

The directors of the various departments, together with the Mayor, shall be responsible for the proper maintenance of the employee position plan so that it will reflect continuously the duties currently being performed by each employee in the City and the pay range to which the position is allocated. Each director shall propose to the Mayor necessary amendments to the employee position plan, including additions, revisions, deletions, and changes in position specifications, as follows:

(a) *Allocation of new positions.* The director of a department shall, within sixty days of the creation of a new position in his department, complete or approve a written position description covering the duties and responsibilities of such position, to be forwarded to the office of the Mayor. The Mayor, subject to the approval of Council, shall allocate the position to one of the pay ranges in the compensation plan. If a pay range does not exist, he shall recommend the establishment of a new one and after the adoption of the new position pay range by Council, he shall allocate the position to it.

(b) Changes in the duties and responsibilities of a position involving either the addition, reduction or modification of assignments shall be reported to the Mayor by the director of the department concerned if the changes are determined to be permanent and are sufficiently significant to justify reallocation to a different pay range, the Mayor, with the approval of Council, shall assign the position to the pay range which is appropriate under the modified circumstances.

(c) The director of each department shall periodically review, or cause to be reviewed, the positions and shall audit duties and responsibilities for each change in the position specifications as required and shall recommend to the Mayor such changes as are necessary to keep the employee position plan up to date.

(d) The Mayor may require departments or employees to submit position descriptions on a periodic basis, or any time he has reason to believe there has been a change in the duties and responsibilities of any position. The Mayor may direct the review of all positions in the City service at least once every five years on a cyclical basis.

(e) The assignment of duties to a position, whether the duties are temporary or permanent, incidental or essential, the location of work, the type of equipment and tools to be used, and the scheduling of shift assignments, shall be wholly the responsibility of the director and the Police or Fire Chief in the case of those divisions. The position plan shall in no way operate or be construed to operate to limit or interfere with his or her responsibility for the assignment of duties.

3-011 AMENDMENTS TO POSITION PLAN.

The establishment of a new position or the abolishment of a current position shall be made by amendment to Article 5. When a filled position is reallocated, the action shall be administered as though the original position was abolished and a new position with a different pay range allocation established.

ARTICLE 4

Development and Maintenance of Compensation Plan

Article

No.

Title

4-001	Applicability and Composition of the Compensation Plan.
4-003	Development and Maintenance of Compensation Ranges.
4-005	Appointment Rate.
4-007	Within-Range Pay Adjustments.
4-009	Pay Rates in Transfer, Promotion, or Demotion.
4-011	Reinstated Employees.
4-013	Permitting Overrun or Underrun on Salaries as Required for Computer Payroll Methods.

4-001 APPLICABILITY AND COMPOSITION OF THE COMPENSATION PLAN.

The provisions of the Compensation Plan shall be applicable only to those officers and employees of the City who are not beneficiaries of collective bargaining agreements executed by the City and the various bargaining units, except for Section 4-013 of this Article, which shall apply to all officers and employees.

The Compensation Plan shall consist of and include this Article 4, the pay range allocations of Article 5 and the basic compensation schedules set forth in Articles 6 and 9.

4-003 DEVELOPMENT AND MAINTENANCE OF COMPENSATION RANGES.

The compensation range or rate for each position shall be determined by Council with due regard for ranges and rates of pay of other positions, relative difficulty and responsibility of position in each range or rate of pay, availability of employees in particular occupational categories, prevailing rates of compensation for similar employment in private establishments in the Strongsville area and the municipal service of other public jurisdictions in the general area, cost-of-living factors, the financial policies and the financial position of the City, and other economic considerations.

The Mayor may make comparative studies of factors affecting the level of ranges and rates of compensation as often as necessary, and shall submit his recommendations to the City Council for its action.

4-005 APPOINTMENT RATE.

Where a pay range is established for a position, the minimum rate established for that position shall be paid upon appointment, except that appointment rates above or below the minimum rate may be authorized by the Mayor upon the request of the director of a department.

(a) *Appointments Above the Minimum Rate.* Appointments above the minimum rate may be authorized based upon exceptional qualifications and experience of the appointee or inability to employ eligible candidates at the minimum rate.

(b) *Appointments Below the Minimum Rate.* Appointments below the minimum rate may be authorized where the candidate possesses less than the minimum acceptable qualifications for a position. Such an appointment shall be made on a trainee basis.

4-007 WITHIN-RANGE PAY ADJUSTMENTS.

Pay adjustments within an established range or rate of pay shall be administered in accordance with the subsequent Articles of this Ordinance applicable to the particular position.

4-009 PAY RATES IN TRANSFER, PROMOTION, OR DEMOTION.

If an employee is transferred, promoted, or demoted, upon the recommendation of the director and approval of the Mayor, the employee's pay for the new position shall be determined as follows:

(a) If the employee's rate of pay in the former position is less than the minimum rate established for the new position, such employee's rate of pay shall be advanced to at least the minimum for the new position.

(b) If the employee's rate of pay in the former position is more than the maximum rate established for the new position, such employee's rate of pay shall be reduced to the maximum rate or an intermediate step of the new pay range.

(c) If the employee's rate of pay in the former position falls within the range of pay of the new position, such employee's rate of pay shall remain the same or be increased in the case of transfer; and shall be increased at least 5 per cent (5%) in the case of a promotion; and shall remain the same or lowered in case of demotion.

4-011 REINSTATED EMPLOYEES.

(a) A person seeking employment with the City who was previously employed by the City in any capacity during the immediately preceding twelve-month period shall, if rehired, be considered a reinstated employee for the purposes of this Article, upon such re-employment.

(b) Reinstated employees whose previous employment with the City was terminated may be reinstated at a compensation rate within the pay range for the position to which the employee is reinstated as determined by the director of the department in which such employee is reinstated, subject to the approval of the Mayor, without regard to the compensation rate previously received.

(c) This Article does not apply to employees absent from their positions on authorized leaves of absence.

4-013 PERMITTING OVERRUN OR UNDERRUN ON SALARIES AS REQUIRED FOR COMPUTER PAYROLL METHODS.

In order to facilitate the handling of entries for computer payroll methods and to eliminate the necessity for adjustments of overruns or underruns which may occur through this method; and to take care of overruns or underruns resulting from bi-weekly pay periods, the Director of Finance is authorized to adjust and pay overruns and underruns not to exceed \$20.00 per salaried employee per year.

**ARTICLE 5
Position Plan**

Article

No.	Title
5-001	Schedule of Positions and Pay Range Allocations.
5-005 thru 355	Position and Allocation Schedule.

5-001 SCHEDULE OF POSITIONS AND PAY RANGE ALLOCATIONS.

The meanings of the position titles used herein are as defined by specifications contained in the Position Plan, of which an official copy shall be maintained in the office of the Human Resources Director, and be available to all concerned persons during regular business hours.

5-005 thru 5-355 POSITION AND ALLOCATION SCHEDULE.

Ord. Sec.No.	Pay Range Allocations
FINANCE	
5-005 Accounting Assistant II	10
5-006 Accountant	11
5-007 Accounting Supervisor	12
5-010 Assistant Director of Finance	15
5-011 Supervisor of Budget & Management	17
5-015 Director of Finance	18
GENERAL ADMINISTRATION	
5-023 Administrative Assistant	12
5-025 Clerical Assistant	5

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5-030 Clerk of Mayor's Court	10
5-032 Program Coordinator	9
5-038 Benefits/Project Coordinator	8
5-039 Payroll/Personnel Supervisor	15
5-040 Receptionist/ Records Clerk	5
5-045 Casual and Temporary Laborer/Seasonal	1 through 5
5-049 Secretary I	7
5-050 Secretary II	8
5-051 Secretary III	9
5-052 Boards & Commissions Secretary	9

BUILDING

5-055 Building Commissioner/ADA Coordinator (State Certified)	17
5-056 Assistant Building Commissioner (State Certified)	14
5-058 Residential Code Official/Plans Examiner (State Certified)	13
5-060 Building Inspector (State Certified)*	

*NOTE: The pay range allocation for members of collective bargaining units in the pay range allocation 5-060 is established by collective bargaining agreement.

COMMUNICATION & TECHNOLOGY

5-070 Director of Communication & Technology	47 18
5-071 Assistant Director of Communication & Technology	14
5-073 Information Technologist	12
5-074 Part-time Senior Communication & Technology Coordinator	42 14 (part-time only)
5-078 Part-time IT Support Technician	10 (part-time only)

DEPARTMENT OF ECONOMIC DEVELOPMENT

5-075 Director of Economic Development	16
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*NOTE: Other positions in the Economic Development Department are established and allocated to pay ranges in Article 9 of the General Salary Ordinance.

ENGINEERING

5-080 City Engineer	17
5-083 Assistant City Engineer	13
5-084 Design Engineer	12
5-085 Engineering Technician	11
5-088 Engineering Inspector	10
5-089 Engineering Trainee	8

HUMAN RESOURCES

5-093 Human Resources Director	17
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PUBLIC SAFETY

Administrative

5-095 Public Safety Director	45 16
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Fire

5-100	Firefighter*	
5-105	Firefighter-Paramedic*	
5-110	Fire Lieutenant*	
5-115	Fire Lieutenant-Paramedic*	
5-117	Fire Captain*	
5-119	Assistant Fire Chief	45 16
5-120	Fire Chief	18

*NOTE: The pay range allocations for members of collective bargaining units in the pay range allocations 5-100 through 5-117 are established by collective bargaining agreement.

Police

5-125	Police Officer*	See Article 8
5-130	Police Sergeant*	
5-135	Police Lieutenant*	
5-138	Assistant (Deputy) Chief	45 16
5-140	Police Chief	18

*NOTE: The pay range allocations for members of collective bargaining units in the pay range allocations 5-125 through 5-135 are established by collective bargaining agreement.

Other

5-141	Clerk Dispatcher*	6 (part-time only)
5-142	Radio Dispatcher*	6 (part-time only)
5-143	Communications and Records Supervisor	10
5-144	Communications and Records Assistant Supervisor	9
5-149	School Guard	See 9-008
5-150	Youth Programs Coordinator	7
5-151	Corrections Officer Coordinator*	
5-152	Victims Witness Advocate	9
5-153	Corrections Officer*	
5-154	Quartermaster	9
5-155	Maintenance Assistant**	8
5-156	Jail Supervisor	9

*NOTE: The pay range allocations for members of collective bargaining units in the pay range allocations 5-141, 5-142, 5-151 and 5-153 are established by collective bargaining agreement.

**NOTE: This position is equivalent to the position 5-334 Maintenance Assistant in the Recreation Department.

PUBLIC SERVICE

General Supervision, Labor & Trades

5-160	Animal Control Officer*
5-163	Bus Driver*
5-169	Sewer Crew Leader*
5-171	Sewer Tech I*
5-175	Laborer*
5-181	Sewer Tech II*
5-182	Sewer Tech III*

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5-185	Public Service Director	18
5-186	Assistant Public Service Director	14
5-187	Service Supervisor **	14
5-190	Service/Budgetary Assistant	12
5-195	Sexton*	
5-197	Sign Maker/Repairperson III*	
5-205	Utility Repairperson*	
5-210	Vehicle Maintenance Crew Leader*	
5-215	Vehicle Mechanic I*	
5-220	Vehicle Mechanic II*	
5-225	Truck Driver*	
5-230	Heavy Equipment Operator*	
5-235	Arborist I*	
5-236	Arborist II*	
5-237	Tree Care Technician*	
5-250	Coordinator of City Natural Resources	12
5-252	Groundskeeper	7

*NOTE: The pay range allocations for members of collective bargaining units in the pay range allocations 5-160 through 5-182, 5-195 through 5-237 are established by collective bargaining agreement.

**NOTE: Service Department Supervisors designated and assigned by the Employer during non-scheduled weekend hours of work to be available for immediate response shall be entitled to an additional Two Hundred Twenty-Five Dollars (\$225.00) per weekend, when so assigned and are required to report to work. Anytime a Service Department Supervisor is assigned to be on-call during a Monday-Friday Holiday, One Hundred Dollars (\$100.00) will be paid for the on-call responsibility. Service Department Supervisors that call off sick the day prior to their weekend standby duty, or who fail to respond to a weekend standby call due to illness shall forfeit their standby pay.

LAW DEPARTMENT

5-275	Law Director	16
5-280	Assistant Law Director (Civil)	14
5-282	Assistant Law Director (Criminal)	10
5-283	Assistant Law Director (Criminal-2)	4
5-290	Legal Intern	6

RECREATION*

5-314	Aquatics/Pool Assistant Manager	9
5-315	Director of Recreation & Senior Services	15
5-317	Aquatics/Pool Manager	12
5-318	Recreation/Program Supervisor	11
5-319	Fitness Room Supervisor	10
5-320	Assistant Recreation Supervisor	7
5-322	Recreation Maintenance Foreman	11
5-323	Maintenance Assistant Part-Time	2
5-325	Recreation Facility Manager	13
5-326	Parks and Outdoor Recreation Superintendent	13
5-327	Assistant Maintenance Foreman	9
5-329	Day Time Cleaning Crew Leader	7

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5-330 Night Time Cleaning Crew Leader	7
5-331 Cleaning Assistant	7
5-334 Maintenance Assistant	8

*NOTE: Other positions in the Recreation Department are established and allocated to pay ranges in Article 9 of the General Salary Ordinance.

SENIOR SERVICES*

5-335 Senior Program Supervisor	10
5-345 Family Preservation Coordinator	9
5-350 Senior Support Staff	1 through 7
5-355 Senior Center Services Coordinator	13

*NOTE: Other positions in the Senior Services Department are established and allocated to pay ranges in Article 9 of the General Salary Ordinance.

**ARTICLE 6
General Pay Plan**

Article No.	Title
6-001	General Pay Ranges.
6-003	General Pay Range Schedules.
6-005	Within-Range Pay Adjustments.
6-007	Range Adjustments.

6-001 GENERAL PAY RANGES.

(a) The following salary pay ranges (S) and hourly pay ranges (H) set forth in Article 6-003 are hereby established as the "General Pay Range Schedules" and are to be applied to the several positions included in Article 5 of this Ordinance, except as otherwise set forth in this Ordinance. Said ranges shall apply and shall be in effect until changed by Council.

(b) The annual salary rates set forth in Article 6-003 are based on forty (40) hours of paid status time in each work week, as *rounded to the nearest cent*, and such annual salary shall be divided by 2080 hours to obtain the equivalent hourly rate rounded to the nearest cent where hourly rates need to be determined and applied.

(c) Where a position is filled by an employee, who regularly works less than forty (40) hours per week the Mayor is authorized to establish the rate of compensation of the employee. The rate of compensation of such employee may be determined as follows: (1) an annual salary may be established based upon the multiple of the estimated hours to be worked times an hourly rate within the pay range for the position to which the employee is allocated; (2) an hourly rate of compensation may be set within the pay range established for the position to which the employee is allocated; (3) an annual salary may be established based upon the employee's regular work week, and the hourly rate for that salary established as the rate of compensation for time worked in excess of such regular work week, or (4) an annual salary may be determined within the pay range by the Mayor based on the work entailed with the position.

(d) All employees shall be paid on an hourly or salaried basis as determined by the director, with the approval of the Mayor. Employees paid by the hour shall be paid only for hours in paid status. All employees whether paid on a salaried basis or paid by the hour, including elected officials and department heads, shall be paid by direct deposit on a bi-weekly basis.

(e) The minimum salary and hourly rates of a pay range shall be payable upon appointment for positions allocated to such pay range, except where modified pursuant to Article 4-005 of the General Salary Ordinance, and the maximum salary and hourly rate of a pay range shall be the highest salary or hourly rate payable for positions allocated to such pay range.

6-003 GENERAL PAY RANGE SCHEDULES.

GENERAL SALARY PAY RANGE SCHEDULE

2023				2024		
Level	Minimum	Maximum		Level	Minimum	Maximum
1S	\$21,723.64	\$32,075.88		1S	\$22,266.73	\$32,877.78
2S	\$22,555.03	\$35,616.05		2S	\$23,118.91	\$36,506.45
3S	\$24,030.11	\$39,638.95		3S	\$24,630.86	\$40,629.93
4S	\$26,685.21	\$44,010.48		4S	\$27,352.34	\$45,110.74
5S	\$29,688.97	\$48,918.40		5S	\$30,431.19	\$50,141.36
6S	\$32,960.91	\$54,389.54		6S	\$33,784.93	\$55,749.28
7S	\$36,635.16	\$60,370.25		7S	\$37,551.04	\$61,879.50
8S	\$40,658.08	\$67,128.72		8S	\$41,674.53	\$68,806.93
9S	\$45,619.63	\$74,557.66		9S	\$46,760.12	\$76,421.60
10S	\$50,178.91	\$82,844.83		10S	\$51,433.38	\$84,915.95
11S	\$55,784.17	\$91,990.22		11S	\$57,178.78	\$94,289.97
12S	\$61,952.64	\$102,235.17		12S	\$63,501.45	\$104,791.05
13S	\$69,220.62	\$113,579.74		13S	\$70,951.14	\$116,419.23
14S	\$76,408.20	\$126,184.83		14S	\$78,318.41	\$129,339.45
15S	\$84,990.38	\$140,184.50		15S	\$87,115.14	\$143,689.12
16S	\$89,227.82	\$147,237.97		16S	\$91,458.51	\$150,918.92
17S	\$98,158.65	\$166,199.21		17S	\$100,612.62	\$170,354.19
18S	\$107,947.68	\$178,133.82		18S	\$110,646.37	\$182,587.17

GENERAL HOURLY PAY RANGE SCHEDULE

2023				2024		
<u>Level</u>	<u>Minimum</u>	<u>Maximum</u>		<u>Level</u>	<u>Minimum</u>	<u>Maximum</u>
1H	\$10.44	\$15.42		1H	\$10.71	\$15.81
2H	\$10.84	\$17.12		2H	\$11.11	\$17.55
3H	\$11.55	\$19.06		3H	\$11.84	\$19.53
4H	\$12.83	\$21.16		4H	\$13.15	\$21.69
5H	\$14.27	\$23.52		5H	\$14.63	\$24.11
6H	\$15.85	\$26.15		6H	\$16.24	\$26.80
7H	\$17.61	\$29.02		7H	\$18.05	\$29.75
8H	\$19.55	\$32.27		8H	\$20.04	\$33.08
9H	\$21.93	\$35.85		9H	\$22.48	\$36.74
10H	\$24.12	\$39.83		10H	\$24.73	\$40.82
11H	\$26.82	\$44.23		11H	\$27.49	\$45.33
12H	\$29.78	\$49.15		12H	\$30.53	\$50.38
13H	\$33.28	\$54.61		13H	\$34.11	\$55.97
14H	\$36.73	\$60.67		14H	\$37.65	\$62.18
15H	\$40.86	\$67.40		15H	\$41.88	\$69.08
16H	\$42.90	\$70.79		16H	\$43.97	\$72.56
17H	\$47.19	\$79.90		17H	\$48.37	\$81.90
18H	\$51.90	\$85.64		18H	\$53.20	\$87.78

6-005 WITHIN-RANGE PAY ADJUSTMENTS.

Salary or hourly adjustments within an established range shall not be automatic but shall be dependent upon recommendation of the director to the Mayor. The decision to award or withhold an increase shall be the Mayor's and shall be based on performance and time in service. The employee shall be informed of the reasons for withholding an increase and the improvement in performance required to obtain an increase.

6-007 RANGE ADJUSTMENTS.

When the Council adjusts one or more of the ranges of pay established by this Ordinance due to changes in the cost of living or other reasons set forth in Article 4, the Council may elect to apply increases to the rates of pay for each employee within those ranges. When Council so elects, such increases shall be applied to each employee within the range or ranges adjusted without regard to performance or time in service.

ARTICLE 9*
Compensation for Specific Positions

Article No.	Title
9-001	Purpose.
9-002	Mayor.
9-003	Members of Council.
9-004	Clerk of Council and Assistant Clerk of Council.
9-005	Boards, Commissions and Committees.
9-006	Law Department.
9-007	Recreation Department.
9-008	School Guards.
9-009	Senior Services Department.
9-010	Economic Development Department.
9-011	Magistrate of Mayor's Court.

9-001 PURPOSE.

This Article 9 provides for the compensation of specific employee positions which are not included within other provisions of the General Salary Ordinance. Each official or employee elected or assigned to one of the positions provided in this Article shall receive compensation at the rate or within the pay range for each officer or position herein, and shall be paid by direct deposit on a bi-weekly basis except for those in 9-005(a) and 9-006(B).

9-002 MAYOR.

The Mayor shall be compensated at the annual salary rate of ~~\$150,000.00~~**\$174,000.00**, in pay range 18S of the General Salary Pay Range Schedule in Article 6 of this General Salary Ordinance. Said compensation shall be paid in equal installments in the same manner and form as established for other salaried employees of the City.

9-003 MEMBERS OF COUNCIL.

Members of Council shall be compensated at the following annual salary rates:

President of Council	\$20,091.18 \$20,593.46
President of Council Pro Tem	\$19,467.00 \$19,953.68
Councilpersons	\$18,841.79 \$19,312.83

* Note – Articles 7 and 8 were intentionally deleted through previous Ordinances of Council.

9-004 CLERK OF COUNCIL AND ASSISTANT CLERK OF COUNCIL.

A. The compensation for the Clerk of Council and Assistant Clerk of Council are established pursuant to the following pay range allocations and consistent with the General Salary Pay Range Schedule in Section 6-003:

<u>Position</u>	
Clerk of Council	14
Assistant Clerk of Council	11

B. The compensation shall be paid in the same manner and form as established for other salaried employees of the City.

C. The Clerk and Assistant Clerk of Council when serving as Acting Clerk of Council, and any other employee designated by the President of Council to serve as Acting Clerk of Council, shall be compensated at the rate of \$110.00 per meeting for attendance at each official meeting of Council.

9-005 BOARDS, COMMISSIONS AND COMMITTEES.

(a) Non-City Employees. Each member of the Planning Commission, Board of Zoning Appeals, Civil Service Commission, Architectural Review Board, Property Maintenance Board of Appeals, Charter Review Committee, Board of Tax Review, and any Assessment Equalization Board of the City of Strongsville who is not an employee of the City shall serve without compensation; but may be reimbursed for actual expenses in accordance with C.O. Section 266.14 or may elect to be reimbursed for such expenses in the sum of \$110.00 per meeting. Such election shall be made on or before January 31 in each calendar year or within 30 days from the member's date of appointment.

(b) City Employees. Each member of the Planning Commission, Board of Zoning Appeals, Civil Service Commission, Architectural Review Board, Property Maintenance Board of Appeals, Charter Review Committee, the Shade Tree Commission, and any Assessment Equalization Board of the City of Strongsville who is a City employee and required to attend a meeting of any of the aforesaid Boards, Commissions or Committee beyond such employee's regularly scheduled work hours shall be compensated in accordance with law plus reimbursable expenses in accordance with C.O. Section 266.14 if any, or \$110.00 per meeting, whichever amount is greater. Such payments shall be processed, and treated, as compensation for payroll reporting purposes.

9-006 LAW DEPARTMENT.

A. The position of the Law Director shall be a part-time position, and the employee assigned to that position shall be compensated at a rate within the pay range to which the position has been allocated. The compensation for that position shall be administered in accordance with Article 6 of the General Salary Ordinance.

B. In the event that the Assistant Law Director (Civil) represents the City, its officers, employees, or agents before any court or administrative agency other than the Council or a Board of the City; or is assigned a special project by the Mayor outside of his/her normal duties, the Assistant Law Director (Civil), for such preparation and appearance, shall be paid additional compensation in addition to the basic compensation established in Articles 4 through 6 hereof. In these matters the Assistant Law Director (Civil) is authorized in case or project preparation and appearance to utilize the services of law clerks, legal assistants/paralegals, and other

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attorneys associated with the Assistant Law Director (Civil) or in his/her employ. For rendering the services set out herein, the Assistant Law Director (Civil) shall receive compensation in addition to the basic compensation established in Articles 4 through 6 hereof as follows:

Assistant Law Director	\$180.00 per hour
Other Attorneys	\$162.00 per hour
Legal Assistant/Paralegal	\$ 66.00 per hour
Law Clerk	\$ 42.00 per hour

The Assistant Law Director (Civil) shall provide the private facilities, equipment and support services of a secretarial nature required to carry out such attorney's responsibilities as set out in this Section 9-006 for court matters, administrative matters, or special projects at no additional cost to the City.

In the event that the Assistant Law Director (Criminal) represents the City, its officers, employees, or agents before any court or administrative agency other than the Strongsville Mayor's Court or the Berea Municipal Court; or is assigned a special project by the Mayor outside of his/her normal duties, the Assistant Law Director (Criminal) shall be paid for such preparation and appearance additional compensation in addition to the basic compensation established in Articles 4 through 6 hereof as follows:

A.	Assistant Law Director (Criminal)	\$140.00 per hour
B.	Other Attorneys	\$135.00 per hour
C.	Legal Assistant/Paralegal	\$ 55.00 per hour
D.	Law Clerk	\$ 35.00 per hour

The Assistant Law Director (Criminal) shall provide the private facilities, equipment and support services of a secretarial nature required to carry out such attorney's responsibilities as set out in this Section 9-006 for court matters, administrative matters, or special projects at no additional cost to the City.

C. The City shall provide the Law Director and all Assistant Law Directors medical and hospital benefits, insurance and contributions to the Public Employees Retirement System; however, such benefits are based solely upon their respective rates of compensation established pursuant to Articles 4 through 6 of this Ordinance.

The Law Director and the Assistant Law Directors shall not be required to represent the Strongsville City School District or its Board. The Law Director or Assistant Law Directors may represent the Strongsville City School District or its Board if he/she elects to do so by separate agreement with the School District or its Board.

9-007 RECREATION DEPARTMENT.

A. The compensation for Recreation Department employees other than those set forth in Article 5 are established at the following hourly pay ranges (H) and fixed rates (F):

Pay Range

<u>Sec. No.</u>	<u>Position</u>	<u>Minimum</u>		<u>Maximum</u>	
9-014	Recreation Facility & Groundskeeper	H	\$10. 40 45	H	\$25.00
9-016	Recreation Assistant	H	\$10. 40 45	H	\$25.00

9-017	Sports Intern	H	\$10. 4045	H	\$25.00
9-019	Game Official	F	\$10. 4045 /game	F	\$45.00/game
9-022	Front Desk Attendant	H	\$10. 4045	H	\$25.00
9-023	Building Superintendent	H	\$10. 4045	H	\$25.00
9-024	Fitness Attendant	H	\$10. 4045	H	\$25.00
9-025	Personal Trainer	H	\$10. 4045	H	\$55.00
9-029	Lifeguard	H	\$10. 4045	H	\$25.00
9-030	Head Lifeguard	H	\$12.00	H	\$25.00
9-031	Lifeguard Instructors	H	\$13.00	H	\$30.00
9-032	Lifeguard Instructor Trainer	H	\$13.00	H	\$30.00
9-033	Water Safety Instructors	H	\$11.00	H	\$30.00
9-034	Water Safety Instructor Trainer (WSI)	H	\$11.00	H	\$30.00
9-035	Recreation Instructor	H	\$10. 4045	H	\$55.00
9-037	Swim Coaches	H	\$10. 4045	H	\$25.00
9-038	Swim Instructor/Private Lessons	H	\$25.00	H	\$25.00
9-039	Semi-Private Swim Instructor	H	\$35.00	H	\$35.00
9-040	Triple Private Swim Instructor	H	\$45.00	H	\$45.00
9-042	Head Pre-School Instructor	H	\$10. 4045	H	\$25.00
9-043	Assistant Pre-School Instructor	H	\$10. 4045	H	\$25.00
9-044	Tot Room Attendant	H	\$10. 4045	H	\$25.00
9-045	Head Camp Counselors	H	\$10. 4045	H	\$25.00
9-046	Camp Counselors	H	\$10. 4045	H	\$25.00
9-053	Pool Scoreboard Operator	H	\$10. 4045	H	\$25.00
9-070	Old Town Hall Building Supervisor	H	\$10. 4045	H	\$25.00

B. The rate of compensation of a salaried employee in the Recreation Department shall be determined based upon the estimated hours to be worked in any calendar year and shall be paid by prorating the salary over the period of the program in which an employee works in such calendar year.

9-008 SCHOOL GUARDS.

Each school guard employed by the City in locations on school grounds or at points immediately adjacent thereto shall be paid Thirteen and ~~5286~~/100 Dollars (\$13.~~5286~~) for each session actually worked each school day. "Session" shall mean the time of day for school guard service before schools open, during the lunch period, or after schools close.

9-009 SENIOR SERVICES DEPARTMENT.

A. The compensation for the Senior Services Department employees other than those set forth in Article 5 are established at the following hourly pay ranges (H):

PAY RANGE

<u>Sec. No.</u>	<u>Position</u>		<u>Minimum</u>		<u>Maximum</u>
9-047	Senior Front Desk Attendant	H	\$10. 4045	H	25.00
9-048	Van Driver	H	\$10. 4045	H	18.00
9-051	Kitchen Assistant	H	\$10. 4045	H	18.00

9-010 ECONOMIC DEVELOPMENT DEPARTMENT.

A. The compensation for Economic Development Department employees other than those set forth in Article 5 are established at the following salaried pay ranges (S):

<u>Position</u>	<u>Minimum</u>	<u>Maximum</u>
TIF Incentive/ TIF Specialist (Part-Time)	S \$15,000.00 (annually)	S \$24,400.70

B. The rate of compensation of the above salaried employees of the Economic Development Department shall be paid by prorating the salary over the period of a year.

9-011 MAGISTRATE OF MAYOR'S COURT.

A. The compensation for the Magistrate of Mayor's Court, a part-time City employee, is established at the following annual salary (S):

<u>Position</u>	<u>Salary</u>
Magistrate of Mayor's Court	\$47,741.00 \$48,934.53

B. Annual compensation is to be pro-rated based on date of appointment in the calendar year.

C. Any person appointed by the Mayor as a Part-Time Magistrate of the Mayor's Court, for those instances when the Magistrate is unavailable, shall be paid at the hourly rate of Two Hundred Dollars (\$200.00) per hour for each hour worked as a Part-Time Magistrate. The position of Part-Time Magistrate of the Mayor's Court shall be as a part-time City employee.

**ARTICLE 10
Administration**

This General Salary Ordinance and the Personnel Plan shall be administered by the Director of Finance and the Human Resources Director, except as otherwise provided in this Ordinance, the Codified Ordinances of the City, and the Rules and Regulations of the Civil Service Commission. Controversies over the administration of this Ordinance may be submitted to the Mayor for his review and final determination.

Section 2. That the amendments to Article 5, Sections 5-040, 5-070, 5-074, 5-095, 5-119 and 5-138 shall be effective January 1, 2024.

Section 3. That pursuant to Section 6-007 of Article 6 of this Ordinance, effective January 1, 2024, Section 6-003, General Salary Pay Range Schedule and General Hourly Pay Range Schedule, are hereby increased by 2.50% over the current rate of pay with such 2.50% increase to be applied to each full-time employee who is not a member of a collective bargaining unit and who is employed with those ranges on January 1, 2024.

Section 4. That pursuant to Article 9 of this Ordinance, Compensation for Specific Positions, the provisions of Sections 9-002, 9-003, 9-007, 9-008, 9-009 and 9-011, are hereby amended and shall be operative from and after January 1, 2024.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 170
Page 20

Section 5. That all other Ordinances or parts of Ordinances in conflict with provisions herewith as they become operative, be and the same are hereby repealed.

Section 6. That the funds for the purposes of this Ordinance shall be appropriated and paid from the General Fund; Police Pension Fund; Street, Construction, Maintenance & Repair Fund; Fire Levy Fund; Fire Pension Fund; Local Fiscal Recovery Fund, Multi-Purpose Complex Fund; Community Diversion Fund; Earned Benefits Fund, Sanitary Sewer Fund, and from any federal, state or county grant funding which may become available for such purposes.

Section 7. 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 8. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is necessary to maintain the orderly and efficient operation of various departments of the City, provide fair compensation for all employees, and conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Ord. No. 2023-170 Amended: _____
1st Rdg. 12-4-23 Ref: Finance
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2023 – 174

By: Mayor Perciak and All Members of Council

**A RESOLUTION PROVIDING FOR THE SUBMISSION OF
ORDINANCE NO. 2023-143 TO THE ELECTORS, ESTABLISHING
AN ELECTION DATE THEREFOR, AND DECLARING AN
EMERGENCY.**

WHEREAS, on December 18, 2023, Council passed Ordinance No. 2023-143, entitled "An Ordinance Amending the Zoning Map of the City of Strongsville Adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville to Change the Zoning Classification of Certain Properties Located in the City of Strongsville, on Royalton Road, being all of PPNs 393-18-006, 393-18-020 and 393-18-022, from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification, and Declaring an Emergency."; and

WHEREAS, Article VIII, Section 6 of the City Charter provides that neither the Council, the Mayor, any Board, including Board of Appeals, or Commission appointed pursuant to this Charter, or any ordinance or resolution of this Municipality, nor any other agent, employee, person or organization acting for or on behalf of this Municipality, by whatever authority or purported authority, shall by ordinance, resolution, motion, proclamation, statement, legislative or administrative action, or variance effect a change in the zoning classification or district of any property or area in the City of Strongsville from R1-75 (One Family 75) or R1-100 (One Family 100) commonly known as single family residential, or by whatever other name called, to any other zoning classification or district unless the change or grant, after adoption in accordance with applicable administrative and/or legislative procedures, is approved at a regularly scheduled election by a majority vote of the electors voting thereon, in the City of Strongsville and in Ward 4, and the results of that election have been certified by the Board of Elections.

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

Section 1. That this Council hereby sets the date of the next scheduled Primary Election of March 19, 2024, for submission of Ordinance No. 2023-143 to the electors of the City of Strongsville, a copy of which is attached hereto and incorporated herein as if fully rewritten.

Section 2. That this Council hereby requests the Board of Elections to do all things necessary to provide for the submission of Ordinance No. 2023-143 on said date to the electors of the City of Strongsville.

Section 3. That it is the recommendation of this Council that the ballots for said question shall be in substantially the following form:

PROPOSED ZONING AMENDMENT

A majority affirmative vote of the electors voting thereon in the City and in Ward 4 are necessary for passage.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2023 – 174

Page 2

Shall the Zoning Map of Strongsville adopted by Section 1250.03 of the Codified Ordinances of Strongsville be amended to change the zoning classification of certain properties located on Royalton Road, in the City of Strongsville, being all of PPNs 393-18-006, 393-18-020 and 393-18-022, from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification?

☐ **YES**

☐ **NO**

Section 4. That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Board of Elections of Cuyahoga County on or before December 20, 2023.

Section 5. That the Board of Elections of Cuyahoga County is requested to cause an appropriate notice to be duly given of the scheduled Primary Election to be held on March 19, 2024, on the foregoing Ordinance of this City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

Section 6. That there is hereby appropriated from the General Fund a sufficient sum of money to pay any filing fee or other nominal costs associated with carrying out the authorizations and directions of this Resolution.

Section 7. 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 8. 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, in accordance with the City Charter, it is immediately necessary to submit the aforementioned zoning amendment to the Board of Elections in order to meet the legal deadline and place said question before the electorate at the March 19, 2024 Primary Election. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2023 – 174
Page 3

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

RES 2023-174
Ord. No. 2023-174 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 175

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO
A WETLAND MITIGATION PURCHASE AGREEMENT IN
CONNECTION WITH THE CITY OF STRONGSVILLE FOLTZ
PARKWAY EXTENSION PHASE II PROJECT, AND
DECLARING AN EMERGENCY.**

WHEREAS, by and through adoption of Ordinance No. 2020-001, Council authorized the Mayor to enter into an agreement with MS Consultants, Inc., a firm of professional engineers in order to provide engineering design and consulting services in connection with the Foltz Parkway Extension Phase II Project; and

WHEREAS, in order to obtain the required Army Corps Permit to construct the extension of Foltz Parkway Phase II, wetland credits must be purchased through the approved Wetlands Mitigation Bank; and

WHEREAS, entities proposing to place dredged or fill material into waters of the United States or waters of the State of Ohio, including wetlands, must comply with standards and conditions imposed by the Army Corps of Engineers and/or the Ohio Environmental Protection Agency ("Ohio EPA"); and

WHEREAS, the Stream + Wetlands Foundation has participated in the review process and received approval from an Interagency Review Team, which includes the Army Corps of Engineers and the Ohio EPA, to establish the Grafton Swamp Wetlands Mitigation Bank as part of the Black-Rocky Umbrella Mitigation Bank Instrument, to sell wetland mitigation credits to entities required to mitigate for impacts to wetlands pursuant to the permit process; and

WHEREAS, therefore, attached hereto as Exhibit A is a copy of the Stream + Wetlands Foundation Wetland Mitigation Purchase Agreement, which will enable the City of Strongsville to purchase the required wetland credits.

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 enter into the Wetland Mitigation Purchase Agreement, Black-Rocky Umbrella Mitigation Bank Instrument, Grafton Swamp Wetlands Mitigation Bank, attached hereto as Exhibit A, with the **STREAM + WETLANDS FOUNDATION**, in the initial deposit amount of \$59,475.00, which is required to immediately reserve the credits, and thereafter with a balance of \$337,025.00 to be due within thirty (30) days of issuance of the Permit, for a total purchase price of \$396,500.00 for the wetland credits.

Section 2. That the Mayor, City Engineer and Director of Finance are hereby authorized to execute and do all things necessary to fully implement the terms and conditions of such Wetland Mitigation Purchase Agreement in accordance with their respective responsibilities thereunder and in accordance with law.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 175
Page 2

Section 3. That the funds necessary for implementing 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 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 such agreement in order to purchase the wetland mitigation credits, 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

Date Passed: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

Ord. No. 2023-175 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

**WETLAND MITIGATION PURCHASE AGREEMENT
BLACK-ROCKY UMBRELLA MITIGATION BANK INSTRUMENT
GRAFTON SWAMP WETLANDS MITIGATION BANK**

WHEREAS, entities proposing to place dredged or fill material into waters of the United States or waters of the State of Ohio, including wetlands, must comply with standards and conditions imposed by the Army Corps of Engineers (the "Corps") and/or the Ohio Environmental Protection Agency (the "Ohio EPA") pursuant to Section 404 of the Clean Water Act, 33 U.S.C. § 1344, and/or Ohio Revised Code Chapter 6111 including, in many cases, the mitigation of wetland impacts; and

WHEREAS, the Stream + Wetlands Foundation ("S+W") has participated in the Interagency Review Team ("IRT") review process and received approval from the IRT (which includes the Corps and Ohio EPA) to establish the Grafton Swamp Wetlands Mitigation Bank as part of the Black-Rocky Umbrella Mitigation Bank Instrument and to sell wetland mitigation credits to entities required to mitigate for impacts to wetlands pursuant to the Section 404/401 permit process and Ohio's Isolated Wetland Permit process; and

WHEREAS, the Corps and the Ohio EPA have agreed to consider the purchase of wetland mitigation credits in an appropriate service area approved by the IRT to fulfill an entity's requirement to mitigate wetland impacts.

THEREFORE, the City of Strongsville ("Client") and S+W agree they will comply with the following guidelines and procedures by which Client will purchase wetland mitigation credits from S+W, representing the restoration of wetlands in the State of Ohio which will be permanently maintained and which will serve to mitigate wetland impacts permitted under Sections 404 and 401 of the Clean Water Act and in accordance with ORC Chapter 6111.

I. RESERVATION OF CREDITS AND PAYMENT TERMS FOR THE CLIENT

A. Pursuant to the requirements of Sections 401 and 404 of the Clean Water Act and the regulations promulgated thereunder and/or ORC Chapter 6111, Client is obligated to mitigate for impacts to 3.516 acres of jurisdictional wetlands and 0.00 acres of isolated wetlands at its Foltz Parkway Extension/Strongsville Technology Park site located at in the City of Strongsville, Cuyahoga County, Ohio. Based on the sale price of \$65,000 per acre of mitigation credit, the Client hereby agrees to pay S+W the amount of \$396,500 in consideration for the purchase of 4.0 forested and 2.1 non-forested wetland mitigation credits at the Grafton Swamp Wetlands Mitigation Bank. S+W will reserve the necessary wetland credits for a period of six (6) months (the "Reservation Period") upon receipt of a signed Purchase Agreement and a deposit payment of \$59,475 (equal to 15% of the total expected sale price). If Client has not received the necessary approvals pursuant to Section 404 and/or 401 of the Clean Water Act or the Ohio Isolated Wetland Permit program during the Reservation Period, S+W will extend the Reservation Period for an additional 6-months upon receipt of an additional 15% deposit received prior to the expiration of the initial 6-month Reservation Period. The remaining balance shall be paid within 12-months of the date of this contract.

B. If the remaining balance is not paid in full within 12-months, the Client, at their sole discretion, may extend the Reservation Period an additional 12 months under the following terms:

- 1) Client notifies S+W in writing of its intent to extend the agreement beyond the second Reservation Period not less than 30 days after the expiration of the second Reservation Period.
- 2) At the end of the second Reservation Period, the unit price of the credits will change to match the current unit price for credits from the Grafton Swamp Bank Wetlands Mitigation Bank.

- 3) Client completes a third deposit payment not less than 30 days after the expiration of the second Reservation Period. The third deposit payment shall be equal to forty-five percent of the total purchase price, based on the current unit cost, less previous deposit payments.
 - 4) All deposit payments made by Client shall be applied towards the remaining balance due based current unit cost of the credits.
- C. The Client's initial 15% deposit is refundable if within the initial 6-month Reservation Period the Corps or the Ohio EPA denies Client's request for a permit for the wetland impact or if Client elects to withdraw their permit application, provided the Client notifies S+W in writing of the denial of its permit or its intention to withdraw its permit application prior to the expiration of the initial 6-month Reservation Period. After the initial 6-month Reservation Period all deposit payments are non-refundable and shall be retained by S+W. If the Reservation Period expires due to lack of timely completion of additional deposit payments after the initial 6-month Reservation Period, the wetlands credits will no longer be reserved for Client but will be available on a first-come basis to all clients of S+W. S+W will provide written notification of the termination of this Agreement to the Corps and/or Ohio EPA as applicable.
- D. **Within thirty (30) days of issuance of the latter of the Clean Water Act Section 404 permit and, if necessary, the Section 401 Certification or Ohio Isolated Wetland Permit, Client will tender the outstanding balance of the cost of the mitigation credits.** Upon permit issuance, Client will provide S+W with a copy of the Section 404 permit and, if applicable, the Section 401 Certification or the Ohio Isolated Wetland Permit. The Permit Issuance Date is the date of the wetland fill permit (Isolated Wetlands Permit, Clean Water Act Section 401/404 permits) issued for the project. If more than one wetland fill permit is required for the project identified in this agreement then the date of the last permit to be issued permit shall be considered as the Permit Issuance Date. If payment is not received by S+W by the end of the thirtieth day after the Permit Issuance Date the Client will be considered to be in **Default of Payment**. Should the Client be in Default of Payment, a **late payment penalty** of \$500 or 2.0% interest per month, whichever is greater, shall be applied to the outstanding balance from the Permit Issuance Date for each month or portion thereof until payment is received in full. It is the sole responsibility of the Client to ensure that they adhere to the terms of this agreement, including timely payment, and to the terms of the permit(s) issued to the Client for the project described in paragraph I(A).
- E. If the Client is in Default of Payment for greater than sixty days (i.e. more than 90 days from Permit Issuance Date), this agreement shall be terminated and the credits will not be reserved for the Client and all payments shall be forfeited to S+W as its sole remedy for liquated damages. In this case, the Client, the Corps and/or Ohio EPA (as applicable) shall be notified by S+W that this agreement has been terminated and the credits are no longer reserved for the Client.
- F. The Client shall have no other obligation other than the payments detailed in this agreement for future maintenance or remedial measures of the Grafton Swamp Wetlands Mitigation Bank.

II. OBLIGATIONS OF STREAM + WETLANDS FOUNDATION

- A. S+W has available for sale mitigation credits at the Grafton Swamp Wetlands Mitigation Bank which have been approved by the IRT to mitigate for certain wetland impacts.
- B. In consideration for the payment of \$396,500 (plus penalties, if applicable, as per paragraph I(C) of this Agreement) by Client, S+W hereby agrees to provide 6.1 wetland mitigation credits (as per paragraph I(A) of this agreement) at the Grafton Swamp Wetlands Mitigation Bank for the benefit of Client hereunder. S+W shall have all responsibility for assuring the restoration and the monitoring and maintenance of the wetlands as provided herein.
- C. S+W will provide written confirmation to the Client that full payment has been received for the purchase of wetland mitigation credits specified in this agreement.

III. GENERAL PROVISIONS

A. This Agreement shall be governed and construed in accordance with the laws of the State of Ohio. Venue for the resolution of any dispute shall be in the Court of Common Pleas of Franklin County, Ohio or in the federal court in the Southern District of Ohio in Columbus, Ohio.

B. The signatories hereto represent and covenant that they are authorized to execute this Agreement and to bind the respective parties to this Agreement.

C. This Agreement is the entire agreement between S+W and Client and supersedes any prior agreements of communications relating thereto. No modification hereof or subsequent agreement related to the sale of ILFP credits described herein shall be binding on either party unless reduced to writing and signed by both parties hereof.

STREAM + WETLANDS FOUNDATION

Signed By: _____

Vincent E. Messerly, President

Date: _____

123 South Broad Street, Suite 238

P.O. Box 369

Lancaster, OH 43130

CLIENT City of Strongsville

Signed By: _____

Printed Name: Thomas P. Perciak

Title: Mayor

Date: _____

Address: 16099 Foltz Parkway

Strongsville, Ohio 44149

E-mail: sue.deluca@strongsville.org

Telephone: 330-580-3150

CLIENT'S CONSULTING FIRM

Firm Name: ms consultants, inc.

Contact Name: Karel Cubick

Address: One Cascade Plaza, Suite 1450

Akron, Ohio 44308

E-mail: kcubick@msconsultants.com

Phone Number: 330-258-9920

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 176

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 (FINAL) FOR AN ADJUSTMENT IN THE CONTRACT PRICE REFLECTING A NET DECREASE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING & PAVING CO., INC. IN CONNECTION WITH THE ALBION ROAD AND WEBSTER ROAD SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2022-151, Council authorized the Mayor to enter into a contract with Fabrizi Trucking & Paving Co., Inc. for the construction of various sanitary sewer improvements in connection with the Albion Road and Webster Road Sanitary Sewer Project (the "Contract") in an amount not to exceed \$3,097,303.00 premised on certain plan quantities (the "Project"); and

WHEREAS, since then, additional work not contemplated in the original contract became necessary and was requested by the City, and certain non-performed contract items and plan quantities have been reconciled with field quantities; and

WHEREAS, Fabrizi Trucking & Paving Co., Inc., therefore, has submitted to the City Engineer a request for an adjustment in the contract price for the costs incurred due to the additional labor, materials and equipment to complete the aforesaid additional work and also for reconciliation of the quantities; and

WHEREAS, the City Engineer has recommended that it would be in the best interest of the City to include and authorize changes in work performed in connection with additional work requested by the City, and to approve final reconciliation of certain non-performed contract items with actual field quantities, as more fully detailed in Change Order No. 1 (Final) attached hereto as Exhibit A and incorporated herein, all resulting in a net change order decrease of \$332,638.93 and a final adjusted total Project cost of \$2,764,664.07.

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 issue and approve Change Order No. 1 (Final) comprising additional work and reconciliation of quantities, all resulting in a net decrease in the amount of \$332,638.93, as recommended by the City Engineer; and after the issuance and approval of said Change Order No. 1 (Final) and compliance with the terms and conditions of the contract, to direct the Director of Finance to make payment to **FABRIZI TRUCKING & PAVING CO., INC.** consistent with the adjusted and decreased total Project cost of \$2,764,664.07.

Section 2. That the funds for the purposes of this Ordinance and the Project have been appropriated and shall be paid from the Sanitary Sewer Fund, from the collection of special assessments to be levied by the City, and such other Federal, State and local funds made available for the Project.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 176
Page 2

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

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to provide for changes in the work in order to properly and promptly complete the Project, to eliminate hazards and provide for a system of centralized sewage collection, disposal and treatment, to avoid potential legal problems, 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

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Ord. No. 2023-176 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CHANGE ORDER

Order No. # 1 Final
Date: December 18, 2023
Agreement Date: October 27, 2022

Name of PROJECT: **Albion Road/Webster Road Sewer Project**

CONTRACTOR: **Fabrizi Trucking and Paving, Inc.**

The following changes are hereby made to the CONTRACTOR DOCUMENTS:

Justification: Project close out to actual quantities

Change to CONTRACT PRICE

Original CONTRACT PRICE: **\$3,097,303.00**

Current CONTRACT PRICE adjusted by Previous CHANGE ORDER: **N/A**

The CONTRACT PRICE due to this CHANGE ORDER will be **decreased** by: **\$332,638.93**

The new CONTRACT PRICE including this CHANGE ORDER will be: **\$2,764,664.07**

Change to CONTRACT TIME: **N/A**

The CONTRACT TIME will be (increased) (decreased) by
 N/A calendar day(s).

The date for completion of all WORK will be (Date):

Requested by: _____
Fabrizi Trucking and Paving, Co.

Recommended by: _____
Ken Mikula, P. E., City Engineer

Accepted by: _____
Mayor Thomas P. Perciak

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 177

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 254.03 OF CHAPTER 254 OF TITLE SIX OF PART TWO OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN ORDER TO ADJUST CERTAIN FEES FOR EMERGENCY MEDICAL SERVICES; 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 254.03 of Chapter 254 of Title Six of Part Two of the Codified Ordinances of the City of Strongsville be and is hereby amended to read in its entirety as follows:

254.03 FEES.

Each person whether resident, real property owner in the City of Strongsville, or non-resident, including employees working within the City, calling for and/or receiving emergency medical service with transport from the City shall pay, effective January 1, ~~2020~~2024, a utilization charge therefor determined as follows:

- (a) For BLS services with Transport, the fee shall be ~~Six~~Seven Hundred Fifty Dollars (~~\$6750.00~~) plus ~~Fourteen~~Sixteen Dollars (~~\$1416.00~~) per mile.
- (b) For ALSI services with Transport, the fee shall be ~~Seven~~Eight Hundred Fifty Dollars (~~\$7850.00~~) plus ~~Fourteen~~Sixteen Dollars (~~\$1416.00~~) per mile.
- (c) For ALSII services with Transport, the fee shall be ~~Nine~~Hundred ~~One Thousand~~ Dollars (~~\$9001,000.00~~) plus ~~Fourteen~~Sixteen Dollars (~~\$1416.00~~) per mile.
- (d) The City will forgive for all Strongsville City residents or owners of real property within the City of Strongsville or employees working within the City of Strongsville or to any covered person where the City has agreed to some other contractual obligation, any outstanding balance resulting from the above fees after available insurance reimbursement is made on their behalf to the City. Individuals receiving a medical transport agree to immediately remit to the City of Strongsville any payments they receive directly from insurance or any source whatsoever, for the services provided to them; and agree to assign all rights to such payments to the City of Strongsville.
- (e) The Director of Finance may waive the aforesaid fee or any portion thereof with regard to persons not included in subsection (d) of this Section 254.03, where it is determined based upon supporting documentation that the non-resident person receiving the services is indigent or otherwise unable to pay for such services, and there is no other source for the payment thereof. In such instances, the individual requesting the waiver shall have the burden of providing any documentation required, including but not limited to verification of income. The City's designated billing agent shall notify each party

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 177
PAGE 2

billed of the terms of this subsection in conjunction with the billing for the fee.

- (f) The charges herein shall be in addition to any other charges payable for such services, including, but not limited to, any tax levied, all or a part of which pays any portion of the cost of emergency medical services, and/or any charges for services rendered by others.

~~(Ord. 2019-191. Passed 12-16-19.)~~

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 such provisions are necessary in order to adjust rates for emergency medical services consistent with current Medicare and commercial insurance guidelines and rates. 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

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Ord. No. 2023-177 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 178

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN ITEMS UTILIZED BY THE FIRE DEPARTMENT, AND WHICH ARE BEYOND THEIR SERVICE LIFE, OBSOLETE AND/OR DAMAGED AND NO LONGER NEEDED NOR SAFE FOR ANY MUNICIPAL PURPOSE.

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 City of Strongsville Fire Department has thirteen (13) self-contained breathing apparatus (SCBAs) and six (6) SCBA cylinders, which are beyond their useful service life, which are damaged and/or in poor condition and unsafe for further use, and which are surplus, have no monetary value and are no longer needed for any municipal purpose; and further finds that it would be in the best interest of the City to dispose of such Fire Department equipment.

Section 2. That, pursuant to Article IV, §3(e) of the City Charter, the Director of Finance with the assistance of the Fire Chief, be and are hereby authorized to dispose of the aforementioned Fire Department equipment which are further identified on the attached Exhibit A, and to perform all acts required in furtherance thereof.

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: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Ord. No. 2023-178 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

Description	Brand	Model	SN	Manufacture Date	Reason for removal
SCBA	Scott	Scott Air-Pak fifty	0024947	10/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0013767	01/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0027062	10/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0027060	10/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0069298	05/2001	Condemned
SCBA	Scott	Scott Air-Pak fifty	0054586	12/2000	Condemned
SCBA	Scott	Scott Air-Pak fifty	0030895	06/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0035457	12/2000	Condemned
SCBA	Scott	Scott Air-Pak fifty	0086395	02/2002	Condemned
SCBA	Scott	Scott Air-Pak fifty	0086408	02/2002	Condemned
SCBA	Scott	Scott Air-Pak fifty	0024937	10/1997	Condemned
SCBA	Scott	Scott Air-Pak fifty	0034502	04/1998	Condemned
SCBA	Scott	Scott Air-Pak fifty	0025531	10/1997	Condemned
SCBA cylinder	Scott	Scott 4.5 60 min	OP224355	09/07	End of Service Life
SCBA cylinder	Scott	Scott 4.5 60 min	OP224442	09/07	End of Service Life
SCBA cylinder	Scott	Scott 4.5 60 min	OP24441	09/07	End of Service Life
SCBA cylinder	Scott	Scott 4.5 30 min	ALT639107405	01/02	End of Service Life
SCBA cylinder	Scott	Scott 4.5 60 min	OP224344	09/07	End of Service Life
SCBA cylinder	Scott	Scott 4.5 30 min	OK571786	05/17	Condemned

EXHIBIT A

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 - 179
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 2023 AND REPEALING ORDINANCE
NUMBER 2023 - 163

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	\$ 21,473,241.00	\$ 9,452,627.00	\$ 21,012,700.00	\$ 51,938,568.00

<u>Special Revenue Funds - 200</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
203	Police Pension	\$ 1,512,761.00	\$ -	\$ -	\$ 1,512,761.00
204	Street Construction & Maintenance	5,536,040.00	7,153,710.00	-	12,689,750.00
205	State Highway Maintenance	-	72,200.00	-	72,200.00
206	Motor Vehicle License Tax	-	474,400.00	-	474,400.00
207	Emergency Vehicle Fund	-	2,188,977.00	-	2,188,977.00
208	Fire Levy	9,627,000.00	1,138,350.00	-	10,765,350.00
209	Fire Pension	1,813,000.00	-	-	1,813,000.00
211	Clerk of Court	-	40,000.00	-	40,000.00
212	Drainage Levy	-	758,000.00	-	758,000.00
213	Local Fiscal Recovery	961,500.00	-	500,000.00	1,461,500.00
214	Multi-Purpose Complex	3,174,750.00	2,404,735.00	-	5,579,485.00
215	Southwest General Hospital	-	375,429.00	-	375,429.00
216	Law Enforcement Federal Seizures	-	60,000.00	-	60,000.00
217	Law Enforcement State Seizures	-	20,000.00	-	20,000.00
218	Law Enforcement Drug Fine	-	10,000.00	-	10,000.00
219	Law Enforcement DWI/DUI	-	20,000.00	-	20,000.00
220	Tree Fund	-	131,300.00	-	131,300.00
222	Community Diversion	4,000.00	4,000.00	-	8,000.00
223	Bond Escrow	-	855,000.00	-	855,000.00
224	Earned Benefits	573,400.00	-	-	573,400.00
225	One Ohio Settlement Fund	-	20,000.00	2,820.00	22,820.00
200	Total Special Revenue Funds	\$ 23,202,451.00	\$ 15,726,101.00	\$ 502,820.00	\$ 39,431,372.00

<u>Debt Service Funds - 300</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
331	General Bond Retirement	\$ -	\$ 6,441,450.00	\$ -	\$ 6,441,450.00
333	Pearl Road TIF # 1	-	585,000.00	-	585,000.00
334	Royalton Road TIF	-	177,888.00	-	177,888.00
335	Pearl Road TIF # 2	-	179,003.00	-	179,003.00
336	Pearl Road TIF # 3	-	41,150.00	-	41,150.00
337	Westwood Commons TIF	-	37,800.00	-	37,800.00
338	Giant Eagle TIF	-	118,306.00	-	118,306.00
339	GETGO TIF	-	24,690.00	-	24,690.00
340	Clover Senior TIF	-	140,939.00	-	140,939.00
341	Pearl Road TIF # 4	-	298,338.00	-	298,338.00
342	Cane's/Chase TIF	-	17,489.00	-	17,489.00
343	Brighton Best TIF	-	3,086.00	-	3,086.00
344	Pearl North TIF	-	30,863.00	-	30,863.00
346	Camden Woods TIF	-	9,000.00	-	9,000.00
300	Total Debt Service Funds	\$ -	\$ 8,105,002.00	\$ -	\$ 8,105,002.00

Capital Improvement Capital Project Funds - 400

Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
441	Recreation Capital Improvement	\$ -	\$ 361,503.00	\$ -	\$ 361,503.00
442	General Capital Improvement	-	22,991,573.00	-	22,991,573.00
447	TIF Capital Improvements	-	336,200.00	-	336,200.00
448	Town Center Improvement Fund	-	9,767,000.00	-	9,767,000.00
400	Total Capital Project Funds	\$ -	\$ 33,456,276.00	\$ -	\$ 33,456,276.00

Enterprise Funds - 500

Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
551	Sanitary Sewer	\$ 2,077,750.00	\$ 12,447,200.00	\$ -	\$ 14,524,950.00

Internal Service Fund - 600

Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
661	Health Insurance Reserve	\$ -	\$ 7,102,400.00	\$ -	\$ 7,102,400.00
664	Worker's Compensation Reserve	-	518,000.00	-	518,000.00
600	Total Internal Service Funds	\$ -	\$ 7,620,400.00	\$ -	\$ 7,620,400.00

Grand Total All Funds	\$ 46,753,442.00	\$ 86,807,606.00	\$ 21,515,520.00	\$ 155,076,568.00
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Itemized list of Transfers and Advances by Fund

Description	Amount
General Fund to Street Construction Fund	\$ 4,000,000.00
General Fund to Fire Levy Fund	5,300,000.00
General Fund to Multi-Complex Fund	2,950,000.00
General Fund to Police Pension Fund	1,000,000.00
General Fund to Fire Pension Fund	1,300,000.00
General Fund to Earned Benefits Fund	400,000.00
Total Transfers	\$ 14,950,000.00
General Fund to Town Center Improvement Fund	\$ 5,753,700.00
General Fund to Local Fiscal Recovery Fund	\$ 300,000.00
Local Fiscal Recovery Fund Advance to General Fund	500,000.00
General Fund to Camden Woods TIF Fund	9,000.00
Ohio Opioid Settlement Fund Advance to the General Fund	2,820.00
Total Advance and Advance Repayments	\$ 6,565,520.00
Total Transfers, Advances and Advance Repayments	\$ 21,515,520.00

Section 2: That all expenditures within the fiscal year ending December 31, 2023 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:

Clerk of Council

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____

ORD. No. 2023-179 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

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

Dept #	Department	Personal Services	Other	Transfers & Advances	Total
011410	Council	\$ 398,000.00	\$ 46,900.00	\$ -	\$ 444,900.00
011411	Mayors Office	295,200.00	19,800.00	-	315,000.00
015412	Police Department	11,081,700.00	1,868,512.00	-	12,950,212.00
011413	Human Resources	283,100.00	80,840.00	-	363,940.00
011414	Finance Department	552,500.00	18,230.00	-	570,730.00
011415	Legal Department	527,600.00	70,350.00	-	597,950.00
011416	Communication & Technology	832,900.00	647,200.00	-	1,480,100.00
011417	Building Department	1,067,990.00	309,900.00	-	1,377,890.00
011418	Mayors Court	168,700.00	252,200.00	-	420,900.00
011420	Rubbish Department	-	2,956,024.00	-	2,956,024.00
011421	Cemetery Department	149,100.00	331,341.00	-	480,441.00
011422	Architectural Board of Review	-	4,000.00	-	4,000.00
011423	Planning Commission	194,300.00	67,800.00	-	262,100.00
011424	Civil Service	-	77,030.00	-	77,030.00
011425	Board of Appeals	-	20,900.00	-	20,900.00
011428	Parks Department	136,200.00	313,000.00	-	449,200.00
011429	Public Safety	194,716.00	-	-	194,716.00
011430	General Miscellaneous	-	1,855,500.00	-	1,855,500.00
011435	Economic Development	210,000.00	107,500.00	-	317,500.00
015415	OPID Grant	39,635.00	20,000.00	-	59,635.00
015414	Corrections Officers	1,086,500.00	95,200.00	-	1,181,700.00
015413	Regional Dispatch Center	4,255,100.00	290,400.00	-	4,545,500.00
011468	Non Government Transfers	-	-	21,012,700.00	21,012,700.00
	Total General Fund	\$ 21,473,241.00	\$ 9,452,627.00	\$ 21,012,700.00	\$ 51,938,568.00
031000	Police Pension	1,512,761.00	-	-	1,512,761.00
046419	Street Repairs	4,680,400.00	5,293,850.00	-	9,974,250.00
046426	Traffic Signal Maintenance	132,200.00	274,360.00	-	406,560.00
046427	Snow Removal	-	680,000.00	-	680,000.00
046433	Municipal Garage	723,440.00	905,500.00	-	1,628,940.00
056000	State Highway Maintenance	-	72,200.00	-	72,200.00
066000	Motor Vehicle License Tax	-	474,400.00	-	474,400.00
075000	Emergency Vehicle Fund	-	2,188,977.00	-	2,188,977.00
085000	Fire Levy	9,627,000.00	872,150.00	-	10,499,150.00
085001	Fire Station Ward 1	-	74,700.00	-	74,700.00
085002	Fire Station Ward 2	-	46,000.00	-	46,000.00
085003	Fire Station Ward 3	-	38,000.00	-	38,000.00
085004	Fire Station Ward 4	-	107,500.00	-	107,500.00
095000	Fire Pension	1,813,000.00	-	-	1,813,000.00
111000	Clerk of Court	-	40,000.00	-	40,000.00
121000	Drainage Levy	-	758,000.00	-	758,000.00
131000	Local Fiscal Recovery	961,500.00	-	500,000.00	1,461,500.00
143304	Sports Programs	296,400.00	230,700.00	-	527,100.00
143305	Recreation Administration	549,300.00	701,500.00	-	1,250,800.00
143306	Fitness	411,850.00	160,700.00	-	572,550.00
143310	Aquatics	727,600.00	153,073.00	-	880,673.00
143311	Recreation Programs	99,500.00	98,500.00	-	198,000.00
143430	Special Events	-	31,500.00	-	31,500.00
143431	Old Town Hall	8,900.00	39,200.00	-	48,100.00
143439	Senior Services	560,700.00	666,770.00	-	1,227,470.00
143451	Recreation Maintenance	520,500.00	293,792.00	-	814,292.00
143500	Program Refunds	-	29,000.00	-	29,000.00
152000	Southwest General Hospital	-	375,429.00	-	375,429.00
165000	Law Enforcement Federal Seizures	-	60,000.00	-	60,000.00
175000	Law Enforcement State Seizures	-	20,000.00	-	20,000.00
185000	Law Enforcement Drug Fine	-	10,000.00	-	10,000.00
195000	Law Enforcement DWI/DUI	-	20,000.00	-	20,000.00
204000	Tree Maintenance	-	131,300.00	-	131,300.00
225000	Community Diversion	4,000.00	4,000.00	-	8,000.00
223100	Bond Escrow	-	855,000.00	-	855,000.00
224000	Earned Benefits	573,400.00	-	-	573,400.00
250000	One Ohio Settlement Fund	-	20,000.00	2,820.00	22,820.00
	Total Special Revenue Funds	\$ 23,202,451.00	\$ 15,726,101.00	\$ 502,820.00	\$ 39,431,372.00

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

Dept #	Department	Personal Service	Other	Transfers & Advances	Total
311000	General Bond Retirement	-	6,441,450.00	-	6,441,450.00
333000	Pearl Road TIF # 1	-	585,000.00	-	585,000.00
334000	Royalton Road TIF	-	177,888.00	-	177,888.00
335000	Pearl Road TIF # 2	-	179,003.00	-	179,003.00
336000	Pearl Road TIF # 3	-	41,150.00	-	41,150.00
337000	Westwood Commons TIF	-	37,800.00	-	37,800.00
338000	Giant Eagle TIF	-	118,306.00	-	118,306.00
339000	GETGO TIF	-	24,690.00	-	24,690.00
340000	Clover Senior TIF	-	140,939.00	-	140,939.00
341000	Pearl Road TIF # 4	-	298,338.00	-	298,338.00
342000	Cane's/Chase TIF	-	17,489.00	-	17,489.00
343000	Brighton Best TIF	-	3,086.00	-	3,086.00
344000	Pearl North TIF	-	30,863.00	-	30,863.00
346000	Camden Woods TIF	-	9,000.00	-	9,000.00
	Total Debt Service	\$ -	\$ 8,105,002.00	\$ -	\$ 8,105,002.00
413000	Recreation Capital Improvement	-	361,503.00	-	361,503.00
421000	General Capital Improvement	-	22,991,573.00	-	22,991,573.00
447100	Pearl & Whitney TIF	-	42,000.00	-	42,000.00
447102	Prospect & Albion TIF	-	20,000.00	-	20,000.00
447103	Goodyear & 5/3 TIF	-	70,000.00	-	70,000.00
447104	42/82 TIF	-	155,200.00	-	155,200.00
447105	Dunkin Donuts TIF	-	20,000.00	-	20,000.00
447106	Pearl & Lunn TIF	-	29,000.00	-	29,000.00
448108	Town Center Improvement Fund	-	9,767,000.00	-	9,767,000.00
	Total Capital Projects	\$ -	\$ 33,456,276.00	\$ -	\$ 33,456,276.00
512501	Engineering and Administration	767,600.00	944,400.00	-	1,712,000.00
512502	Plant Expenditures	-	4,673,000.00	-	4,673,000.00
512503	Line Expenditures	1,310,150.00	292,500.00	-	1,602,650.00
512504	Sewer Capital Improvements	-	6,300,000.00	-	6,300,000.00
512505	Sewer Debt Payments	-	237,300.00	-	237,300.00
	Total Sanitary Sewer	\$ 2,077,750.00	\$ 12,447,200.00	\$ -	\$ 14,524,950.00
661000	Health Insurance Reserve	-	7,102,400.00	-	7,102,400.00
664000	Workers Compensation Reserve	-	518,000.00	-	518,000.00
	Total Internal Service	\$ -	\$ 7,620,400.00	\$ -	\$ 7,620,400.00
	GRAND TOTAL	\$ 46,753,442.00	\$ 86,807,606.00	\$ 21,515,520.00	\$ 155,076,568.00

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2023 – 180

By: Mayor Perciak and All Members of Council

**A RESOLUTION GRANTING PERMISSION TO REPURCHASE
CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE
STRONGSVILLE MUNICIPAL CEMETERY. [Grossenbaugh]**

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, this Council hereby authorizes the repurchase by the City of Strongsville of a certificate for burial rights in the Strongsville Municipal Cemetery for Grave E, in Lot 13 of Section D, from George Grossenbaugh and Mary Grossenbaugh, husband and wife, at the same price that was originally paid therefor.

Section 2. That the funds for the repurchase of said certificate have been appropriated and shall be paid from the General Fund.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this 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 shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

RES
Ord. No. 2023-180 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 181

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTIONS 220.01 AND 220.03(a) OF CHAPTER 220 OF TITLE FOUR OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING COUNCIL MEETINGS, 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 Sections 220.01 and 220.03(a) of Chapter 220 of Title Four of Part Two-Administration Code, of the Codified Ordinances of the City of Strongsville, be and are hereby amended to read in their entirety as follows:

220.01 ORGANIZATION.

At ~~8:00~~**8:07:00** p.m. on the first Monday in January (unless such date is a holiday, then the following work day of each year), Council shall convene and organize. This meeting shall be considered a regular meeting of Council and when Council shall have organized and shall have disposed of all business pertaining thereto, it may consider such regular business as may come before it.

(a) The President of Council shall call Council to order if a quorum shall then be present.

(b) Pledge of allegiance to the flag.

(c) Roll call of Council.

(d) The members of Council shall elect a President who shall then be sworn in. Nominations shall be made from the floor, and after nominations have been closed, a vote shall be taken. A majority vote of all members of Council shall be required to elect a president. The newly elected President shall then take the chair.

(e) Council shall then elect a President of Council Pro Tem.

(f) All elections of Council shall be conducted in the same manner as outlined in Section 220.01(d) hereof.

(g) Council shall have the authority to elect other officers as it deems necessary.

(h) Once Council has organized according to these Rules it shall proceed with the normal order of business.

(i) All meetings of Council shall be held at the Council Chambers, unless otherwise designated by Council, and all meetings of Council shall be open to the public in accordance with the provisions of the Charter and the ordinances enacted by this Council.

~~(Ord. 2002-54. Passed 5-20-02.)~~

* * *

220.03 MEETINGS.

(a) Regular meetings of Council shall be held on the first and third Monday of every month at ~~8:00~~**8:07:00** p.m. unless such Monday falls on a legal holiday or unless otherwise designated. If any Monday is declared a legal

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2023 – 181
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holiday, the meeting shall be on the first work day following except during periods when Council has voted to be in recess.

* * *

~~(Ord. 2002-54. Passed 5-20-02.)~~

Section 2. That all ordinances or parts of ordinances, in conflict with any of the provisions of this Ordinance shall, to the extent of any conflict, be and hereby are repealed.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of 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 Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is necessary for the efficient operation of City Council. 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	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Ord. No. 2023-181 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2023 – 182

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 208.02(f) OF CHAPTER 208 OF TITLE TWO, AND SECTION 222.01 OF CHAPTER 222 OF TITLE FOUR, OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING POSTING PLACES, 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 208.02(f) of Chapter 208 of Title Two of Part Two-Administration Code, of the Codified Ordinances of the City of Strongsville, be and is hereby amended to read in its entirety as follows:

208.02 DEFINITIONS.

* * *

(f) "Post" means to post in an area accessible to the public during the usual business hours at the ~~following~~ locations **set forth in Section 222.01:**

- ~~(1) The Strongsville City Hall Council Chambers;~~
- ~~(2) The Strongsville Public Library;~~
- ~~(3) The Walter F. Ehrnfelt Recreation & Senior Center;~~
- ~~(4) U.S. Post Office, Strongsville Branch; and~~
- ~~(5) The Edward J. Latawiec Service Center.~~

A notice identifying the locations at which notifications will be posted pursuant to these Rules shall be published by the Clerk within ten calendar days after the adoption of these Rules.

* * *

~~(Ord. 2020-073. Passed 5-4-20.)~~

Section 2. That Section 222.01 of Chapter 222 of Title Four of Part Two-Administration Code, of the Codified Ordinances of the City of Strongsville, be and is hereby amended to read in its entirety as follows:

222.01 POSTING PLACES.

(a) ~~For the purpose of posting~~ **All** ordinances, resolutions, statements, orders, proclamations, notices and reports **shall be posted on the website of the City and in the following;** ~~as required by Article III, Section 12, of the Charter, the following are determined to be five of the most~~ public places in the Municipality:

- (1) ~~City Hall Council Chambers~~ **Mike Kalinich, Sr. City Council Chambers; and**
- (2) ~~U.S. Post Office - Strongsville Branch;~~
- (3) ~~Edward J. Latawiec Service Center;~~
- (4) ~~Strongsville Public Library;~~
- (5) ~~Walter F. Ehrnfelt Recreation and Senior Center.~~

(b) All the matters set forth in subsection (a) hereof shall hereafter be posted at such places or in such other manner as Council determines by ordinance, resolution or order. The Clerk is directed to procure proper bulletin boards or other facilities and to cause the same to be erected at the above-mentioned places for such purposes.
~~(Ord. 2004-273. Passed 10-4-04.)~~

Section 2. That all ordinances or parts of ordinances, in conflict with any of the provisions of this Ordinance shall, to the extent of any conflict, be and hereby are repealed.

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of 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 Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is necessary to provide for the proper posting of City Council documents and other matters before it. 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

Date Passed: _____

Approved: _____
Mayor

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Clark	_____	_____
DeMio	_____	_____
Kaminski	_____	_____
Kosek	_____	_____
Roff	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

Ord. No. 2023-182 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

Public Hrg. _____ Ref: _____
Adopted: _____ Defeated: _____