



City of Strongsville

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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

July 2, 2015

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, July 6, 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 7:20 p.m. All committees listed will meet immediately following the previous committee:

7:20 P.M.

Planning Zoning and Engineering Committee will meet to discuss Ordinance Nos. 2015-110, 2015-124, 2015-125, 2015-126, 2015-127 and Resolution Nos. 2015-111, 2015-128, 2015-129, 2015-130, 2015-131, 2015-132 and 2015-133.

Finance Committee will meet to discuss Ordinance No. 2015-123 and Resolution No. 2015-122.

Public Safety and Health Committee will meet to discuss Ordinance Nos. 2015-134 and 2015-135.

Recreation and Community Services Committee will meet to discuss Ordinance No. 2015-136.

Communications and Technology Committee will meet to discuss Ordinance Nos. 2015-137 and 2015-138.

Public Service and Conservation Committee will meet to discuss Ordinance No. 2015-139.

Committee of the Whole will meet to discuss Ordinance Nos. 2015-140, 2015-141 and Resolution No. 2015-142.

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, JULY 15, 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 – June 15, 2015*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
7. 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:
8. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:
 - MAYOR PERCIAK:
 - FINANCE DEPARTMENT:
 - LAW DEPARTMENT:

9. AUDIENCE PARTICIPATION:

10. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 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. *First reading 06-01-15. Second reading 06-15-15.*
- 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. *First reading 06-01-15. Second reading 06-15-15.*
- Resolution No. 2015-122 by Mayor Perciak and All Members of Council. A RESOLUTION SUBMITTING THE QUESTION OF AN ADDITIONAL 1.0 MILL TAX LEVY FOR THE PURPOSE OF GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING AND REPAIR OF STREETS, ROADS AND BRIDGES PURSUANT TO SECTIONS 5705.19(G) OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-123 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2015 AND REPEALING ORDINANCE NO. 2015-105.
- Ordinance No. 2015-124 by Mayor Perciak and Mr. Maloney. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF THE CHERRY STONE DRIVE DRAINAGE PROJECT TO ALLEVIATE FLOODING CONDITIONS IN THAT AREA, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-125 by Mr. Maloney. AN ORDINANCE APPROVING AND AUTHORIZING THE GRANT OF A TEMPORARY, LIMITED LICENSE TO THE BOARD OF PARK COMMISSIONERS OF THE CLEVELAND METROPOLITAN PARK DISTRICT FOR PURPOSES OF ROAD PAVING WORK IN THE CITY'S RIGHT-OF-WAY; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT IN FURTHERANCE THEREOF; APPROPRIATING AND AUTHORIZING PAYMENT OF FUNDS FOR THE ROAD IMPROVEMENT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-126 by Mr. Maloney. AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES THE LOT SPLIT-CONSOLIDATION PLAT OF THE ARPELLI SUBDIVISION FOR PERMANENT PARCEL NOS. 394-07-002 AND 394-07-003 LOCATED AT 18179 MARKS ROAD, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-127 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AMENDING THE MASTER SIGN PROGRAM FOR SOUTHPARK MALL, AND DECLARING AN EMERGENCY. [Brew Garden]

- Resolution No. 2015-128 by Mayor Perciak and Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO RE-ADVERTISE FOR BIDS FOR THE 2015 WEST 130th PUMP STATION PROJECT.
- Resolution No. 2015-129 by Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PEBBLE BROOK LANE CULVERT MODIFICATION PROJECT, IN THE CITY OF STRONGSVILLE.
- Resolution No. 2015-130 by Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE REMOVAL OF NINE (9) ANTENNAS AND SIX (6) TOWER MOUNTED AMPLIFIERS (TMAs) AND INSTALLATION OF SIX (6) NEW ANTENNAS AND NINE (9) NEW TMAs, AND INCLUDING INSTALLATION OF A NEW MODULAR UNIT IN A NEW CHAIR MOUNT, ALL ON AN EXISTING TELECOMMUNICATIONS TOWER ON PROPERTY LOCATED AT 21275 DRAKE ROAD (PPN 394-12-008), IN THE CITY OF STRONGSVILLE.
- Resolution No. 2015-131 by Mayor Perciak and Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE SITE PLAN FOR THE INSTALLATION OF A DUAL BAND OMNI ANTENNA, A UNIVERSAL BROADBAND ENCLOSURE, TWO RADIO HEADS AND A COYOTE DEVICE, ALL TO BE CO-LOCATED ON AN EXISTING AT&T POWER POLE WITHIN THE PUBLIC RIGHT-OF-WAY, NEAR 15650 PEARL ROAD (PPN 393-27-017), IN THE CITY OF STRONGSVILLE.
- Resolution No. 2015-132 by Mayor Perciak and Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE SITE PLAN FOR THE INSTALLATION OF A DUAL BAND OMNI ANTENNA, A UNIVERSAL BROADBAND ENCLOSURE, TWO RADIO HEADS AND A COYOTE DEVICE, ALL TO BE CO-LOCATED ON AN EXISTING AT&T POWER POLE WITHIN THE PUBLIC RIGHT-OF-WAY, NEAR 15906 PEARL ROAD (PPN 397-09-006), IN THE CITY OF STRONGSVILLE.
- Resolution No. 2015-133 by Mayor Perciak and Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF SEPARATE SITE PLANS FOR THE INSTALLATION OF THREE (3) NEW POLES, WITH EACH POLE CONSISTING OF DUAL BAND OMNI ANTENNAS, UNIVERSAL BROADBAND ENCLOSURES, RADIO HEADS AND COYOTE DEVICES, ALL TO BE LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY ABUTTING VARIOUS PROPERTIES IN THE CITY OF STRONGSVILLE.
- Ordinance No. 2015-134 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING ORDINANCE NO. 2015-023; RATIFYING AND APPROVING THE FILING OF AN AMENDED APPLICATION FOR REIMBURSEMENT OF EXPENSES WITH THE OHIO EMERGENCY MANAGEMENT AGENCY THROUGH THE STATE DISASTER RELIEF PROGRAM; AND AUTHORIZING ACCEPTANCE AND EXECUTION OF A NOTICE OF AWARD AND FINAL GRANT AGREEMENT, ALL AS A RESULT OF THE MAY, 2014 FLOODING DAMAGE EXPENSES INCURRED BY THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

- Ordinance No. 2015-135 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT FINANCIAL ASSISTANCE FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY UNDER THE OHIO EMS GRANT PROGRAM FOR THE PURCHASE OF EMERGENCY MEDICAL EQUIPMENT AND/OR TRAINING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-136 by Mayor Perciak and Mr. Southworth. AN ORDINANCE APPROVING, RATIFYING AND AUTHORIZING THE MAYOR TO MAKE PAYMENT FOR EMERGENCY REPAIR SERVICES AND PARTS FOR THE HVAC SYSTEM AT THE CITY'S WALTER F. EHRNFELT RECREATION & SENIOR CENTER; AND AUTHORIZING AN ANNUAL CONTRACT FOR ADDITIONAL MAINTENANCE SERVICES INCLUDING REPAIR SERVICES AND PARTS AS NEEDED, ALL WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-137 by Mr. Schonhut. AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2015-017 TO EXTEND THE TERM OF THE CONTRACT WITH MOTOROLA SOLUTIONS, INC. UNDER THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS AUTHORIZING THE PURCHASE OF EQUIPMENT, SUPPLIES, INSTALLATION, MAINTENANCE, REPAIRS AND OTHER SERVICES FOR THE GENERAL RADIO NEEDS OF THE CITY, INCLUDING THE CONSOLIDATED DISPATCH CENTER, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-138 by Mr. Schonhut. AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN COMPUTER AND ELECTRONIC EQUIPMENT NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE.
- Ordinance No. 2015-139 by Mr. Carbone. AN ORDINANCE RATIFYING, CONFIRMING AND APPROVING THE MAYOR ENTERING INTO A CONTRACT FOR EMERGENCY REPAIRS TO A HYDRANT ON CITY PROPERTY, AT THE CITY'S LUNN ROAD SERVICE CENTER GARAGE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-140 by Mayor Perciak. AN ORDINANCE AUTHORIZING AND RATIFYING THE MAYOR AND LAW DIRECTOR'S EMPLOYMENT OF SPECIAL LEGAL COUNSEL AND ENTERING INTO AN AGREEMENT FOR PROFESSIONAL SERVICES TO THE CITY IN CONNECTION WITH VARIOUS TAX INCREMENT FINANCING AND RELATED MATTERS, AND DECLARING AN EMERGENCY.
- Ordinance No. 2015-141 by Mayor Perciak. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ADDENDUM TO AGREEMENT TEMPORARILY EXTENDING THE INDEPENDENT CONTRACTOR AGREEMENT WITH JOSEPH A. GAMBINO TO PROVIDE MAGISTRATE SERVICES TO THE STRONGSVILLE MAYOR'S COURT, AND DECLARING AN EMERGENCY.
- Resolution No. 2015-142 by All Members of Council. A RESOLUTION DECLARING THE MONTH OF AUGUST, 2015 AS COUNCIL RECESS MONTH.

11. COMMUNICATIONS, PETITIONS AND CLAIMS:

- *Application for Permit: **NEW-D2**: To: Bhelwala LLC; DBA: **Bhelwala Indian Street Food, 15036 Pearl Road, Strongsville, Ohio 44136 (Responses must be postmarked no later than 07/17/2015).***

12. MISCELLANEOUS BUSINESS:

13. ADJOURNMENT:

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. 06/01/15 Ref: PZE.
 2nd Rdg. 06/15/15 Ref: _____
 3rd Rdg. _____ Ref: _____

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

CENTERLINE CURVE DATA

Block E-1	Block E-2	Block E-3	Block E-4	Block E-5
R=200.00	R=200.00	R=200.00	R=200.00	R=200.00
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25

BLOCK CURVE DATA

Block E-1	Block E-2	Block E-3	Block E-4	Block E-5
R=200.00	R=200.00	R=200.00	R=200.00	R=200.00
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25

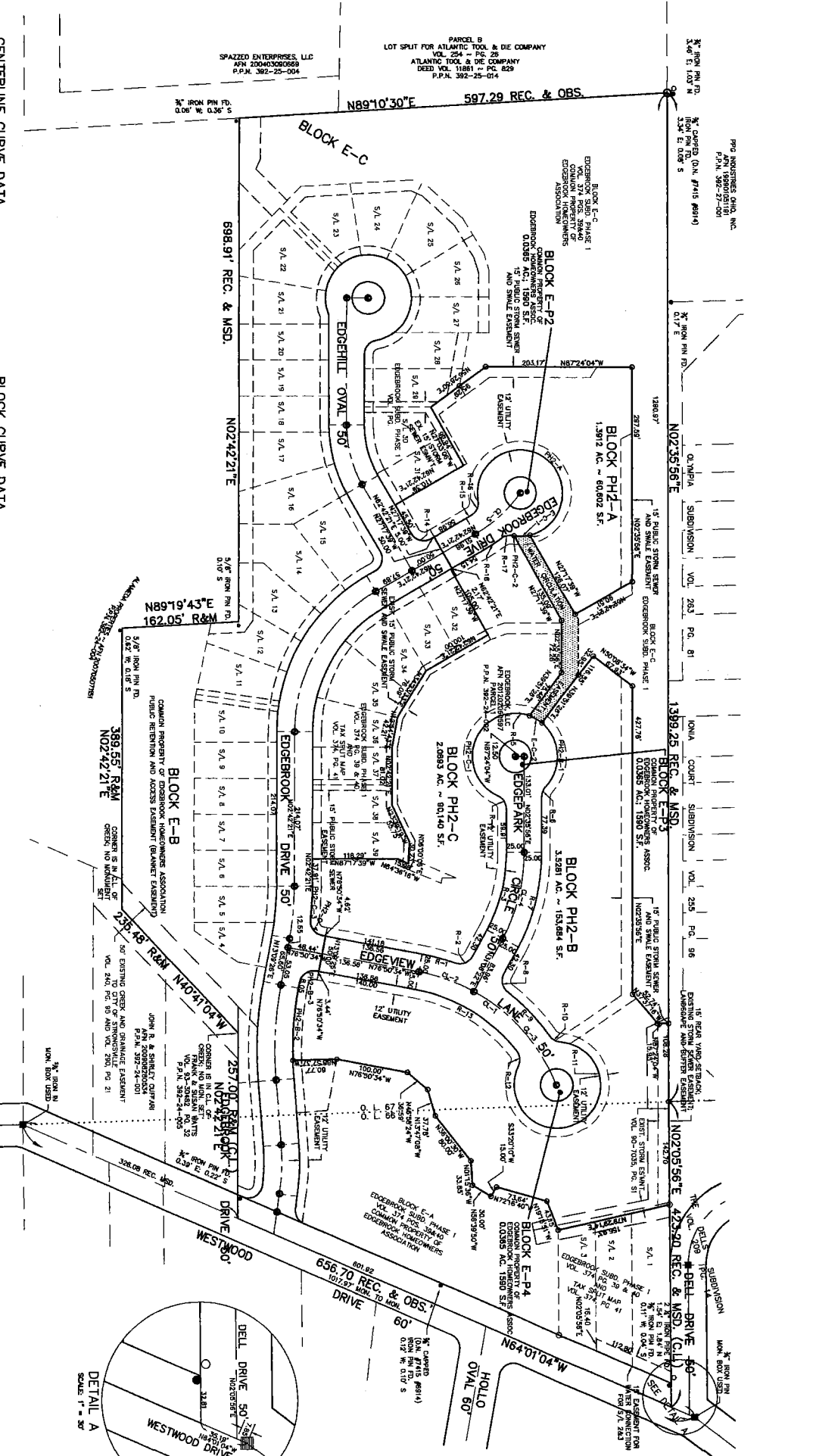
RIGHT-OF-WAY CURVE DATA

Block E-1	Block E-2	Block E-3	Block E-4	Block E-5
R=200.00	R=200.00	R=200.00	R=200.00	R=200.00
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25
C=177.25	C=177.25	C=177.25	C=177.25	C=177.25
L=177.25	L=177.25	L=177.25	L=177.25	L=177.25

LEGEND

- REMOTE 5/8" COATED (RWTZ END) IRON
- ⊙ REMOTE 5/8" IRON PIN FOUND IN WORK BOX AND USED
- REMOTE IRON PIN FOUND AS NOTED
- REMOTE 3/4" IRON PIN FOUND IN WORK BOX AND USED
- REMOVES PROTECTED WELDRING AREA

REV. 04-24-15
EDGEBROOK SUBDIVISION
PHASE 2
SHEET 2 OF 2



Ex. 1

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.**

SUBDIVISION IMPROVEMENTS SECURITY AGREEMENT

THIS AGREEMENT made this ____ day of _____, 2015, by and between **EDGEBROOK, LLC**, an Ohio limited liability company, located at 3203 Oakwood Trail, Broadview Heights, Ohio 44147, hereinafter called the "Developer", and the **CITY OF STRONGSVILLE**, a municipal corporation of the State of Ohio, located at 16099 Foltz Parkway, Strongsville, Ohio 44149, hereinafter called "City".

WHEREAS, Edgebrook, LLC is the owner and developer of certain property known as Permanent Parcel Numbers 392-24-002 and 392-24-006, located in the City of Strongsville; and

WHEREAS, Developer is desirous of developing the aforesaid property owned by it and known as **EDGEBROOK SUBDIVISION PHASE 2**, as the same was approved by the City's Planning Commission on April 23, 2015; and

WHEREAS, the Council of the City has adopted subdivision regulations consisting of Title Four of Part Twelve of the Planning and Zoning Code of the Codified Ordinances of the City, which establish requirements for the submission, approval, construction and dedication of subdivision improvements; and

WHEREAS, said subdivision regulations provide at Section 1228.03 of the Codified Ordinances that no plat for record shall be approved for record purposes until the improvements required by Section 1228.01 of the Codified Ordinances (hereinafter "improvements") have been installed, or until Council approves an agreement and a form of security which assure that the cost and expense of all improvements are available to the City for the completion of such improvements in the event that the Developer defaults or otherwise fails to perform Developer's commitment to complete such improvements; and

WHEREAS, Developer has agreed to pay for the installation and completion of the aforesaid improvements and comply with and abide by all the terms and conditions established by the Planning Commission, as set forth in this agreement, and contained in the applicable law, and the receipt of which is hereby acknowledged.

NOW, THEREFORE, in consideration of the aforesaid premises and other good and valuable consideration, the receipt of which is hereby acknowledged, Developer and City do hereby mutually covenant and agree as follows:

I. IMPROVEMENTS, SECURITY, ACCEPTANCE AND DEDICATION.

1. Developer shall convey or dedicate to the City all the public streets, alleys, roads, avenues, drives and public ways in the Subdivision known as **EDGEBROOK SUBDIVISION PHASE 2**, as approved by the City's Planning Commission.

2. Developer shall convey or dedicate to the City or other appropriate public entity or public utility all public sewers, water lines and other public utilities and improvements constructed or caused to be constructed on the aforementioned streets, alleys, roads, avenues, drives and public ways in said Subdivision or outside the Subdivision, and shall grant easements and rights-of-way to said entities as may be required.

3. Developer shall construct or enter into a contract for the construction of the improvements required in the aforesaid Subdivision, as approved by the City Engineer on April 23, 2015, in accordance with the terms of this Agreement, the General Requirements herein, and the Subdivision Regulations of the City and shall pay the total cost thereof. Developer shall complete all street pavements, curbs, sidewalks, sanitary sewer systems, storm drainage systems, water mains, and other utilities to be constructed in public rights-of-way on or before November 30, 2015; unless said time(s) is or are extended by the Council of the City. Such time extension(s) may be granted so long as the City Engineer determines that delays in construction are not the result of the actions or inactions of the Developer, and that Developer is making reasonable efforts to complete said improvements. Such extension(s) shall not be unreasonably withheld.

4. Any and all of the work performed as hereinabove provided shall be done subject to the approval of and inspection by the City Engineer.

5. In order to secure the performance of this Agreement and all the aforesaid work in accordance with the standards established in the Subdivision Regulations and the completion of such work within the time period(s) established herein, Developer herewith deposits with **CHICAGO TITLE CO., LLC**, a title company and escrow agent, located at 10883 Pearl Road, Suite 202, Strongsville, Ohio 44136 (hereinafter referred to as "Escrow Agent") the total sum of \$606,800.00 (hereinafter referred to as the "improvements security funds") to be held in escrow in accordance with the Escrow Agreement attached hereto and incorporated herein as Exhibit A and subject to the following terms:

- A. Escrow Agent shall deposit and/or invest the improvements security funds in the following accounts, and/or investments which the City is authorized to utilize by law, subject to the approval of Developer, which shall not be unreasonably withheld:
- (1) Interest-bearing accounts of **CHICAGO TITLE CO., LLC** payable or withdrawable, on demand.
 - (2) Direct obligations of the United States maturing or redeemable on or before the date for completion established in accordance with Paragraph 3 above.

- (3) Certificates of deposit maturing or redeemable on or before the date for completion established in accordance with Paragraph 3 above.
- B. Escrow Agent is authorized to deliver or disburse the improvements security funds or any part thereof, with any additional funds including interest earned on the aforesaid sum, less any and all fees or penalties arising from the deposit or investment to the Developer as follows:
- (1) Only upon receipt of all of the following items shall the Escrow Agent deliver or disburse all or the remainder of the improvements security funds:
 - (a) The certificate of the City Engineer that all improvements have been installed in accordance with the requirements of the subdivision regulations of the City and with the actions of the Planning Commission;
 - (b) Evidence of receipt by the City of a maintenance bond securing the maintenance and repair of the improvements for a period of two years in a form approved by the Law Director;
 - (c) A policy of title insurance in form approved by the Law Director covering all lands to be dedicated to public use, and showing title to the same to be in the City free and clear of any easements, mortgages, taxes, liens, assessments or other encumbrances of any kind whatsoever except the easements required by the Subdivision Regulations of the City and taxes not yet due and payable, or a certificate from the City Engineer acknowledging receipt of same;
 - (d) Evidence of Deposit by the Developer with the City or the Escrow Agent of a sum sufficient to pay all taxes and assessments which are a lien but not yet due and payable; and
 - (e) A copy of legislation duly adopted by the Council of the City accepting the dedication or conveyance of all lands and improvements required to be dedicated or conveyed by this Agreement, certified by the Clerk of Council to be a true and correct copy of the original.
 - (2) Upon receipt of certification by the City Engineer of the satisfactory completion of a portion of the aforesaid improvements, and upon a determination by the City that all remaining uncompleted

improvements are adequately secured, the Escrow Agent shall release a portion of the improvements security funds deposited equal to an amount estimated by the City Engineer to be the cost of that portion of the improvements completed, or the difference between the total sum on deposit and the total sum determined by the City to be necessary to secure the completion of all remaining uncompleted improvements and all other obligations of Developer under this agreement, whichever may be less.

- C. The Escrow Agent is authorized to deliver or disburse to the City all or any part of the improvements security funds as determined by the City Engineer, plus any additional funds including interest earned on the aforesaid sums, less any and all fees or penalties due arising from the deposit or investment upon Escrow Agent being notified by the City of the occurrence of one or more of the following events:
- (1) If the Developer assigns this Agreement, or any interest therein to any person, firm or corporation, or gives to any person, firm or corporation, any order or orders thereon;
 - (2) If the required improvements shall violate building subdivision or zoning laws of the City;
 - (3) If the land within the development area as identified on the subdivision plat approved for record purposes is used for any unlawful purpose, or is occupied for other than dwelling purposes, or for any purpose without the approval of the appropriate administrative official, board, or commission of the City;
 - (4) If the improvements are not fully constructed by the completion date(s) established in paragraph I. 3. above, or by any extension date approved by Council pursuant thereto.
 - (5) If the improvements in the judgment of the City Engineer are materially injured or destroyed prior to acceptance by the City, and no insurance or other provision acceptable to the City is made for prompt replacement or repair of the same at no cost to the City.
 - (6) If the Developer fails to construct the improvements in accordance with plans and specifications that have been approved by the proper City authorities having charge thereof;
 - (7) If the Developer does not permit the City or its authorized agents or employees to enter upon and inspect the same in every part at all reasonable times;

- (8) If the Developer shall commit an act of bankruptcy or if any relief under the Bankruptcy Act is sought by or against Developer or if a receiver is appointed to take charge of the assets or affairs of the Developer or if Developer should become insolvent.

Prior to the delivery or disbursement of improvements security funds under this paragraph I. 5.C., the City shall provide written notice by personal, or mail delivery to Developer of the grounds therefor, and shall establish and notify Developer of a time period within which Developer shall be afforded an opportunity to correct or cure the circumstances giving rise thereto. Such time period for correction or cure shall be no less than forty-five (45) days, unless the City Engineer determines that immediate work is required to protect the public health, safety and welfare, in which case such time period shall be as established by the City Engineer.

- D. The Developer and the City agree that any interest earned on the improvements security funds shall be disbursed to the same parties, at the same time, and in the same proportion as the principal.
- E. In the event of any dispute under this Agreement, Developer and City agree that City and the Escrow Agent shall disburse the improvements security funds in accordance with a final judgment entered in a court of law determining legal entitlement to such funds. Such a judgment will not be considered final until appellate review sought by either or both of the parties with respect to their legal entitlement to such funds has terminated.

Upon the proper completion of all improvements and their approval by the City Engineer, and if said improvements then comply with all present state laws, City ordinances and Planning Commission rules, regulations and requirements, and all other subdivision regulations of the City have been complied with, the City will then accept the aforesaid improvements.

II. GENERAL REQUIREMENTS.

1. Developer's application(s), all maps on file, construction plans, detail maps and state laws, present City ordinances, Planning Commission rules, regulations and official acts with respect to this Subdivision and all the terms and conditions of final approval are incorporated herein by reference as if set forth at length, except as expressly modified herein.

2. Prior to proceeding with the work, the Developer will apply for and secure permit(s) and pay all fees as required by the City ordinances.

3. The Developer agrees that if any drainage easements are necessary to insure adequate drainage of the tract, same shall be obtained by the Developer at its sole cost and expense. All of such easements which are necessary for the drainage in the tract shall be procured in the name of the City, it being understood that same shall be held until acceptance of the streets by the City, after which same will be recorded in the City's favor. The taking of such easements shall not be construed as the exercise of dominion and control by the City over said streets until such time as they are formally accepted.

4. The Developer agrees that if during the course of construction and installation of improvements it shall be determined by the City Engineer that revision of the drainage plan is necessary in the public interest, it will undertake such design and construction changes as may be reasonable and are indicated by the City Engineer and approved by the City.

5. Developer shall defend, indemnify and hold harmless City and its officials, employees and agents, and their respective heirs, successors, personal representatives and assigns, from and against any and all suits, legal or administrative proceedings, claims, demands, actual damages, punitive damages, losses, costs, liabilities, interest, attorney's fees and expenses of whatever kind and nature, in law or equity, known or unknown, based upon, resulting from or arising directly or indirectly out of the condition, status, quality, nature, contamination or environmental state of the Developer's Property until such time as all environmental laws, regulations, orders and directives are complied with.

6. The Developer hereby agrees to procure, at its expense, the necessary permits and furnish any bond required for the opening of any state or county roads.

7. Developer agrees that prior to the issuance of any building permits within the subdivision, all street pavements, curbs, sanitary sewer systems, storm drainage systems, water mains and required appurtenances shall be completed and approved by the City Engineer, provided that the Building Commissioner may issue permits for "Model" home(s) or unit(s) upon his determination that improvements have been installed to the extent he deems necessary to serve and permit occupancy of such home(s) or unit(s); and, except as otherwise provided for model home(s) and unit(s), prior to the issuance of any certificates of occupancy by the City, all improvements and utilities must be completed and all other applicable state and local requirements must be complied with.

8. The City shall not be responsible for road or other improvements, maintenance or care until the same are accepted for dedication, nor shall the City exercise any control over the improvements until accepted for dedication.

9. The Developer shall maintain, clean and snow plow such roads until acceptance by the City. In the event of default of these obligations by the Developer,

the City without notice to the Developer may undertake the same at the expense of the Developer.

10. If the City determines that there is a violation of present state laws, City ordinances, Planning Commission rules, regulations and requirements, subdivision regulations and/or terms and provisions of this Agreement, it may issue a stop work order.

11. This Agreement and the covenants contained herein shall run with the land, and shall inure to the benefit of the City and its successors and assigns.

IN WITNESS WHEREOF, the parties hereto have affixed their hands the day and year first above written.

"CITY"
CITY OF STRONGSVILLE

By: _____
Thomas P. Perciak
Title: _____
Mayor

"DEVELOPER"
EDGEBROOK, LLC (an Ohio Limited Liability Co.)

By: *Dan Bailey*
Its: *Purview*

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 act and deed of said City and his free act and deed as such officer of the municipal corporation.

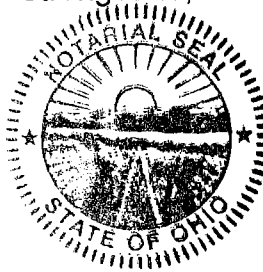
IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at Strongsville, Ohio, this ____ day of _____, 2015.

Notary Public

STATE OF OHIO)
) ss
COUNTY OF CUYAHOGA)

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named **EDGEBROOK, LLC**, by Daniel J. Bailey, its President, who acknowledged that he did sign the foregoing instrument and that the same is the free act and deed of said limited liability company, and his free act and deed personally and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, at Strongsville, Ohio, this 29th day of May, 2015.



Bonny A. McDaniel
Notary Public
My commission expires 7/7/2017

[Signature]
Notary Public

CERTIFICATE OF LAW DIRECTOR

I hereby certify that I have reviewed and approved the form of the foregoing instrument this ____ day of _____, 2015.

Law Director

Exhibit "A"

ESCROW AGREEMENT

THIS AGREEMENT, made this ___ day of _____, 2015, by and among the **CITY OF STRONGSVILLE**, a municipal corporation of the State of Ohio, located at 16099 Foltz Parkway, Strongsville, Ohio 44149 ("City"), **EDGEBROOK, LLC**, an Ohio limited liability corporation organized and existing under the laws of the State of Ohio, located at 3203 Oakwood Trail, Broadview Heights, Ohio 44147 ("Owner"), and **CHICAGO TITLE CO., LLC**, a title company and escrow agent, located at 10883 Pearl Road, Suite 202, Strongsville, Ohio 44136 ("Escrow Agent").

WITNESSETH:

In consideration of the foregoing and of the mutual covenants hereinafter set forth, the parties hereto agree as follows:

1. There shall be deposited with the Escrow Agent the sum of **Six Hundred Six Thousand Eight Hundred and no/100 Dollars (\$606,800.00)** ("Deposit"), to be held pursuant to the terms hereof. Upon Escrow Agent's receipt of the full Deposit, Escrow Agent shall notify both the City and Owner in writing.

2. Escrow Agent shall establish and maintain an escrow account ("Escrow") for the purposes hereof, and shall invest the Deposit in any investments as directed in writing by the City and which is agreed to by Owner pursuant to the Subdivision Improvements Security Agreement by and between City and Owner ("Security Agreement"). The Deposit, any gains and losses, and interest accruing thereon (such gains, losses and interest hereinafter referred to as "Deposit Interest") shall be held in the Escrow Account until disbursed in accordance with the provisions of the Security Agreement and the provisions set forth below.

3. Upon receipt by Escrow Agent of written instructions signed by City, which instructions shall be in accordance with the Security Agreement, the Escrow Agent shall disburse the Deposit and the Deposit Interest to the party or parties designated by the notice to receive such and, when the entire deposit has been disbursed, this Escrow Agreement shall terminate.

4. The Escrow Account shall be maintained by Escrow Agent in accordance with the following terms and conditions:

A. Escrow Agent undertakes to perform only such duties as are expressly set forth herein.

B. Escrow Agent may rely and shall be protected in acting or refraining from acting upon any written notice, instructions or request furnished to it hereunder and believed by it to be genuine and to have been signed or presented by the proper party or parties.

C. Escrow Agent shall not be liable for any action taken by it in good faith, and believed by it to be authorized or within the rights or powers conferred upon it by this Agreement, and may consult with counsel of its own choice and shall have full and complete authorization and protection for any action taken or suffered by it hereunder in good faith and in accordance with the opinion of such counsel.

D. Escrow Agent may resign and be discharged from its duties or obligations hereunder by giving notice in writing of such resignation specifying a date when such resignation shall take effect.

E. Owner hereby agrees to pay Escrow Agent reasonable compensation for the services to be rendered hereunder, and will pay or reimburse Escrow Agent upon request for all expenses, disbursements and advances, including reasonable attorney fees, incurred or made by it in connection with carrying out its duties hereunder.

F. Owner hereby agrees to defend and indemnify Escrow Agent for, and to hold it harmless against any loss, liability or expense incurred without negligence or bad faith on the part of Escrow Agent, arising out of or in connection with its entering into this Agreement and carrying out its duties hereunder, including the cost and expense of defending itself against any claim of liability in the premises.

5. All notices and communications hereunder shall be in writing and shall be deemed to be given if sent by registered mail, return receipt requested, as follows:

CHICAGO TITLE CO., LLC
10883 Pearl Road, Suite 202
Strongsville, Ohio 44136
Attention: Andrea Putrino

EDGEBROOK, LLC
3203 Oakwood Trail
Broadview Heights, Ohio 44147
Attention: Daniel J. Bailey, President

CITY OF STRONGSVILLE
16099 Foltz Parkway
Strongsville, Ohio 44149
Attention: Law Director

IN WITNESS WHEREOF, the parties hereto have executed this Escrow Agreement on the day and year first above written.

Signed in the presence of:

EDGEBROOK, LLC

By: Ann Baker

Its: President

CITY OF STRONGSVILLE, OHIO

By: _____

Thomas P. Perciak

Its: Mayor

CHICAGO TITLE CO., LLC

By: [Signature]

Its: Escrow Officer

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. 06/01/15 Ref: PZE
 2nd Rdg. 06/15/15 Ref: _____
 3rd Rdg. _____ Ref: _____

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

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, AS AMENDED.

WHEREAS, pursuant to Ordinance No. 2015-110, duly passed by this Council on July 6, 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. 2015-110.

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

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 122

BY: Mayor Perciak and All Members of Council

A RESOLUTION SUBMITTING THE QUESTION OF AN ADDITIONAL 1.0 MILL TAX LEVY FOR THE PURPOSE OF GENERAL CONSTRUCTION, RECONSTRUCTION, RESURFACING AND REPAIR OF STREETS, ROADS AND BRIDGES PURSUANT TO SECTIONS 5705.19(G) OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

WHEREAS, on June 15, 2015, this Council adopted Resolution No. 2015-119 (the “Initial Resolution”) pursuant to Section 5705.03 of the Revised Code declaring it necessary to levy an additional 1.0-mill tax levy in excess of the ten-mill limitation for a period of five years, and requesting, pursuant to Section 5705.03(B) of the Revised Code, the County Fiscal Officer to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by that additional levy; and

WHEREAS, the County Fiscal Officer has certified that the total current tax valuation of the City is \$1,414,683,340 and the dollar amount of revenue that would be generated by that 1.0 mill additional levy would be \$1,414,683 annually during the life of the levy, assuming that the total current tax valuation remains the same throughout the life of the levy; and

WHEREAS, this Council finds it necessary to levy said 1.0 mill levy in accordance with Section 5705.19(G) of the Revised Code;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, CUYAHOGA COUNTY, OHIO, two-thirds of all the members elected thereto concurring, that:

Section 1. It is hereby found, determined and declared that the amount of taxes that may be raised by the City of Strongsville, Cuyahoga County, Ohio, within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of this City, and it is necessary to levy a tax in excess of that limitation at the rate of 1.0 mill for a period of five years for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads and bridges.

Section 2. The question of an additional 1.0 mill tax levy for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads and bridges for five years, beginning with the tax list and duplicate for the year 2015, the proceeds of which levy first would be available to this City in the calendar year 2016, shall be submitted under the provisions of Section 5705.19(G) of the Revised Code to the electors of the City of Strongsville at the election to be held therein on November 3, 2015, as authorized by law. Said election shall be held at the regular places of voting in said City as established by the Board of Elections of Cuyahoga County, Ohio, or otherwise, within the time provided by law and shall be conducted, canvassed and certified in the manner provided by law.

CITY OF STRONGSVILLE, OHIO

Resolution No. 2015 - 122

Page 2

Section 3. The Clerk of Council is authorized and directed to deliver to the Cuyahoga County Board of Elections not later than August 5, 2015: (i) a certified copy of the Initial Resolution; (ii) the certification by the County Fiscal Officer as to the total current tax valuation of the City and estimated revenue; and (iii) a certified copy of this resolution. This Council requests that the Board of Elections give notice of the election and prepare the necessary ballots and supplies for the election in accordance with law.

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

Section 5. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this resolution is required to be immediately effective in order to permit necessary arrangements to be made in sufficient time for the aforesaid election; wherefore, this resolution shall be in full force and effect from and immediately after its adoption and approval by the Mayor.

President of Council

Approved: _____
Mayor

Date Adopted: _____, 2015

Date Approved: _____, 2015

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

Attest: _____
Clerk of Council

RES
ORD. No. 2015-122 **Amended:** _____
1st Rdg. _____ **Ref:** _____
2nd Rdg. _____ **Ref:** _____
3rd Rdg. _____ **Ref:** _____

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

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 - 123
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 2015 AND REPEALING ORDINANCE NUMBER 2015-105.

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		\$ 16,088,700.00	\$ 7,754,200.00	\$ 13,675,000.00	\$ 37,517,900.00
<u>Special Revenue Funds - 200</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
203	Police Pension	\$ 1,301,300.00	\$ -	\$ -	\$ 1,301,300.00
204	Street Construction & Maintenance	5,312,900.00	4,741,600.00	-	10,054,500.00
205	State Highway Maintenance	-	160,000.00	-	160,000.00
206	Motor Vehicle License Tax	-	300,000.00	-	300,000.00
207	Emergency Vehicle Fund	-	1,625,000.00	-	1,625,000.00
208	Fire Levy	7,687,300.00	773,000.00	-	8,460,300.00
209	Fire Pension	1,436,300.00	-	-	1,436,300.00
211	Clerk of Court	-	35,000.00	-	35,000.00
212	Drainage Levy	-	784,500.00	360,000.00	1,144,500.00
213	FEMA	-	60,359.00	223,944.00	284,303.00
214	Multi-Purpose Complex	3,217,600.00	1,984,400.00	-	5,202,000.00
215	Southwest General Hospital	-	334,902.00	-	334,902.00
216	Law Enforcement Federal Seizures	-	5,500.00	-	5,500.00
217	Law Enforcement State Seizures	-	2,000.00	-	2,000.00
218	Law Enforcement Drug Fine	-	400.00	-	400.00
219	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
220	Tree Fund	-	100,000.00	-	100,000.00
222	Community Diversion	10,200.00	1,500.00	-	11,700.00
224	Earned Benefits	800,000.00	-	-	800,000.00
200 Total Special Revenue Funds		\$ 19,765,600.00	\$ 10,918,161.00	\$ 583,944.00	\$ 31,267,705.00
<u>Debt Service Funds - 300</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
331	General Bond Retirement	\$ -	\$ 4,375,525.00	\$ -	\$ 4,375,525.00
333	Pearl Road TIF # 1 Fund	-	2,541,360.00	300,000.00	2,841,360.00
334	Royalton Road TIF Fund	-	156,875.00	-	156,875.00
335	Pearl Road TIF # 2 Fund	-	1,000.00	-	1,000.00
300 Total Debt Service Funds		\$ -	\$ 7,074,760.00	\$ 300,000.00	\$ 7,374,760.00
<u>Capital Improvement Capital Project Funds - 400</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
441	Recreation Capital Improvement	\$ -	\$ 500,000.00	\$ -	\$ 500,000.00
442	General Capital Improvement	-	4,917,500.00	-	4,917,500.00
444	Pearl Road Capital Improvement	-	741,763.00	2,200,000.00	2,941,763.00
400 Total Capital Project Funds		\$ -	\$ 6,159,263.00	\$ 2,200,000.00	\$ 8,359,263.00

Enterprise Funds - 500					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
551	Sanitary Sewer	\$ 1,389,600.00	\$ 5,194,734.00	\$ -	\$ 6,584,334.00

Internal Service Fund - 600					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
664	Workers' Compensation Reserve	\$ -	\$ 320,000.00	\$ -	\$ 320,000.00
Grand Total All Funds		\$ 37,243,900.00	\$ 37,421,118.00	\$ 16,758,944.00	\$ 91,423,962.00

Itemized list of Transfers and Advances by Fund		Amount
General Fund to Street Construction Fund		\$ 3,370,000.00
General Fund to Fire Levy Fund		2,665,000.00
General Fund to Multi-Complex Fund		1,950,000.00
General Fund to Police Pension Fund		840,000.00
General Fund to Fire Pension Fund		900,000.00
General Fund to Drainage Levy Fund		250,000.00
General Fund to Earned Benefits Fund		600,000.00
General Fund to Recreation Capital Improvement Fund		400,000.00
General Fund to General Capital Improvement Fund		2,400,000.00
Total Transfers		\$ 13,375,000.00
General Fund to Pearl Road Tax Incremental Financing Fund #1		300,000.00
Drainage Levy to General Fund		360,000.00
FEMA Fund to General Fund		223,944.00
Pearl Road Tax Incremental Financing Fund #1 to General Fund		300,000.00
Pearl Road Capital Improvement Fund Phase II to General Fund		2,200,000.00
Total Advances and Advance Repayments		\$ 3,383,944.00
Total Transfers, Advances and Advance Repayments		\$ 16,758,944.00

Section 2: That all expenditures within the fiscal year ending December 31, 2015 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.

President of Council

Approved: _____
Mayor

Date Passed

Date Approved

Attest: _____
Clerk of Council

Yea	Nay	ORD. No. <u>2015-123</u>	Amended: _____
Carbone _____	_____	1st Rdg. _____	Ref: _____
Daymut _____	_____	2nd Rdg. _____	Ref: _____
DeMio _____	_____	3rd Rdg. _____	Ref: _____
Dooner _____	_____	_____	_____
Maloney _____	_____	_____	_____
Schonhut _____	_____	Pub Hrg. _____	Ref: _____
Southworth _____	_____	Adopted: _____	Defeated: _____

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

Dept #	Department	Personal Services	Other	Transfers & Advances	Total
011410	Council	\$ 321,900.00	\$ 26,000.00	\$ -	\$ 347,900.00
011411	Mayors Office	344,000.00	15,300.00	-	359,300.00
015412	Police Department	8,908,500.00	970,300.00	-	9,878,800.00
015412	Street Lighting	-	366,700.00	-	366,700.00
011413	Human Resources	227,200.00	99,100.00	-	326,300.00
011414	Finance Department	506,600.00	23,400.00	-	530,000.00
011415	Legal Department	462,900.00	136,400.00	-	599,300.00
011416	Communication & Technology	644,500.00	779,400.00	-	1,423,900.00
011417	Building Department	1,029,600.00	240,700.00	-	1,270,300.00
011418	Mayors Court	119,400.00	80,000.00	-	199,400.00
011420	Rubbish Department	-	2,311,500.00	-	2,311,500.00
011421	Cemetery Department	125,100.00	18,900.00	-	144,000.00
011421	County Board of Health	-	175,500.00	-	175,500.00
011422	Architectural Board of Review	-	6,000.00	-	6,000.00
011423	Planning Commission	105,000.00	61,000.00	-	166,000.00
011424	Civil Service	-	47,000.00	-	47,000.00
011425	Board of Appeals	-	11,000.00	-	11,000.00
011428	Parks Department	103,500.00	225,100.00	-	328,600.00
011430	General Miscellaneous	-	1,713,700.00	-	1,713,700.00
011435	Economic Development	143,100.00	144,600.00	-	287,700.00
015414	Corrections Officers	764,400.00	140,500.00	-	904,900.00
011435	Regional Dispatch Center	2,125,400.00	156,100.00	-	2,281,500.00
011452	Public Safety	157,600.00	6,000.00	-	163,600.00
011468	Non Government Transfers	-	-	13,675,000.00	13,675,000.00
	Total General Fund	\$ 16,088,700.00	\$ 7,754,200.00	\$ 13,675,000.00	\$ 37,517,900.00
031000	Police Pension	1,301,300.00	-	-	1,301,300.00
046419	Street Repairs	4,410,400.00	2,441,100.00	-	6,851,500.00
046426	Traffic Signal Maintenance	225,800.00	230,500.00	-	456,300.00
046427	Snow Removal	-	1,185,000.00	-	1,185,000.00
046433	Municipal Garage	676,700.00	885,000.00	-	1,561,700.00
056000	State Highway Maintenance	-	160,000.00	-	160,000.00
066000	Motor Vehicle License Tax	-	300,000.00	-	300,000.00
075000	Emergency Vehicle Fund	-	1,625,000.00	-	1,625,000.00
085000	Fire Levy	7,687,300.00	517,100.00	-	8,204,400.00
085001	Fire Station Ward 1	-	39,000.00	-	39,000.00
085002	Fire Station Ward 2	-	81,000.00	-	81,000.00
085003	Fire Station Ward 3	-	31,000.00	-	31,000.00
085004	Fire Station Ward 4	-	104,900.00	-	104,900.00
095000	Fire Pension	1,436,300.00	-	-	1,436,300.00
111000	Clerk of Court	-	35,000.00	-	35,000.00
121000	Drainage Levy	-	784,500.00	360,000.00	1,144,500.00
131000	FEMA	-	60,359.00	223,944.00	284,303.00
143304	Sports Programs	268,800.00	168,600.00	-	437,400.00
143305	Recreation Administration	462,100.00	646,900.00	-	1,109,000.00
143306	Fitness	460,600.00	134,900.00	-	595,500.00
143309	Ice Rink	-	282,500.00	-	282,500.00
143310	Aquatics	691,200.00	152,300.00	-	843,500.00
143311	Recreation Programs	219,000.00	32,800.00	-	251,800.00
143430	Special Events	-	17,100.00	-	17,100.00
143431	Old Town Hall	10,200.00	12,300.00	-	22,500.00
143439	Senior Services	569,800.00	319,000.00	-	888,800.00
143451	Recreation Maintenance	535,900.00	168,000.00	-	703,900.00
143500	Program Refunds	-	50,000.00	-	50,000.00
152000	Southwest General Hospital	-	334,902.00	-	334,902.00
165000	Law Enforcement Federal Seizures	-	5,500.00	-	5,500.00
175000	Law Enforcement State Seizures	-	2,000.00	-	2,000.00
185000	Law Enforcement Drug Fine	-	400.00	-	400.00
195000	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
204000	Tree Maintenance	-	100,000.00	-	100,000.00
225000	Community Diversion	10,200.00	1,500.00	-	11,700.00
224000	Earned Benefits	800,000.00	-	-	800,000.00
3	Total Special Revenue Funds	\$ 19,765,600.00	\$ 10,918,161.00	\$ 583,944.00	\$ 31,267,705.00

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

Dept #	Department	Personal Service	Other	Transfers & Advances	Total
311000	General Bond Retirement	-	4,375,525.00	-	4,375,525.00
333000	Pearl Road TIF # 1	-	2,541,360.00	300,000.00	2,841,360.00
334000	Royalton Road TIF	-	156,875.00	-	156,875.00
335000	Pearl Road TIF # 2	-	1,000.00	-	1,000.00
	Total Debt Service	\$ -	\$ 7,074,760.00	\$ 300,000.00	\$ 7,374,760.00
413000	Recreation Capital Improvement	-	500,000.00	-	500,000.00
421000	General Capital Improvement	-	4,917,500.00	-	4,917,500.00
446200	Pearl Road Capital Improvement Phase II	-	741,763.00	2,200,000.00	2,941,763.00
	Total Capital Projects	\$ -	\$ 6,159,263.00	\$ 2,200,000.00	\$ 8,359,263.00
512501	Engineering and Administration	692,200.00	848,000.00	-	1,540,200.00
512502	Plant Expenditures	-	2,211,000.00	-	2,211,000.00
512503	Line Expenditures	697,400.00	790,000.00	-	1,487,400.00
512504	Sewer Capital Improvements	-	1,020,000.00	-	1,020,000.00
512505	Sewer Debt Payments	-	325,734.00	-	325,734.00
	Total Sanitary Sewer	\$ 1,389,600.00	\$ 5,194,734.00	\$ -	\$ 6,584,334.00
664000	Workers Compensation	\$ -	\$ 320,000.00	\$ -	\$ 320,000.00
	GRAND TOTAL	\$ 37,243,900.00	\$ 37,421,118.00	\$ 16,758,944.00	\$ 91,423,962.00

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 124

By: Mayor Perciak and Mr. Maloney

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF THE CHERRY STONE DRIVE DRAINAGE PROJECT TO ALLEVIATE FLOODING CONDITIONS IN THAT AREA, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, on May 30, 2015, the City experienced a major storm that produced severe rains which caused substantial flooding to roadways and residences in the Cherry Stone Lane and Admiralty Drive areas of the City; and

WHEREAS, the flooding from such intense storms was the most recent, which is occurring more frequently in this particular area of the City, and is likely to continue with the occurrence of future storms, and thereafter creates an imminent threat to public safety; and

WHEREAS, it accordingly is immediately necessary to contract with a readily available engineering firm which is familiar with the problem and is able to thoroughly understand the specific conditions in the area, and can provide professional engineering design services to develop and recommend alternatives for construction of public improvements to alleviate these severe and recurring flooding concerns, in order to protect the health, safety, welfare and property of the City and its residents; and

WHEREAS, the City has chosen a well-qualified firm for this emergency project requiring immediate action, pursuant to the Certification of Emergency attached hereto as Exhibit A, and executed by the Mayor upon recommendation of the City Engineer, and the proposed compensation is fair and reasonable, all in compliance with the exception to Request for Proposal (RFP) procedures under Ohio Revised Code Section 153.71(B), which the City has invoked;

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

Section 1. That for the aforesaid reasons, this Council finds and determines, as set out in Article V, § 5 of the Charter, that there is an immediate and present emergency in the operation of the Engineering Department of the City of Strongsville, in that it is immediately necessary to enter into a contract, without public bidding, and under the applicable exception to RFP procedures in the Ohio Revised Code, with **STANTEC CONSULTING SERVICES, INC.**, a well-qualified and readily available City consultant, in order to contract for professional engineering services to design the

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 124
Page 2

Cherry Stone Drive Drainage Project, and in order to protect the health, safety, welfare and property of the City and its residents.

Section 2. That further, this Council hereby approves and authorizes the Mayor to enter into a contract with **STANTEC CONSULTING SERVICES, INC.**, without public bidding, for fair and reasonable compensation in an amount not to exceed \$116,000.00 for engineering design services in accordance with the Proposal and Addendum constituting an Agreement in substantially the form attached hereto and incorporated as Exhibit B.

Section 3. That the funds for the purpose of the aforesaid expenditure 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 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 professional engineering design services to plan for and initiate the Cherry Stone Drive Drainage Project in order to immediately alleviate emergency flooding concerns, to provide for safe flow of traffic within the City, to protect the health, safety, welfare and property of the City and its residents, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____

ORD. No. 2015-124 Clerk of Council
 1st Rdg. _____ Amended: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

City of Strongsville

16099 Foltz Parkway
Strongsville, Ohio 44149-5598
Phone: 440-580-3150
Mayor's Office Fax: 440-572-3241
www.strongsville.org

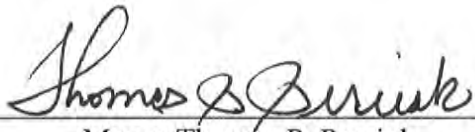


Thomas P. Perciak
Mayor

CERTIFICATION OF EMERGENCY **[Pursuant to §153.71(B) Ohio Revised Code]**

Based upon the attached Memorandum from the City's Engineer, and my own knowledge of recent flooding conditions in the affected Cherry Stone and Admiralty area of the City, I, as head of the public authority, hereby certify that the required remedial projects constitute an emergency requiring immediate action within the intent and purview of the exception to RFP procedures under Section 153.71(B) of the Ohio Revised Code.

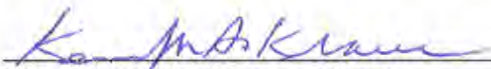
Accordingly, the City will proceed to immediately select an engineering design firm to commence work on the required projects without undertaking the normal RFP process, but subject to approval of the City Council.



Mayor Thomas P. Perciak

Date: June 24, 2015

Approved as to legal form:



Kenneth A. Kraus, Law Director

cc: Michael J. Daymut, President of Council
Kenneth P. Mikula, City Engineer
Joseph K. Dubovec, Director of Finance
Kenneth A. Kraus, Law Director

RECEIVED


JUN 24 2015

LAW DEPARTMENT
CITY OF STRONGSVILLE

Memorandum

To: Ken Kraus, Law Director

CC: Mayor Perciak
Joe Dubovec, Finance Director
Joe Walker, P.E., Service Director
Lori Daley, P.E. Assistant City Engineer

From: Ken Mikula, P.E., City Engineer 

Date: 6/24/2015

Re: Cherry Stone/Admiralty Flooding Emergency Remediation

On May 30, 2015 severe rains caused the roadways at Cherrystone Lane and Admiralty Drive to be inundated with water to the point where they were unpassable to vehicles and closed to the public. This situation severely impacted the safety and convenience of the public, as Admiralty Drive is a major connector street.

Also on the same date, the City was notified by homeowners at 19161 Cherrystone Lane (Prokop) and 19197 Cherrystone Lane (Toth) that their basements were flooding, were sustaining damages, and were concerned for the safety of their families.

The May 30, 2015 storm was the most recent of many storms which appear to be occurring more frequently in this particular area of the City, with increasing intensity, and are likely to continue. They create an imminent threat of obstruction of roads and traffic flow, damage to private property, and possible injury to residents and the traveling public.

After reviewing qualifications and price, the City previously contracted with Stantec Consulting to perform a drainage study to thoroughly understand the existing hydrologic and hydraulic conditions in the area and to develop and recommend alternatives to alleviate these severe and recurring flooding concerns. The report was finalized June 4, 2015, and the City has subsequently met with Stantec to evaluate and select the most appropriate alternate.

Stantec's recommended alternate includes:

- Replacing the culvert under Cherrystone Lane with a substantially larger culvert capable of passing flows from storms larger than those normally required by code to reduce the likelihood of storm water overtopping and flooding homes on Cherrystone Lane.
- Retrofitting the existing detention basin south of Admiralty Drive to increase its capacity to reduce the likelihood of storm water overtopping Admiralty Drive.

Stantec has preliminarily estimated of construction cost of this work to be at \$1,000,000.00.

The Engineering Department is also working with the Ohio Emergency Management Agency (OEMA) in preparing an application for federal funding through the Federal Emergency Management Agency (FEMA) for the flooding remediation project. A sub-application must be submitted to OEMA by July 24, 2015 and a final application to FEMA by August 28, 2015.

Stantec performed the drainage study and therefor has an intimate understanding of the conditions contributing to the flooding. Furthermore, Stantec is an established and qualified firm, and time is of the essence in meeting the deadlines set by FEMA. Therefore, in order to promptly address these current safety issues, the Engineering Department would like to obtain a price proposal from Stantec Consulting to perform the final engineering construction plans and documents of the selected alternate, without undertaking the lengthy RFP procedures required by the City Charter and set forth in state law.



Stantec Consulting Services Inc.
3700 Park East Drive Suite 200, Cleveland OH 44122-4339

June 26, 2015
File: 173409055

Attention: Ms. Lori Daley, PE
16099 Foltz Parkway
Strongsville, Ohio 44149

Dear Ms. Daley,

Reference: Cherry Stone Drive Drainage Project

Stantec Consulting Services Inc. (Stantec) is pleased to submit this proposal to the City of Strongsville for the Cherry Stone Drive Drainage Project.

The City of Strongsville continues to experience periodic flooding of the residential neighborhood along Admiralty Drive, Windward Way, and Cherry Stone Lane. The Cherry Stone Drainage Study, previously completed by Stantec, indicated that flooding is primarily due to an undersized culvert and retention basin. In order to improve upon current flooding problems in this area, Stantec recommended Alternative 7, which involved replacing the existing culvert with a larger culvert, and converting the existing retention basin to a detention basin while also increasing its potential capacity. The City agreed with this recommendation, which had an estimated construction cost of \$1,167,900.

In order to accomplish the previously recommended design alternative, Stantec proposes the following scope of services:

Task 1: Review Existing Information

Review all pertinent reports, construction plans and other data that may have a bearing on the Project. This includes, but is not limited to: complaint records, plans, and GIS data made available by the City.

Fee: \$1,600

Ex. B



Reference: Cherry Stone Drive Drainage Project

Task 2: Field Investigations

Perform such field investigations, site visits, and research necessary to prepare base information required for the construction plans and/or easements. This work will be performed under the direction of a Professional Surveyor in the State of Ohio. This includes, but is not limited to: site visits; courthouse research required to identify plats, deeds, and easements; and any staking of improvements for field evaluation and approval by the City.

Fee: \$4,700

Task 3: Construction Plan Surveying

Generate project base mapping and perform all field surveying necessary for the development of construction plans. This work will be performed under the direction of a Professional Surveyor in the State of Ohio. This includes verification of topography (trees 6" caliper and larger, all structure corners, large plants, etc.), location of existing right-of-way, easements, property lines, waterlines, storm sewers, sanitary sewers, and other utilities. Power and light pole owners shall be determined along with the names of the utilities being carried.

A hydrographic survey of Pearl East Lake will be necessary to determine ground elevations in areas that are currently submerged.

Adequate horizontal and vertical control points that can be used during the construction of the project will be established.

All survey data shall be based on State Plane Coordinates and the most current USGS datum.

Fee: \$21,100

Task 4: Easements

Should the need for permanent stormwater, temporary construction, or right-of-entry agreements become necessary, the Engineer will determine the physical boundary limits of any such areas. Under the direction of a Professional Surveyor in the State of Ohio, legal descriptions and exhibits for the required easement documents will be prepared. Exhibits will be prepared at an appropriate scale to indicate the location of the easement(s), adjacent properties, and property addresses. One (1) original and four (4) copies of the easement descriptions and exhibits will be delivered to the City for use by the City in undertaking the acquisition of the required easements.

Fee: \$1,000 per Easement



June 26, 2015
Ms. Lori Daley, PE
Page 3 of 5

Reference: Cherry Stone Drive Drainage Project

Task 5: Hydrologic & Hydraulic Analysis

Perform all hydrologic and hydraulic calculations necessary to evaluate, verify and design the stormwater system improvements. Prepare any and all maps, figures, exhibits, and calculations necessary for communication of the design.

Fee: \$16,400

Task 6: Draft Construction Plans

Prepare engineering drawings in AutoCAD format to show the detail and scope of work for the Project in accordance with the current edition of the Ohio Department of Transportation's Construction & Material Specifications and City of Strongsville standards. Plan format shall be 24"x36" sheets at 1"=30' horizontal scale and 1"=5' vertical scale (or other scale as directed by the City). Drawing sheets shall include, but not be limited to, Title Sheet, General Notes Sheet, Plan and Profile Sheet(s), Maintenance of Traffic Sheet, and Erosion Control Sheet.

Two (2) sets of draft (50% complete) construction plans will be submitted to the City and each private utility company for review. 50% plans will include complete base mapping and proposed plan and profile and an itemized construction cost estimate. The Engineer will participate in one (1) draft construction plan review meeting with the City to discuss the City's plan review comments.

Upon satisfactory resolution of all review comments and completion of the design, two (2) sets of draft final (90%) construction plans will be submitted to the City and each private utility company for review. Engineer will participate in one (1) draft final construction plan review meeting with the City to discuss the City's plan review comments.

Fee: \$31,100

Task 7: Permitting

Where required, and in consultation with the City, Engineer shall submit the required number of sets of Project Drawings and completed applications to State and Federal Agencies to secure the necessary permits for the Project. It is assumed that it will be necessary to obtain a Nationwide Permit 3 (Section 404 U.S. Army Corps of Engineers), which will also cover the permitting requirements for the Ohio EPA Section 401 Water Quality Certification.

This work includes a field investigation to identify the presence of potential waters of the United States and/or isolated wetlands, coordination with other agencies (e.g. U.S. Fish and Wildlife, Ohio Historic Preservation Office, ODNR Scenic Rivers, ODNR Division of Wildlife, etc.), completion of the Nationwide Permit Pre-construction Notification (PCN), and submitting permit documents, including Draft Construction Plans, to the U.S. Army Corps of Engineers.



June 26, 2015
Ms. Lori Daley, PE
Page 4 of 5

Reference: Cherry Stone Drive Drainage Project

Fee: \$17,200

Task 8: Revised Construction Plans

Upon satisfactory resolution of all review comments, two (2) sets of final construction plans, the title sheet tracing and an itemized construction cost estimate will be submitted to the City for compliance review and signatures.

Fee: \$7,500

Task 9: Stormwater Pollution Prevention Plan & NOI

If the proposed construction activity results in the disturbance of more than one (1) acre of total land, the Engineer shall prepare a Stormwater Pollution Prevention Plan and a Notice and Intent (NOI) application form for City signature and submittal to the Ohio EPA. Applicable fees will be paid by the City. If the proposed improvements result in the disturbance of less than one (1) acre, the construction plans will contain all appropriate sediment and erosion controls in accordance with OEPA requirements.

Fee: \$1,800

Task 10: Bid Documents

The Engineer shall prepare Supplemental Specifications (as needed), Unit Price Bid Forms (in Excel format), and Standard Drawings and provide to the City. The City shall assemble all Bid Documents into a single bound book and print the construction plans and Bid Documents book for distribution by the City during the public bidding process.

Fee: \$5,800

Stantec agrees to complete the design work described above for a lump sum, not to exceed fee of **\$108,200**.

Task 11: Bidding/Construction Support

Engineer will answer any prospective bidder questions during the bid process and prepare and distribute any necessary addenda. The Engineer shall also provide engineering review of all shop drawing submittals. Responses to all submittals will be provided within 14 calendar days.

Fee: \$7,800

Stantec greatly appreciates the opportunity to submit this proposal for the Cherry Stone Drive Drainage Project. Stantec agrees to complete the work described herein for a lump sum, not to exceed fee of **\$116,000**. If you have any questions, please do not hesitate to contact me.



June 26, 2015
Ms. Lori Daley, PE
Page 5 of 5

Reference: Cherry Stone Drive Drainage Project

Regards,

STANTEC CONSULTING SERVICES INC.

Bruce Bassett | dgm

Bruce Bassett, PE
Principal
Phone: (614) 643-4346
Fax: (614) 486-4387
Bruce.Bassett@stantec.com

Dave McCallops
Senior Project Manager
Phone: (216) 454-2159
Fax: (216) 454-9995
Dave.McCallops@stantec.com

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APPROVED:

CITY OF STRONGSVILLE

Thomas P. Perciak, Mayor

Date: _____

RE: CHERRY STONE DRIVE DRAINAGE STUDY

**ADDENDUM TO PROPOSAL LETTER AGREEMENT FOR ENGINEERING DESIGN
SERVICES AND STUDY BETWEEN
THE CITY OF STRONGSVILLE ("CITY") AND
STANTEC CONSULTING SERVICES INC. ("CONSULTANT")**

1. SUPPLEMENTAL FORMS. The parties agree that the following forms as identified, which were previously executed in connection with the prior Cherry Stone Drainage Study in 2015, are on file in the office of the City Engineer, and shall become part of the within Agreement:

Equal Opportunity Requirements
Non-Collusion Affidavit
Delinquent Personal Property Tax Affidavit
Declaration and Representation (ORC §9.24)
Certification and Representation (ORC §3517.13, as amended)

2. WARRANTIES. Consultant warrants that its services will be performed in a professional manner and in accordance with prevailing and applicable engineering standards for comparable work within the Northeast Ohio area.

3. INSURANCE. Consultant shall maintain throughout the duration of this Agreement insurance in the following amounts:

- | | | |
|-----|---|---|
| (a) | Worker's Compensation and Employer's Liability | |
| | Worker's Compensation | Statutory |
| | Employer's Liability | \$500,000/\$500,000/\$500,000 |
| (b) | Comprehensive Automobile Liability | |
| | \$1,000,000 combined single limit Bodily Injury and Property Damage | |
| (c) | Comprehensive General Liability including environmental coverage, (naming the City as additional insured) | |
| | \$1,000,000 | per occurrence |
| | \$2,000,000 | annual aggregate |
| | \$2,000,000 | product/completed operations per occurrence |
| | \$1,000,000 | personal injury/advertising liability |
| (d) | Umbrella/Excess Liability | |
| | \$2,000,000 | per occurrence |
| | \$2,000,000 | annual aggregate |
| | \$2,000,000 | products aggregate |
| (e) | Professional Liability Insurance (including errors and omissions) in an amount of \$1,000,000 per claim and annual aggregate, provided that such coverage shall be maintained for a period of not less than two (2) years after completion of the construction of the Projects. | |

The foregoing policies shall be with responsible carriers qualified to do business within the State of Ohio, and shall contain a provision that coverage will not be cancelled or failed to be renewed until at least (30) days' prior written notice has been given to the City. Certificates of Insurance showing such coverage to be in force shall be filed with the City through its Director of Finance prior to commencement of the Services and shall be in proper form.

Consultant hereby agrees to maintain the insurances described above during the term hereof. If Consultant fails to furnish and maintain the insurances required, the City may purchase such insurance on behalf of Consultant, and Consultant shall pay the cost thereof to the City upon demand and shall furnish to the City any information needed to obtain such insurance.

4. CONSULTANT'S INDEMNIFICATION. Subject to the applicable limitation of liability, Consultant hereby agrees to indemnify and hold harmless the City and any of its officers or employees from all loss, damage, cost or expense, including but not limited to reasonable attorney's fees and expert witness fees, arising out of or in any way caused by:

- (a) Consultant's negligent performance of services under this Agreement;
- (b) Claims, suits or actions when such suits or actions are caused by negligent, willful misconduct and/or wanton acts, and/or errors or omissions of Consultant, its officers, employees, consultants, subconsultants, and/or subcontractors; or
- (c) Injury or damages received or sustained by any party because of the negligent willful misconduct and/or wanton acts, and/or errors or omissions of Consultant, its officers, employees, consultants, subconsultants, and/or subcontractors.

Consultant shall include a same or similar indemnity provision in each of its contracts with any approved consultant, subconsultant, and subcontractor, which requires that such person or entity indemnify and hold harmless the City, its officers and employees from all loss, damage, cost, or expense to the extent caused by the negligence, error, omission, or willful or wanton misconduct of such person or entity.

5. POWERS OF THE CITY. Nothing contained in this Agreement shall be considered to diminish the governmental or police powers of the City as City, including, but not limited to, the City's authority to enter into a similar agreement with any other entity.

6. NONDISCRIMINATION. Consultant agrees to comply with all applicable federal, state, county and local laws regarding nondiscrimination, and specifically agrees not to discriminate against any employee or applicant for employment because of race, color, religion, creed, gender, national origin, age, sexual preference, or disability.

7. NON-WAIVER. Neither the waiver by either party to this Agreement of any breach of any agreement, condition or provision of this Agreement, nor the failure of either party to seek redress for violation of, or to insist upon strict performance of any agreement, condition or provision, shall be considered to be a waiver of the agreement, condition or provision or of

any subsequent breach of any agreement, condition or provision. No provision of this Agreement may be waived except by written agreement of the party to be charged.

8. NOTICES. Any notice or other communication required or permitted hereunder shall be deemed to be properly given when sent by certified or registered mail, postage prepaid, return receipt requested, or when hand delivered, and addressed as follows:

If to City:
City Engineer
City of Strongsville
16099 Foltz Parkway
Strongsville, Ohio 44149
with a copy to the Law Director

If to Consultant:
Bruce E. Bassett, Jr., P.E.
Principal
Stantec Consulting Services Inc.
3700 Park East Drive, Suite 200
Beachwood, Ohio 44122

Either party may at any time, by giving ten (10) days' written notice to the other party, designate any other address in substitution of the foregoing address to which the notice or communication shall be transmitted.

9. PARAGRAPH HEADINGS. The paragraph headings contained herein are merely for convenience and reference, and are not intended to be a part of this Agreement, or in any manner to limit or describe the scope or intent of this Agreement or the particular paragraphs to which they refer.

10. LEGAL RELATIONSHIP OF PARTIES. It is expressly understood and agreed that during the term of this Agreement, Consultant shall be engaged in the provision of services solely as an independent contractor, and shall have no right to control City's officials, employees, agents, contractors, or representatives. It is further expressly understood that Consultant's officers, employees, agents, contractors, and representatives are acting solely and exclusively under the direction and control of Consultant. Nothing in this Agreement shall be deemed to create or establish a relationship of employment, agency, or representation between the City and Consultant, its officers, employees, agents, contractors or representatives; and Consultant shall have no authority whether express, implied, apparent or otherwise to bind or obligate the City in terms of any third parties.

11. NO PARTNERSHIP. Nothing contained herein shall make, or be deemed to make, the City and Consultant a partner of one another, and this Agreement shall not be construed as creating a partnership between the parties.

12. COMPLIANCE WITH CERTAIN STATE LAWS. Consultant is in compliance with and shall abide by any applicable reporting provisions of O.R.C. Sections 9.23-9.239 regarding reporting obligations with respect to the State Auditor; and also with respect to the amended requirements of O.R.C. Section 3517.13 regarding limitations and restrictions on contributions to the campaign committees of certain City officials.

13. SINGULAR AND PLURAL. Wherever the context shall so require, the singular shall include the plural and the plural shall include the singular.

14. BINDING EFFECT AND SUCCESSORS AND ASSIGNS. This Agreement and all of the covenants hereof shall be binding upon and inure to the benefit of both the City and

Consultant, and their respective partners, successors, permitted assigns and legal representatives. Neither the City nor Consultant shall have the right to assign or transfer its interests or obligations hereunder without the advance written consent of the other party.

15. TIME TO COMPLETE. Consultant will undertake and complete whatever work is necessary to assist the City in complying with OEMA and/or FEMA grant application requirements and in this regard time is of the essence.

Acceptance of the terms of this Addendum to Proposal Letter Agreement for Engineering Services and Study is acknowledged by both Consultant and City through the following signatures of their respective authorized representatives.

“CITY”
CITY OF STRONGSVILLE

“CONSULTANT”
STANTEC CONSULTING SERVICES INC.

By: _____
Signature

By: _____
Signature

Thomas P. Perciak, Mayor
Typed Name/Title

Bruce E. Bassett, Jr., P.E., Principal
Typed Name/Title

Date of Signature

Date of Signature

CERTIFICATION OF FUNDS

I, Joseph K. Dubovec, Director of Finance of the City of Strongsville, Ohio hereby certify that the money to meet this Agreement has been lawfully appropriated for the purpose of the Agreement and is in the treasury of the City, or is in the process of collection to the credit of the appropriate fund free from prior encumbrance.

Date

Director of Finance

CERTIFICATE OF LAW DIRECTOR

I hereby certify that I have reviewed and approved the form of the foregoing Agreement this ____ day of _____, 2015.

Kenneth A. Kraus, Law Director

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 125

By: Mr. Maloney

AN ORDINANCE APPROVING AND AUTHORIZING THE GRANT OF A TEMPORARY, LIMITED LICENSE TO THE BOARD OF PARK COMMISSIONERS OF THE CLEVELAND METROPOLITAN PARK DISTRICT FOR PURPOSES OF ROAD PAVING WORK IN THE CITY'S RIGHT-OF-WAY; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT IN FURTHERANCE THEREOF; APPROPRIATING AND AUTHORIZING PAYMENT OF FUNDS FOR THE ROAD IMPROVEMENT, AND DECLARING AN EMERGENCY.

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

Section 1. That this Council hereby approves and authorizes the grant of a temporary, limited license to the Board of Park Commissioners of the Cleveland Metropolitan Park District, for the temporary use of a portion of public right-of-way located on Albion Road adjacent to Mill Stream Run Reservation, for purposes of resurfacing and paving a portion of Albion Road, upon the terms and conditions set forth in the Agreement for Temporary License, attached hereto as Exhibit A and incorporated herein by reference, which in all respects is approved.

Section 2. That the Mayor be and is hereby authorized to enter into and execute the Agreement for Temporary License and to do all things necessary to carry out the provisions thereof.

Section 3. That the sum of Sixty-Six Thousand Nine Hundred Twenty-Six and 00/100 Dollars (\$66,926.00) is hereby appropriated and authorized to be paid to the Cleveland Metropolitan Park District, as lead agency for this public improvement, upon completion of the project and approval of the work by the City of Strongsville.

Section 4. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Capital Improvement Fund.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 125

Page 2

Section 6. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the immediate grant of the aforesaid license is necessary to facilitate repaving of Albion Road and safe movement of traffic 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. 2015-125 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

AGREEMENT FOR TEMPORARY LICENSE

THIS AGREEMENT FOR TEMPORARY LICENSE (this "Agreement") is made as of the ____ day of _____, 2015, between CITY OF STRONGSVILLE ("Licensor") and the BOARD OF PARK COMMISSIONERS OF THE CLEVELAND METROPOLITAN PARK DISTRICT, a political subdivision of the State of Ohio organized and operating pursuant to Chapter 1545 of the Ohio Revised Code ("Licensee").

WITNESSETH THAT:

WHEREAS, Licensor herein is the owner of certain real property known as the Albion Road Right-of-Way in the City of Strongsville, Cuyahoga County, Ohio (the "Strongsville Property"); and

WHEREAS, Licensee is the owner of certain real property adjacent to the Strongsville Property in the City of Strongsville, Cuyahoga County (the "Cleveland Metroparks Property"), both the Cleveland Metroparks Property and Strongsville Property being depicted on the map attached hereto as Exhibit A; and

WHEREAS, Licensor will grant to Licensee the right to, among other things, temporarily enter onto Strongsville Property as depicted on Exhibit A (referred to as the "License Area") for road paving work consistent with the terms of this License.

NOW, THEREFORE, for and in consideration of the mutual promises and agreements provided herein by the parties hereto, the parties hereto mutually agree as follows:

1. Grant of License. Licensor hereby grants permission to Licensee, its members, officers, directors, employees, contractors, and subcontractors to enter upon and temporarily use the License Area for the purpose of road paving work. In particular, Licensor grants permission to Karvo Paving Company ("Karvo") to use the License area for the purpose of road paving work.

2. Compliance with Laws. Licensee's use of the License Area shall comply with all applicable laws, ordinances, rules, and regulations of all public authorities, having any jurisdiction over the License Area or any part thereof.

3. Use of License Area. Karvo shall be liable to Licensor for any loss or damage to any personal property, real property, or person within the License Area. Karvo shall pave Albion Road adjacent to Mill Stream Run Reservation consisting of 1-1/2" asphalt overlay of approximately 0.32 miles of roadway with a typical pavement width of 22 feet and overlay of approximately 395 square yards of existing parking adjacent to the parkways being paved. The work will include asphalt grind and overlay repair of approximately 4,200 square yards prior to the asphalt overlay with pavement marking restoration and berming in-kind.

4. Payment Terms. Cleveland Metroparks will be responsible for initial payment to Karvo Paving Company, with the City of Strongsville to reimburse \$66,926.00 to Cleveland Metroparks at project completion upon approval of the work by Licensor.

5. Insurance. Throughout the term of this Agreement, Karvo shall maintain commercial general liability insurance, including contractual liability coverage, insuring against claims for bodily injury (including death), property damage and personal injury. Such insurance shall have a combined single limit of not less than \$1,000,000 per occurrence and shall name the Board of Park Commissioners,

Cleveland Metroparks and the City of Strongsville, Ohio as additional insureds. A certificate of insurance evidencing the aforementioned coverage shall be provided to Licensor within 30 days of the effective date of this agreement.

6. Term of License. The License shall be in effect commencing on the date of execution and delivery hereof by Licensor and Licensee and shall be in effect until completion of the paving project.

7. Reversion to Licensor and Licensee. If at any time this Agreement is terminated, the rights hereby granted automatically shall terminate and be forever cancelled.

8. Acceptance of License. Acceptance of the License by Licensee will constitute acceptance of all conditions set forth herein.

9. Notices. All notices, requests, reports and other communications in connection with this Agreement shall be made in writing and shall be deemed to have been given when hand delivered or sent by registered or certified mail, postage prepaid, to the parties at the following addresses:

If to Licensee:

Cleveland Metroparks
4101 Fulton Parkway
Cleveland, Ohio 44144
Attention: Chief Executive Officer

With a copy to:

Chief Legal & Ethics Officer
Cleveland Metropolitan Park District
4101 Fulton Parkway
Cleveland, Ohio 44144

If to Licensor to:

City Engineer
City of Strongsville
16099 Foltz Parkway
Strongsville, OH 44149

With a copy to:

Law Director
City of Strongsville
16099 Foltz Parkway
Strongsville, Ohio 44149

10. Entire Agreement. This Agreement constitutes the entire agreement between the parties with respect to the subject matter hereof and supersedes all prior agreements, written or oral, with respect thereto.

11. Modification. No modification of this Agreement shall be binding upon Licensor or Licensee unless set forth in writing and executed by Licensor and Licensee in accordance with law.

12. Severability. If any provision of this Agreement shall be or become invalid or unenforceable, then this Agreement shall be divisible as to such provision, and the remainder of this Agreement shall be and remain valid and binding as though such provision were not included herein.

13. Third-Party Rights. Nothing herein expressed or implied is intended or shall be construed to confer upon any other entity, other than as herein set forth, any rights or remedies under, or by reason of, this Agreement.

14. Assignment. This Agreement and the License granted hereunder are personal to Licensee. Licensee will have no right, power, or authority to assign this Agreement or the License, either voluntarily or involuntarily, or by operation of law, without the express, prior written consent of Licensor, which consent may be withheld in Licensor's sole and absolute discretion. Any attempt to assign this Agreement or the License without the required consent will be null and void and of no legal force or effect.

IN WITNESS WHEREOF, Licensor and Licensee have executed this Agreement as of the day and year first above written.

BOARD OF PARK COMMISSIONERS OF THE
CLEVELAND METROPOLITAN PARK
DISTRICT

Brian M. Zimmerman
Chief Executive Officer

CITY OF STRONGSVILLE, OHIO

By: Thomas P. Perciak
Its: Mayor

APPROVED AS TO LEGAL FORM BY
ROSALINA M. FINI, CHIEF LEGAL &
ETHICS OFFICER:

APPROVED AS TO LEGAL FORM BY
LAW DIRECTOR, CITY OF
STRONGSVILLE:

Kyle G. Baker, JD, Assistant Legal Counsel

Kenneth A. Kraus, Law Director

EXHIBIT A

See attached drawing.

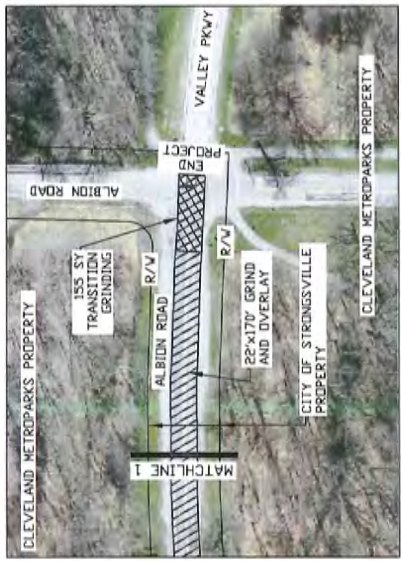


ESTIMATED QUANTITIES-ALT. C
ALBION ROAD
(PEARL ROAD TO MATCHLINE 1)

WORK ITEM	S.Y.	TYPICAL DETAIL	LENGTH (FT)
ROADWAY OVERLAY	3556	1	
APT/PARKING OVERLAY	395	1	
GRIND AND OVERLAY	3788	2	
TRANSITION GRINDING	85	3	
CB ADJUSTED TO GRADE	0		
ROADWAY LENGTH			1450

ESTIMATED QUANTITIES-ALT. C
ALBION ROAD
(MATCHLINE 1 TO END)

WORK ITEM	S.Y.	TYPICAL DETAIL	LENGTH (FT)
ROADWAY OVERLAY	570	1	
APT/PARKING OVERLAY	0	1	
GRIND AND OVERLAY	416	2	
TRANSITION GRINDING	155	3	
CB ADJUSTED TO GRADE	0		
ROADWAY LENGTH			225



NOTES:
 TRANSITION GRINDING AND GRIND AND OVERLAY LIMITS WILL BE FIELD MARKED BY THE ENGINEER.
 THE CONTRACTOR SHALL SET FINAL GRADE SUCH THAT POSITIVE DRAINAGE IS MAINTAINED.
 ANY MANHOLES, CATCHBASINS, VALVES, MONUMENTS, ETC. ENCOUNTERED SHALL BE ADJUSTED TO GRADE PER DDOT CHS 604 EXCEPT STEEL RISER RINGS WILL NOT BE PERMITTED (CAST IRON ONLY).
 EXISTING PAVEMENT MARKINGS ON ROADWAY, APT, AND PARKING AREAS SHALL BE REPLACED IN-KIND. CONTRACTOR SHALL BE RESPONSIBLE FOR TAKING AN INVENTORY OF ALL MARKINGS BEFORE CONSTRUCTION BEGINS. IN LIEU OF RE-INSTALLING DUAL 4" EDGELINES AND/OR CONCRETE BLOCKS ALONG APT, A SINGLE 8" EDGE LINE SHALL BE PAINTED SEPARATING PARKWAY FROM APT AND CROSS-HATCHING ON APT SHALL NOT BE RE-PAINTED.
 QUANTITIES SHOWN FOR OVERLAY ARE INCLUDING AREAS OF GRIND AND OVERLAY & PAVEMENT GRINDING TRANSITIONS.

LEGEND:

 PROPOSED OVERLAY GRIND AND OVERLAY PAVEMENT GRINDING TRANSITION

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 126

By: Mr. Maloney

AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES THE LOT SPLIT-CONSOLIDATION PLAT OF THE ARPELLI SUBDIVISION FOR PERMANENT PARCEL NOS. 394-07-002 AND 394-07-003 LOCATED AT 18179 MARKS ROAD, AND DECLARING AN EMERGENCY.

WHEREAS, the lot split-consolidation plat of Permanent Parcel Nos. 394-07-002 and 394-07-003, located at 18179 Marks Road, and known as The Armelli Subdivision, is being submitted to this Council for review pursuant to Title Four of Part Twelve of the Codified Ordinances of the City of Strongsville; and

WHEREAS, the Codified Ordinances of the City and the minimum standards for improvements required for the subdivision of land adopted therein require the installation of sanitary sewers to certain specifications unless a deviation from those standards is approved by the Planning Commission pursuant to C.O. Section 1228.01(i); and

WHEREAS, Joseph Armelli, as agent for The Armelli Subdivision, and an owner of one of the Permanent Parcel Nos. 394-07-002 and 394-07-003, located at 18179 Marks Road, and zoned General Industrial, submitted the lot split-consolidation plat to the Planning Commission of the City of Strongsville, and requested a deviation to permit a subdivision without sanitary sewers; and the Planning Commission approved the subdivision and the requested deviation on June 11, 2015; and

WHEREAS, the Engineer of the City of Strongsville has reviewed the plat and documents, and finds them in good order and has approved them, and, therefore, has recommended to the Planning Commission and this Council that this Subdivision be approved for recording purposes, and that the deviation from minimum standards requested be given favorable consideration; and

WHEREAS, this Council desires to approve the deviation and the aforesaid subdivision plat for recording purposes.

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 lot split-consolidation of Permanent Parcel Nos. 394-07-002 and 394-07-003, located at 18179 Marks Road, and known as The Armelli Subdivision, without sanitary sewers, as shown on Exhibit A attached hereto and incorporated herein as if fully rewritten, will be equally

as effective, safe, adequate and desirable as the improvement would be under such standards, and that the improvement under the proposed deviation will perform the same function as and have a life of usefulness equal to the improvement made pursuant to such standards; the strict application of the minimum standards to improvements which are under construction or which have been fully planned and contracted for at the time this section became effective would cause extreme undue hardship or practical difficulty; and that such deviation will be in harmony with the general purpose and intent of the minimum subdivision standards and will not interfere with the public health, safety or general welfare.

Section 2. That a deviation in minimum subdivision standards for the purposes of subdividing Permanent Parcel Nos. 394-07-002 and 394-07-003, without sanitary sewers, as shown on Exhibit A, be and is hereby approved.

Section 3. That, pursuant to the provisions of C.O. Section 1228.01(i), this Council hereby confirms the deviation from the minimum standards for improvements required for the subdivision of these lands approved by the Planning Commission on June 11, 2015.

Section 4. That the Council of the City of Strongsville does hereby approve the lot split-consolidation plat of The Armelli Subdivision, submitted by the agent and partial owner of the subdivision, for Permanent Parcel Nos. 394-07-002 and 394-07-003, as set out in attached Exhibit A, for recording purposes.

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 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.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 126
Page 3

President of Council

Date Passed: _____

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

Approved: _____
Mayor

Date Approved: _____

Attest: _____
Clerk of Council

ORD. No. 2015-126 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

Lot Split-Consolidation / The Armelli Subdivision

MADE AT THE INSTANCE OF
Joseph A. Armelli
KNOWN AS BEING PART OF ORIGINAL STROSVILLE TOWNSHIP LOT NO. 99
NOT IN THE CITY OF STROSVILLE COUNTY OF CUYAHOGA STATE OF OHIO

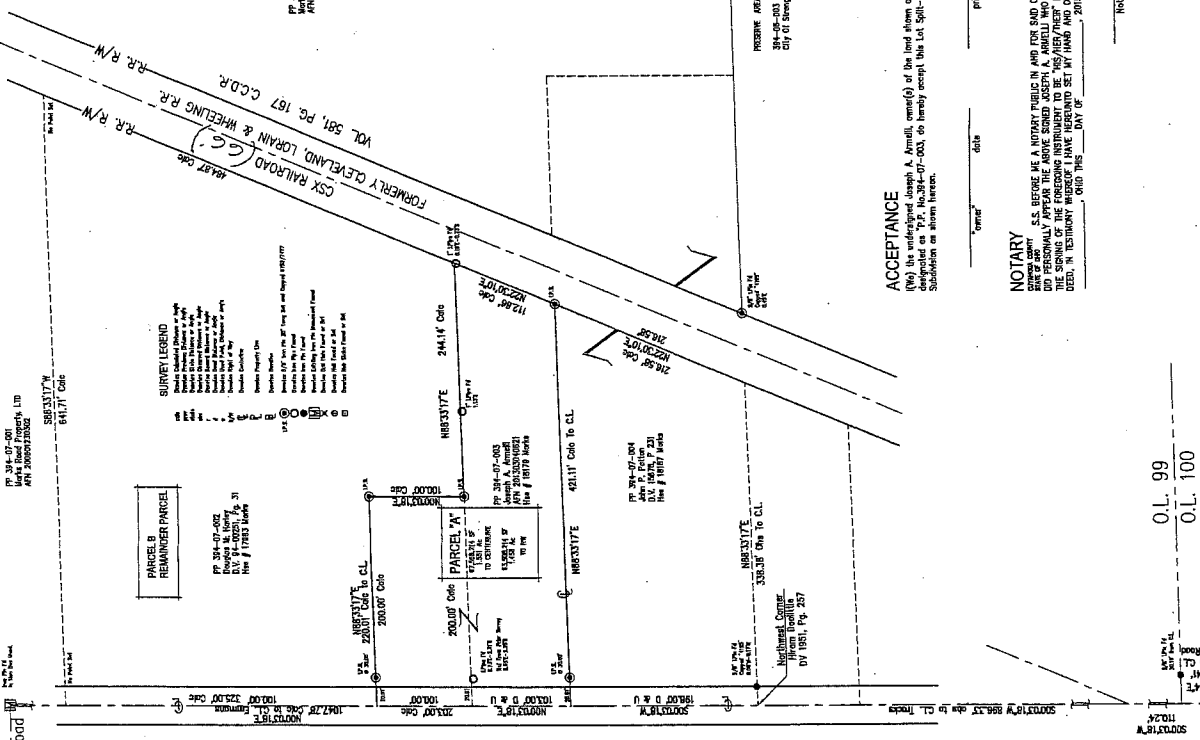
hereby state that this plat is a true and correct representation of the parcel shown
to be an actual survey performed on the ground and in
accordance with the minimum standards for boundary surveys as adopted by the State of
Ohio, Chapter 4733-27 of the Ohio Administrative Code, and that the same are shown in full and distinct part thereof.
Conveys are shown on the centerline of Maple Road bearing
N 00°10'15" E and are used to indicate angles only.

HOFMANN-METZKER, INC.
Registered Professional Surveyors
10000 W. 12th St., Box 343
Bremers, Ohio 44017
(440) 234-7250 fax (440) 234-7351
email: george.j.metzker@hmf.com
Registered Surveyor No. 67823
George A. Johnson
Surveyor No. 115
www.hmf.com
www.hmf.com/arcgis/arcgis.com/arcgis.com



GRAPHICAL SCALE
(FEET)
1" = 20'

PP 304-07-001
Mark Road Property, LTD
ATTN: 3000012002



SURVEY LEGEND
Surveyed Subdivided Lot shown as 1/4\"/>

**PARCEL B
REMAINDER PARCEL**
PP 304-07-001
Joseph A. Armelli
Date: 1/11/10

PP 304-07-001
Joseph A. Armelli
Date: 1/11/10

PP 304-07-001
Joseph A. Armelli
Date: 1/11/10

PP 304-07-001
Joseph A. Armelli
Date: 1/11/10

MARKS RD (40')

PLANNING COMMISSION
THIS PLAT IS APPROVED BY THE PLANNING COMMISSION OF THE CITY OF STROSVILLE THIS
DAY OF _____, 2015.

Chairman _____ Secretary _____

CITY ENGINEER
THIS PLAT IS APPROVED BY THE CITY ENGINEER OF THE CITY OF STROSVILLE THIS
DAY OF _____, 2015.

City Engineer _____

CITY COUNCIL
THIS PLAT IS ACCEPTED BY THE COUNCIL OF THE CITY OF STROSVILLE BY
ORDINANCE NO. _____ THIS DAY OF _____, 2015.

Mayor _____ Clerk _____

ACCEPTANCE
I, the undersigned _____, hereby accept(s) of this land shown on this map and
delegated as in Exhibit A-001, do hereby accept this Lot Split-Consolidation/
Subdivision as shown herein.

Name _____ date _____ print name _____

NOTARY
I, S.S. BEHRE, BE A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE
OF OHIO, DO HEREBY CERTIFY THAT _____ DID PERSONALLY APPEAR TO ME,
THE SIGNED OF THE FOREGOING INSTRUMENT TO BE "HIS/HER/THEIR" FREE ACT AND
DEED, IN TESTIMONY WHEREOF I HAVE HEREON SET MY HAND AND OFFICIAL SEAL, AT
_____ OHIO THIS _____ DAY OF _____, 2015.

Name _____ Notary Public _____

ACCEPTANCE
I, the undersigned Joseph A. Armelli, hereby accept(s) of the land shown on this map and
delegated as in Exhibit A-001, do hereby accept this Lot Split-Consolidation/
Subdivision as shown herein.

Name _____ date _____ print name _____

NOTARY
I, S.S. BEHRE, BE A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE
OF OHIO, DO HEREBY CERTIFY THAT _____ DID PERSONALLY APPEAR TO ME,
THE SIGNED OF THE FOREGOING INSTRUMENT TO BE "HIS/HER/THEIR" FREE ACT AND
DEED, IN TESTIMONY WHEREOF I HAVE HEREON SET MY HAND AND OFFICIAL SEAL, AT
_____ OHIO THIS _____ DAY OF _____, 2015.

Name _____ Notary Public _____

O.L. 99
O.L. 100
C.L. Boston Road

EXHIBIT A

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 12, 2015

Please be advised that at its meeting of June 11, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ARMELLI-HARLEY/ Joseph Armelli/Principal

- a) Modification pursuant to Codified Ordinance Section 1228.01(i), to permit a Subdivision without Sanitary Sewers.
- b) Subdivision of PPN's 394-07-002 and 003 located at 18179 Marks Road zoned General Industrial.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15650 Pearl Road in the public right-of-way, PPN 393-27-017 zoned Public Facility. *ARB Favorable Recommendation 6-9-15.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15906 Pearl Road in the public right-of-way, PPN 397-09-006 zoned General Business. *ARB Favorable Recommendation 6-9-15.

SOUTHPARK MALL/ Bill Aftoora, Agent

Amendment to the Master Sign Program for SouthPark Mall adding (4) signs (B57, B58, B59 and B60) for the Brew Garden, property located at 16555 SouthPark Center, PPN 396-25-001 zoned Shopping Center. ARB Favorable Recommendation 5/19/15.

Council Memo
Page Two
June 12, 2015

ORDINANCE NO. 2015-109:

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 Homeowner's Association, in connection with the West 130th Pump Station Project and Declaring an Emergency.

ORDINANCE NO. 2015-114:

An Ordinance enacting New Sections 1242.07(B)(4) and 1258.03(A)(3)(A)(10), of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville in order to establish regulations for Brew Pubs and Microbreweries, and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 127

By: Mayor Perciak and Mr. Maloney

AN ORDINANCE AMENDING THE MASTER SIGN PROGRAM FOR SOUTHPARK MALL, AND DECLARING AN EMERGENCY. [Brew Garden]

WHEREAS, Council, through Ordinance No. 1996-107, approved the Master Sign Program for SouthPark Center Shopping Center District and adopted the Master Sign Program Design Intent as the standards for signage therein; and

WHEREAS, an application has been submitted to the Planning Commission for approval of three (3) wall signs and one (1) ground sign at locations B57, B58, B59 and B60, for the Brew Garden restaurant on property located at 16555 SouthPark Center (PPN 396-25-001) for inclusion in the Master Sign Program for SouthPark Mall; and

WHEREAS, at its June 11, 2015 meeting, the Planning Commission approved the inclusion of the proposed signage.

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

Section 1. That the Master Sign Program for SouthPark Mall be and is hereby amended to add three (3) wall signs and one (1) ground sign at locations B57, B58, B59 and B60, for the Brew Garden restaurant on property located at 16555 SouthPark Center (PPN 396-25-001), as approved by the City Planning Commission; and the same be and is hereby made a part of the Master Sign Program for SouthPark Mall.

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 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 3. 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 in order to establish appropriate regulations for the signage of lands in the City to promote the effective control of traffic, the orderly function of public services, and the aesthetic quality and character of signage on the SouthPark Mall site. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council,

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 127
Page 2

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. 2015-127 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 12, 2015

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ARMELLI-HARLEY/ Joseph Armelli/Principal

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- b) Subdivision of PPN's 394-07-002 and 003 located at 18179 Marks Road zoned General Industrial.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15650 Pearl Road in the public right-of-way, PPN 393-27-017 zoned Public Facility. **ARB Favorable Recommendation 6-9-15.*

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15906 Pearl Road in the public right-of-way, PPN 397-09-006 zoned General Business. **ARB Favorable Recommendation 6-9-15.*

SOUTHPARK MALL/ Bill Aftoora, Agent

Amendment to the Master Sign Program for SouthPark Mall adding (4) signs (B57, B58, B59 and B60) for the Brew Garden, property located at 16555 SouthPark Center, PPN 396-25-001 zoned Shopping Center. ARB Favorable Recommendation 5/19/15.

Council Memo
Page Two
June 12, 2015

ORDINANCE NO. 2015-109:

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 Homeowner's Association, in connection with the West 130th Pump Station Project and Declaring an Emergency.

ORDINANCE NO. 2015-114:

An Ordinance enacting New Sections 1242.07(B)(4) and 1258.03(A)(3)(A)(10), of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville in order to establish regulations for Brew Pubs and Microbreweries, and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 128

By: Mayor Perciak and Mr. Maloney

A RESOLUTION AUTHORIZING THE MAYOR TO RE-ADVERTISE FOR BIDS FOR THE 2015 WEST 130th PUMP STATION PROJECT.

WHEREAS, this Council, through Resolution No. 2015-076, previously authorized the Mayor to advertise for bids for the 2015 West 130th Pump Station Project; and

WHEREAS, pursuant to the invitation for bids, no bids were received by the City; and

WHEREAS, based upon the recommendation of the City's Engineer, the Administration and Council desire to re-advertise for bids for this project, in accordance with revised specifications and a new bid package.

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

Section 1. That for the above reasons the Mayor is hereby authorized to re-advertise for bids for the 2015 West 130th Pump Station Project, which consists of the removal and replacement of a sanitary sewer pump station and all appurtenances, in accordance with the new plans and specifications on file in the office of the City Engineer, which are, in all respects, hereby approved.

Section 2. That the funds for the purposes of this Resolution have been appropriated and shall be paid from the Sanitary Sewer 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 immediately upon its passage and approval by the Mayor.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2015 - 128
Page 2

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

Attest: _____
Clerk of Council

RES

ORD. No. 2015-128 Amended: _____

1st Rdg. _____ Ref: _____

2nd Rdg. _____ Ref: _____

3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____

Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 129

By: Mr. Maloney

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PEBBLE BROOK LANE CULVERT MODIFICATION PROJECT, IN THE CITY OF STRONGSVILLE.

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

Section 1. That the Mayor be and is hereby authorized to advertise for bids for the Pebble Brook Lane Culvert Modification project, generally consisting of the modification of the headwall, addition of a storm sewer, and pavement replacement, in accordance with specifications and bid documents on file in the office of the City Engineer, which are in all respects hereby approved.

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

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of 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 immediately upon its passage and approval by the Mayor.

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. 2015-129 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 130

By: Mr. Maloney

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE REMOVAL OF NINE (9) ANTENNAS AND SIX (6) TOWER MOUNTED AMPLIFIERS (TMAs) AND INSTALLATION OF SIX (6) NEW ANTENNAS AND NINE (9) NEW TMAs, AND INCLUDING INSTALLATION OF A NEW MODULAR UNIT IN A NEW CHAIR MOUNT, ALL ON AN EXISTING TELECOMMUNICATIONS TOWER ON PROPERTY LOCATED AT 21275 DRAKE ROAD (PPN 394-12-008), IN THE CITY OF STRONGSVILLE.

WHEREAS, T-Mobile has submitted a final site plan to the Planning Commission for approval of the removal of nine (9) antennas and six (6) Tower Mounted Amplifiers (TMAs), and installation of six (6) new antennas and nine (9) new TMAs, as well as installation of a new modular unit in a new chair mount, all on an existing telecommunications tower, on property located at 21275 Drake Road (PPN 394-12-008) and zoned Public Facilities; and

WHEREAS, Planning Commission has determined that the proposed modification does not substantially change the physical dimensions of the tower or base station for such facility; and

WHEREAS, the Commission approved said final site plan at its meeting of June 25, 2015.

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

Section 1. That this Council does hereby confirm the approval of the City's Planning Commission of the final site plan submitted by T-Mobile for the removal of nine (9) antennas and six (6) TMAs, and installation of six (6) new antennas and nine (9) new TMAs, as well as installation of a new modular unit in a new chair mount, all on an existing telecommunications tower, on property located at 21275 Drake Road (PPN 394-12-008) and zoned Public Facilities.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2015 - 130
Page 2

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. 2015-130 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 26, 2015

Please be advised that at its meeting of June 25, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

T-MOBILE/ Bryan Eaton, Agent

Site Plan approval for the removing 9 antennas and 6 TMAs and installing 6 new antennas and 9 new TMAs as well as installing a new modular unit in a new chair mount on an existing telecommunications tower located at 21275 Drake Road, PPN 394-12-008 zoned Public Facility.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 11654 Pearl Road in the public right-of-way, PPN 392-26-002 zoned General Business, **subject to the Engineering report and relocation of the pole.**

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 18546 Royalton Road in the public right-of-way, PPN 396-10-015 zoned RMF-1.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located 14177 Pearl Road in the public right-of-way, PPN 396-17-114 zoned General Business.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 21255 Lunn Road in the public right-of-way, PPN 393-14-001 zoned General Industrial.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located near 17211 Southpark Center in the public right-of-way, PPN 396-22-002 zoned Shopping Center, **subject to the Engineering report.**

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 20025 Lunn Road in the public right-of-way, PPN 393-26-003 zoned Public Facility, **subject to the Engineering report and relocating the pole farther to the east.**

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 131

By: Mayor Perciak and Mr. Maloney

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE SITE PLAN FOR THE INSTALLATION OF A DUAL BAND OMNI ANTENNA, A UNIVERSAL BROADBAND ENCLOSURE, TWO RADIO HEADS AND A COYOTE DEVICE, ALL TO BE CO-LOCATED ON AN EXISTING AT&T POWER POLE WITHIN THE PUBLIC RIGHT-OF-WAY, NEAR 15650 PEARL ROAD (PPN 393-27-017), IN THE CITY OF STRONGSVILLE.

WHEREAS, Fiber Technologies Networks, LLC (Fibertech) has submitted a site plan to the Planning Commission for approval of the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote device to be co-located on an existing AT&T power pole which is within the public right-of-way and located near 15650 Pearl Road (PPN 393-27-017), on property zoned Public Facilities; and

WHEREAS, the Commission approved said plan at its meeting of June 11, 2015, subject to certain conditions, including providing proper insurance which now has been approved.

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

Section 1. That this Council hereby confirms the approval of the City's Planning Commission of the site plan submitted by Fibertech for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote device to be co-located on an existing AT&T power pole within the public right-of-way and located near 15650 Pearl Road (PPN 393-27-017), subject to the conditions established by the Planning Commission.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2015 – 131
Page 2

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. 2015-131 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 12, 2015

Please be advised that at its meeting of June 11, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ARMELLI-HARLEY/ Joseph Armelli/Principal

- a) Modification pursuant to Codified Ordinance Section 1228.01(i), to permit a Subdivision without Sanitary Sewers.
- b) Subdivision of PPN's 394-07-002 and 003 located at 18179 Marks Road zoned General Industrial.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15650 Pearl Road in the public right-of-way, PPN 393-27-017 zoned Public Facility. *ARB Favorable Recommendation 6-9-15.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15906 Pearl Road in the public right-of-way, PPN 397-09-006 zoned General Business. *ARB Favorable Recommendation 6-9-15.

SOUTHPARK MALL/ Bill Aftoora, Agent

Amendment to the Master Sign Program for SouthPark Mall adding (4) signs (B57, B58, B59 and B60) for the Brew Garden, property located at 16555 SouthPark Center, PPN 396-25-001 zoned Shopping Center. ARB Favorable Recommendation 5/19/15.

Council Memo
Page Two
June 12, 2015

ORDINANCE NO. 2015-109:

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 Homeowner's Association, in connection with the West 130th Pump Station Project and Declaring an Emergency.

ORDINANCE NO. 2015-114:

An Ordinance enacting New Sections 1242.07(B)(4) and 1258.03(A)(3)(A)(10), of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville in order to establish regulations for Brew Pubs and Microbreweries, and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 132

By: Mayor Perciak and Mr. Maloney

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE SITE PLAN FOR THE INSTALLATION OF A DUAL BAND OMNI ANTENNA, A UNIVERSAL BROADBAND ENCLOSURE, TWO RADIO HEADS AND A COYOTE DEVICE, ALL TO BE CO-LOCATED ON AN EXISTING AT&T POWER POLE WITHIN THE PUBLIC RIGHT-OF-WAY, NEAR 15906 PEARL ROAD (PPN 397-09-006), IN THE CITY OF STRONGSVILLE.

WHEREAS, Fiber Technologies Networks, LLC (Fibertech) has submitted a site plan to the Planning Commission for approval of the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote device to be co-located on an existing AT&T power pole which is within the public right-of-way and located near 15906 Pearl Road (PPN 397-09-006), on property zoned General Business; and

WHEREAS, the Commission approved said plan at its meeting of June 11, 2015, subject to certain conditions, including providing proper insurance which now has been approved.

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

Section 1. That this Council hereby confirms the approval of the City's Planning Commission of the site plan submitted by Fibertech for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote device to be co-located on an existing AT&T power pole within the public right-of-way and located near 15906 Pearl Road (PPN 397-09-006), subject to the conditions established by the Planning Commission.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and of any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2015 - 132
Page 2

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. 2015-132 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 12, 2015

Please be advised that at its meeting of June 11, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ARMELLI-HARLEY/ Joseph Armelli/Principal

- a) Modification pursuant to Codified Ordinance Section 1228.01(i), to permit a Subdivision without Sanitary Sewers.
- b) Subdivision of PPN's 394-07-002 and 003 located at 18179 Marks Road zoned General Industrial.

FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

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FIBER TECHNOLOGIES NETWORKS/ Kate Smith, Agent

Site Plan approval for the installation of a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads, a Coyote, for the co-location on an existing AT & T power pole located near 15906 Pearl Road in the public right-of-way, PPN 397-09-006 zoned General Business. *ARB Favorable Recommendation 6-9-15.

SOUTHPARK MALL/ Bill Aftoora, Agent

Amendment to the Master Sign Program for SouthPark Mall adding (4) signs (B57, B58, B59 and B60) for the Brew Garden, property located at 16555 SouthPark Center, PPN 396-25-001 zoned Shopping Center. ARB Favorable Recommendation 5/19/15.

Council Memo
Page Two
June 12, 2015

ORDINANCE NO. 2015-109:

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 Homeowner's Association, in connection with the West 130th Pump Station Project and Declaring an Emergency.

ORDINANCE NO. 2015-114:

An Ordinance enacting New Sections 1242.07(B)(4) and 1258.03(A)(3)(A)(10), of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville in order to establish regulations for Brew Pubs and Microbreweries, and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 133

By: Mayor Perciak and Mr. Maloney

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF SEPARATE SITE PLANS FOR THE INSTALLATION OF THREE (3) NEW POLES, WITH EACH POLE CONSISTING OF DUAL BAND OMNI ANTENNAS, UNIVERSAL BROADBAND ENCLOSURES, RADIO HEADS AND COYOTE DEVICES, ALL TO BE LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY ABUTTING VARIOUS PROPERTIES IN THE CITY OF STRONGSVILLE.

WHEREAS, Fiber Technologies Networks, LLC (Fibertech) has submitted three (3) separate site plans to the Planning Commission for approval of the installation of three (3) new poles, each with Dual Band Omni Antennas, Universal Broadband Enclosures, Radio Heads and Coyote devices; and

WHEREAS, each new pole with such equipment and appurtenances is to be placed within the public right-of-way abutting the following properties located in the City of Strongsville:

- (1) 18546 Royalton Road (PPN 396-10-015) zoned RMF-1;
- (2) 14177 Pearl Road (PPN 396-17-114) zoned General Business;
- (3) 21255 Lunn Road (PPN 393-14-001) zoned General Industrial; and

WHEREAS, the Commission approved all three (3) of the said site plans at its meeting of June 25, 2015 without conditions.

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

Section 1. That this Council hereby confirms the approval of the City's Planning Commission of three (3) separate site plans submitted by Fibertech for the installation of three (3) new poles, each with Dual Band Omni Antennas, Universal Broadband Enclosures, Radio Heads and Coyote devices, all to be placed within the public right-of-way, abutting the various aforementioned properties.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

CITY OF STRONGSVILLE, OHIO
RESOLUTION NO. 2015 – 133
Page 2

Section 3. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

RES
ORD. No. 2015-133 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: June 26, 2015

Please be advised that at its meeting of June 25, 2015, the Strongsville Planning Commission gave Favorable Recommendation to the following;

T-MOBILE/ Bryan Eaton, Agent

Site Plan approval for the removing 9 antennas and 6 TMAs and installing 6 new antennas and 9 new TMAs as well as installing a new modular unit in a new chair mount on an existing telecommunications tower located at 21275 Drake Road, PPN 394-12-008 zoned Public Facility.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 11654 Pearl Road in the public right-of-way, PPN 392-26-002 zoned General Business, **subject to the Engineering report and relocation of the pole.**

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 18546 Royalton Road in the public right-of-way, PPN 396-10-015 zoned RMF-1.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located 14177 Pearl Road in the public right-of-way, PPN 396-17-114 zoned General Business.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 21255 Lunn Road in the public right-of-way, PPN 393-14-001 zoned General Industrial.

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located near 17211 Southpark Center in the public right-of-way, PPN 396-22-002 zoned Shopping Center, **subject to the Engineering report.**

FIBERTECH/ Kate Smith, Agent

Site Plan approval for the installation of a new pole with a Dual Band Omni Antenna, a Universal Broadband Enclosure, two Radio Heads and a Coyote, for property located at 20025 Lunn Road in the public right-of-way, PPN 393-26-003 zoned Public Facility, **subject to the Engineering report and relocating the pole farther to the east.**

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 134

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING ORDINANCE NO. 2015-023; RATIFYING AND APPROVING THE FILING OF AN AMENDED APPLICATION FOR REIMBURSEMENT OF EXPENSES WITH THE OHIO EMERGENCY MANAGEMENT AGENCY THROUGH THE STATE DISASTER RELIEF PROGRAM; AND AUTHORIZING ACCEPTANCE AND EXECUTION OF A NOTICE OF AWARD AND FINAL GRANT AGREEMENT, ALL AS A RESULT OF THE MAY, 2014 FLOODING DAMAGE EXPENSES INCURRED BY THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, through passage of Ordinance No. 2015-023, on February 2, 2015, Council ratified and approved the filing of an application for reimbursement of expenses with the Ohio Emergency Management Agency (OEMA) through the State Disaster Relief Program, and authorized acceptance and execution of a Notice of Award & Grant Agreement, all as a result of the May, 2014 flooding damage expenses incurred by the City of Strongsville; and

WHEREAS, since then, the City has expanded its request for assistance from OEMA for two (2) additional sites in the eligible amount of \$11,709.79, for which a grant has been awarded for \$8,782.34 of such expenses, with a match of funds by the City of Strongsville in the amount of \$2,927.45; and

WHEREAS, as a result, the City has been requested by OEMA to execute a new, Final Amended Grant Agreement.

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

Section 1. That Ordinance No. 2015-013 is hereby amended, and this Council hereby ratifies, authorizes and approves the filing of an amended application with the Ohio Emergency Management Agency through the State Disaster Relief Program, for reimbursement of additional expenses of some \$11,709.79 incurred in connection with clean-up and/or repairs and related expenditures for two (2) additional sites arising from the May, 2014 storms and flooding.

Section 2. That this Council further hereby authorizes the Mayor to accept and enter into an amended Notice of Award and amended Final Grant Agreement to reflect the additional expenses and costs incurred as shown on attached Exhibit A incorporated herein.

Section 3. That this Council hereby ratifies, approves and authorizes the execution and delivery of certifications, agreements, assurances and such other information required in connection therewith by the Mayor, Director of Public Service, Fire Chief, Director of Finance and/or their authorized representatives.

Section 4. That the award funds shall be directed to the following City funds: FEMA Fund; General Fund; Street Construction, Maintenance and Repair Fund; Fire Levy Fund; Drainage Levy Fund; Tree Fund; and Sanitary Sewer Fund; and the City's portion of costs to meet its obligations, if any, under said grant shall be paid from such funds.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that the execution and filing of such amended application was immediately required in order to meet the application cut-off date, and to provide for reimbursement of additional expenses incurred during the May, 2014 storms and flooding; and it is necessary to promptly provide authorization and approvals for the City to be eligible for receipt of such funds, 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. 2015-134 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

**OHIO EMERGENCY MANAGEMENT AGENCY
NOTICE OF AWARD & GRANT AGREEMENT**

Agreement No. n/a	Amendment No. Final	Recipient Tax ID No. n/a	Type of Action Award X Amendment	Federal Pass-Thru No. n/a	CFDA No. n/a	St Fund # 5330	St Grant # SDRP
Recipient Mailing Address: Name: Jack Draves, Fire Chief Agency: City of Strongsville Address: 16099 Foltz Parkway City, State, Zip: Strongsville, Ohio 44149 Contact Phone: 440-580-3150		Issuing Office/Address Ohio Emergency Management Agency 2855 West Dublin-Granville Road Columbus, Ohio 43235-2206		Project Manager Laura Adcock 614-799-3667		Business Manager Steve Matas 614-889-7174	
Grant Name: State Disaster Relief Program - State Public Assistance		Performance Period: From: May 12, 2014 To: May 12, 2015		Reporting Requirements: N/A Final Report Due: July 12, 2015			
Description of Award: <ul style="list-style-type: none"> The purpose of this grant is to provide state funding assistance to local political subdivisions and eligible private non-profit organizations impacted by disasters, pursuant to the Ohio Emergency Management Agency State Disaster Relief Program Application Packet, June 2014 edition. Recipient has adequately demonstrated reimbursable project costs in the amount of \$369,743.61 for damages sustained by the political subdivision, on May 12-13, 2014. Ohio EMA & Recipient understand and agree that the project costs submitted are final and that this Agreement is evidence of the final total cost of the state disaster relief grant. 		Award Requirements: <ul style="list-style-type: none"> Recipient agrees to provide the necessary cost share within the specified Performance Period identified above. Recipient agrees to comply with applicable state law & regulation in the expenditure of these grant funds Recipient agrees to utilize funds for the sole purposes described herein and within the Performance Period identified above. Recipient agrees to comply with Ohio Administrative Code Chapter 117-2 "Accounting & Reporting by Public Offices," in the administration of these grant funds. Recipient shall comply with all State statutes, policies and regulations relating to equal employment opportunities, non-discrimination, prevailing wages, environmental and historic preservation and floodplain management. This includes the Department of Public Safety polices, DPS-501.39 and 501.40. These polices are included in the SDRP Application Packet. 		Fiscal Requirements <ul style="list-style-type: none"> Recipient understands that no funds will be released without the appropriate Request for Reimbursement and supporting documentation, evidencing expenditure of the funds. Recipient will submit "Final Request Packets" as necessary. Payment will be issued as reimbursement of actual expenditures except that State may advance funds prior to final closeout, as long as the proper documentation has been submitted. Payments are contingent upon the timely submission and receipt of final request packets. 			
Recipient Signatory Officials (Names and Titles)		Issuing Signatory Official					
Name: Jack Draves Title: Fire Chief		Date		Name: Sima Merick, Executive Director Ohio Emergency Management Agency Date			

Additional Terms & Conditions:

- Recipient agrees, to the extent permissible by applicable law, to be responsible for any & all liabilities or claims caused by or resulting from Recipient's completion of the Project under this Notice of Award & Grant Agreement. Nothing in this Notice of Award & Grant Agreement shall be construed as an assumption of liability by either Ohio EMA or the Department of Public Safety.
- In the event Recipient fails to utilize these funds for the purposes set forth & in accordance with applicable law & regulation, Recipient shall be in default. In such event, Grantor may (a) withhold further payment of funds to Recipient and/or (b) require Recipient to reimburse all or any portion of funds and/or (c) terminate the Notice of Award & Grant Agreement.
- In the event the Executive Director of Ohio EMA or the Director of Budget & Management determine that funds are not appropriated or otherwise available to support continuation of this grant, the grant shall be canceled. A determination of unavailability of funds shall be final and conclusive.
- Recipient shall maintain all accounting records and supporting documents, papers and other evidence of this project in a separate location. Records of different state fiscal periods shall be separately identified and maintained. Recipient shall make such materials available at all reasonable times during this period for inspection by any authorized representative of the State. Recipient shall maintain all accounting records and supporting documents, papers and other evidence of this project for a period of at least three (3) years after the completion of this project and termination of this Notice of Award & Grant Agreement.
- Amendment or modification of this Notice of Award & Grant Agreement shall only be made in writing, signed by the parties, & shall specify each of the changes & justification therefore.
- This Notice of Award & Grant Agreement, all rights, duties and/or obligations described herein may not be assigned or sub-contracted by Recipient without prior consent of Grantor. Any assignment or sub-contract shall be subject to all the terms & conditions set forth herein. Recipient shall insure that all provisions are included in any assignment or sub-contract document.
- This Notice of Award & Grant Agreement and documents referred to herein constitute the complete understanding of the parties with respect to the subject of this Notice of Award & Grant Agreement. Whenever possible, each provision of this Notice of Award & Grant Agreement shall be interpreted in such a manner as to be effective & valid under applicable law. To the extent any provision is determined to be invalid the remainder of the Notice of Award & Grant Agreement will not be invalid.
- Recipient agrees to be responsible for compliance with all applicable state and local laws and regulations, including, but not limited to, purchasing and contracting requirements, building codes, equal employment opportunity, conflict of interest, ethics (ORC Chapter 102) and elections (ORC Chapter 3517).
- Recipient shall comply with the National Flood Insurance Program requirements (42 United States Code Section 4001 and following) in the use of these grant funds.

State Disaster Relief Program - Reimbursement for the City of Strongsville, May 12-13 2014 flooding and severe storms

Site Name	Labor		Hours	Equipment		Materials		Rental		Contract		Total				
	Hours	Actual Cost		Eligible Cost	Actual Cost	Eligible Cost	Actual Cost	Eligible Cost	Actual Cost	Eligible Cost	Actual Cost	Eligible Cost	Actual Cost	Eligible Cost		
Site 12 - Rock Creek Dr. Spillway	62	\$ 1,739.43	\$ -	\$ 2,988.00	\$ 2,988.00	\$ 855.75	\$ 855.75	\$ 85.00	\$ 85.00	\$ -	\$ -	\$ 5,678.18	\$ 3,938.75			
Site 123 - Prospect Rd. Culvert	112	\$ 2,744.96	\$ 163.04	\$ 5,311.00	\$ 5,311.00	\$ 2,297.00	\$ 2,297.00	\$ -	\$ -	\$ -	\$ -	\$ 10,352.96	\$ 7,771.04			
Total	174	\$ 4,484.39	\$ 163.04	\$ 8,309.00	\$ 8,309.00	\$ 3,152.75	\$ 3,152.75	\$ 85.00	\$ 85.00	\$ -	\$ -	\$ 16,031.14	\$ 11,709.79			
Eligible Work Expenditures: \$ 16,031.14																
Eligible Expenditures: \$ 11,709.79																
75% State Contribution \$ 8,782.34																
<table border="1" style="margin-left: auto; margin-right: auto;"> <tr> <td>Total Budget</td> <td>\$ 70,018,015.00</td> </tr> <tr> <td>*.005%</td> <td>\$ 350,090.08</td> </tr> </table>													Total Budget	\$ 70,018,015.00	*.005%	\$ 350,090.08
Total Budget	\$ 70,018,015.00															
*.005%	\$ 350,090.08															



- Bureau of Motor Vehicles
- **Emergency Management Agency**
- Emergency Medical Services
- Office of Criminal Justice Services
- Ohio Homeland Security
- Ohio Investigative Unit
- Ohio State Highway Patrol



John R. Kasich, Governor
John Born, Director
Sima S. Merick
Executive Director

Emergency Management Agency
2855 West Dublin-Granville Road
Columbus, Ohio 43235-2206
(614) 889-7150
www.ema.ohio.gov

June 19, 2015

Jack Draves, Fire Chief
City of Strongsville
16099 Foltz Parkway
Strongsville, Ohio 44149

Dear Chief Draves:

The Ohio Emergency Management Agency (Ohio EMA) has finalized review of the City's application to the State Disaster Relief Program as it relates to the May 12-13, 2014 event. Please find attached the final Notice of Award (NOA) which reflects the eligible expenditures under the Program. Please review, sign and return the NOA (original via mail) and this office will process the City's reimbursement (75% of eligible expenditures).

If you have any questions, please contact our office at 614-799-3665.

Sincerely,

A handwritten signature in blue ink, appearing to read "Laura Adcock", is written over a horizontal line.

LAURA ADCOCK
Grants Administrator

cc: Cuyahoga County EMA

Mission Statement

"to save lives, reduce injuries and economic loss, to administer Ohio's motor vehicle laws and to preserve the safety and well being of all citizens with the most cost-effective and service-oriented methods available."

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 135

By: Mayor Perciak and Mr. DeMio

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT FINANCIAL ASSISTANCE FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY UNDER THE OHIO EMS GRANT PROGRAM FOR THE PURCHASE OF EMERGENCY MEDICAL EQUIPMENT AND/OR TRAINING, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio EMS Grant Program was enacted to improve emergency medical services in Ohio by providing monetary resources to assist organizations in training, equipping, and improving availability, accessibility and quality of such services; and

WHEREAS, the Ohio EMS Grant Program provides for reimbursement of funds in the amount of the grant awarded for the cost of purchasing various emergency medical equipment and training activities by each local agency that receives and accepts a grant under the Program; and

WHEREAS, Council, by and through Ordinance No. 2015-048, authorized the Mayor to make application for financial assistance with the Ohio Department of Public Safety under the Ohio EMS Grant Program for the purchase of such emergency medical equipment and/or training; and

WHEREAS, the City has been advised that its application for financial assistance has been approved in the amount of \$3,500.00 in accordance with the detailed Notice of Contract Award referenced as Exhibit A attached hereto; and

WHEREAS, the City, through its Fire Department, is desirous of accepting said funding.

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 authorizes the Mayor to accept financial assistance from the Ohio Department of Public Safety under the Ohio EMS Grant Program for the purchase of emergency medical equipment and/or training in the amount of \$3,500.00.

Section 2. That the Mayor, Director of Finance, Fire Chief and/or their authorized representatives be and are hereby authorized and directed to provide,

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 135
Page 2

execute and deliver such information, documents and assurances as may be required in connection therewith.

Section 3. That the City's advances and/or portion of costs to meet its obligations, if any, under said grant have been appropriated and shall be paid from the Emergency Vehicle 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 for the Mayor to accept said funding in order to reimburse the City for expenditures in connection with emergency medical equipment and/or training, 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. 2015-135 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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



- Administration
- Bureau of Motor Vehicles
- Emergency Management Agency
- **Emergency Medical Services**
- Office of Criminal Justice Services
- Ohio Homeland Security
- Ohio Investigative Unit
- Ohio State Highway Patrol



John R. Kasich, Governor
 John Born, Director
 Melvin R. House
 Executive Director

Emergency Medical Services
 1970 West Broad Street
 P.O. Box 182073
 Columbus, Ohio 43218-2073
 (614) 466-9447 • (800) 233-0785
 www.ems.ohio.gov

Agency: Strongsville Fire & Emergency Serv	Ohio Division of EMS Notice of Contract Award 2015 - 2016 Award Year July 1, 2015
Address: 17000 Prospect Road Strongsville, OH 44149	
Agency ID: 18-091 County: Cuyahoga Tax ID: 34-6002751	
Grant Description	Award Amount
Priority 1 (Training and Equipment)	\$3,500.00

This notification indicates your Training and Equipment Grant (Priority 1) grant application has been approved and selected for funding by the Ohio EMFTS Board. The award amount indicates the total funding available for the purchase of training and equipment awarded under the application agreement. This notification supersedes all other notification of grant awards.

All funds will be mailed through a reimbursement process. Grantees may submit invoices for reimbursement as frequently as once a month. Grantees needing funds in advance should complete the Agency Hardship Application available at www.ems.ohio.gov and fax the form to (614) 351-6006. **Any applicant who leaves a balance of \$300 or more by June 30th of the grant cycle, or uses grant funds to purchase items not on the approved Training & Equipment List will forfeit any remaining award and will forfeit a grant for one year.**

All invoices for training and equipment must be reported utilizing the "Equipment and Training List / Expenditure" form. To access a hard copy of this report or to report online go to www.ems.ohio.gov click on grants, and then click on the Equipment and Training List / Expenditure Form. Follow directions for completing this form and mail copies of invoices to the Ohio Division of EMS or fax to (614) 351-6006. Purchases may also be reported online at the Division's Web site by accessing the section entitled, Reporting Training and Equipment Grant Expenditures. Contact the Ohio Division of EMS at (800) 233-0785 if you have questions regarding this award notice.

Guidelines for the purchase of training and equipment:

1. Grantees will no longer be able to purchase disposable equipment only durable non-disposable equipment.
2. Paid invoices must be submitted within 60 days of the issuance date of the invoice in order to be eligible for reimbursement. Late submission of invoices will be subject to a 5% withholding of payment.
3. Any applicant who leaves a balance of \$300 or more by June 30th of the grant cycle, or uses grant funds to purchase items not on the approved Training & Equipment List will forfeit any remaining award and will forfeit a grant for one year.
4. Purchases for software and hardware for the purpose of reporting to EMSIRS are limited to \$1500.00 annually.
5. Continuing education (CE) courses must be acceptable as meeting requirements for certification renewal in order to be considered for reimbursement. Subscriptions for education programs/services are not eligible for reimbursement.
6. Only accredited or approved CE training programs may purchase training equipment.
7. If submitting an invoice for training and the invoice is in the student's name you must submit proof of payment to the student or to the school.

Mission Statement

"to save lives, reduce injuries and economic loss, to administer Ohio's motor vehicle laws and to preserve the safety and well being of all citizens with the most cost-effective and service-oriented methods available"

EX. A



OHIO DEPARTMENT OF PUBLIC SAFETY
DIVISION OF EMERGENCY MEDICAL SERVICES

TRAINING AND EQUIPMENT LIST / EXPENDITURES

AGENCY NAME	COUNTY	AGENCY ID NUMBER
CONTACT PERSON	PHONE NUMBER	E-MAIL ADDRESS

INDICATE YOUR LEVEL OF SERVICE PERMITTED BY YOUR PROTOCOLS: _____. Any equipment or supplies purchased should be reviewed and approved by the local medical director for appropriateness of use by EMS providers in the prehospital environment.

See appropriate level after item: **P=Paramedic** **A=AEMT** **E=EMT** **R=EMR**

ELIGIBLE ITEMS	SCOPE OF PRACTICE	CLARIFICATION	ITEM CODE	UNIT COST	QNTY	TOTAL
AIRWAY SUPPLIES AND EQUIPMENT						
Airway Supplies non disposable	P, A, E	Adult & Pediatric	E14			
BIPAP Equipment non disposable	P		B5			
CPAP Equipment non disposable	P, A, E		E10			
Forceps	P, A		E300			
Laryngoscope Blades & Handles non disposable	P, A	Adult & Pediatric	E15			
Video Laryngoscope Blades and Handles non disposable	P, A	Adult & Pediatric	E17			
DIAGNOSTICS & MONITORING						
AED	P, A, E, R		E22			
AED Batteries	P, A, E, R		E20			
Aneroid Calibration Kit	P, A, E, R		E25			
Automated BP Monitor	P, A, E, R		E30			
Blood Glucose Monitors	P, A, E	Lancets & test strips not eligible	E35			
Blood Pressure Cuffs non disposable	P, A, E, R	Includes replacement parts & latex free products. Adult & Pediatric	E40			
CO Monitoring Equipment non disposable	P, A, E	For patient risk assessment	E49			
Waveform Capnograph	P, A,		E44			
Heart Monitor / Defib	P		E43			
Heart Monitor / Defib Batteries	P		E42			
Heart Monitors & Defib Upgrades	P, A		E46			
Patient Simulator (Monitor output tester)	P, A		E45			
Pediatric Body Weight Estimating Device	P, A, E, R		E55			
Pulse Oximeter & Reusable Sensors	P, A, E	Adult & Pediatric	E50			
Stethoscopes	P, A, E, R		E60			
Thermometers	P, A, E, R	Single use thermometers not eligible, sheaths not eligible	E65			

ELIGIBLE ITEMS	SCOPE OF PRACTICE	CLARIFICATION	ITEM CODE	UNIT COST	QNTY	TOTAL
EQUIPMENT CARRYING CASES – Supplies for bags are not eligible unless they are included on this approved list. Individual bags, such as holsters and fanny packs, are not eligible.						
AED Monitor carrying case	P, A, E, R		E70			
Airway Bag	P, A, E, R		E75			
ALS Bag	P, A		E80			
Controlled Access Pharmaceutical Case	P, A	Storage case for scheduled medication	E81			
Drug Case / Drug Box	P, A, E, R	Lock box for drugs	E82			
First Responder Bag	P, A, E, R		E85			
Intubation Kit	P, A, E		E90			
Oxygen Carrying Bag	P, A, E, R		E95			
Pedi Bag	P, A, E, R		E100			
Pulse Oximeter Carrying Case	P, A, E		E105			
Trauma Bag	P, A, E, R		E110			
IMMOBILIZATION & EXTRICATION						
Backboard	P, A, E, R	Adult & Pediatric	E115			
Backboard Straps	P, A, E, R		E120			
Cervical Immobilization Devices non disposable	P, A, E, R	Sand bags not eligible. Adult & Pediatric	E125			
Extremity Immobilization Devices non disposable	P, A, E, R	i.e. board, air, vacuum, ladder	E130			
Motorcycle / Football Helmet Removal Kit	P, A, E	Adult & Pediatric	E137			
Rigid Cervical Collars non disposable	P, A, E, R	Adult & Pediatric	E140			
Ring Cutter	P, A, E, R		E145			
Short Spine Board	P, A, E, R		E150			
Traction Splints	P, A, E		E155			
Trauma Shears	P, A, E, R		E156			
Vacuum Mattress	P, A, E, R	Adult & Pediatric	E160			
Vacuum Splints non disposable	P, A, E, R		E161			
I.V. THERAPY & SUPPLIES						
Infusion Pump	P		E165			
I.O. Devices	P, A	Adult and Pediatric	E164			
MASS CASUALTY, DISASTER & DECON						
High Visibility Vests	P, A, E, R	To comply with federal requirements 23 CFR 634. No turnout gear	E176			
Mercury Spill Kit	P, A, E, R		E175			
Triage / Mass Casualty Incident Management Kit	P, A, E, R	Replacement or supplemental supplies not eligible	E185			
PATIENT TRANSPORT PRODUCTS & TRANSPORT ACCESSORIES						
Air Mattress Transfer System	P, A, E, R	Adult & Pediatric	E126			
Bariatric Mattress and Lift Equipment non disposable	P, A, E, R		E124			
Child Restraint Seats	P, A, E, R		E196			
Cots	P, A, E, R		E190			
Electric Landing Zone Lighting Equipment	P, A, E, R	To establish helicopter landing zone	E191			
Language Translators		To include visual language translators, field guide language translators, 911 language translators, telephone language translators, language interpreters, and language self study products.	E192			

ELIGIBLE ITEMS	SCOPE OF PRACTICE	CLARIFICATION	ITEM CODE	UNIT COST	QNTY	TOTAL
PATIENT TRANSPORT PRODUCTS & TRANSPORT ACCESSORIES (Continued)						
Rescue Stretchers	P, A, E, R		E195			
Soft Stretchers non disposable	P, A, E, R		E200			
Stair Chairs	P, A, E, R		E205			
RESUSCITATION & OXYGEN ADMINISTRATION						
Automatic Ventilator	P	Disposable oxygen masks, tubing, and airways are not eligible.	E210			
CPR Assisting devices	P, A, E, R		E212			
Oxygen Cylinder Lift for Ambulance	P, A, E, R		E226			
Oxygen Cylinders	P, A, E, R	Cylinder holders / brackets are not eligible.	E220			
Oxygen Regulators & Flow Meters	P, A, E, R	Wrenches, gaskets, and fittings are not eligible.	E225			
SUCTION SUPPLIES & EQUIPMENT						
Suction Units	P, A, E, R		E235			
VEHICLES						
New and Used Ambulances		Must conform to General Services Administration Standard KKK-A-1822E.	E240			
Reconditioning or Rebuild of Existing Ambulance		Includes: Reconditioning or rebuild for chassis replacement, new interior, engine, lights, or cabinet. Does not include regular maintenance, brakes, tires, shocks, tune-ups, etc.	E245			
DATA REPORTING						
Hardware or software necessary to become or remain compliant with the requirements of Ohio's EMS Incident Reporting System.	P, A, E	Hardware includes desktop, laptop, and tablet computers. Excludes PDA devices. Does not include network infrastructure or internet connectivity. Maximum of \$1,500 annually for this category.	E-25			
TRAINING AND TRAINING EQUIPMENT						
EMS TRAINING – Courses must be provided by an Ohio accredited or approved institution.						
ABLS-Advanced Burn Life Support			T35			
ACLS-Advanced Cardiac Life Support – AHA or equivalent			T40			
AEMT / Advanced		Advanced EMT	T15			
ASLS-Advanced Stroke Life Support			T41			
BTLS-Basic Trauma Life Support			T45			
CPR-Cardio Pulmonary Resuscitation			T50			
EMR		Emergency Medical Responder	T5			
EMS Instructor Training			T30			
EMT / Basic			T20			
EMT-Paramedic			T25			
GEMS-Geriatric Training for Emergency Medical Services			T51			
JumpSTART-Pediatric Triage Trauma			T83			
PALS-Pediatric Advanced Life Support			T55			
PEPP-Pediatric Education for Pre-hospital Providers			T60			
PHTLS-Pre-hospital Trauma Life Support			T65			
PTLS-Pediatric Trauma Life Support			T70			
S.C.O.P.E.-Special Children's Outreach and Pre-hospital Education			T75			
START Triage Training-Training resources and disposable bags			T76			
Testing Fees for National Registry Test		Actual cost of fees only	T71			

ELIGIBLE TRAINING	EXPLANATION	ITEM CODE	UNIT COST	QNTY	TOTAL
TRAINING AND TRAINING EQUIPMENT					
Only EMS agencies that are accredited training institutions or approved CE training sites may purchase training equipment.					
AED Trainer		T80			
Airway Management Trainer		T85			
ALS Manikin		T90			
Ambulance Driving Course		T95			
Basic CPR Manikins-Infant, Child and Adult		T100			
Breath Sound Simulator		T105			
Childbirth Trainer		T110			
CPR Manuals and Videos		T125			
Cricothyroidotomy Trainer		T120			
Crisis Manikin		T130			
DC Power Supplies for Training Devices		T135			
Defib Torso-Manual and AED		T140			
ECG rhythm simulator		T145			
Hazardous Materials Training	Must be through an accredited or approved institution. Awareness and Operations level only.	T150			
Intraosseous Trainer		T165			
Intubation Trainer-Infant, Adult		T160			
IV Training Arm and Hand		T170			
Manikin Upgrades		T175			
Moulage Kit	Replacement supplies not eligible	T180			
Rescue Manikin		T195			
Simulator and Manikin Maintenance		T131			
Supraglottic Airway Trainer		T115			
TAX AND SHIPPING					
Tax and Shipping Charges		T230			
CONTINUING TRAINING – Courses must be provided by an Ohio accredited or approved institution.					
Continuing Education Courses	Any course that can be used as continuing education for renewal of an Ohio First Responder or EMT certificate to practice.	T211			
Education Resources	In-house training by a CE site is only eligible for reimbursement if there is an actual documented expense for the course (i.e., purchase of textbooks, contracted instructor fee, etc.).	T202			
HIPAA-Health Insurance Portability and Accountability Act		T155			
Leadership / Managerial Training Course	Must be a structured, standardized, self-standing program. No room, board, or meals.	T185			
Pre-requisite classes for Paramedic course (Includes tuition and books)		T190			
TOTAL COST					

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 136

By: Mayor Perciak and Mr. Southworth

AN ORDINANCE APPROVING, RATIFYING AND AUTHORIZING THE MAYOR TO MAKE PAYMENT FOR EMERGENCY REPAIR SERVICES AND PARTS FOR THE HVAC SYSTEM AT THE CITY'S WALTER F. EHRNFELT RECREATION & SENIOR CENTER; AND AUTHORIZING AN ANNUAL CONTRACT FOR ADDITIONAL MAINTENANCE SERVICES INCLUDING REPAIR SERVICES AND PARTS AS NEEDED, ALL WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, through Ordinance No. 2012-134, Council authorized the Mayor to enter into a contract with the K Company, Inc. for the installation and replacement of a Dectron Condensing Unit for the Aquatic Center HVAC System at the Walter F. Ehrnfelt Recreation & Senior Center; and

WHEREAS, the City's Recreation & Senior Center has entered into an ongoing annual maintenance contract with the K Company, Inc. for repair services and parts, in order to maintain the HVAC system in proper working condition for the health, safety and welfare of employees and invitees to the Center; and

WHEREAS, such past purchases were undertaken upon the approval and recommendations of the Mayor and Director of Recreation & Senior Services, and only with the vendor which was readily available on an immediate basis, and which possesses the familiarity with existing City HVAC equipment and expertise to promptly and properly make the necessary repairs and undertake the required maintenance; and

WHEREAS, therefore, the Recreation & Senior Services Department will continue to require such repair services and items for the HVAC system on an ongoing basis for the remainder of the year.

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

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there is an immediate and present emergency in the operation of the Department of Recreation & Senior Services of the City of Strongsville, in that it has become immediately necessary to make some \$30,226.48 in purchases, without public bidding, from **THE K COMPANY, INC.**, of emergency repair services and related items, in order to provide for the proper operation of the HVAC system at the Walter F. Ehrnfelt Recreation & Senior Center, to protect the health, safety and welfare of the resident members and the Center's invitees, and to conserve public funds.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 - 136

Page 2

Section 2. That, for the reasons aforesaid, this Council hereby approves, ratifies and authorizes the Mayor to remit payment to **THE K COMPANY, INC.**, without public bidding, for the purchases reflected on the outstanding invoice attached as Exhibit A and incorporated herein, in the amount of \$6,516.06.

Section 3. That this Council also hereby ratifies and approves the maintenance contract attached hereto as Exhibit B, incorporated herein, for additional future purchases from **THE K COMPANY, INC.**, of repair and maintenance services and related items for the HVAC System at the Walter F. Ehrnfelt Recreation & Senior Center, without public bidding, in a total additional amount not to exceed \$13,350.00 through December 31, 2015.

Section 4. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the Multi-Purpose Complex Fund.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to approve and ratify said purchases in order to provide for the continuity of services, operation, and maintenance of the City's Department of Recreation & Senior Services, to protect the health, safety and welfare of the City's Recreation and Senior Center facility, its employees and members, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

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. 2015-136 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

INVOICE



Service Not Excuses

Equal Opportunity Employer
2234 S. Arlington Rd Akron, OH 44319 330-773-5125 330-452-2292

Bill To:
STRONGSVILLE RECREATION CENTER
18100 ROYALTON ROAD
STRONGSVILLE, OH 44136-

Location:
STRONGSVILLE RECREATION CENTER
18100 ROYALTON ROAD
STRONGSVILLE, OH 44136-
Mark Hartze

Date 06/08/2015
Customer # STRONG
Sales Per MUCKEN
Work # 338735

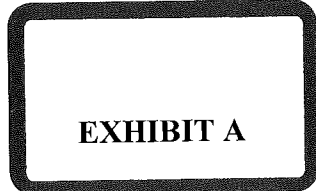
Invoice # 369149
Page # 1

WORKED ON DECTRON. LEAK CHECKED CIRCUIT 2. FOUND LEAK AT 2 SHRADER VALVES AND CAP ON LIQUID LINE SERVICE VALVE. REPLACED SHRADERS. MADE GASKET FOR SERVICE CAP. STARTED CIRCUIT 2. STARTED TO BALANCE CHARGE. CAUGHT LIQUID LINE SOLENOID NOT LIFTING DURING PARTIAL PUMP DOWN MODE. ORDERED KIT FOR REBUILD. TURNED OFF CIRCUIT 2 IN KEYPAD. 5-27-15 VALVED OFF CIRCUIT 2 LIQUID LINE. RECOVERED TO RECEIVER. DISASSEMBLED LIQUID LINE SOLENOID. INSTALLED NEW REBUILD KIT. EVACUATED, OPENED SERVICE VALVES. CHECKED OPERATION OF VALVE. 6-2-15 STARTED TO BALANCE REFRIGERANT CHARGE ON CIRCUIT #2. USED ALL REFRIGERANT ON TRUCK. TO RETURN LATER IN WEEK TO REBUILD PUMP, WILL FINISH CHARGING UNIT THEN. 6-8-15 CALLED TO FINISH CHARGING UNIT. CONTINUED CHARGING UNIT. CHARGED TO CLEAR SIGHT GLASS CLEAR. AVG DISCHARGE GAS TEMP 185 DEG. EVAP TEMP 55 DEG AVG. I

MATERIALS

<u>Quant.</u>	<u>Item Name</u>	<u>Unit Price</u>	<u>Extended</u>	<u>Mfg</u>	<u>Model</u>	<u>Serial</u>
1.00	KSE42HP SOLENOID PARTS KIT	567.56	567.56			
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567
30.00	REFRIGERANT, R22 PER POUND	21.00	630.00	DECTRON	DS-562-43	13567

INVOICE





Service Not Excuses

Equal Opportunity Employer
 2234 S. Arlington Rd Akron, OH 44319 330-773-5125 330-452-2292

Bill To:
 STRONGSVILLE RECREATION CENTER
 18100 ROYALTON ROAD
 STRONGSVILLE, OH 44136-

Location:
 STRONGSVILLE RECREATION CENTER
 18100 ROYALTON ROAD
 STRONGSVILLE, OH 44136-
 Mark Hartze

Date 06/08/2015
Customer # STRONG
Sales Per MUCKEN
Work # 338735

Invoice # 369149
Page # 2

LABOR

<u>Date</u>	<u>Emp-Code</u>	<u>Hours</u>	<u>Type</u>	<u>Ext. Price</u>	<u>Mfg</u>	<u>Model</u>	<u>Serial</u>
05/19/2015	MONTON	4.00	Reg	356.00			
05/27/2015	MONTON	5.00	Reg	445.00			
06/02/2015	MONTON	3.00	Reg	267.00			
06/08/2015	MONTON	4.50	Reg	400.50			

Total Materials	4977.56
Total Labor	1468.50
Travel/Truck Chg	70.00
Invoice Total	<u>6516.06</u>

695
 2525B-00
 Work Completed Signature
~~13310-503~~ 413000-5761

Donald A. Zull
Bygym V. Boyce

Any account which is thirty days or more past due from date of invoice, may be subject to a monthly 1.5 % late charge

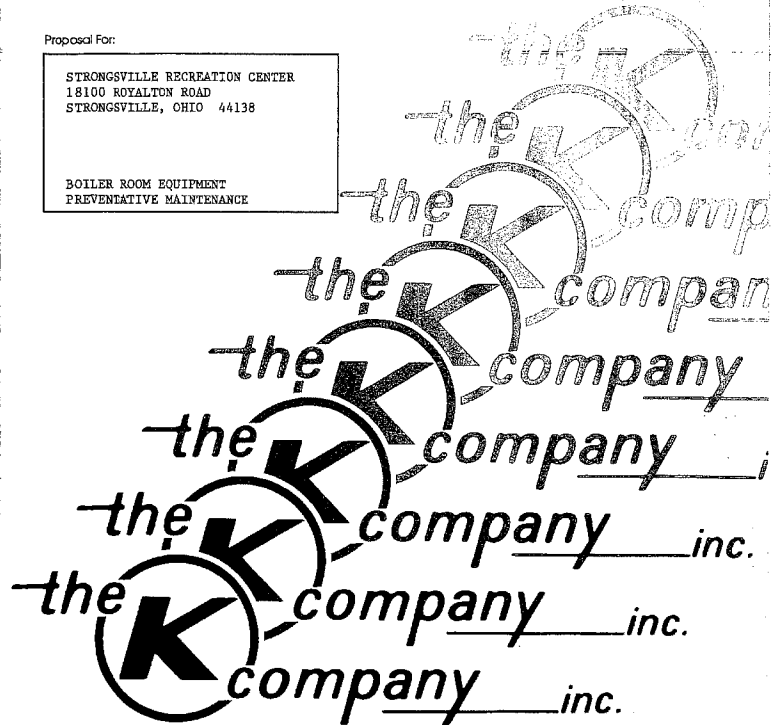
PLANNED SERVICE

Proposal

Proposal For:

STRONGSVILLE RECREATION CENTER
18100 ROYALTON ROAD
STRONGSVILLE, OHIO 44138

BOILER ROOM EQUIPMENT
PREVENTATIVE MAINTENANCE



1250 TRIPLETT BLVD., AKRON, OHIO 44306 • AKRON (330) 773-5125 • CANTON (330) 452-2292
CLEVELAND (216) 736-8182 • FAX (330) 773-2962

EXHIBIT B

We propose to furnish K COMPANY PLANNED SERVICE, on the equipment specified below, located at 18100 ROYALTON ROAD STRONGSVILLE, OHIO 44138

EQUIPMENT

System Number Manufacturer Model # Serial #

SEE ATTACHED LIST

WE PROPOSE TO:

Furnish all labor necessary to inspect, ~~maintain, replace, or repair~~ and service the subject equipment to maintain it in good operating condition. Replacement parts, material, and shop repairs ~~are~~ are not included.

Regularly inspect the equipment at least -4- times a year and on each inspection perform all services per attached inspection check list.

Furnish you with a completed copy of the Service Engineer's Report indicating what repairs, if any, were necessary resulting from each inspection.

~~Provide emergency service for the subject equipment during normal working hours.~~

Instruct you in the operation of equipment to provide for greatest operating efficiency.

Give K COMPANY PLANNED SERVICE contract holders preferential service over all other types of service activity normally undertaken by us.

YOU AGREE TO:

Operate the subject equipment per our instructions.

Promptly notify us of any unusual operating conditions of the subject equipment.

Permit our personnel the use of your common building maintenance tools, such as ladders, etc.

Permit only our personnel to work on the subject equipment.

EXCLUSIONS:

Ductwork, cabinets, refrigeration case seals and hardware, system piping, water supply and drain beyond the subject equipment proper.

Electrical services beyond the subject equipment disconnect switch (control wiring excepted).

Non-moving parts such as boiler tubes, sections, tube bundles, hydronic, steam, and refrigerant coils.

Work made necessary by the enforcement of government codes, building and union regulations.

OTHER EXCLUSIONS: FILTERS AND BELTS PROVIDED BY OWNER

GENERAL:

This agreement shall include ~~emergency~~ preventative maintenance during normal working hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, weekends and holidays excepted. Emergency service will be available at other times at an additional overtime cost of \$88.00 per hour.

We shall furnish K COMPANY PLANNED SERVICE starting UPON ACCEPTANCE and shall continue to renew annually by endorsement. This contract is subject to price revision and/or cancellation on any anniversary date by written notice by either you or us at least 60 days prior to such anniversary date.

During the fulfillment of this agreement, we shall take all reasonable precautions to avoid injury to persons and damage to property.

We shall not be liable for any damages caused by obsolescence or acts of God or any special, incidental or consequential damages resulting from the use of the equipment specified herein during the life of this agreement, except for consequential damages for personal injuries caused by maintenance and service of equipment which is used exclusively for personal household use.

We shall not be responsible for system design or its performance in maintaining design conditions except through failure of equipment covered herein.

It is understood that this proposal sets forth our entire agreement.

This proposal will become a contract solely between us if accepted by you and approved in writing by our authorized representative, and any rights which you have will be only against us. There are no other parties to this agreement.

GENERAL:

K COMPANY PLANNED SERVICE will be furnished by us for the net sum of:

\$ 2,700.00 per year

payable in advance as follows: \$675.00 PER QUARTER

Respectfully submitted,

MARK CHONKO

YOUR ACCEPTANCE:

City of Strongsville Company

By [Signature]

Title Director of Operations Date 1/11/06

OUR APPROVAL:

THE K COMPANY, INC.

By [Signature]

Contract No. _____ Title SERVICE MANAGER Date JAN. 27, 2006

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 137

By: Mr. Schonhut

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2015-017 TO EXTEND THE TERM OF THE CONTRACT WITH MOTOROLA SOLUTIONS, INC. UNDER THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS AUTHORIZING THE PURCHASE OF EQUIPMENT, SUPPLIES, INSTALLATION, MAINTENANCE, REPAIRS AND OTHER SERVICES FOR THE GENERAL RADIO NEEDS OF THE CITY, INCLUDING THE CONSOLIDATED DISPATCH CENTER, AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2015-017, Council authorized the Mayor to request authority in the name of the City of Strongsville to participate in the Ohio Department of Administrative Services contracts for the purchase of equipment, supplies, installation, maintenance, repairs and other services for the general radio needs of the City, including the Consolidated Dispatch Center, through Motorola Solutions, Inc., in a total amount not to exceed \$100,000.00, and for a term ending June 30, 2015, which the Department entered into pursuant to Revised Code Section 5513.01(B); and

WHEREAS, the Director of Communication & Technology now has advised this Council that the Ohio Department of Administrative Services contract for Motorola Solutions, Inc., under Schedule No. 573077-0-1, Index No. STS-073, has been renewed to June 30, 2017, enabling the City to complete the existing contract through December 31, 2015; and

WHEREAS, this Council, therefore, is desirous of amending Section 1 of Ordinance No. 2015-017, in order to extend the time period for such purchases of equipment, supplies, installation, maintenance, repairs and other services for the general radio needs of the City, including the Consolidated Dispatch Center, by the Director of Communication & Technology, with Motorola Solutions, Inc., 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. 2015-017 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 Ohio Department of Administrative Services contracts which the Department has entered into pursuant to the Ohio Revised Code with

MOTOROLA SOLUTIONS, INC. for the purchase of various equipment, supplies, installation, maintenance, repair and other services for the general radio needs of the City, including the Consolidated Dispatch Center, in a total amount not to exceed \$100,000.00 as required from January 1, 2015 through ~~June 30~~ **December 31**, 2015."

Section 2. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the General Fund, the FEMA Fund and the Emergency Vehicle 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 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 the purchase of various equipment, supplies maintenance and repair services for the general radio needs of the City, in order to maintain continuity and efficiency in the operation of 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. 2015-137 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 138

By: Mr. Schonhut

AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN COMPUTER AND ELECTRONIC EQUIPMENT NO LONGER NEEDED 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's Director of Communication & Technology has determined and certified that the City of Strongsville has various computer and electronic equipment, which is surplus, contains no hard drives, has no monetary value and is 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 computer and electronic equipment. Said surplus computer and electronic equipment is more fully itemized in Exhibit A attached hereto and incorporated herein by reference.

Section 2. That, pursuant to Article IV, §3(e) of the City Charter, the Director of Finance with the assistance of the Director of Communication & Technology be and are hereby authorized to dispose of the computer and electronic equipment identified in Exhibit A through the City's recycling program for electronics; 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: _____

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 - 138
Page 2

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

Attest: _____
Clerk of Council

ORD. No. 2015-138 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

EXHIBIT A

AssetId	Serial	Description	DateofAcq	TagNumber	MFG	Model
41188	MY5A2A303P	ANSWERING MACHINE, HEWLETT PACKARD IIP FAX700	6/1/1994	A0057	N/A	C3530A
41189	G55725	FACSMILE MACHINE, HEWLETT PACAKRD FAX700, ACCT. 0141	2/1/1996	1350	N/A	N/A
39554	SG9143025	HEWLETT PACKARD DESK JET 1120C PRINTER	1/1/2001	876	N/A	C2678A
45544	EJ4U006493	EPSON PERFECTION 1260 SCANNER	1/1/2002	FIRE0042	N/A	S121A
41031	36660556	RCA VCR DUAL	1/31/2002	P1113	N/A	VRD120HF
44549	1327	USED TECTRONIX PHASER 740 COLOR PRINTER	6/30/2002	R0650	N/A	N/A
46227	A1K033900322	17" BLACK LCD MULTIMEDIA MONITOR	11/27/2003	FIRE0552	N/A	VG700B
46230	A1K033900333	17" BLACK LCD MULTIMEDIA MONITOR	11/27/2003	FIRE0555	N/A	VG700B
46227	A1K033900322	17" BLACK LCD MULTIMEDIA MONITOR	11/27/2003	FIRE0552	N/A	VG700B
46237	A1K033901319	17" BLACK LCD ANALOG MULTIMEDIA MONITOR	12/2/2003	FIRE0562	N/A	VG700B
46235	A1K033901314	17" BLACK LCD ANALOG MULTIMEDIA MONITOR	12/2/2003	FIRE0560	N/A	VG700B
46237	A1K033901319	17" BLACK LCD ANALOG MULTIMEDIA MONITOR	12/2/2003	FIRE0562	N/A	VG700B
47343	MY5394B0VR	HP DESKJET 6127 PRINTER	11/18/2005	P44	HP	DESKJET 6127
47315	MX89N1S271	HP DESKJET 712C	12/31/2005	P12	HP	DESKJET 712C
47348	CN42R22191	HP BUSINESS INKJET 1100 PRINTER	12/31/2005	P50	HP	INKJET 1100
47364	B671026780	EPSON STYLUS PHOTO 870 PRINTER	12/31/2005	P67	EPSON	STYLUS PHOTO 870
47358	CN4B2CE5SH	HP OFFICEJET 6210 PRINTER	12/31/2005	P60	HP	OFFICEJET 6210
47315	MX89N1S271	HP DESKJET 712C	12/31/2005	P12	HP	DESKJET 712C
47355	MY5C9P73X2	HP OFFICEJET 7410 PRINTER	3/3/2006	P57	HP	OFFICEJET 7410
47346	MY64QP714R	HP OFFICEJET 7410 PRINTER	3/3/2006	P47	HP	OFFICEJET 7410
47389	CN5AS1Z1G2	HP DESKJET 5940 PRINTER	3/8/2006	P92	HP	DESKJET 5940
47372	CN5AS1Z1DV	HP DESKJET 5940 PRINTER	3/8/2006	P75	HP	DESKJET 5940
47352	CN5AS1Z1DN	HP DESKJET 5940 PRINTER	3/8/2006	P54	HP	DESKJET 5940
47380	CN5AS1Z112	HP DESKJET 5940 PRINTER	3/8/2006	P83	HP	DESKJET 5940
47365	CN5AS1Z10K	HP DESKJET 5940 PRINTER	3/8/2006	P68	HP	DESKJET 5940
47311	CN5AS1Z10G	HP DESKJET 5940 PRINTER	3/8/2006	P7	HP	DESKJET 5940
47381	CN5AS1Z0X7	HP DESKJET 5940 PRINTER	3/8/2006	P84	HP	DESKJET 5940
47375	CN5AK1T2X4	HP DESKJET 5940 PRINTER	3/8/2006	P78	HP	DESKJET 5940
47363	MY64PQ8120	HP OFFICEJET 7310 PRINTER	7/17/2006	P65	HP	OFFICEJET 7310

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 139

By: Mr. Carbone

AN ORDINANCE RATIFYING, CONFIRMING AND APPROVING THE MAYOR ENTERING INTO A CONTRACT FOR EMERGENCY REPAIRS TO A HYDRANT ON CITY PROPERTY, AT THE CITY'S LUNN ROAD SERVICE CENTER GARAGE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, the City's Director of Public Service recently determined that a hydrant on City property at the Lunn Road Service Center garage was in immediate need of repair and created a real and present emergency; and

WHEREAS, therefore, it was immediately necessary to contract with an existing qualified and readily available local vendor already providing services to the City, which could promptly make emergency repairs to said hydrant in order to protect the health, safety, welfare and property of the City, its officers, employees, agents, guests and invitees.

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

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there was a real and present emergency in the operation of the Department of Public Service of the City of Strongsville and that it was immediately necessary to enter into a contract, without public bidding, with **FABRIZI TRUCKING & PAVING CO., INC.**, in order to make emergency repairs to a hydrant on City property at the Lunn Road Service Center garage, in order to protect the health, safety, welfare and property of the City, its officers, employees, agents, guests and invitees at such facility.

Section 2. That, for the reasons aforesaid, this Council hereby ratifies, confirms and approves the Mayor's entering into a contract with Fabrizi Trucking & Paving Co., Inc., without public bidding, in an amount not to exceed \$1,678.00, for labor and materials, for emergency repairs to a hydrant at the Lunn Road Service Center garage, as more fully set forth in Exhibit A attached hereto and incorporated herein by reference, and in a form approved by the Law Director.

Section 3. That the funds for the purpose of the aforesaid expenditure have been appropriated and shall be paid from the Street Construction, Maintenance & Repair 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 the within contract is immediately necessary in order to maintain the usual daily operation of the Public Service Department and to protect the health, safety, welfare and property of the City, its officers, employees, agents, guests and invitees at the Lunn Road Service Center. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

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

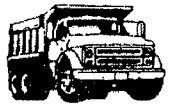
Attest: _____
 Clerk of Council

ORD. No. 2015-139 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

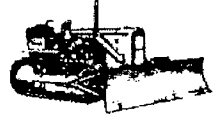
Pub Hrg. _____ Ref: _____
 Adopted: _____ Defeated: _____

Invoice: 42557

FABRIZI TRUCKING & PAVING CO., INC.



SHOP: 6751 EASTLAND RD.
MIDDLEBURG HTS., OHIO 44130
PLEASE REMIT TO:
OFFICE: 389 COLUMBIA RD.
VALLEY CITY, OHIO 44280
(330) 273-2784



~~RECEIVED
MAY 22 2015
CITY OF STRONGSVILLE
SERVICE DEPARTMENT~~

Sold to
CITY OF STRONGSVILLE
ATTN: JOE WALKER
16099 FOLTZ PKWY
STRONGSVILLE, OH 44149

RECEIVED
MAY 27 2015

Ship to
SERVICE WORK B

CITY OF STRONGSVILLE
SERVICE DEPARTMENT

Account	P.O. Num	Job Number	Ship Date	Terms	Invoice Date	Page
STRONSVC		3		Net 30	5/21/15	1

5/8/15 REPAIR HYDRANT AT LUNN ROAD SERVICE GARAGE

Item	Quantity	Description	Unit Price	Extended Price
	3	HOURS FOREMAN W/UTILITY TRUCK	114.00	342.00
	2	HOURS LABORER	68.00	136.00
	1	EA / HYDRANT TOP	1,200.00	1,200.00

046919-5588
C. Subit 5/27/15

NOTICE OF FURNISHING

By furnishing the construction materials and equipment described in this invoice, the supplier acquires lien rights to the property that is improved. It is required that you immediately provide the supplier with a copy of the Owners Notice of Commencement required by Section 1311.04 ORC. Owner will take notice that unless this invoice is paid in accordance with the terms stated, FABRIZI TRUCKING & PAVING INC will exercise its Lien Rights as provided by Ohio Law.

THANK YOU!

Subtotal 1,678.00

Total \$1,678.00



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 140

By: Mayor Perciak

AN ORDINANCE AUTHORIZING AND RATIFYING THE MAYOR AND LAW DIRECTOR'S EMPLOYMENT OF SPECIAL LEGAL COUNSEL AND ENTERING INTO AN AGREEMENT FOR PROFESSIONAL SERVICES TO THE CITY IN CONNECTION WITH VARIOUS TAX INCREMENT FINANCING AND RELATED MATTERS, AND DECLARING AN EMERGENCY.

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

Section 1. That the Mayor and Law Director's employment of special legal counsel is hereby ratified, approved and authorized, including entering into an agreement with **ATTORNEY VIRGINIA D. BENJAMIN**, and the law firm of **CALFEE, HALTER & GRISWOLD LLP**, to provide professional legal services to the City in connection with various tax increment financing and related matters, in accordance with their proposal and hourly rates on file with the City's Law Department, but in a total amount not to exceed the sum of \$25,000.00, and in a form approved by the Law Director.

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

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

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the retention of such specialized legal services is immediately necessary in order to protect the legal, financial and tax interests of the City and provide representation to the City with regard to various tax increment financing matters, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council,

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2015 – 140
Page 2

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. 2015-140 **Amended:** _____

1st Rdg. _____ **Ref:** _____

2nd Rdg. _____ **Ref:** _____

3rd Rdg. _____ **Ref:** _____

Pub Hrg. _____ **Ref:** _____

Adopted: _____ **Defeated:** _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2015 – 141

By: Mayor Perciak

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ADDENDUM TO AGREEMENT TEMPORARILY EXTENDING THE INDEPENDENT CONTRACTOR AGREEMENT WITH JOSEPH A. GAMBINO TO PROVIDE MAGISTRATE SERVICES TO THE STRONGSVILLE MAYOR'S COURT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ohio Revised Code Section 1905.05, the City's Charter, Chapter 296 of the Codified Ordinances, and inherent Home Rule powers, and in order to implement the Mayor's designation of Magistrate, Council, through passage of Ordinance No. 2012-099, authorized the Mayor to execute and enter into an independent contractor agreement by and between **JOSEPH A. GAMBINO** and the City of Strongsville for Magistrate and other related Mayor's Court services, which has an expiration date of August 31, 2015; and

WHEREAS, it is the desire of the Magistrate and the City to execute an Addendum to Independent Contractor Agreement extending the current contract beyond August 31, 2015 to at least December 31, 2015, with an option to further extend it by letter agreement up to an additional four (4) months through April 30, 2016, if both parties so agree, on the same terms and conditions as set forth in the current Agreement.

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 to enter into an Addendum to Independent Contractor Agreement in substantially the form attached hereto as Exhibit A, extending the Magistrate's current Agreement of September 1, 2012 beyond its current expiration date of August 31, 2015 through December 31, 2015, with an option on the part of both parties, if they mutually agree by letter agreement, to further extend said Agreement for a period not to exceed an additional four (4) months through April 30, 2016, all on the same terms and conditions as set forth in the current Agreement of June, 2012.

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

Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open

meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Ordinance is hereby declared to be an emergency measure 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 extension of the Magistrate's Independent Contractor Agreement confirming his position, duties, responsibilities, authority and compensation for the Mayor's Court, in order to provide for continuity in and the orderly and efficient administration of justice in the Mayor's Court, and to provide for other services as set out therein 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.

 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. 2015-141 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

**ADDENDUM TO INDEPENDENT CONTRACTOR AGREEMENT
FOR
MAYOR'S COURT MAGISTRATE SERVICES**

This Addendum to Independent Contractor Agreement for Mayor's Court Magistrate Services is entered into this ____ day of July, 2015, by and between **JOSEPH A. GAMBINO** ("Independent Contractor"), and the **CITY OF STRONGSVILLE**, an Ohio municipal corporation ("City").

WHEREAS, the Independent Contractor and City entered into an Independent Contractor Agreement for Mayor's Court Magistrate Services in June, 2012 to commence September 1, 2012 and ending on August 31, 2015; and

WHEREAS, the parties now mutually desire to amend and extend their current Agreement until at least December 31, 2015, with an option to further extend it up to an additional four (4) months through April 30, 2016, if both parties so agree, and all on the same terms and conditions as set forth in the June, 2012 Agreement.

NOW, THEREFORE, In consideration of the mutual promises contained and other good and valuable consideration, receipt of which is hereby acknowledged, it is agreed between the parties as follows:

1. The term of the Agreement of June, 2012 shall be extended through December 31, 2015 with an option to extend it beyond by letter agreement for up to an additional four (4) months through April 30, 2016, if both parties so agree, and all on the same terms and conditions as the current June, 2012 Agreement.
2. All other terms and conditions of the June, 2012 Agreement shall remain unchanged and in effect.
3. This Addendum has been authorized in accordance with law.

IN WITNESS WHEREOF, the parties have executed this Addendum to Independent Contractor Agreement the day and year first above written.

Signed in the presence of:

CITY OF STRONGSVILLE

By: _____

Thomas P. Perciak

Its: Mayor

Jarret A. Skates

INDEPENDENT CONTRACTOR

Joseph A. Gambino
Joseph A. Gambino

CERTIFICATION OF FUNDS

It is hereby certified that the amount required to meet the obligations of this Addendum has been lawfully appropriated for the purposes of the Addendum and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances, obligations or certificates now outstanding.

Date

Joseph K. Dubovec, Director of Finance

CERTIFICATE OF THE LAW DIRECTOR

I hereby certify that I have reviewed and approved the form of the foregoing Addendum this _____ day of _____, 2015.

Kenneth A. Kraus, Law Director

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2015 – 142

By: All Members of Council

A RESOLUTION DECLARING THE MONTH OF AUGUST, 2015 AS COUNCIL RECESS MONTH.

WHEREAS, Article III, Section 10(a) of the City Charter authorizes City Council by vote to provide for recess; and

WHEREAS, the Council of the City of Strongsville, Ohio deems it to be in the best interest of the City to designate the month of August as the month of recess for the year 2015; and

WHEREAS, this Council accordingly will suspend regular Council meetings during the month of August, 2015;

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 designates and declares a recess from regular Council meetings during the month of August, 2015.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 3. That this Resolution shall take effect and be in force 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. 2015-142 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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