

City of Strongsville

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

May 28, 2015

City Council

Michael J. Daymut
President of Council
Ward 1

Matthew A. Schonhut
Ward 2

James E. Carbone
Ward 3

J. Scott Maloney
Ward 4

Joseph C. DeMio
At-Large

Kenneth M. Dooner
President Pro Tem
At-Large

Duke Southworth
At-Large

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

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

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, June 1, 2015**, to be held in the Caucus Room and the Council Chamber at the **Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road**:

Caucus will begin at 7:15 p.m. All committees listed will meet immediately following the previous committee:

7:15 P.M. Planning Zoning and Engineering Committee will meet to discuss Ordinance Nos. 2015-057, 2015-107, 2015-108, 2015-109, 2015-110 and Resolution No. 2015-111.

Public Safety and Health Committee will meet to discuss Ordinance No. 2015-112.

Communications and Technology Committee will meet to discuss Ordinance No. 2015-113.

Finance Committee will meet for general discussion regarding the library levy.

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

8:00 P.M. Regular Council Meeting

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

BY ORDER OF THE COUNCIL:

Aimee Pientka, CMC
Clerk of Council

STRONGSVILLE CITY COUNCIL REGULAR MEETING
MONDAY, JUNE 1, 2015 AT 8:00 P.M.
Mike Kalinich Sr. City Council Chamber
18688 Royalton Road, Strongsville, Ohio

AGENDA

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
 - *Council Meeting – May 18, 2015*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
 - Mayor's announcement of the appointment of Rev. Joseph R. Mamich to the position of Chaplain of the Safety Forces in accordance with SCO Section 248.04
7. PUBLIC HEARING:
 - Ordinance No. 2015-057 by Mr. Maloney. 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 VACANT REAL ESTATE LOCATED ON WESTWOOD DRIVE (PPN 396-10-016) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY. First reading and referred to Planning Commission 04-06-15. Favorable recommendation by Planning Commission 04-09-15. Second reading 04-20-15.
8. REPORTS OF COUNCIL COMMITTEE:
 - SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth:
 - SCHOOL BOARD – Mr. Carbone:
 - BUILDING AND UTILITIES – Mr. Schonhut:
 - COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut:
 - ECONOMIC DEVELOPMENT – Mr. Daymut:
 - FINANCE – Mr. Dooner:
 - PLANNING, ZONING AND ENGINEERING – Mr. Maloney:
 - PUBLIC SAFETY AND HEALTH – Mr. DeMio:
 - PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:

- RECREATION AND COMMUNITY SERVICES – Mr. Southworth:
- COMMITTEE-OF-THE-WHOLE – Mr. Daymut:

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. 2015-057 by Mr. Maloney. 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 VACANT REAL ESTATE LOCATED ON WESTWOOD DRIVE (PPN 396-10-016) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY. First reading and referred to Planning Commission 04-06-15. Favorable recommendation by Planning Commission 04-09-15. Second reading 04-20-15.
- Ordinance No. 2015-107 by Mr. Maloney. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 6 FOR AN EXTENSION OF THE COMPLETION DATE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING & PAVING CO., INC., IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT PHASE II (CUY-42-0.00), AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-108 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PRIEM ROAD CULVERT REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-109 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A GRANT OF EASEMENT FOR THE PURPOSES OF CONSTRUCTING, RECONSTRUCTING, MAINTAINING, OPERATING, USING, REPAIRING AND REPLACING A SANITARY SEWER SYSTEM WITH A PUMP STATION AND APPURTENANCES, FROM SPYGLASS HILL HOMEOWNERS' ASSOCIATION, IN CONNECTION WITH THE WEST 130TH PUMP STATION PROJECT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-110 by Mayor Perciak and Mr. Maloney. AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES ONLY THE PLAT OF EDGEBROOK SUBDIVISION PHASE 2, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

- Resolution No. 2015-111 by Mayor Perciak and Mr. Maloney. A RESOLUTION DECLARING THE INTENT OF THE COUNCIL OF THE CITY OF STRONGSVILLE TO ACCEPT FOR DEDICATION CERTAIN STREETS WITHIN EDGEBROOK SUBDIVISION PHASE 2, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

- Ordinance No. 2015-112 by Mayor Perciak and All Members of Council. AN ORDINANCE RATIFYING AND AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE WITH THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998, AND DECLARING AN EMERGENCY.

- Ordinance No. 2015-113 by Mr. Schonhut. AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2015-014 TO EXTEND THE TERM OF THE CONTRACT UNDER THE UNITED STATES GENERAL SERVICES ADMINISTRATION AUTHORIZING THE PURCHASE OF CELLULAR COMMUNICATIONS SERVICES AND EQUIPMENT FOR USE BY VARIOUS DEPARTMENTS OF THE CITY, AND DECLARING AN EMERGENCY.

12. COMMUNICATIONS, PETITIONS AND CLAIMS:

13. MISCELLANEOUS BUSINESS:

14. ADJOURNMENT:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 057

By: Mr. Maloney

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 VACANT REAL ESTATE LOCATED ON WESTWOOD DRIVE (PPN 396-10-016) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY.

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

Section 1. That the 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 certain vacant property located on Westwood Drive (PPN 396-10-016), in the City of Strongsville, from GB (General Business) classification to R-RS (Restaurant-Recreational Services) classification, which property is more fully described in Exhibit "A" and depicted in Exhibit "B," all attached hereto and incorporated herein by reference.

Section 2. That 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 change 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 rezone such property in order to provide for the orderly development of lots and lands within the City, to afford the applicant an opportunity to submit plans and commence construction as weather permits, to enhance economic development within the City, and to conserve public funds. Therefore, provided this Ordinance receives the

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 057
Page 2

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: April 6, 2015 Referred to Planning Commission
 Second reading: April 20, 2015 April 7, 2015
 Third reading: _____ Approved: PC 04-09-15
Favorable recommendation by
 Public Hearing: _____

 President of Council
 Approved: _____
 Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2015-057 Amended: _____
 1st Rdg. 04-06-15 Ref: PC/PZE
 2nd Rdg. 04-20-15 Ref: PZE
 3rd Rdg. _____ Ref: _____

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



DONALD G. BOHNING & ASSOCIATES, INC.

CIVIL ENGINEERING & SURVEYING

7979 HUB PARKWAY • VALLEY VIEW, OHIO 44125 • (216) 642-1130
FAX • (216) 642-1132

PPN 396-10-016
DGB 4359-1

March, 2015

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio, and known as being part of Original Strongsville Township Lot 55, and bounded and described as follows:

Beginning at an iron pin monument found in the centerline of Pearl Road (U.S. 42), variable width, a its intersection with the centerline of Westwood Drive (West);

Thence North 00 degrees 28 minutes 05 seconds West along the centerline of Pearl Road, 5.47 feet to its intersection with the centerline of Westwood Drive, 60 feet wide;

Thence South 88 degrees 29 minutes 59 seconds East along the centerline of Westwood Drive (East), 271.79 feet to its intersection with the southerly prolongation of the westerly line of a parcel of land conveyed to Cameron-Allie Development Group, LLC by deed recorded s A.F.N. 201412290657 of Cuyahoga County Records;

Thence North 02 degrees 19 minutes 41 seconds East, 30.00 feet to its intersection with the northerly line of Westwood Drive (East), and the principal place of beginning of the parcel herein described, and from which point a 1 inch iron pipe found bears North 02 degrees 19 minutes 41 seconds East, 0.27 feet;

Thence North 02 degrees 19 minutes 41 seconds East along the westerly line of said line conveyed to Cameron-Allie Development Group, LLC, 158.89 feet to its intersection with the westerly line of a parcel of land conveyed to Strongsville Senior Associates Limited Partnership by deed recorded as A.F.N. 200310280195 of Cuyahoga County Records;

Thence South 88 degrees 29 minutes 59 seconds East along the southerly line of said land conveyed to Strongsville Senior Associates Limited Partnership, 97.80 feet to a 1/2 inch iron pin found and used;

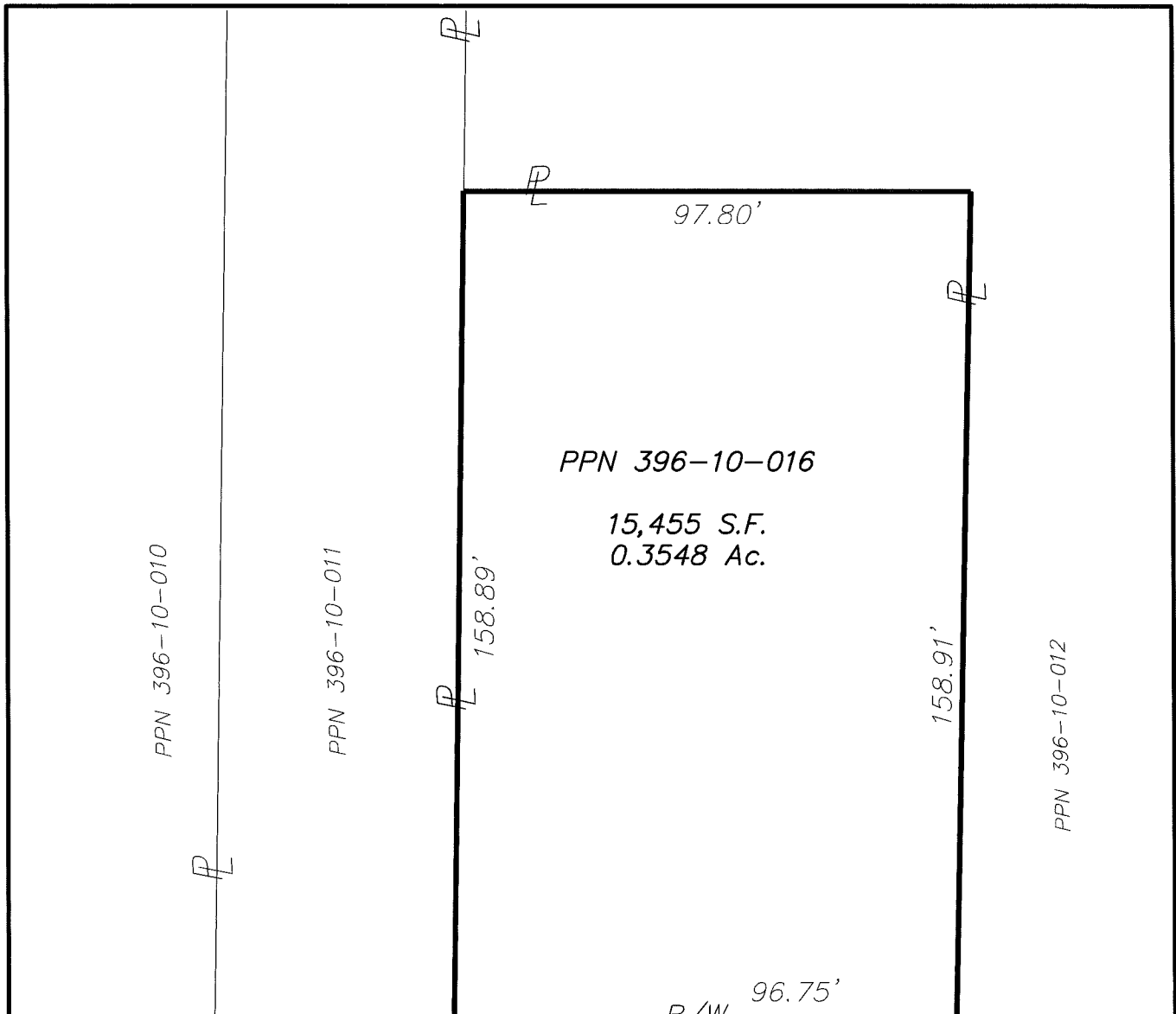
Thence South 02 degrees 42 minutes 21 seconds West along the westerly line of said land conveyed to Strongsville Senior Associates Limited Partnership, 158.91 feet to its intersection with the northerly line of Westwood Drive (East), and from which point a 1/2 inch iron pin found bears North 88 degrees 29 minutes 59 seconds West, 0.31 feet;

Thence North 88 degrees 29 minutes 59 seconds West along the northerly line of Westwood Drive (East), 96.75 feet to the principal place of beginning and containing 15,455 square feet or 0.3548 acres of land according to the survey by Donald G. Bohning & Associates, Inc. dated December, 2014.

The courses used in this description are referenced to an assumed meridian and are used to indicate angles only.

m:\adcadd\p\4359-s\documents\legal description ppn 396-10-016.doc

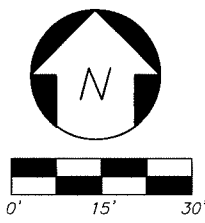
EXHIBIT A



WESTWOOD DRIVE (EAST) 60'

PARCEL EXHIBIT
 P.P.N. 396-10-016
 PART OF STRONGSVILLE TOWNSHIP LOT 55
 CITY OF STRONGSVILLE, OHIO

M:\adccad\p\4359-3\dwg\4359s1-Parcel.dwg 11/13/2014 6:11 AM



DONALD G. BOHNING & ASSOCIATES, INC. CIVIL ENGINEERING & SURVEYING 7979 HUB PARKWAY • VALLEY VIEW, OHIO 44125 PHONE: (216) 642-1130 FAX: (216) 642-1132			
HORIZ. SCALE	DR'N	CHK.	DATE
1"=30'	M.G.	G.M.	NOV., 2014
GR. SCALE	FILE NO.	ORDER NO.	
	4359S1prclX	4359-S1	1/1

EXHIBIT B

PETITION FOR ZONING CHANGE

Ordinance Number: 2015-057

To the Council of the City of Strongsville, County of Cuyahoga, State of Ohio:

I/We, the undersigned owner(s) of the property set above our names on the Property Description Form attached to this document, hereby petition your Honorable Body that said property be changed from a class GB use to a class R-RS use.

Such change is necessary for the preservation and enjoyment of a substantial property right because: A free standing ice cream shop is proposed and such use would be a great catalyst to the commons and surrounding amenities (ball fields, rec center, library, etc).

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because: The use will enhance the surrounding area, and stimulate more activity for adjacent businesses + public amenities.

Please list other supporting documents (if any) which accompany this petition:

- None
- _____
- _____

THE PROPOSED USE OF THE PROPERTY IS: Ice Cream Shop

Name, address and **telephone number** of applicant or applicant's agent:

Name: Nick Catanzarite

Address: 1301 E. 9th St, Suite 3500, Cleveland, OH 44114

Telephone Number: 216.781.1212

[Signature]
Signature of Owner(s)

State of Ohio)
County of Cuyahoga)

Subscribed and sworn to and subscribed in my presence this 11 day of March, 2015.

NATHAN A. FELKER

NOTARY PUBLIC, STATE OF OHIO

MY COMMISSION HAS NO

EXPIRATION DATE

[Signature]
Notary Public

My commission expires: _____



Section 147.010 of the Ohio Code requires that the details in item number 4 on page one. The certified list of property owners must be prepared by a title insurance company. Please provide a cover letter from the title insurance company verifying that said list was prepared by them.

PROPERTY DESCRIPTION FORM

Ordinance Number: 2015-057

The following described property is that property for which a change is being requested in the attached Petition for Zoning Change and which is hereby incorporated into and made part of said petition:

Address of Property: 1/2 Westwood Drive

Permanent Parcel No.: 396-10-016

The property is bounded by the following streets: (indicate direction; i.e., north, south, etc.) Westwood Drive to the South

Number and type of buildings which now occupy property (if any): Vacant

Acreage: 0.35 acres

Said property (has) (had) the following deed restrictions affecting the use thereof (attach copy): N/A

Said deed restrictions (will) (have) expire(d) on: N/A

Said property is presently under lease or otherwise encumbered as follows: N/A

Owner(s)	Percent of Ownership:
1. <u>Cameron-Allie Development Group LLC</u>	<u>100%</u> %
2. _____	_____ %
3. _____	_____ %

N.A. Felker
Signature of Owner(s)

State of Ohio)
County of Cuyahoga)

Sworn to and subscribed to in my presence this 11 day of March, 2015.



NATHAN A. FELKER
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION HAS NO
EXPIRATION DATE
SECTION 147.03 O.R.C.

N.A. Felker
Notary Public

My commission expires _____

* Please pay particular attention to the details in item number 4 on page one. The certified list of property owners must be prepared by a title insurance company. Please provide a cover letter from the title insurance company verifying that said list was prepared by them.

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Ken Mikula, City Engineer

FROM: Aimee Pientka, Clerk of Council

DATE: March 12, 2015

SUBJECT: Rezoning Application
Cameron-Allie Development Group, LLC, Owners;
Nick Catanzarite, Agent
PPNs 396-10-016
From GB to R-RS

Please check the legal description on the attached application for rezoning and, if correct, please forward to the Law Director so he may prepare legislation for Council to consider.

Thank you.

akp
Attachments

cc: Thomas P. Perciak, Mayor
Kenneth A. Kraus, Law Director
Daniel J. Kolick, Asst. Law Director
George Smerigan, City Planner
All Members of Council
Carol Oprea, Planning Commission Secretary

City of Strongsville

Memorandum

To: Ken Kraus, Law Director

CC: Mayor Thomas Perciak
Aimee Pientka, Clerk of Council

From: Lori Daley, Engineering

Date: March 19, 2015

Re: Rezoning Application
Cameron-Allie Development Group. LLC, Owners
Nick Catanzarite, Agent
PPN 396-10-016
From GB to R-RS

Ken,

The legal description included in the Clerk of Council's March 12, 2015 memo regarding the above referenced parcel appears to accurately describe the area be rezoned.

Please note, additional legal descriptions were included in the applicant's packet that are not part of the rezoning request. The attached legal, also found in the application, is the legal description that accurately describes the parcel to be rezoned.

Please feel free to contact me with any questions.

Thank you.

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Planning Commission

FROM: Tiffany Mekeel, Assistant Clerk of Council

DATE: April 7, 2015

SUBJECT: Referral from Council: Ordinance No. 2015-057

At its regular meeting of April 6, 2015, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

Ordinance No. 2015-057 by Mr. Maloney. 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 VACANT REAL ESTATE LOCATED ON WESTWOOD DRIVE (PPN 396-10-016) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY.

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

TAM
Attachment

MEMORANDUM

TO: Aimee Pientka, Council Clerk
Ken Kraus, Law Director

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

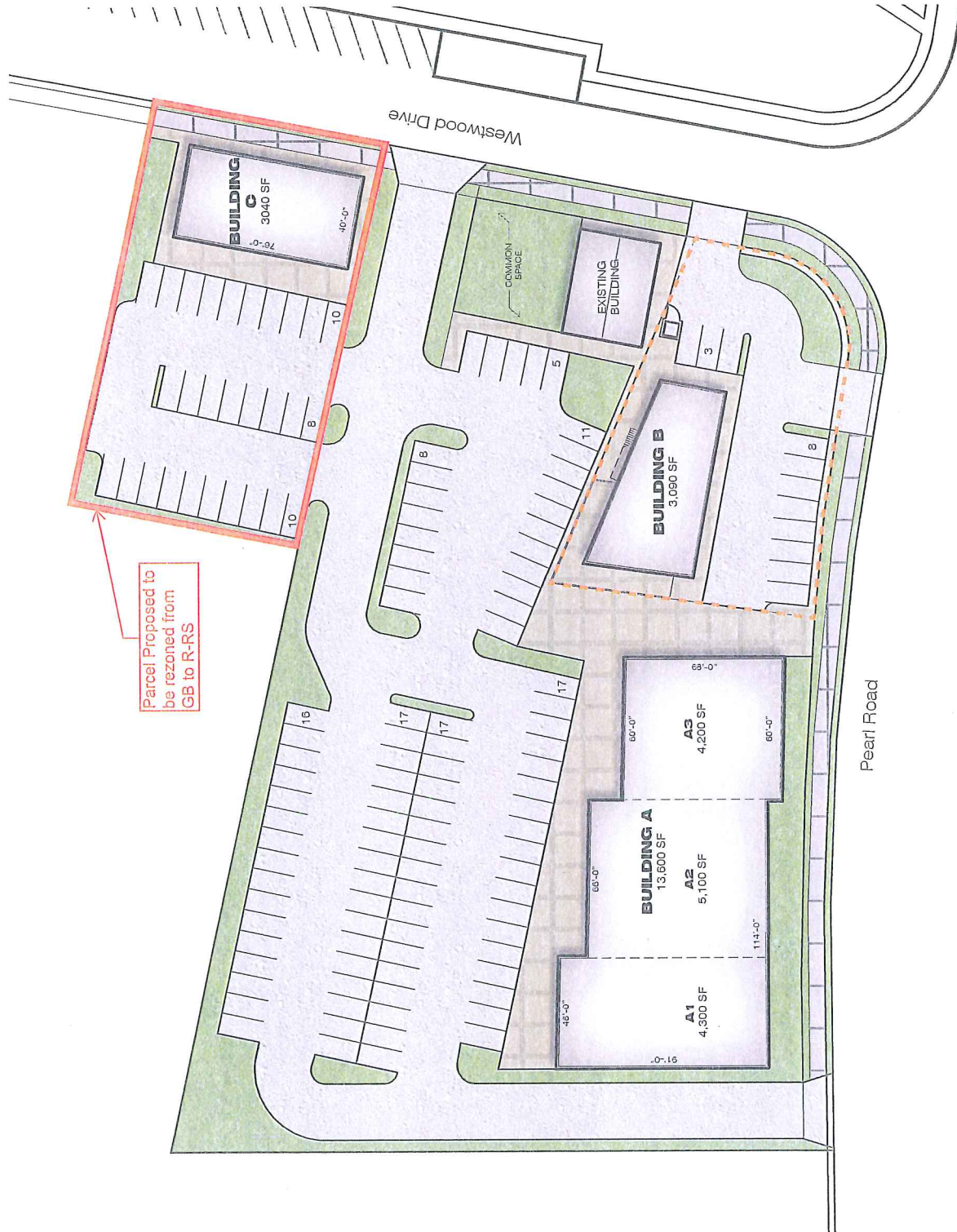
SUBJECT: Referrals to Council

DATE: April 10, 2015

Please be advised that at its meeting of April 9, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ORDINANCE 2015-057:

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 vacant real estate located on Westwood Drive (PPN 396-10-016) in the City of Strongsville from GB (General Business) Classification to R-RS (Restaurant-Recreational Service) Classification, and Declaring an Emergency.



LEGEND

OWNED BY OTHERS

SITE SUMMARY

SITE AREA	2.24 ACRES
NEW RETAIL BUILDING A	AREA (SF)
A1 (RETAIL)	4,300
A2 (RETAIL)	5,100
A3 (RESTAURANT)	4,200
BUILDING A TOTAL	13,600
BUILDING B	3,090
BUILDING C	3,040
TOTAL A+B+C	19,730
PARKING PROVIDED	119 SPACES

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 107

By: Mr. Maloney

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 6 FOR AN EXTENSION OF THE COMPLETION DATE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING & PAVING CO., INC., IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT PHASE II (CUY-42-0.00), AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2013-207, Council authorized the Mayor to enter into a contract with Fabrizi Trucking & Paving Co., Inc. for improvements to a section of Pearl Road in connection with the Pearl Road Widening Project Phase II (Cuy-42-0.00) (the "Project") in the amount of \$7,052,132.40; and

WHEREAS, by and through Ordinance Nos. 2014-040, 2014-078, 2014-131, 2014-230 and 2015-020, the City, through the City Engineer, and as recommended by the City's Construction manager, CT Consultants, Inc., determined it would be in the best interests of the City to approve Change Orders 1 through 5, to include as a part of the Project various additional work required for the Project to continue, all in the total amount of \$478,022.69; and

WHEREAS, the City's Construction Manager, CT Consultants, Inc., and the City's Engineer now are recommending that due to the unusually long and harsh winter weather conditions, it will be necessary and in the best interests of the City to extend the required time period for completion of the contract by sixty-two (62) calendar days, from May 9, 2015 to July 10, 2015, all as more fully set forth in Change Order No. 6 marked as Exhibit A, and attached hereto and incorporated herein as if fully rewritten.

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. 6 to the contract, thereby extending the required time period for completion of the contract by an additional sixty-two (62) days, from May 9, 2015 to July 10, 2015, as recommended by CT Consultants, Inc. and the City Engineer, and consistent with Section 15 of the General Conditions to the contract with **FABRIZI TRUCKING & PAVING CO., INC.**

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 107

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Section 2. That the funds necessary for this Ordinance have been appropriated and shall be paid from the Pearl Road Capital Improvement Fund, Royalton Road and/or Pearl Road Tax Increment Financing Funds and such other Federal, State and local funds made available for the Project, including but not limited to State of Ohio, Ohio Public Works Commission funding, and/or Federal Highway Safety Program funds, and Federal Earmark Funds; and that the Director of Finance be and is hereby authorized and directed to issue his warrants for payment accordingly, and in accordance with the terms of any applicable grant agreements.

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 contract date in order to properly complete the Project, to avoid potential legal entanglements, to comply with grant requirements, and conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council
Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2015-107 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CHANGE ORDER

Change Order No.: 6
Date: May 6, 2015
Agreement Date: October 18, 2013

Name of PROJECT: Pearl Road Widening Ph2 CUY-42-0.00; PID 88677

OWNER: City of Strongsville, Ohio
CONTRACTOR: Fabrizi Trucking & Paving

The following changes are hereby made to the CONTRACT DOCUMENTS:

Justification: Time extension for project completion

Change to CONTRACT PRICE:

Original CONTRACT PRICE: \$ 7,052,132.40
Current CONTRACT PRICE adjusted by Previous CHANGE ORDER \$ 7,530,155.09
The CONTRACT PRICE due to this CHANGE ORDER will be (increased) (decreased) by: \$ 0.00
The FINAL CONTRACT PRICE including this CHANGE ORDER will be \$ 7,530,155.09

Change to CONTRACT TIME:

The CONTRACT TIME will be increased by 62 (Calendar Days)
Original Completion Date May 9, 2015
The date for completion of all WORK will be July 10, 2015 (Date)

Requested by: Maria Fearer, Vice President, Fabrizi Trucking & Paving
Date: 5/6/15

Recommended by: Thomas B. Gwydir, Jr., P.E., CT Consultants, Inc
Date: 5-8-15

Accepted by: Ken Mikula, P.E., City of Strongsville
(Date)

Federal Agency Approval (where applicable)
(Date)

Summary of Review Totals

Proposed Change Order Number 6

<u>Item No.</u>		<u>Value of Extra Work</u>	
		<u>LOCAL Funding</u>	<u>ODOT Eligible</u>
6-1	Time Extension for Final Completion to July 10, 2015.	\$ -	\$ -
	Sub-Total	\$ -	\$ -
Bond Increase	2.50%	\$0.00	\$0.00
	Totals	\$ -	\$ -

Settled Amount of Change Order #6 **\$0.00**

NOTICE TO PROCEED

To: **Fabrizi Trucking & Paving Co., Inc.**

Date: Nov 5, 2013

PROJECT Description: **PEARL ROAD WIDENING PROJECT (CUY-42-0.00).**

You are hereby notified to commence WORK in accordance with the Agreement dated October 18, 2013 on or before November 15, 2013, and you are to complete the WORK within 540 consecutive calendar days thereafter. The date of completion of all WORK is therefore May 9, 2015.

You are required to return an acknowledged copy of this NOTICE TO PROCEED to the OWNER.

CITY OF STRONGSVILLE

Owner

By Thomas P. Perciak

Name **THOMAS P. PERCIAK**

Title **MAYOR**

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE TO PROCEED is hereby acknowledged

By [Signature]
this the 5th day
of November, 2013.
Name Emilio Fabrizi
Title President

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 108

By: Mayor Perciak and Mr. Maloney

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PRIEM ROAD CULVERT REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised and received bids for the Priem Road Culvert Replacement Project in the City of Strongsville; and

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

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

Section 1. That this Council hereby finds and determines that the bid submitted by **FABRIZI TRUCKING & PAVING COMPANY, INC.**, for the Priem Road Culvert Replacement Project meets the specifications on file in the office of the City Engineer; is in compliance with the applicable requirements for bids and contracts established by the laws of the City and the State; and is the lowest and best bid for the proposed contract. Any and all minor defects or informalities in the bidding process are waived. All other bids for this contract are hereby rejected.

Section 2. That the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder in the amount of \$331,559.75, for the Priem Road Culvert Replacement Project in the City of Strongsville, and in a form approved by the Law Director.

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

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

Section 5. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 - 108

Page 2

authorize execution of said contract in order to make the within improvements to provide more efficient drainage in the Priem Road area, improve properties within the City, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council
Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2015-108 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 109

By: Mayor Perciak and Mr. Maloney

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A GRANT OF EASEMENT FOR THE PURPOSES OF CONSTRUCTING, RECONSTRUCTING, MAINTAINING, OPERATING, USING, REPAIRING AND REPLACING A SANITARY SEWER SYSTEM WITH A PUMP STATION AND APPURTENANCES, FROM SPYGLASS HILL HOMEOWNERS' ASSOCIATION, IN CONNECTION WITH THE WEST 130TH PUMP STATION PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, the City finds it necessary to expand the current West 130th Street Pump Station; and

WHEREAS, in order to expand the Pump Station, it is necessary to obtain an additional Grant of Easement from the Spyglass Hill Homeowners' Association, on property known as being Permanent Parcel No. 399-32-010; and

WHEREAS, pursuant to Article IV, Section 5(g) of the City Charter, at its meeting of _____, the Planning Commission of the City of Strongsville gave a _____ recommendation on obtaining the easement.

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

Section 1. That the Council hereby authorizes the Mayor to accept a Grant of Easement from Spyglass Hill Homeowners' Association for the purposes of constructing, reconstructing, maintaining, operating, using, repairing and replacing a sanitary sewer system with a pump station and appurtenances on property located in the Spyglass Hill Subdivision and further known as Permanent Parcel No. 399-32-010, as more fully set forth in Exhibit 1, attached hereto and made a part hereof by reference.

Section 2. That the Clerk of Council is hereby directed to cause the aforesaid easement to be recorded in the office of the Cuyahoga County Fiscal Officer after its execution and upon receipt of evidence of title satisfactory to the Law Director.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is necessary to obtain the aforesaid easement in order to improve the sanitary sewer system of the City 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.

First reading: _____ Referred to Planning Commission
 Second reading: _____
 Third reading: _____ Approved: _____
 Public Hearing: _____

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2015-109. Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

**GRANT OF EASEMENT
FOR
SANITARY SEWER SYSTEM PURPOSES**

This Easement Grant is made between **SPYGLASS HILL HOMEOWNERS' ASSOCIATION**, a non-profit corporation, along with its successors and assigns (hereinafter referred to as the "Grantor"), located at P.O. Box 360183, Strongsville, Ohio 44136, and the **CITY OF STRONGSVILLE**, a municipal corporation, located at 16099 Foltz Parkway, Strongsville, Ohio 44149, with its successors and assigns (hereinafter referred to as the "Grantee" or "City").

WHEREAS, the Grantor is the owner in fee simple of certain real estate located in the City of Strongsville, Ohio and known as Permanent Parcel No. 399-32-010; and

WHEREAS, the Grantee-City is proposing to construct or cause to be constructed, a sanitary sewer system and appurtenances which will include on the subject property approximately ten (10) linear feet of 10" forcemain, sanitary sewer pipe, a pump station and various other appurtenances, on land to be dedicated to public use as an easement; and

WHEREAS, the Grantor wishes to grant and the Grantee wishes to accept a permanent and perpetual easement for the purposes of constructing, reconstructing, maintaining, operating, using, repairing and replacing a sanitary sewer system and appurtenances within, across, through and under Grantor's property and within the Easement area;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and for other good and valuable consideration, the receipt of which is hereby acknowledged, the following grants, agreements, and covenants are made:

The Grantor hereby gives, grants, bargains and conveys to the Grantee, its successors and assigns a perpetual easement and right to enter upon the premises described in Exhibit "A", and reflected in the map marked as Exhibit "B", attached hereto and incorporated herein by reference, and to remove and/or replace trees and

other items where necessary for the purposes of constructing, reconstructing, maintaining, operating, using, repairing and replacing a sanitary sewer system, and to make all repairs to such sanitary sewer system connected therewith, in, into, upon, over, across and under the Easement area, that in the opinion of the proper local authorities of the City of Strongsville, its successors or assigns, may be necessary or advisable, in order to maintain or operate said sanitary sewer system in accordance with the ordinances, rules and regulations for the management and protection of such systems of said City of Strongsville, now in force or that may hereafter be adopted.

The Grantor and Grantee further, in consideration of the acceptance of the easement by the City of Strongsville above mentioned, do hereby agree that Grantee shall construct and install said sanitary sewer system in accordance with the plans and specifications to be approved by the City Engineer and in accordance with the provisions, rules, regulations and requirements of the City of Strongsville; and further agree that Grantee shall pay the entire cost of said construction and installation of said sanitary sewer system. Said sanitary sewer system shall be and become the property of the City of Strongsville, its successors or assigns upon completion and approval by the City of Strongsville, its successors or assigns.

Grantor acknowledges and agrees that Grantee shall not be obligated to maintain landscaping and/or lawn areas within the easement area.

The Grantor hereby restricts said premises within the limits of the above-described easement against the construction thereon of any temporary or permanent structures.

The Grantor agrees to keep the premises free of materials, equipment, vehicles, trees, shrubbery, and any other obstructions which would interfere with Grantee's access to or maintenance of the sanitary sewer system. Grantor further agrees to make no alterations to the premises which would increase or reduce the depth of the sanitary sewer system.

If the Grantor, its successors or assigns desires to alter the premises in any way other than as expressly permitted herein, it must obtain the prior written approval of the Grantee. Upon receipt of such approval, the Grantor shall, at its own expense, relocate or reconstruct all or any portion of the sanitary sewer system which is affected by such alteration and, where necessary, grant a new easement of not less than the width of this easement under the same terms and conditions as herein provided. The relocated or reconstructed sanitary sewer system, upon completion and approval by the Grantee, shall become the property of the City of Strongsville.

Grantor hereby indemnifies and guarantees to save harmless the City of Strongsville against any expense or damage to said sanitary sewer system that said Grantor and its successors or assigns may at any time cause by the installation, construction, reconstruction, maintenance, repair, or other use of Premises within the limits of the above-described easement.

If the Grantor violates any of the provisions of this easement, the Grantee, at the expense of the Grantor, may enter upon the premises and make such alterations as are necessary to bring the premises into compliance with the provisions of this easement.

The Grantor hereby reserves the right to use the premises for such use as is not expressly prohibited by or inconsistent with the terms of this easement.

The Grantor covenants with the Grantee that it is well-seized of the premises as a good and indefeasible estate in fee simple, and has the right to grant and convey the premises in the manner and form above written. The Grantor further covenants that it will warrant and defend the premises with the appurtenances thereunto belonging to the City of Strongsville against all lawful claims and demands whatsoever for the purposes described herein, including all liens and encumbrances whatsoever.

This easement shall inure to the benefit of any person, firm or corporation who the City of Strongsville, its successors and assigns, shall authorize to undertake the performance of work within the purpose of this easement.

The parties hereto agree that this Grant of Easement embodies the complete understanding of the parties, and that no changes in this Agreement shall be made unless such changes are in writing, approved and subscribed by the parties hereto or their appropriate legal representatives, successors and assigns in accordance with law..

This Grant of Easement shall be binding upon and inure to the benefit of the parties, their respective heirs, legal representatives, successors and assigns.

TO HAVE AND TO HOLD the above granted easement, rights of way and sanitary sewer system and appurtenances for the purposes above mentioned unto the City of Strongsville, its successors and assigns forever.

IN WITNESS WHEREOF, this instrument is executed this 18th day of May, 2015.

Signed and acknowledged in the presence:

Lee Deery

"GRANTOR"
SPYGLASS HILL HOMEOWNERS'
ASSOCIATION
(an Ohio non-profit corporation)

By: Danny F. Easer

Its: PRESIDENT SPYGLASS Hill HOA

**"GRANTEE"
CITY OF STRONGSVILLE**

By: Thomas P. Perciak
Thomas P. Perciak
Its: Mayor

STATE OF OHIO)
) ss.
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, personally appeared the above-named **SPYGLASS HILL HOMEOWNERS' ASSOCIATION**, an **Ohio non-profit corporation**, by Danny Fasa its President - HOA, who acknowledged that he/she did sign the foregoing instrument, and that the same is his/her free and voluntary act and deed as such officer and the free and voluntary act and deed of said non-profit corporation.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at Strongsville, Ohio, this 18th day of May, 2015.

Carol M. Oprea
Notary Public
CAROL M. OPREA
Notary Public - State of Ohio
Recorded in Cuyahoga County
My Comm. Expires July 15, 2016



STATE OF OHIO)
) ss.
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, personally appeared the above-named **CITY OF STRONGSVILLE**, by Thomas P. Perciak, its Mayor, who acknowledged that he did sign the foregoing instrument, and that the same is the free and voluntary act and deed of said municipal corporation, and his free and voluntary act and deed as such officer.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at _____, Ohio, this ____ day of _____, 2015.

Notary Public

HOFMANN - METZKER, INC.

REGISTERED PROFESSIONAL SURVEYORS
P. O. BOX 343 - 24 BEECH STREET
BEREA, OH 44017 (440) 234-7350
FAX: (440) 234-7351

George A. Hofmann, P.S., President
Richard D. Metzker, P.S., Vice President

City Of Strongsville

DESCRIPTION

2-09-2015

**Easement Spyglass Hill HOA Property
EXHIBIT "A"**

Situated in the City of Strongsville, County of Cuyahoga, State of Ohio and known as being part of Block "H" in the Spyglass Hill Subdivision as shown by the recorded plat in Vol. 232, Page 58 of Cuyahoga County Records, of part of Original Strongsville Township Lot No.2, and further bounded and described as follows:

Beginning at the Southeast corner of said O.L. No. 2, said point being on the centerline of West 130th Street (80');

Thence South 88 degrees 11 minutes 49 seconds West, a distance of 40.00 feet to a point on the Westerly right of way line of W. 130th Street and also the Southeasterly corner of said Block "H";

Thence North 00 degrees 01 minutes 19 seconds East along said Westerly Right of way line, a distance of 20.01 feet to the northerly line of an existing 20 feet wide sewer easement as shown on said plat of Spyglass Hill Subdivision and the principal place of beginning;

Thence South 88 degrees 11 minutes 49 seconds West along said Northerly line of the existing sewer easement, a distance of 46.02 feet to a point;

Thence North 00 degrees 01 minute 19 seconds East and parallel with said Westerly right of way line, a distance of 22.01' to a point;

Thence North 88 degrees 11 minutes 49 seconds East and parallel with said Northerly line of the existing easement, a distance of 46.02 feet to a point on said Westerly right of way line;

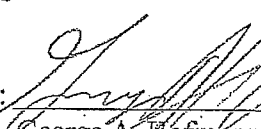
Thence South 00 degrees 01 minute 19 seconds West along said westerly right of way line, a distance of 22.01 feet to the principal place of beginning .

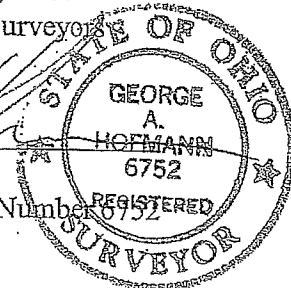
The basis of bearings is the centerline of West 130th Street in O.L. No. 2, bearing North 00 degrees 01 minutes 19 seconds East. The courses used in this description are used to indicate angles only.

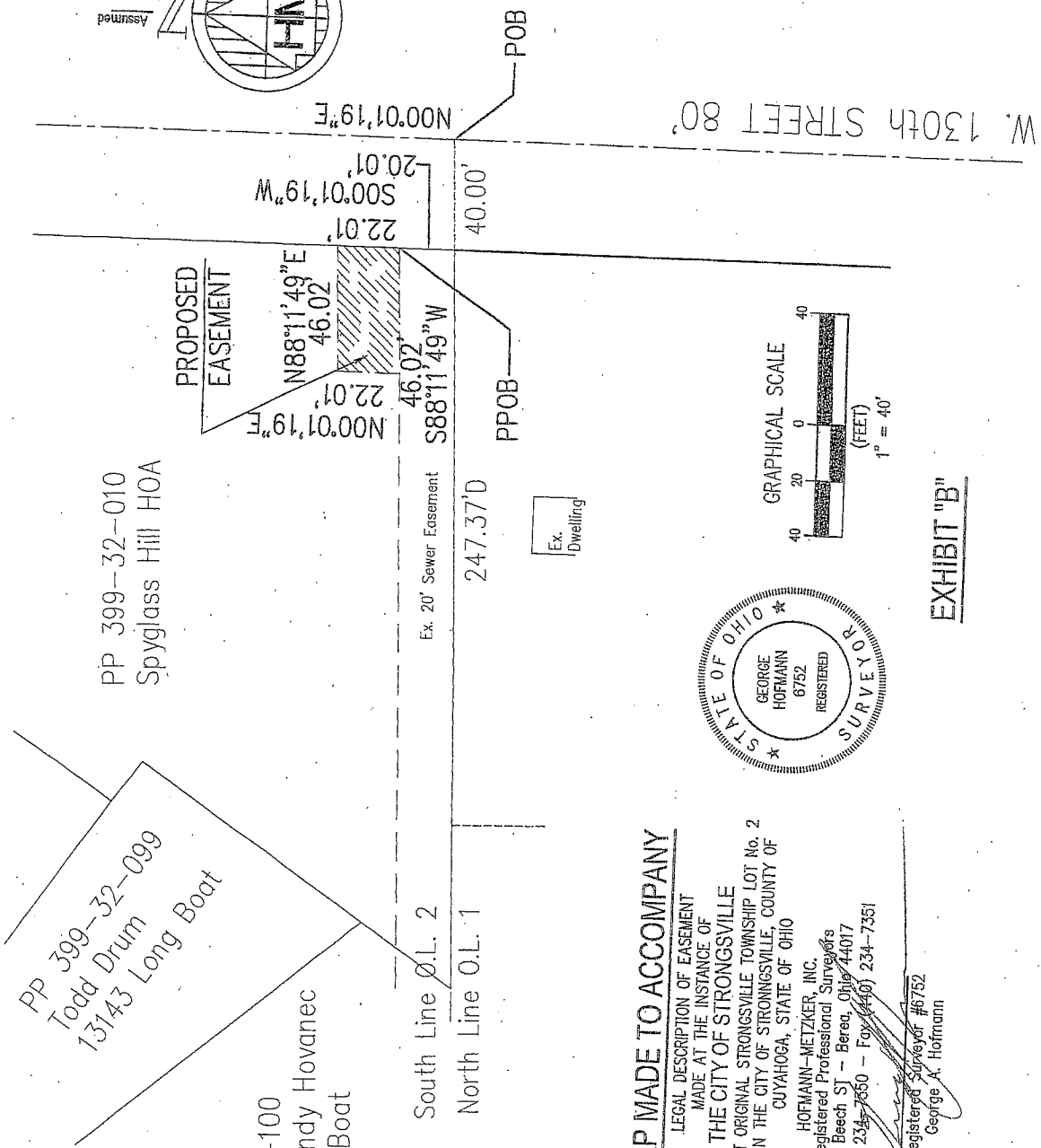
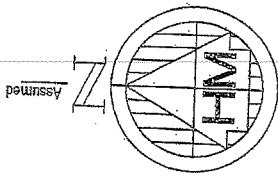
Distances are given in feet and decimal parts thereof.

HOFMANN-METZKER, INC.

Registered Professional Surveyors

By: 
George A. Hofmann
Registered Surveyor Number 6752





PP 399-32-010
Spyglass Hill HOA

PP 399-32-099
Todd Drum
13143 Long Boat

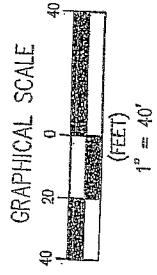
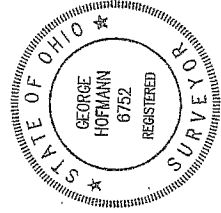
PP 399-32-100
George & Cindy Hovanec
13175 Long Boat

South Line O.L. 2
North Line O.L. 1

Ex. 20' Sewer Easement

247.37'D

Ex. Dwelling



MAP MADE TO ACCOMPANY

LEGAL DESCRIPTION OF EASEMENT
MADE AT THE INSTANCE OF
THE CITY OF STRONGSVILLE
OF PART ORIGINAL STRONGSVILLE TOWNSHIP LOT No. 2
NOW IN THE CITY OF STRONGSVILLE, COUNTY OF
CUYAHOGA, STATE OF OHIO

HOFMANN-METZKER, INC.
Registered Professional Surveyors
24 Beech ST - Berea, Ohio 44017
(440) 234-7650 - Fax (440) 234-7351

BY: *[Signature]*
Registered Surveyor #6752
George A. Hofmann

EXHIBIT "B"

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 110

By: Mayor Perciak and Mr. Maloney

AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES ONLY THE PLAT OF EDGEBROOK SUBDIVISION PHASE 2, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the plat of Edgebrook Subdivision Phase 2 is being submitted to this Council for review pursuant to Part Twelve of Title Four of the Codified Ordinances of the City of Strongsville, entitled "Subdivision Regulations"; and

WHEREAS, Edgebrook, LLC, the owner and developer of said Subdivision, has submitted the subdivision plat and tax split map (attached hereto as Exhibits "1" and "1A") to the Planning Commission of the City of Strongsville; and the Planning Commission approved the plat on April 23, 2015; and

WHEREAS, the Engineer of the City of Strongsville has reviewed the aforesaid plat and documents, and finds them in good order and has approved them, and recommends to Council that this subdivision be approved for recording purposes only; and

WHEREAS, this Council desires to approve the aforesaid plat for recording purposes only.

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

Section 1. That, pursuant to Section 1228.03 of the City of Strongsville, this Council hereby approves the form of security by the owner, and the terms and conditions of the Agreement between the City and the Owner, attached hereto as Exhibit "2"; and it is hereby determined that all of the improvements as shown on the improvement plans on file with the City Engineer and/or required by Section 1228.01 shall be installed in the manner required by the ordinances of the City on or before November 30, 2015.

Section 2. That the Mayor be and is hereby authorized to execute the aforesaid Agreement (Exhibit "2") and to do or delegate to appropriate officers and employees of the City the performance of all things necessary to implement and carry out such Agreement.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 - 110

Page 2

Section 3. That, subject to the aforesaid Agreement, the Council of the City of Strongsville does hereby approve the subdivision plat submitted by Edgebrook, LLC, owner of Edgebrook Subdivision Phase 2, in the City of Strongsville for recording purposes only.

Section 4. That the City Engineer be and is hereby authorized to accept the necessary plat and documents, which he shall keep on file on behalf of the City after recording with the Cuyahoga County Fiscal Officer. The Engineer is further directed to endorse on the recordation plat that the plat is to be recorded for recording purposes only, and not for dedication.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of 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 6. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to promote economic development, and assure proper development of all lots and land within the City of Strongsville. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council
Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2015-110 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

APPROVALS
 APPROVED BY THE PLANNING COMMISSION OF THE CITY OF
 STROVINGTOWN OHIO THIS DAY OF _____ 20__

SECRETARY _____

CHAIRMAN _____

DATE OF _____

DRAWN BY _____

DATE OF _____

TAX SPLIT MAP OF
BLOCKS PH2-A AND PH2-B AND PH2-C
 IN THE
EDGEBROOK SUBDIVISION PHASE 2

BEING ALL OF BLOCKS PH2-A, PH2-B, AND PH2-C IN THE EDGEBROOK SUBDIVISION PHASE 2, PART OF ORIGINAL STROVINGTOWN TOWNSHIP LOTS NO. 68 AND 69, AS SHOWN BY THE RECORDED PLAT IN VOLUME _____ PAGE _____ OF THE PUBLIC RECORDS OF THE COUNTY OF OHIO, AND PART OF THE COMMON PROPERTY OF EDGEBROOK HOUSING ASSOCIATION, BEING PERMANENT MONUMENTS WERE FOUND ON 67/8 CARPENT IRON PINS SET AT ALL POINTS INDICATED ON THIS MAP. BEARINGS SHOWN ARE BASED ON WESTWOOD DRIVE BEARING N 64°01'04" W AND ARE USED TO DEDUCT ANGLES ONLY. DISTANCES ARE GIVEN IN FEET AND DECIMAL PARTS THEREOF. ALL OF WHICH WE CERTIFY TO BE CORRECT.

APRIL 2014
 REV. 03-04-05
 SCALE 1" = 40'

THE HENRY O. REITZ ENGINEERING COMPANY
 4214 ROCKY RIVER DRIVE, CLEVELAND, OH 44133
 PHONE (419) 291-3033 FAX (419) 291-3490

STUART W. SMITH, REG. SURVEYOR NO. S-8028
 PRESIDENT, DATE _____

WE, THE UNDERSIGNED, THE OWNERS OF THE WHOLE PLATTED LAND, DO HEREBY ASSENT TO AND ADOPT THIS TAX SPLIT MAP OF THE SAID ADJACENTLY PLATTED LAND AND THE POINTS SET OUT HEREON, AND AUTHORIZE THE RECORDING THEREOF.
 EDGEBROOK, LLC
 BY: DANIEL J. BAILEY TITLE PRES.

COUNTY OF OHIO (OPTION) BEING ALL OF BLOCKS PH2-A, PH2-B, AND PH2-C, PART OF ORIGINAL STROVINGTOWN TOWNSHIP LOTS NO. 68 AND 69, AS SHOWN BY THE RECORDED PLAT IN VOLUME _____ PAGE _____ OF THE PUBLIC RECORDS OF THE COUNTY OF OHIO, AND PART OF THE COMMON PROPERTY OF EDGEBROOK HOUSING ASSOCIATION, BEING PERMANENT MONUMENTS WERE FOUND ON 67/8 CARPENT IRON PINS SET AT ALL POINTS INDICATED ON THIS MAP. BEARINGS SHOWN ARE BASED ON WESTWOOD DRIVE BEARING N 64°01'04" W AND ARE USED TO DEDUCT ANGLES ONLY. DISTANCES ARE GIVEN IN FEET AND DECIMAL PARTS THEREOF. ALL OF WHICH WE CERTIFY TO BE CORRECT.

STATE OF OHIO (OPTION) BEING ALL OF BLOCKS PH2-A, PH2-B, AND PH2-C, PART OF ORIGINAL STROVINGTOWN TOWNSHIP LOTS NO. 68 AND 69, AS SHOWN BY THE RECORDED PLAT IN VOLUME _____ PAGE _____ OF THE PUBLIC RECORDS OF THE COUNTY OF OHIO, AND PART OF THE COMMON PROPERTY OF EDGEBROOK HOUSING ASSOCIATION, BEING PERMANENT MONUMENTS WERE FOUND ON 67/8 CARPENT IRON PINS SET AT ALL POINTS INDICATED ON THIS MAP. BEARINGS SHOWN ARE BASED ON WESTWOOD DRIVE BEARING N 64°01'04" W AND ARE USED TO DEDUCT ANGLES ONLY. DISTANCES ARE GIVEN IN FEET AND DECIMAL PARTS THEREOF. ALL OF WHICH WE CERTIFY TO BE CORRECT.

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

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DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

DATE OF _____

SUBLOT CURVE DATA

Block	Sublot	Bearing	Distance	Block	Sublot	Bearing	Distance
PH2-A	1	N 89°10'30" E	597.29 REC. & OBS.	PH2-A	1	N 89°10'30" E	597.29 REC. & OBS.
PH2-A	2	N 89°19'43" E	162.05 R&M	PH2-A	2	N 89°19'43" E	162.05 R&M
PH2-A	3	N 89°19'43" E	162.05 R&M	PH2-A	3	N 89°19'43" E	162.05 R&M
PH2-A	4	N 89°19'43" E	162.05 R&M	PH2-A	4	N 89°19'43" E	162.05 R&M
PH2-A	5	N 89°19'43" E	162.05 R&M	PH2-A	5	N 89°19'43" E	162.05 R&M
PH2-A	6	N 89°19'43" E	162.05 R&M	PH2-A	6	N 89°19'43" E	162.05 R&M
PH2-A	7	N 89°19'43" E	162.05 R&M	PH2-A	7	N 89°19'43" E	162.05 R&M
PH2-A	8	N 89°19'43" E	162.05 R&M	PH2-A	8	N 89°19'43" E	162.05 R&M
PH2-A	9	N 89°19'43" E	162.05 R&M	PH2-A	9	N 89°19'43" E	162.05 R&M
PH2-A	10	N 89°19'43" E	162.05 R&M	PH2-A	10	N 89°19'43" E	162.05 R&M
PH2-A	11	N 89°19'43" E	162.05 R&M	PH2-A	11	N 89°19'43" E	162.05 R&M
PH2-A	12	N 89°19'43" E	162.05 R&M	PH2-A	12	N 89°19'43" E	162.05 R&M
PH2-A	13	N 89°19'43" E	162.05 R&M	PH2-A	13	N 89°19'43" E	162.05 R&M
PH2-A	14	N 89°19'43" E	162.05 R&M	PH2-A	14	N 89°19'43" E	162.05 R&M
PH2-A	15	N 89°19'43" E	162.05 R&M	PH2-A	15	N 89°19'43" E	162.05 R&M
PH2-A	16	N 89°19'43" E	162.05 R&M	PH2-A	16	N 89°19'43" E	162.05 R&M
PH2-A	17	N 89°19'43" E	162.05 R&M	PH2-A	17	N 89°19'43" E	162.05 R&M
PH2-A	18	N 89°19'43" E	162.05 R&M	PH2-A	18	N 89°19'43" E	162.05 R&M
PH2-A	19	N 89°19'43" E	162.05 R&M	PH2-A	19	N 89°19'43" E	162.05 R&M
PH2-A	20	N 89°19'43" E	162.05 R&M	PH2-A	20	N 89°19'43" E	162.05 R&M
PH2-A	21	N 89°19'43" E	162.05 R&M	PH2-A	21	N 89°19'43" E	162.05 R&M
PH2-A	22	N 89°19'43" E	162.05 R&M	PH2-A	22	N 89°19'43" E	162.05 R&M
PH2-A	23	N 89°19'43" E	162.05 R&M	PH2-A	23	N 89°19'43" E	162.05 R&M
PH2-A	24	N 89°19'43" E	162.05 R&M	PH2-A	24	N 89°19'43" E	162.05 R&M
PH2-A	25	N 89°19'43" E	162.05 R&M	PH2-A	25	N 89°19'43" E	162.05 R&M
PH2-A	26	N 89°19'43" E	162.05 R&M	PH2-A	26	N 89°19'43" E	162.05 R&M
PH2-A	27	N 89°19'43" E	162.05 R&M	PH2-A	27	N 89°19'43" E	162.05 R&M
PH2-A	28	N 89°19'43" E	162.05 R&M	PH2-A	28	N 89°19'43" E	162.05 R&M
PH2-A	29	N 89°19'43" E	162.05 R&M	PH2-A	29	N 89°19'43" E	162.05 R&M
PH2-A	30	N 89°19'43" E	162.05 R&M	PH2-A	30	N 89°19'43" E	162.05 R&M
PH2-A	31	N 89°19'43" E	162.05 R&M	PH2-A	31	N 89°19'43" E	162.05 R&M
PH2-A	32	N 89°19'43" E	162.05 R&M	PH2-A	32	N 89°19'43" E	162.05 R&M
PH2-A	33	N 89°19'43" E	162.05 R&M	PH2-A	33	N 89°19'43" E	162.05 R&M
PH2-A	34	N 89°19'43" E	162.05 R&M	PH2-A	34	N 89°19'43" E	162.05 R&M
PH2-A	35	N 89°19'43" E	162.05 R&M	PH2-A	35	N 89°19'43" E	162.05 R&M
PH2-A	36	N 89°19'43" E	162.05 R&M	PH2-A	36	N 89°19'43" E	162.05 R&M
PH2-A	37	N 89°19'43" E	162.05 R&M	PH2-A	37	N 89°19'43" E	162.05 R&M
PH2-A	38	N 89°19'43" E	162.05 R&M	PH2-A	38	N 89°19'43" E	162.05 R&M
PH2-A	39	N 89°19'43" E	162.05 R&M	PH2-A	39	N 89°19'43" E	162.05 R&M
PH2-A	40	N 89°19'43" E	162.05 R&M	PH2-A	40	N 89°19'43" E	162.05 R&M
PH2-A	41	N 89°19'43" E	162.05 R&M	PH2-A	41	N 89°19'43" E	162.05 R&M
PH2-A	42	N 89°19'43" E	162.05 R&M	PH2-A	42	N 89°19'43" E	162.05 R&M
PH2-A	43	N 89°19'43" E	162.05 R&M	PH2-A	43	N 89°19'43" E	162.05 R&M
PH2-A	44	N 89°19'43" E	162.05 R&M	PH2-A	44	N 89°19'43" E	162.05 R&M
PH2-A	45	N 89°19'43" E	162.05 R&M	PH2-A	45	N 89°19'43" E	162.05 R&M
PH2-A	46	N 89°19'43" E	162.05 R&M	PH2-A	46	N 89°19'43" E	162.05 R&M
PH2-A	47	N 89°19'43" E	162.05 R&M	PH2-A	47	N 89°19'43" E	162.05 R&M
PH2-A	48	N 89°19'43" E	162.05 R&M	PH2-A	48	N 89°19'43" E	162.05 R&M
PH2-A	49	N 89°19'43" E	162.05 R&M	PH2-A	49	N 89°19'43" E	162.05 R&M
PH2-A	50	N 89°19'43" E	162.05 R&M	PH2-A	50	N 89°19'43" E	162.05 R&M
PH2-A	51	N 89°19'43" E	162.05 R&M	PH2-A	51	N 89°19'43" E	162.05 R&M
PH2-A	52	N 89°19'43" E	162.05 R&M	PH2-A	52	N 89°19'43" E	162.05 R&M
PH2-A	53	N 89°19'43" E	162.05 R&M	PH2-A	53	N 89°19'43" E	162.05 R&M
PH2-A	54	N 89°19'43" E	162.05 R&M	PH2-A	54	N 89°19'43" E	162.05 R&M
PH2-A	55	N 89°19'43" E	162.05 R&M	PH2-A	55	N 89°19'43" E	162.05 R&M
PH2-A	56	N 89°19'43" E	162.05 R&M	PH2-A	56	N 89°19'43" E	162.05 R&M
PH2-A	57	N 89°19'43" E	162.05 R&M	PH2-A	57	N 89°19'43" E	162.05 R&M
PH2-A	58	N 89°19'43" E	162.05 R&M	PH2-A	58	N 89°19'43" E	162.05 R&M
PH2-A	59	N 89°19'43" E	162.05 R&M	PH2-A	59	N 89°19'43" E	162.05 R&M
PH2-A	60	N 89°19'43" E	162.05 R&M	PH2-A	60	N 89°19'43" E	162.05 R&M
PH2-A	61	N 89°19'43" E	162.05 R&M	PH2-A	61	N 89°19'43" E	162.05 R&M
PH2-A	62	N 89°19'43" E	162.05 R&M	PH2-A	62	N 89°19'43" E	162.05 R&M
PH2-A	63	N 89°19'43" E	162.05 R&M	PH2-A	63	N 89°19'43" E	162.05 R&M
PH2-A	64	N 89°19'43" E	162.05 R&M	PH2-A	64	N 89°19'43" E	162.05 R&M
PH2-A	65	N 89°19'43" E	162.05 R&M	PH2-A	65	N 89°19'43" E	162.05 R&M
PH2-A	66	N 89°19'43" E	162.05 R&M	PH2-A	66	N 89°19'43" E	162.05 R&M
PH2-A	67	N 89°19'43" E	162.05 R&M	PH2-A	67	N 89°19'43" E	162.05 R&M
PH2-A	68	N 89°19'43" E	162.05 R&M	PH2-A	68	N 89°19'43" E	162.05 R&M
PH2-A	69	N 89°19'43" E	162.05 R&M	PH2-A	69	N 89°19'43" E	162.05 R&M
PH2-A	70	N 89°19'43" E	162.05 R&M	PH2-A	70	N 89°19'43" E	162.05 R&M
PH2-A	71	N 89°19'43" E	162.05 R&M	PH2-A	71	N 89°19'43" E	162.05 R&M
PH2-A	72	N 89°19'43" E	162.05 R&M	PH2-A	72	N 89°19'43" E	162.05 R&M
PH2-A	73	N 89°19'43" E	162.05 R&M	PH2-A	73	N 89°19'43" E	162.05 R&M
PH2-A	74	N 89°19'43" E	162.05 R&M	PH2-A	74	N 89°19'43" E	162.05 R&M
PH2-A	75	N 89°19'43" E	162.05 R&M	PH2-A	75	N 89°19'43" E	162.05 R&M
PH2-A	76	N 89°19'43" E	162.05 R&M	PH2-A	76	N 89°19'43" E	162.05 R&M
PH2-A	77	N 89°19'43" E	162.05 R&M	PH2-A	77	N 89°19'43" E	162.05 R&M
PH2-A	78	N 89°19'43" E	162.05 R&M	PH2-A	78	N 89°19'43" E	162.05 R&M
PH2-A	79	N 89°19'43" E	162.05 R&M	PH2-A	79	N 89°19'43" E	162.05 R&M
PH2-A	80	N 89°19'43" E	162.05 R&M	PH2-A	80	N 89°19'43" E	162.05 R&M
PH2-A	81	N 89°19'43" E	162.05 R&M	PH2-A	81	N 89°19'43" E	162.05 R&M
PH2-A	82	N 89°19'43" E	162.05 R&M	PH2-A	82	N 89°19'43" E	162.05 R&M
PH2-A	83	N 89°19'43" E	162.05 R&M	PH2-A	83	N 89°19'43" E	162.05 R&M
PH2-A	84	N 89°19'43" E	162.05 R&M	PH2-A	84	N 89°19'43" E	162.05 R&M
PH2-A	85	N 89°19'43" E	162.05 R&M	PH2-A	85	N 89°19'43" E	162.05 R&M
PH2-A	86	N 89°19'43" E	162.05 R&M	PH2-A	86	N 89°19'43" E	162.05 R&M
PH2-A	87	N 89°19'43" E	162.05 R&M	PH2-A	87	N 89°19'43" E	162.05 R&M
PH2-A	88	N 89°19'43" E	162.05 R&M	PH2-A	88	N 89°19'43" E	162.05 R&M
PH2-A	89	N 89°19'43" E	162.05 R&M	PH2-A	89	N 89°19'43" E	162.05 R&M
PH2-A	90	N 89°19'43" E	162.05 R&M	PH2-A	90	N 89°19'43" E	162.05 R&M
PH2-A	91	N 89°19'43" E	162.05 R&M	PH2-A	91	N 89°19'43" E	162.05 R&M
PH2-A	92	N 89°19'43" E	162.05 R&M	PH2-A	92	N	

RECEIVED

APR 24 2015

CITY OF STRONGSVILLE
CITY COUNCIL

MEMORANDUM

TO: Aimee Pientka, Council Clerk
Ken Kraus, Law Director

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: April 24, 2015

Please be advised that at its meeting of April 23, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

AT & T/ Laura Tworzydlo, Agent

Site Plan approval for the replacement of 3 antennas and an antenna mount with 3 new antennas and a new mount for the AT & T co-location on an existing telecommunications tower located at 15639 Royalton Road, PPN 399-02-005 zoned Public Facility.

MISS HICKORY'S TEA ROOM/ Joseph Butvin, Principal

Site Plan approval of a porch addition and parking lot addition for a restaurant and office in a Historical Building for property located at 14217 Mill Hollow Lane, PPN 399-05-007 zoned Public Facility, **subject to the report of the Building Department.**

EDGEBROOK SUBDIVISION/ Dan Bailey, Agent

Final Subdivision Plan approval of the Edgebrook Subdivision Phase 2 consisting of 42 Cluster Sublots; property located on the north side of Westwood Drive, across from Hollo Oval, PPN 392-24-002, 006 zoned RT-C **subject to the report of the Engineering Department and subject to clearing title and filing the assignment document for the sanitary sewer.**

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 111

By: Mayor Perciak and Mr. Maloney

A RESOLUTION DECLARING THE INTENT OF THE COUNCIL OF THE CITY OF STRONGSVILLE TO ACCEPT FOR DEDICATION CERTAIN STREETS WITHIN EDGEBROOK SUBDIVISION PHASE 2, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2015 – _____, duly passed by this Council on _____, 2015, the Council of the City of Strongsville accepted the plat submitted by Edgebrook, LLC, the owner and developer of Edgebrook Subdivision Phase 2 for recording purposes only; and

WHEREAS, it is the intent of this Council, after all improvements have been installed within the streets within the said subdivision and approved by the City Engineer, to accept said subdivision for dedication; and

WHEREAS, as a prerequisite for the obtaining of permits from the City of Cleveland to install water mains within the said streets of said subdivision, they require a resolution of intent from the City of Strongsville before giving such permits.

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

Section 1. That the Council of the City of Strongsville does intend to accept for dedication, the streets shown on the subdivision plat of Edgebrook Subdivision Phase 2 after all improvements, including utilities, have been installed and approved by the Engineer of the City of Strongsville, and after performance of the terms and conditions of the agreement between the Developer and the City approved in Ordinance No. 2015-_____.

Section 2. That the Clerk of Council is hereby authorized and directed to send a copy of this Resolution to the City of Cleveland, Department of Public Utilities, Division of Water.

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.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 111

Page 2

Section 4. That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to promote economic development, and assure proper development of all lots and land within the City of Strongsville. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

RES.
 ORD. No. 2015-111 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 112

By: Mayor Perciak and All Members of Council

AN ORDINANCE RATIFYING AND AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE WITH THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998, AND DECLARING AN EMERGENCY.

WHEREAS, Congress enacted the Bulletproof Vest Partnership Grant Act of 1998 (Public Law 105-181), reauthorized said Act by the BVP Act of 2000 (Public Law 106-517) and allocated monies nationwide to be used to help state and local jurisdictions purchase armor vests and body armor for use by law enforcement departments; and

WHEREAS, the Act provides for funding for up to 50% of the cost of purchasing NIJ-approved vests to each local agency that receives and accepts a federal grant under the Act; and

WHEREAS, the City, through its Police Department, is desirous of applying for funding for the replacement of approximately 24 vests in 2015 within the deadline for fiscal year 2015 applications.

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

Section 1. That execution and filing by the Mayor, Chief of Police, and other appropriate officers of the City be and is hereby authorized and ratified for an application with the U.S. Department of Justice Office of Justice Programs for funding for the replacement of approximately 24 vests in 2015, having a cost of some \$24,600.00, to provide the required assurances therein, and to provide all information and documentation required in said application.

Section 2. That the funds required to meet the City's obligations under said application have been appropriated and shall be paid from the General Fund.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that the prompt execution of such application is required in order to protect the health and safety of the City's police officers, to enhance continuity of Police Department operations, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2015-112 Amended: _____

1st Rdg. _____ Ref: _____

2nd Rdg. _____ Ref: _____

3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____

Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 113

By: Mr. Schonhut

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2015-014 TO EXTEND THE TERM OF THE CONTRACT UNDER THE UNITED STATES GENERAL SERVICES ADMINISTRATION AUTHORIZING THE PURCHASE OF CELLULAR COMMUNICATIONS SERVICES AND EQUIPMENT FOR USE BY VARIOUS DEPARTMENTS OF THE CITY, AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2015-014, Council authorized the Mayor to request authority in the name of the City of Strongsville to participate in the United States General Services Administration (GSA) contracts for the purchase of various cellular communications services and equipment through Verizon Wireless, for use by various departments of the City in a total amount not to exceed \$125,000.00, and for a term ending May 26, 2015, which the Department entered into pursuant to the United States General Services Administrative Cooperative Purchasing Program; and

WHEREAS, the Director of Communication & Technology now has advised this Council that the GSA contract for Verizon Wireless, under Contract No. GSA-FSS GS-35F-0119P, has been renewed, thereby enabling the City to extend the existing contract retroactive to May 26, 2015 through November 22, 2015, and thereafter, provided the GSA again recommends renewal of the contract, it will be extended through December 31, 2015; and

WHEREAS, this Council, therefore, is desirous of amending Section 1 of Ordinance No. 2015-014, in order to extend the time period for such cellular communications services and equipment for the City's technology needs with Verizon Wireless through December 31, 2015.

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

Section 1. That Section 1 of Ordinance No. 2015-014 be and is hereby amended to read in its entirety as follows:

“Section 1. That the Mayor be and is hereby authorized and directed to request authority in the name of the City of Strongsville to participate in the United States General Services Administration Federal Supply Schedule, Information Technology contracts for the purchase of cellular communications services and equipment from **VERIZON WIRELESS** for use by various departments of the City in amounts not to exceed a total of \$125,000.00 from January 1, 2015 through ~~May 26,~~

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 113

Page 2

2015December 31, 2015, based upon the current rates set forth in the price list for such contract, which the General Services Administration has entered into pursuant to law, and that is on file with the City's Director of Communication & Technology and summarized on Exhibit A attached hereto and incorporated herein."

Section 2. That any purchases made since May 26, 2015 are hereby ratified.

Section 3. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Fund; Street Construction, Maintenance & Repair Fund; Fire Levy Fund; Multi-Purpose Complex Fund and the Sanitary Sewer Fund.

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

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the further reason that it is immediately necessary to extend the term of the existing contract for cellular communications services and equipment for the City's technology needs, for use by the various departments of the City in order to maintain continuity and efficiency in the operation of the Department of Communication and Technology, other City Departments, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council it shall take effect and be in force immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2015-113 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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