



City of Strongsville

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City Council

Michael J. Daymut
Ward 1

Matthew A. Schonhut
Ward 2

James E. Carbone
Ward 3

Gordon C. Short
Ward 4

Joseph C. DeMio
At-Large

Kenneth M. Dooner
President Pro Tem
At-Large

Duke Southworth
President of Council
At-Large

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

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

December 15, 2016

MEETING NOTICE

City Council has scheduled the following meetings for **Monday, December 19, 2016**, 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 7:30 p.m. *All committees listed will meet immediately following the previous committee:*

7:30 P.M.

Planning, Zoning and Engineering Committee will meet to discuss Ordinance Nos. 2016-178, 2016-231, 2016-232 and Resolution No. 2016-233.

Finance Committee will meet to discuss Ordinance Nos. 2016-230, 2016-234, 2016-235, 2016-236 and Resolution No. 2016-229.

Public Service and Conservation Committee will meet to discuss Ordinance No. 2016-237.

Public Safety and Health Committee will meet to discuss Ordinance Nos. 2016-238, 2016-239, 2016-240 and 2016-241.

Recreation and Community Services will meet to discuss Ordinance Nos. 2016-242 and 2016-243.

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

Committee of the Whole will meet to discuss Ordinance No. 2016-244.

8:00 P.M.

Regular Council Meeting

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

BY ORDER OF THE COUNCIL:

Aimee Pientka, MMC
Clerk of Council



STRONGSVILLE CITY COUNCIL REGULAR MEETING
MONDAY, DECEMBER 19, 2016 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 – December 5, 2016*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
7. PUBLIC HEARING:
 - Ordinance No. 2016-178 by Mr. Carbone and Mr. Schonhut. AN ORDINANCE AMENDING SECTIONS 1242.07(b), 1258.02, 1258.03 AND 1258.04, 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 CERTAIN LARGE RETAIL BUSINESSES, AND DECLARING AN EMERGENCY. *First reading 09-19-16. Second reading and referred to Planning Commission 10-17-16. Unfavorable recommendation by Planning Commission 11-3-16. Third reading 11-07-16. Public hearing 12-19-16.*
8. REPORTS OF COUNCIL COMMITTEE:
 - SCHOOL BOARD – Mr. Carbone:
 - SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth:
 - BUILDING AND UTILITIES – Mr. Schonhut:
 - COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut:
 - ECONOMIC DEVELOPMENT – Mr. Daymut:
 - FINANCE – Mr. Dooner:
 - PLANNING, ZONING AND ENGINEERING – Mr. Daymut:
 - PUBLIC SAFETY AND HEALTH – Mr. DeMio:
 - PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:
 - *Motion to note and approve the owner's designation of wishes for interments in Strongsville Municipal Cemetery, Section B, Lot# 51, Grave A.*

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

9. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:

- MAYOR PERCIAK:
- FINANCE DEPARTMENT:
- LAW DEPARTMENT:

10. AUDIENCE PARTICIPATION:

11. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 2016-178 by Mr. Carbone and Mr. Schonhut. AN ORDINANCE AMENDING SECTIONS 1242.07(b), 1258.02, 1258.03 AND 1258.04, 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 CERTAIN LARGE RETAIL BUSINESSES, AND DECLARING AN EMERGENCY. *First reading 09-19-16. Second reading and referred to Planning Commission 10-17-16. Unfavorable recommendation by Planning Commission 11-3-16. Third reading 11-07-16. Public hearing 12-19-16.*
- Resolution No. 2016-229 by Mayor Perciak and Mr. Dooner. A RESOLUTION ESTABLISHING A FUND TO BE KNOWN AS THE HEALTH INSURANCE RESERVE FUND, NO. 661. *First reading 12-05-16.*
- Ordinance No. 2016-230 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR A COMPREHENSIVE HEALTH BENEFITS PLAN FOR CITY EMPLOYEES FOR THE YEAR 2017, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY. *First reading 12-05-16.*
- Ordinance No. 2016-231 by Mr. Daymut. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND MARK HAYNES CONSTRUCTION, INC. IN CONNECTION WITH THE 2016 COURTLAND CULVERT REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-232 by Mayor Perciak and Mr. Daymut. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT GRANTS OF EASEMENT FOR SIDEWALK IMPROVEMENTS FROM SIEDEL LAND HOLDINGS, LLC, IN CONNECTION WITH SIEDEL FARMS SUBDIVISION NO. 3, AND DECLARING AN EMERGENCY.

- Resolution No. 2016-233 by Mr. Daymut. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE ADDITION OF THREE (3) NEW ANTENNAS AND ANCILLARY ANTENNA EQUIPMENT FOR THE CO-LOCATION ON AN EXISTING TELECOMMUNICATIONS TOWER, ON CITY-OWNED PROPERTY LOCATED AT 16099 FOLTZ PARKWAY (PPN 393-12-002 AND 393-10-001), IN THE CITY OF STRONGSVILLE.
- Ordinance No. 2016-234 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2016 AND REPEALING ORDINANCE NUMBER 2016-203.
- Ordinance No. 2016-235 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2017.
- Ordinance No. 2016-236 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE TO AMEND SECTIONS 5-143, 6-003, 9-004, 9-007, 9-009 AND 9-010, IN ORDER TO ADJUST CERTAIN PROVISIONS CONCERNING SALARY AND HOURLY PAY RANGE SCHEDULES; TO FIX THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-237 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2016-109 TO INCREASE THE APPROPRIATED CONTRACT AMOUNT AND AMEND THE CONTRACT WITH CROSSROADS ASPHALT RECYCLING, INC. FOR PURCHASE OF GENERAL PAVEMENT SERVICES FOR USE BY THE SERVICE DEPARTMENT OF THE CITY, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-238 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SIDE BAR AGREEMENT FOR PART-TIME RADIO DISPATCHERS BETWEEN THE CITY OF STRONGSVILLE AND THE FRATERNAL ORDER OF THE POLICE PARMA LODGE 15 (RADIO DISPATCHERS UNIT) IN CONNECTION WITH THE CURRENT COLLECTIVE BARGAINING AGREEMENT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-239 by Mayor Perciak and Mr. DeMio. AN ORDINANCE APPROVING AND AUTHORIZING THE CITY OF STRONGSVILLE FIRE DEPARTMENT TO PARTICIPATE IN THE OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION FIRE DEPARTMENT REIMBURSEMENT PROGRAM, AND DECLARING AN EMERGENCY.

- Ordinance No. 2016-240 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NOS. 12 AND 13 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND SEITZ BUILDERS, INC., IN CONNECTION WITH THE RENOVATION AND MECHANICAL UPGRADES AT FIRE STATION NO. 3, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-241 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AMENDING SECTIONS 450.03 AND 450.07 OF TITLE EIGHT OF PART FOUR-TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN CONNECTION WITH THE PARKING VIOLATIONS BUREAU, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-242 by Mayor Perciak and Mr. Short. AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2016-063 AUTHORIZING THE MAYOR TO ENTER INTO A STATE OF OHIO ADMINISTRATIVE SERVICES CONTRACT FOR THE PURCHASE AND INSTALLATION OF VARIOUS FITNESS EQUIPMENT FOR USE BY THE RECREATION DEPARTMENT OF THE CITY, IN ORDER TO PURCHASE ADDITIONAL EQUIPMENT TO REPLACE OBSOLETE FITNESS MACHINES, AND DECLARING AN EMERGENCY. [Technogym]
- Ordinance No. 2016-243 by Mayor Perciak and Mr. Short. AN ORDINANCE REPEALING ORDINANCE NO. 2016-207; AMENDING ORDINANCE NO. 2016-208 AND THE CONTRACT WITH BLUE RIBBON MEATS, INC. FOR THE PURCHASE OF MEAT, FISH AND POULTRY FOR USE AT THE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2016-244 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING CHAPTER 618 OF PART SIX-GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ESTABLISH A NEW SECTION 618.23 CONCERNING REGULATION OF POULTRY IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

12. COMMUNICATIONS, PETITIONS AND CLAIMS:

13. MISCELLANEOUS BUSINESS:

14. ADJOURNMENT:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 178

By: Mr. Carbone and Mr. Schonhut

AN ORDINANCE AMENDING SECTIONS 1242.07(b), 1258.02, 1258.03 and 1258.04, 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 CERTAIN LARGE RETAIL BUSINESSES, AND DECLARING AN EMERGENCY.

WHEREAS, the City has a legitimate, substantial and compelling interest in encouraging development patterns that minimize the secondary effects of land uses; and

WHEREAS, this Council does hereby determine that it is in the best interests of the health, safety and welfare of the citizens of the City of Strongsville to enact this Ordinance.

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

Section 1. That Section 1242.07(b) of Chapter 1242 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville concerning Conditional Use Permits, be and is hereby amended to read in part as follows:

1242.07 CONDITIONAL USE PERMITS.

* * *

(b) Standards for Evaluating Conditional Use Permits. An application for a conditional use permit shall not be approved unless the following conditions and standards are complied with as set forth for the following districts:

* * *

(12) Retail Stores Greater Than 75,000 Square Feet of Gross Floor Area. In addition to complying with the other applicable requirements and standards in Section 1242.07, each retail store greater than 75,000 square feet of gross floor area in a General Business District shall comply with the following specific standards and conditions:

- A. The minimum lot area shall be ten (10) acres.**
- B. The minimum lot frontage shall be three hundred (300) feet.**

- C. Each retail store greater than 75,000 square feet shall have direct access only on either Royalton Road or Pearl Road.
- D. Each retail store greater than 75,000 square feet shall be located within a two (2) mile radius of an interchange on I-71 or I-80.

~~(Ord. 2011-055. Passed 6-20-11.)~~

* * *

Section 2. That Section 1258.02 of Chapter 1258 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville concerning Use Regulations; Local Business Districts, be and is hereby amended to read in part as follows:

1258.02 USE REGULATIONS; LOCAL BUSINESS DISTRICT.

Buildings and land shall be used, and buildings shall be designed, erected, altered, moved or maintained in whole or in part, in Local Business Districts, only for the uses set forth in the following schedules and regulations:

(a) Main Buildings and Uses Permitted.

- (1) Office buildings and offices, including professional, financial, govern mental, public utility, sales, executive and administrative;
- (2) Retail stores and services, **provided that no individual retail store shall be larger than 75,000 square feet of gross floor area, and where such stores and services are** conducted wholly within enclosed buildings and devoted to supplying neighborhood needs to the following limited extent:
 - A. Retail sales.
 - 1. The sale of baked goods, confectionery, groceries, meats, fruits, vegetables, dairy products and packaged beverages;
 - 2. The sale of drugs, gifts, antique and art goods, flowers, periodicals, musical instruments and supplies (provided that no loudspeakers broadcast onto the street) and sporting and athletic goods;
 - 3. The sale of wearing apparel, shoes and hats; variety stores;
 - 4. The sale of hardware, tools, paint, garden supplies and household appliances; and
 - 5. The sale, serving and consumption of food, soft drinks, juices and ice cream in carry-out and sit-down restaurants whenever such use is within a business building located adjacent to another business building having one or more party walls and a common roof with one or

more similar business buildings, but not as a separate business building or use, provided a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of the Zoning Code.

6. An outdoor eating area adjacent to and as an accessory use to the main building may be permitted provided a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of the Zoning Code.
- B. Services.
1. Personal services, such as beauty and barber shops; interior decorating;
 2. Laundry agencies and laundromat; tailor, pressing and dry cleaning shops in which only nonexplosive nonflammable solvents are used provided that no work shall be done on the premises for retail outlets elsewhere; and
 3. Repair services, such as shoe and hat, radio and television, household appliances.
- (3) Retail sales in open yards to the following limited extent: Garden equipment and supplies, garden furniture, nursery stock and monuments may be sold on an open lot provided the operation is in connection with an established related business conducted within a store building or retail greenhouse, not more than 150 feet therefrom, and provided the sales in open yards comply with the setbacks established in Section 1258.11 of this Zoning Code.
- (4) Child/Adult Day Care Centers. Buildings and land for child/adult day care centers, provided that a conditional use permit is granted in accordance with the procedures and standards set forth in Section 1242.07 of this Zoning Code.

* * *

~~(Ord. 2009-155. Passed 11-16-09.)~~

Section 3. That Section 1258.03 of Chapter 1258 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville concerning Use Regulations; General Business District, be and is hereby amended to read in part as follows:

1258.03 USE REGULATIONS; GENERAL BUSINESS DISTRICT.

Buildings and land shall be used, and buildings shall be designed, erected, altered, moved or maintained in whole or in part, in General Business Districts, only for uses set forth in the following schedules and regulations:

- (a) Main Building and Uses Permitted.
 - (1) Offices, stores, services and other use classifications as permitted in Local Business Districts;

- (2) Mortuaries (Funeral Homes);
- (3) Additional retail business stores and services conducted wholly within enclosed buildings and devoted to supplying the retail business needs of the community to the following extent:
 - A. Retail sales.
 - 1. The sale of all food; frozen food lockers;
 - 2. The sale of all general merchandise; dry goods, variety and department stores;
 - 3. The sale of all hardware, appliances, china, furniture, floor and wall covering, business equipment, music, radio and television, provided no loudspeakers broadcast outside the parcel;
 - 4. The sale of bicycles, sport and athletic equipment, pet shops;
 - 5. Wholesale offices and showrooms, with storage limited to samples;
 - 6. The sale, serving and consumption of food, soft drinks, juices and ice cream in carry-out and sit-down restaurants whenever such use is within a business building located adjacent to another business building having one or more party walls and a common roof with one or more similar business buildings, but not as a separate business building or use, provided a conditional use permit is granted in accordance with the standards set forth in Section 1242.07. An outdoor eating area adjacent to and as an accessory use to the main building may be permitted provided a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of the Zoning Code.
 - 7. Restaurants, taverns, night clubs, delicatessens, eating establishments, businesses permitting dancing and live entertainment, whenever such use is within a business building located adjacent to another business building having one or more party walls and a common roof with one or more similar business buildings but not as a separate building or use provided a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of this Zoning Code. An outdoor eating area adjacent to and as an accessory use to the main building may be permitted provided a conditional use permit is granted in accordance

with the standards set forth in Section 1242.07 of the Zoning Code.

8. Individual retail business stores of 100,000 square feet and larger may be permitted a limited area to display merchandise outside the store building in an approved designated, self-contained, screened area provided a conditional use permit is granted in accordance with the provisions of Section 1242.07 of this Zoning Code.
9. The sale and/or exchange of propane canisters not exceeding twenty (20) pounds at freestanding "big box" stores exceeding 50,000 square feet gross floor area; and freestanding "super" drug stores exceeding 14,000 square feet gross floor area provided a conditional use permit is granted in accordance with the provisions of Section 1242.07 of this Zoning Code.

(Ord. 2014-132. Passed 9-2-14.)

10. Brewpubs and microbreweries which include attached restaurant facilities for the on-site consumption of food and beverages provided that a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of this Zoning Code.

(Ord. 2015-114. Passed 7-20-15.)

- 11. Individual retail stores of greater than 75,000 square feet of gross floor area may only be permitted provided that a conditional use permit is granted in accordance with the standards set forth in Section 1242.07 of this Zoning Code.**

* * *

~~(Ord. 2014-132. Passed 9-2-14.)~~

Section 4. That Section 1258.04 of Chapter 1258 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville concerning Use Regulations; Shopping Center District, be and is hereby amended to read in its entirety as follows:

1258.04 USE REGULATIONS; SHOPPING CENTER DISTRICT.

Buildings and land shall be used and buildings shall be designed, erected, altered, moved or maintained in whole or in part in Shopping Center Districts only for the uses set forth in the following schedules and regulations:

- (a) Main Buildings and Uses Permitted.

- (1) **Retail stores greater than 75,000 square feet of gross floor area;**
- (2) Indoor theaters; freestanding restaurants; and offices, stores, services and other use classifications as permitted in General Business Districts, except dwellings, wholesale offices and showrooms, mortuaries, transmittal towers, telephone exchanges, transformer stations, bus passenger stations, hotels and motels;
- (b) Similar Main Uses Permitted. Any other general business store, shop or service not listed above or in any subsequent use classification and determined as similar by the Planning Commission in accordance with standards set forth in Section 1242.08 of this Zoning Code; and
- (c) Accessory Uses Permitted. Any accessory use such as storage of goods or processing operations which are clearly incident to conducting a retail business, office or service establishment or other permitted main use, provided such an accessory use is compatible with contiguous office, retail and service establishments.
 - (1) Accessory off-street parking and loading facilities as required in Chapter 1270 of this Zoning Code;
 - (2) Signs in Shopping Center Districts shall be designed, erected, altered, reconstructed, moved and maintained, in whole or in part, in accordance with the type, design size, location, illumination and other provisions set forth in Chapter 1272 of this Zoning Code;
 - (3) Oil and gas well drilling, operation and maintenance, provided that a conditional use permit is granted in accordance with standards and procedures set forth in Section 1242.07 of this Zoning Code;
 - (4) Outdoor dining in conjunction with an approved sit-down restaurant, provided that a conditional use permit is granted in accordance with standards and procedures set forth in Section 1242.07 of this Zoning Code.

~~(Ord. 2009-155. Passed 11-16-09.)~~

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 necessary to provide for the appropriate regulation of such establishments as conditional permitted uses in certain districts, and to ensure the safety of the general public. Therefore, provided this

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 – 178
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Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

First reading: September 19, 2016 Referred to Planning Commission

Second reading: October 17, 2016 October 18, 2016

Third reading: _____

Unfavorable recommendation by Planning Commission
Approved: 11-3-16

Public Hearing: _____

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2016-178 Amended: _____
1st Rdg. 09-19-16 Ref: PZE
2nd Rdg. 10-17-16 Ref: PC/PZE
3rd Rdg. 11-7-16 Ref: PZE

Pub Hrg. 12-19-16 Ref: _____
Adopted: _____ Defeated: _____

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Planning Commission
FROM: Aimee Pientka, Clerk of Council
DATE: October 18, 2016
SUBJECT: Referral from Council: Ordinance No. 2016-178

Please be advised that at its regular meeting of October 17, 2016, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

- Ordinance No. 2016-178 by Mr. Carbone and Mr. Schonhut. AN ORDINANCE AMENDING SECTIONS 1242.07(b), 1258.02, 1258.03 AND 1258.04, 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 CERTAIN LARGE RETAIL BUSINESSES, AND DECLARING AN EMERGENCY. First reading 09-19-16.

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

AKP
Attachment

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: November 4, 2016

Please be advised that at its meeting of November 3, 2016, the Strongsville Planning Commission gave Favorable Recommendation to the following;

SOUTHPARK MALL/ Steven Greenberger, Agent

Revision to the Master Sign Program to add one (1) sign for Orange Theory Fitness located at number 84 and Blaze Pizza located at number 85 in the Master Sign Program Grid for property located at 17887 South Park Center, part of PPN 396-20-005 zoned Shopping Center. **ARB Favorable Recommendation of tenant signage 11-1-16.*

At the same meeting the Commission gave Unfavorable Recommendation to the following;

ORDINANCE NO. 2016-178

An Ordinance Amending Sections 1242.07(b), 1258.02, 1258.03 and 1258.04 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 Certain Large Retail Businesses and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2016 – 229

By: Mayor Perciak and Mr. Dooner

**A RESOLUTION ESTABLISHING A FUND TO BE KNOWN
AS THE HEALTH INSURANCE RESERVE FUND, NO. 661.**

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

Section 1. That, pursuant to the provisions of Ohio Revised Code Section 5705.13(C) and the City's Home Rule authority, there shall be and is hereby established an internal service fund known as the Health Insurance Reserve Fund, No. 661.

Section 2. That the Director of Finance be and is hereby authorized to utilize said Fund to account for monies charged to the General Fund, Special Revenue Funds, and the Enterprise Fund of the City for health insurance claims, administration fees, stop-loss insurance and related Affordable Care Act (ACA) taxes.

Section 3. That the Director of Finance be and is hereby further authorized and directed to certify a copy of this Resolution to the Auditor of State for approval if required pursuant to Ohio Revised Code Section 5705.12.

Section 4. 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 5. 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. 2016 - 229
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	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Dooner	_____	_____
Schonhut	_____	_____
Short	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

RES
ORD. No. 2016-229 Amended: _____
1st Rdg. 12-5-16 Ref: Finance
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 230

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR A COMPREHENSIVE HEALTH BENEFITS PLAN FOR CITY EMPLOYEES FOR THE YEAR 2017, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, this Council, by and through Ordinance No. 2015-212, authorized the Mayor to enter into a contract with Medical Mutual of Ohio for a period of one (1) year expiring December 31, 2016 for a comprehensive health benefits plan for employees of the City; and

WHEREAS, for various reasons the insurance market continues to be in an unusual condition and is severely restricted with respect to underwriting of comprehensive health benefits plans for public employees, including hospitalization, major medical, dental, group life and other coverages; and

WHEREAS, the City previously entered into collective bargaining agreements with various employee bargaining groups, which agreements require that the City continue to provide comprehensive health benefit plans for such collective bargaining employees; and

WHEREAS, the Fedeli Group, the City's health insurance consultant has recommended that a new contract with Medical Mutual of Ohio for the furnishing of administrative services and stop-loss insurance coverage for the City of Strongsville's employee health coverage would be competitive, advantageous, and in the best interest of the City under current conditions.

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, Section 5 of the Charter, that there is an immediate and present emergency in the operation of all the Departments of the City of Strongsville, in that it is necessary to enter into a contract with Medical Mutual of Ohio in order to avoid a gap in comprehensive health benefits coverage for City employees, maintain reasonable health insurance protection with reasonable premiums and contributions by City employees, preserve the expenditure of funds in relation to health benefit plan coverage, and comply with the terms and conditions of the City's negotiated collective bargaining contracts.

Section 2. That, for the reasons aforesaid, the Mayor, Director of Finance and Human Resources Director be and are hereby authorized and directed to enter into and implement a contract with **MEDICAL MUTUAL OF OHIO** for the period of January 1, 2017 through December 31, 2017, for the furnishing of administrative services and stop-loss insurance coverage for the City of Strongsville's employee health coverage, as reflected on Exhibit A, attached hereto, which includes hospitalization, major medical, dental, certain vision, prescription, health and wellness, and other coverages on file with the Human Resources Director and/or Director of Finance, and all in a form to be approved by the Director of Finance and Law Director.

Section 3. That the funds necessary for the aforesaid contract will be appropriated and shall be paid from the General Fund, Sanitary Sewer Fund, Fire Levy Fund, Multi-Purpose Complex Fund, the Street Construction, Maintenance & Repair Fund, Community Diversion Fund, and Health Insurance Reserve 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 establish the aforesaid benefit plan in order to provide continuity of health benefits to City employees, comply with existing and future labor agreement requirements, and conserve public funds. Therefore, provided this Ordinance receives the unanimous affirmative 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	_____	_____
Schonhut	_____	_____
Short	_____	_____
Southworth	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2016-230 Amended: _____
 1st Rdg. 12-5-16 Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE
Proposed Rates Effective: 1/1/2017 through 12/31/2017
Minimum Premium Proposal 3.A

Minimum Premium based on 110% of Expected Paid Claims and \$100,000 Specific Stop Loss; No Loss Carry Forward
 Specific stop loss covers Medical & Rx claims.

	<u>Enrollment</u>	<u>Deposit Liability</u>	<u>Terminal Liability</u>	<u>Stop Loss</u>	<u>Administration Fee</u>	<u>Cobra Rates</u>
Medical Plan 1- 3 Tier \$100/350/500						
Single	51	\$397.35	\$63.65	\$78.82	N/A	\$519.26
Family	232	\$993.38	\$159.13	\$197.05	N/A	\$1,298.15
Composite PEPM	283	N/A	N/A	N/A	\$63.72	
Annual Projection		\$3,008,748	\$481,972	\$596,825	\$216,393	
Drug Plan 1 - \$20/40/60 2x mo						
Single	51	\$144.05	\$6.33	\$5.03	N/A	\$145.38
Family	232	\$358.40	\$15.75	\$12.51	N/A	\$361.71
Composite PEPM	283	N/A	N/A	N/A	\$8.09	
Annual Projection		\$1,085,944	\$47,722	\$37,906	\$27,474	
Dental Plan 1 - PPO Dental						
Single	51	\$23.95	\$2.27	\$0.88	N/A	\$26.94
Family	232	\$59.92	\$5.68	\$2.20	N/A	\$67.40
Composite PEPM	283	N/A	N/A	N/A	\$4.96	
Annual Projection		\$181,475	\$17,202	\$6,663	\$16,844	
Vision Plan 1 - Schedule						
Single	51	\$2.41	\$0.41	\$0.09	N/A	\$3.18
Family	232	\$6.03	\$1.03	\$0.23	N/A	\$7.96
Composite PEPM	283	N/A	N/A	N/A	\$1.18	
Annual Projection		\$18,262	\$3,118	\$695	\$4,007	
Annual Projection for All Benefits		\$4,294,429	\$550,014	\$642,089	\$264,718	

1. Specific Stop Loss covers claims incurred January 1, 2017 through December 31, 2017 and paid January 1, 2017 through December 31, 2017. Annual specific reimbursement maximum is unlimited per covered person.

2. Aggregate Stop Loss covers claims incurred January 1, 2017 through December 31, 2017 and paid January 1, 2017 through December 31, 2017. Annual aggregate reimbursement maximum is \$4,000,000.



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 231

By: Mr. Daymut

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND MARK HAYNES CONSTRUCTION, INC. IN CONNECTION WITH THE 2016 COURTLAND CULVERT REPLACEMENT PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2016-143, Council authorized the Mayor to enter into a contract with Mark Haynes Construction, Inc., for improvements in connection with the 2016 Courtland Culvert Replacement Project, in the City of Strongsville, (the "Project"), in an amount not to exceed \$663,635.00; and

WHEREAS, the City's Engineer has now recommended that it would be in the best interests of the City to include changes in the work performed or to be performed on the Project by Mark Haynes Construction, Inc., generally being additional work required and requested by the City in connection with additional footage of iron waterline, raising the culvert parapet wall, additional filling of Courtland Drive, and additional guardrail installation, all as more fully set forth in Exhibit "A" attached hereto and incorporated herein as if fully rewritten, and to provide additional payment for such changes in the work in the amount of \$21,238.50, for a new total Project cost of \$684,873.50.

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

Section 1. That the Mayor be and is hereby authorized and directed to issue and approve Change Order No. 1 to the contract in the amount of \$21,238.50, as recommended by the City Engineer, and reflected in Exhibit "A"; and after the issuance and approval of said Change Order No. 1 and completion of such work, to direct the Director of Finance to make payment to Mark Haynes Construction, Inc., in the additional amount of \$21,238.50, thereby increasing the total Project cost to \$684,873.50.

Section 2. That the funds necessary for this Ordinance have been appropriated and shall be paid from the Drainage Levy Fund, and that the Director of Finance be and is hereby authorized and directed to issue the City's warrants for payment accordingly, and in accordance with the terms and conditions of the contract and change order.

CHANGE ORDER

Order No. # 1
Date: **December 19, 2016**
Agreement Date: **July 28, 2016**

Name of PROJECT: **2016 Courtland Culvert Replacement Project**

CONTRACTOR: **Mark Haynes Construction, Inc.**

The following changes are hereby made to the CONTRACTOR DOCUMENTS:

Justification: Project close out to actual quantities

Change to CONTRACT PRICE

Original CONTRACT PRICE: **\$663,635.00**

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

The CONTRACT PRICE due to this CHANGE ORDER will be **increased** by:
\$21,238.50

The new CONTRACT PRICE including this CHANGE ORDER will be:
\$684,873.50

Change to CONTRACT TIME:

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

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

Requested by: _____
Mark Haynes Construction, Inc.

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

Accepted by: _____
Mayor Thomas P. Perciak

CITY OF STRONGSVILLE COURTLAND CULVERT REPLACEMENT 2016 CHANGE ORDER #1

ITEM	DESCRIPTION	UNIT	BID QUANTITY	UNIT PRICE	BID COST	PROPOSED QUANTITY	PROPOSED COST	DIFFERENCE OF COST - BID
1	Clearing and Grubbing	LUMP	1.00	6,200.00	6,200.00	1.00	6,200.00	\$ -
2	Tree Removal greater than 12"	EACH	15.00	450.00	6,750.00	15.00	6,750.00	\$ -
3	Site Preparation 8400 Fair Road	LUMP	1.00	8,600.00	8,600.00	0.25	2,150.00	\$ -
4	Courtland Drive Culvert Removed	LUMP	1.00	17,500.00	17,500.00	1.00	17,500.00	\$ -
5	8400 Fair Road Structure Removed	LUMP	1.00	9,800.00	9,800.00	0.00	0.00	\$ -
6	22'x5' 3-sided Concrete Box Culvert	LF	75.00	1,770.00	132,750.00	75.00	132,750.00	\$ -
7	22'x6' 3-sided Concrete Box Culvert	LF	18.00	4,150.00	74,700.00	0.00	0.00	\$ -
8	Courtland Drive Cast-in-Place Footer and Headwalls	LUMP	1.00	39,000.00	39,000.00	1.00	39,000.00	\$ -
9	HN 8400 Cast-in-Place Footer and Headwalls	LUMP	1.00	38,000.00	38,000.00	0.00	0.00	\$ -
10	Rock Channel Protection, ODOT Type B	CY	725.00	86.00	62,350.00	625.00	53,750.00	\$ -
11	Excavation and Embankment	LUMP	1.00	12,000.00	12,000.00	0.80	9,600.00	\$ -
12	Guardrail Type MGS	LF	50.00	200.00	10,000.00	50.00	10,000.00	\$ -
13	Fence Removal & Reinstallation	LF	210.00	44.00	9,240.00	90.00	3,960.00	\$ -
14	ODOT 304 Aggregate Base	CY	25.00	54.00	1,350.00	25.00	1,350.00	\$ -
15	7" Reinforced Concrete Pavement w/ Integral Curb	SY	220.00	70.00	15,400.00	220.00	15,400.00	\$ -
16	Asphalt Intermediate Course	CY	12.00	195.00	2,340.00	0.00	0.00	\$ -
17	Asphalt Surface Course	CY	10.00	210.00	2,100.00	0.00	0.00	\$ -
18	Asphalt Drive	SF	3,000.00	4.00	12,000.00	0.00	0.00	\$ -
19	Concrete Drive Apron	SF	500.00	10.00	5,000.00	0.00	0.00	\$ -
20	Curb and Gutter	LF	100.00	32.00	3,200.00	0.00	0.00	\$ -
21	Concrete Sidewalk	SF	500.00	7.00	3,500.00	500.00	3,500.00	\$ -
22	Curb Ramp	SF	200.00	9.00	1,800.00	155.00	1,395.00	\$ -
23	6" Underdrain	LF	150.00	12.00	1,800.00	150.00	1,800.00	\$ -
24	21" RCP Storm Sewer	LF	5.00	235.00	1,175.00	5.00	1,175.00	\$ -
25	Water Main Lowering	LUMP	1.00	21,500.00	21,500.00	1.00	21,500.00	\$ -
26	Hydrant Relocation	EACH	1.00	5,000.00	5,000.00	1.00	5,000.00	\$ -
27	Utility Allowance	LUMP	1.00	20,000.00	20,000.00	0.00	0.00	\$ -
28	Pavement Marking	LUMP	1.00	3,100.00	3,100.00	0.00	0.00	\$ -
29	Signage	EACH	2.00	515.00	1,030.00	0.00	0.00	\$ -
30	Seeding & Mulching	LUMP	1.00	6,900.00	6,900.00	0.00	0.00	\$ -
31	Erosion Control	LUMP	1.00	5,250.00	5,250.00	0.60	3,150.00	\$ -
32	Maintenance of Traffic	LUMP	1.00	6,400.00	6,400.00	0.75	4,800.00	\$ -
33	Construction Staking	LUMP	1.00	6,500.00	6,500.00	0.75	4,875.00	\$ -
34	Site Preparation 8396 Fair Road	LUMP	1.00	5,600.00	5,600.00	0.80	4,480.00	\$ -
35	8396 Fair Road Structure Removed	LUMP	1.00	9,800.00	9,800.00	1.00	9,800.00	\$ -
36	22'x7' 3-sided Concrete Box Culvert	LF	22.00	2,500.00	55,000.00	18.00	45,000.00	\$ -
37	HN 8396 Cast-in-Place Footer and Headwalls	LUMP	1.00	41,000.00	41,000.00	1.00	41,000.00	\$ -
				Total Contract Price =	663,635.00	Paid to Date:	445,885.00	
	Additional Work							
Case 1	35 Linear Feet of Additional 8" Ductile Iron Waterline	LF		133.10		35.00	4,658.50	4,658.50
Case 2	Raised Culvert Parapet Wall to 10 inches per City Direction	LS		400.00		1.00	400.00	400.00
Case 3	Additional Milling and Filling of Courtland Drive	LS		3,680.00		1.00	3,680.00	3,680.00
Case 5	Additional Guardrail Installation	LF	50.00	200.00	10,000.00	112.50	22,500.00	12,500.00
	INCREASE TO CONTRACT =							\$ 21,238.50
	NEW CONTRACT PRICE =							\$ 684,873.50

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 232

By: Mayor Perciak and Mr. Daymut

AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT GRANTS OF EASEMENT FOR SIDEWALK IMPROVEMENTS FROM SIEDEL LAND HOLDINGS, LLC, IN CONNECTION WITH SIEDEL FARMS SUBDIVISION NO. 3, 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 Council hereby authorizes the Mayor to accept a Grant of Easement for Sidewalk Improvements from Siedel Land Holdings, LLC, in connection with Siedel Farms Subdivision No. 3, on property known as Block SF-5 and further identified as PPN 392-13-070, as more fully set forth in Exhibit 1, attached hereto and made a part hereof by reference.

Section 2. That the Council hereby further authorizes the Mayor to accept a Grant of Easement for Sidewalk Improvements from Siedel Land Holdings, LLC, in connection with Siedel Farms Subdivision No. 3, on property known as Sublot No. 1 and further identified as PPN 392-13-042, as more fully set forth in Exhibit 2, attached hereto and made a part hereof by reference.

Section 3. That the Clerk of Council is hereby directed to cause the aforesaid easements to be recorded in the office of the Cuyahoga County Fiscal Officer after their execution and upon receipt of evidence of title satisfactory to the Law Director.

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 necessary to obtain the aforesaid easements in order to provide for proper installation of sidewalk improvements in connection with the Siedel Farms Subdivision No. 3, to ensure proper development of all lots and lands 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,

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 – 232
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	_____	_____
Schonhut	_____	_____
Short	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2016-232 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

**GRANT OF EASEMENT
FOR SIDEWALK IMPROVEMENTS**

This Easement Grant is made by and between **Siedel Land Holdings, LLC**, (hereinafter collectively referred to as the "Grantors") and the **CITY OF STRONGSVILLE**, a municipal corporation (hereinafter referred to as the "Grantee").

WHEREAS, the Grantors are the owners in fee simple of real estate known as Block SF-5 in the Siedel Farms Subdivision No. 3 as shown by the recorded plat in Volume 376 of Maps, Page 66-67 with Permanent Parcel No. 392-13-070 of Cuyahoga County Map Records, of part of Original Strongsville Township Lot No. 86;

WHEREAS, the Grantors wish to grant and the Grantee wishes to accept an easement for the purposes of constructing, reconstructing, maintaining and repairing sidewalk improvements over this parcel of property;

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

The Grantors hereby give, grant, bargain and convey to the Grantee, its agents, contractors, employees, successors and assigns a perpetual easement and right to enter upon the property described in Exhibit "A" and reflected on Exhibit "B", both attached hereto and incorporated herein as if fully rewritten (the "Premises"), and to remove and/or replace trees where necessary for the purposes of constructing, reconstructing, installing, maintaining, altering, and repairing sidewalks and appurtenances ("Sidewalk System") in, into, upon, over, across, and under the Premises, and to make all alterations and repairs to such Sidewalk System, that may be necessary or advisable in the judgment of the local authorities of the City of Strongsville, its successors or assigns, in order to maintain said sidewalks.

The Grantors and Grantee do hereby further agree that when Grantors, their agents, contractors, employees and/or assigns have constructed, reconstructed and/or repaired the Sidewalk System, the Sidewalk System shall be and remain the property of the City of Strongsville. The Grantors and Grantee further agree that the Grantors shall be solely responsible for the maintenance and repair of such Sidewalk System.

The Grantors hereby restrict said Premises against the construction thereon of any temporary or permanent structures.

The Grantors agree to keep the Premises free of materials, equipment, vehicles, trees, shrubbery, and any other obstructions which would interfere with Grantee's access to or maintenance of the Sidewalk System.

If the Grantors desire to alter the Premises in any way other than is expressly permitted herein, they must obtain the prior written approval of the Grantee. Upon receipt of such approval, the Grantors shall, at their own expense, relocate or reconstruct all or any portion of the Sidewalk System which are affected by such alteration and, where necessary, grant a new easement of not less than the width of the

easement conveyed hereunder upon the same terms and conditions as herein provided. The relocated or reconstructed Sidewalk System shall, upon completion and approval by the Grantee, become the property of the City of Strongsville.

The Grantors further agree that the City of Strongsville shall be relieved of all liability on account of the construction, reconstruction, or relocation of said Sidewalk System.

Grantors hereby indemnify and guarantee to save harmless the City of Strongsville against any expense or damage to said Sidewalk System that said Grantors, their heirs or assigns may at any time cause by the installation, construction, reconstruction, maintenance, repair, or other use of the Premises within the limits of the above-described easement.

If the Grantors violate any of the provisions of this Easement, the Grantee, at the expense of the Grantors, may enter upon the Premises and make such alterations as are necessary to bring the Premises into compliance with the provisions of this Easement.

The Grantors hereby reserve the right to use the Premises for such use as is not expressly prohibited by or inconsistent with the terms of this Easement.

The Grantors covenant with the Grantee that they are well-seized of the Premises as a good and indefeasible estate in fee simple and have the right to grant and convey the Premises in the manner and form above written.

The Grantors further covenant that they will warrant and defend the Premises with the appurtenances thereunto belonging to the City of Strongsville against all lawful claims and demands whatsoever for the purposes described herein.

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

The parties hereto agree that this Grant of Easement embodies the complete understanding of the parties, and that no changes in this Agreement shall be made unless such changes are in writing, approved and subscribed by the parties hereto.

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

TO HAVE AND TO HOLD the above granted easement, right-of-way and Sidewalk System for the purposes above mentioned, unto the City of Strongsville, forever.

[Document Continues to Next Page]

IN WITNESS WHEREOF, this instrument is executed as of the 14 day of December, 2016.

Siedel Land Holdings, LLC

By: [Signature]
Richard A. Puzzitiello, Jr. CEO

"Grantors"

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, personally appeared the above-named **Richard A. Puzzitiello, Jr, CEO of Siedel Land Holdings, LLC**, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at Strongsville, Ohio, this 14 day of December, 2016.



[Signature]
Notary Public
BILLIE R CRISTINO, Notary Public
In and for the State of Ohio
My Commission Expires November 29, 2018 2021

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 and through Thomas P. Perciak, its Mayor, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed, and the free act and deed of said municipal corporation.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 2016.

Notary Public

This instrument prepared by:
Robert P. Ellis, Jr., Esq.
Wickens, Herzer, Panza, Cook & Batista Co.
35765 Chester Road
Avon, Ohio 44011
Phone: (440) 695-8085
Email: REllis@WickensLaw.com

HOFMANN - METZKER, INC.

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

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

Parkview Homes

DESCRIPTION
Walk Easement SF-5
EXHIBIT "A"

11-28-2016
Rev: 12-07-2016

Situated in the City of Strongsville, County of Cuyahoga, State of Ohio and known as being part of Block SF-5 in the Siedel Farms Subdivision No. 3 as shown by the recorded plat in Volume 376, Pg. 66-67 of Cuyahoga County Map Records, of part of Original Strongsville Township Lot No. 86, and further bounded and described as follows:

Beginning at the Southwesterly corner of Block SF-5 in the Siedel Farms Subdivision No. 3 , said point being in the Easterly right of way line of Olde Creek Trail (60 feet wide),

Thence Northwesterly along said Easterly right of way and along the arc of a circle deflecting to the right a distance of 64.07 feet to a point of tangency, said arc having a radius of 420.00 feet and a chord which bears North 05 degrees 21 minutes 23 seconds West, a distance of 64.01 feet;

Thence North 00 degrees 59 minutes 10 seconds West along said Easterly right of way line, a distance of 35.61' to a point of curvature in said line;

Thence Northeasterly along the arc of a circle deflecting to the right a distance of 14.45 feet to a point of reverse curvature, said arc having a radius of 20.00 feet and a chord which bears North 19 degrees 43 minutes 08 seconds East, 14.14 feet;

Thence Northeasterly along the arc of a circle deflecting to the left a distance of 3.24 feet to a point, said arc having a radius of 20.00 feet and a chord which bears North 35 degrees 47 minutes 15 seconds East, 3.23 feet;

Thence South 01 degrees 10 minutes 09 seconds West , a distance of 51.46 feet to a point of curvature;

Thence Southeasterly along the arc of a circle deflecting to the left a distance of 64.08 feet to a point on the Northerly line of Sublot No. 1S in said subdivision, said arc having a radius of 415.00 feet and a chord which bears South 05 degrees 24 minutes 34 seconds East, 64.01;

Page 2 Walk Esmt Block SF-5

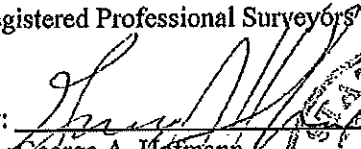
Thence South 89 degrees 00 minutes 50 seconds West along said Northerly line a distance of 5.06 feet to the place of beginning and containing 590.87 SF- 0.00.13 Ac .

The basis of bearings is the Northerly line of Sublot 1, bearing North 89 degrees 00 minutes 50 seconds East. The courses used in this description are used to indicate angles only.

Distances are given in feet and decimal parts thereof.

HOFMANN-METZKER, INC.
Registered Professional Surveyors

By:


George A. Hofmann

Registered Surveyor Number: 6752



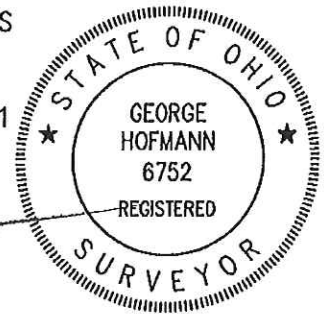
Exhibit B

WESTWOOD DRIVE (60')

Map Made To Accompany
 Legal Description For Walk Easement
 Made at The Instance of
 Parkview Homes
 Being Part of Block SF-5 in the Siedel Farms Subd. No.3
 Rec Vol. 376, Pg. 66-67
 Original Strongsville Township Lot No. 86
 Now in the City Of Strongsville
 Cuyahoga County, Ohio

HOFMANN-METZKER, INC.

REGISTERED PROFESSIONAL SURVEYORS
 24 BEECH ST. - P.O. BOX 343
 BEREA, OHIO 44017
 (440) 234-7350 FAX (440) 234-7351
 EMAIL: george_hm@ameritech.net



Registered Surveyor No. 6752
 George A. Hofmann

OLDE CREEK TRAIL (60')

N00°59'10"W 192.07'
 R=20.00'
 L=3.24'
 T=1.62'
 Δ=9°16'20"
 N35°47'15"E
 Ch=3.23'

79.99'
 N00°59'10"W
 R=20.00'
 L=14.45'
 T=7.56'
 Δ=41°24'35"
 N19°43'08"E
 Ch=14.14'

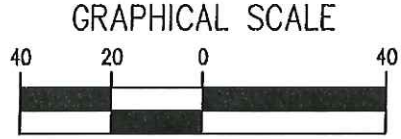
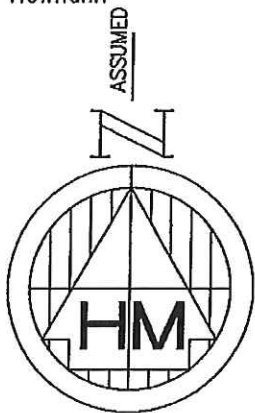
R=20.00'
 L=14.45'
 T=7.56'
 Δ=41°24'35"
 N19°43'08"E
 Ch=14.14'

W 60'10"09"
 51.46'
 35.61'

I.P. IN MOH BOX
 R=420.00'
 L=64.07'
 T=32.10'
 Δ=8°44'28"
 N05°21'23"W
 Ch=64.01'

R=415.00'
 L=64.08'
 T=32.10'
 Δ=8°50'48"
 S05°24'34"E
 Ch=64.01'

BLOCK SF-5

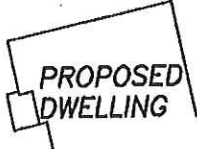


(FEET)
 1" = 40'

VALLEYBROOK LANE (60')

I.P. IN MOH BOX
 N80°16'52"E
 30.00'

S89°00'50"W
 5.06'



S/L 1S
 13,268 SF

S19°51'25"E
 46.41'

EXHIBIT "B"

**GRANT OF EASEMENT
FOR SIDEWALK IMPROVEMENTS**

This Easement Grant is made by and between **Siedel Land Holdings, LLC**, (hereinafter collectively referred to as the "Grantors") and the **CITY OF STRONGSVILLE**, a municipal corporation (hereinafter referred to as the "Grantee").

WHEREAS, the Grantors are the owners in fee simple of real estate known as Sublot No. 1 in the Siedel Farms Subdivision No. 3 of part of Original Strongsville Township Lot No. 86 as shown by the recorded plat in Volume 376 of Maps, Page 66 of Cuyahoga County Records, as appears by said plat, in the City of Strongsville, Ohio and with Permanent Parcel No. 392-13-042; with an address of 22324 Old Creek Trail, Strongsville, Ohio 44149

WHEREAS, the Grantors wish to grant and the Grantee wishes to accept an easement for the purposes of constructing, reconstructing, maintaining and repairing sidewalk improvements over this parcel of property;

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

The Grantors hereby give, grant, bargain and convey to the Grantee, its agents, contractors, employees, successors and assigns a perpetual easement and right to enter upon the property described in Exhibit "A" and reflected on Exhibit "B", both attached hereto and incorporated herein as if fully rewritten (the "Premises"), and to remove and/or replace trees where necessary for the purposes of constructing, reconstructing, installing, maintaining, altering, and repairing sidewalks and appurtenances ("Sidewalk System") in, into, upon, over, across, and under the Premises, and to make all alterations and repairs to such Sidewalk System, that may be necessary or advisable in the judgment of the local authorities of the City of Strongsville, its successors or assigns, in order to maintain said sidewalks.

The Grantors and Grantee do hereby further agree that when Grantors, their agents, contractors, employees and/or assigns have constructed, reconstructed and/or repaired the Sidewalk System, the Sidewalk System shall be and remain the property of the City of Strongsville. The Grantors and Grantee further agree that the Grantors shall be solely responsible for the maintenance and repair of such Sidewalk System.

The Grantors hereby restrict said Premises against the construction thereon of any temporary or permanent structures.

The Grantors agree to keep the Premises free of materials, equipment, vehicles, trees, shrubbery, and any other obstructions which would interfere with Grantee's access to or maintenance of the Sidewalk System.

If the Grantors desire to alter the Premises in any way other than is expressly permitted herein, they must obtain the prior written approval of the Grantee. Upon receipt of such approval, the Grantors shall, at their own expense, relocate or reconstruct all or any portion of the Sidewalk System which are

affected by such alteration and, where necessary, grant a new easement of not less than the width of the easement conveyed hereunder upon the same terms and conditions as herein provided. The relocated or reconstructed Sidewalk System shall, upon completion and approval by the Grantee, become the property of the City of Strongsville.

The Grantors further agree that the City of Strongsville shall be relieved of all liability on account of the construction, reconstruction, or relocation of said Sidewalk System.

Grantors hereby indemnify and guarantee to save harmless the City of Strongsville against any expense or damage to said Sidewalk System that said Grantors, their heirs or assigns may at any time cause by the installation, construction, reconstruction, maintenance, repair, or other use of the Premises within the limits of the above-described easement.

If the Grantors violate any of the provisions of this Easement, the Grantee, at the expense of the Grantors, may enter upon the Premises and make such alterations as are necessary to bring the Premises into compliance with the provisions of this Easement.

The Grantors hereby reserve the right to use the Premises for such use as is not expressly prohibited by or inconsistent with the terms of this Easement.

The Grantors covenant with the Grantee that they are well-seized of the Premises as a good and indefeasible estate in fee simple and have the right to grant and convey the Premises in the manner and form above written.

The Grantors further covenant that they will warrant and defend the Premises with the appurtenances thereunto belonging to the City of Strongsville against all lawful claims and demands whatsoever for the purposes described herein.

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

The parties hereto agree that this Grant of Easement embodies the complete understanding of the parties, and that no changes in this Agreement shall be made unless such changes are in writing, approved and subscribed by the parties hereto.

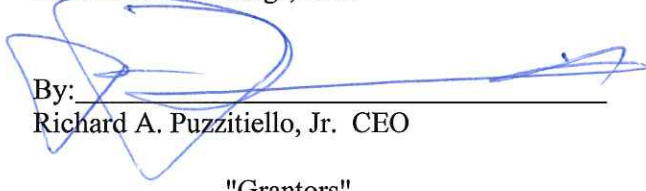
This Agreement shall be binding upon and inure to the benefit of the parties hereto and their respective heirs, legal representatives, successors and assigns.

TO HAVE AND TO HOLD the above granted easement, right-of-way and Sidewalk System for the purposes above mentioned, unto the City of Strongsville, forever.

[Document Continues to Next Page]

IN WITNESS WHEREOF, this instrument is executed as of the 14 day of Dec, 2016.

Siedel Land Holdings, LLC

By: 

Richard A. Puzzitiello, Jr. CEO

"Grantors"

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, personally appeared the above-named **Richard A. Puzzitiello, Jr, CEO of Siedel Land Holdings, LLC**, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at Strongsville, Ohio, this 14 day of December, 2016.



Billie R. Cristino
Notary Public
in and for the State of Ohio
My Commission Expires ~~November 29, 2018~~ 2021

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 and through Thomas P. Perciak, its Mayor, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed, and the free act and deed of said municipal corporation.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 2016.

Notary Public

This instrument prepared by:
Robert P. Ellis, Jr., Esq.
Wickens, Herzer, Panza, Cook & Batista Co.
35765 Chester Road
Avon, Ohio 44011
Phone: (440) 695-8085
Email: REllis@WickensLaw.com

CITY OF STRONGSVILLE

By: _____
Thomas P. Perciak, Mayor

"Grantee"

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

Before me, a Notary Public in and for said County and State, personally appeared the above-named **Thomas P. Perciak**, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed.

IN TESTIMONY WHEREOF, I hereunto set my hand and official seal at _____, Ohio, this _____ day of _____, 2016.

Notary Public

[Acknowledgements Continue to Next Page]

HOFMANN - METZKER, INC.

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

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

Parkview Homes

DESCRIPTION
Walk Easement SL-1S
EXHIBIT "A"

11-28-2016
Rev 12-07-2016

Situated in the City of Strongsville, County of Cuyahoga, State of Ohio and known as being part of S L-1S in the Siedel Farms Subdivision No. 3 as shown by the recorded plat in Volume 376, Pg. 66-67 of Cuyahoga County Map Records, of part of Original Strongsville Township Lot No. 86, and further bounded and described as follows:

Beginning at the Northwesterly corner of subplot No. 1 in the Siedel Farms Subdivision No. 3 , said point being in the Easterly right of way line of Olde Creek Trail (60 feet wide),

Thence North 89 degrees 00 minutes 50 seconds East along the Northerly line of said subplot No. 1S, a distance of 2.14 feet to a point

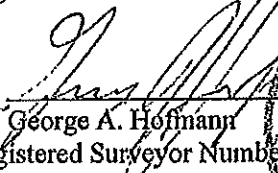
Thence South 06 degrees 34 minutes 28 seconds East, a distance of 24.81 feet to a point on the Easterly curved right of way of Olde Creek Trail;

Thence Northwesterly along said Easterly right of way line, said line being the arc of a circle deflecting to the left a distance of 25.12 feet to the place of beginning and containing 29.57 SF- 0.00067 Ac , said arc having a radius of 420.00 feet and a chord which bears North 11 degrees 26 minutes 23 seconds West, 25.11 feet.

The basis of bearings is the Northerly line of Sublot 1, bearing North 89 degrees 00 minutes 50 seconds East. The courses used in this description are used to indicate angles only.

Distances are given in feet and decimal parts thereof.

HOFMANN-METZKER, INC.
Registered Professional Surveyors

By: 
George A. Hofmann
Registered Surveyor Number 6752 6752

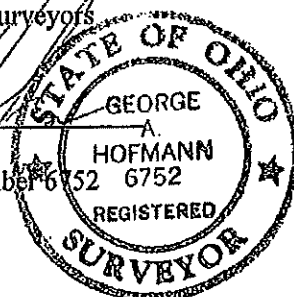
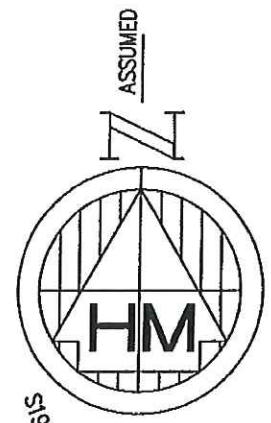


Exhibit B



BLOCK SF-5

I.P. IN MON BOX

I.P. IN MON BOX

N80°16'52"E
30.00'

N89°00'50"E
2.14'

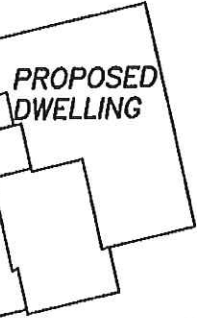
S89°00'50"W
165.26'

S19°17'25"E
19.41'

R=420.00'
L=25.12'
T=12.56'
Δ=3°25'35"
N11°26'23"W
Ch=25.11'

PROPOSED WALK EASEMENT

S08°34'28"E
24.81'



S/L 1S
13,258 SF

N64°21'20"E

S/L 2S

R=420.00'
L=116.69'
T=58.72'
Δ=15°55'05"
S17°41'08"E
Ch=116.31'

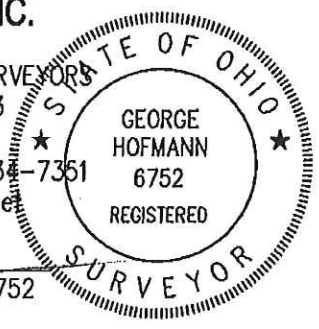
12' Utility Easement
PROPOSED 4" CONC. WALK

OLDE CREEK TRAIL (60')

Map Made To Accompany
Legal Description For Walk Easement
Made at The Instance of
Parkview Homes
Being Part of Sublot 1S in the Siedel Farms Subd. No.3
Rec Vol. 376, Pg. 66-67
Original Strongsville Township Lot No. 86
Now in the City Of Strongsville
Cuyahoga County, Ohio

HOFMANN-METZKER, INC.

REGISTERED PROFESSIONAL SURVEYOR
24 BEECH ST. - P.O. BOX 343
BEREA, OHIO 44017
(440) 234-7350 FAX (440) 234-7351
EMAIL: george_hm@maritech.net



(CL)
R=450.00
L=488.59
Δ=62°12'35"
T=271.51
S40°49'52"E
CHD=464.94

I.P. IN MON BOX

Registered Surveyor No. 6752
George A. Hofmann

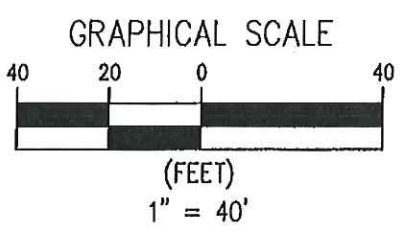


EXHIBIT "B"

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2016 – 233

By: Mr. Daymut

A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE ADDITION OF THREE (3) NEW ANTENNAS AND ANCILLARY ANTENNA EQUIPMENT FOR THE CO-LOCATION ON AN EXISTING TELECOMMUNICATIONS TOWER, ON CITY-OWNED PROPERTY LOCATED AT 16099 FOLTZ PARKWAY (PPN 393-12-002 and 393-10-001), IN THE CITY OF STRONGSVILLE.

WHEREAS, SprintCom, Inc., through its agent, has submitted a final site plan to the Planning Commission for approval of the addition of three (3) new antennas and ancillary antenna equipment for the co-location on the existing telecommunications tower, on City-owned property located at 16099 Foltz Parkway, (PPN 393-12-002 and 393-10-001) zoned General Industrial; 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 December 1, 2016.

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 SprintCom, Inc., through its agent, for approval of three (3) new antennas and ancillary antenna equipment for the co-location on the existing telecommunications tower, on City-owned property located at 16099 Foltz Parkway (PPN 393-12-002 and 393-10-001).

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. 2016 – 233
Page 2

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

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

Attest: _____
Clerk of Council

RES.
ORD. No. 2016-233 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: December 2, 2016

Please be advised that at its meeting of December 1, 2016, the Strongsville Planning Commission gave Favorable Recommendation to the following;

SPRINT COM INC./ John Sindyla, Agent

Site Plan approval for the addition of 3 new antennas and ancillary antenna equipment for the Sprint co-location on an existing telecommunications tower located at 16099 Foltz Parkway, PPN 393-12-002 and 393-10-001 zoned General Industrial.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 - 234
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 2016 AND REPEALING ORDINANCE NUMBER 2016-203.

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		\$ 16,283,800.00	\$ 7,961,800.00	\$ 14,656,300.00	\$ 38,901,900.00
<u>Special Revenue Funds - 200</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
203	Police Pension	\$ 1,282,400.00	\$ -	\$ -	\$ 1,282,400.00
204	Street Construction & Maintenance	5,199,100.00	4,769,400.00	-	9,968,500.00
205	State Highway Maintenance	-	140,000.00	-	140,000.00
206	Motor Vehicle License Tax	-	-	-	-
207	Emergency Vehicle Fund	-	969,000.00	-	969,000.00
208	Fire Levy	7,472,100.00	1,481,200.00	-	8,953,300.00
209	Fire Pension	1,407,000.00	-	-	1,407,000.00
211	Clerk of Court	-	40,000.00	-	40,000.00
212	Drainage Levy	-	1,325,000.00	-	1,325,000.00
214	Multi-Purpose Complex	3,131,600.00	2,102,900.00	-	5,234,500.00
215	Southwest General Hospital	-	347,242.00	-	347,242.00
216	Law Enforcement Federal Seizures	-	2,000.00	-	2,000.00
217	Law Enforcement State Seizures	-	12,000.00	-	12,000.00
218	Law Enforcement Drug Fine	-	400.00	-	400.00
219	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
220	Tree Fund	-	110,000.00	-	110,000.00
222	Community Diversion	11,300.00	3,000.00	-	14,300.00
224	Earned Benefits	405,800.00	-	-	405,800.00
200 Total Special Revenue Funds		\$ 18,909,300.00	\$ 11,312,142.00	\$ -	\$ 30,221,442.00
<u>Debt Service Funds - 300</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
331	General Bond Retirement	\$ -	\$ 15,732,032.00	\$ -	\$ 15,732,032.00
333	Pearl Road TIF # 1 Fund	-	8,247,985.00	-	8,247,985.00
334	Royalton Road TIF Fund	-	205,800.00	-	205,800.00
335	Pearl Road TIF # 2 Fund	-	-	-	-
336	Pearl Road TIF # 3 Fund	-	1,800.00	-	1,800.00
337	Westwood Commons TIF	-	28,300.00	-	28,300.00
300 Total Debt Service Funds		\$ -	\$ 24,215,917.00	\$ -	\$ 24,215,917.00
<u>Capital Improvement Capital Project Funds - 400</u>					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
441	Recreation Capital Improvement	\$ -	\$ 1,119,000.00	\$ -	\$ 1,119,000.00
442	General Capital Improvement	-	7,692,543.00	-	7,692,543.00
444	Pearl Road Capital Improvement	-	-	155,907.00	155,907.00
400 Total Capital Project Funds		\$ -	\$ 8,811,543.00	\$ 155,907.00	\$ 8,967,450.00

Enterprise Funds - 500					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
551	Sanitary Sewer	\$ 1,345,600.00	\$ 6,884,935.00	\$ -	\$ 8,230,535.00

Internal Service Fund - 600					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
661	Health Insurance Reserve	\$ -	\$ -	\$ -	\$ -
664	Workers' Compensation Reserve	-	1,264,500.00	-	1,264,500.00
600	Total Internal Service Funds	\$ -	\$ 1,264,500.00	\$ -	\$ 1,264,500.00
Grand Total All Funds		\$ 36,538,700.00	\$ 60,450,837.00	\$ 14,812,207.00	\$ 111,801,744.00

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		2,965,000.00
General Fund to Multi-Complex Fund		2,100,000.00
General Fund to Police Pension Fund		840,000.00
General Fund to Fire Pension Fund		1,044,000.00
General Fund to Drainage Levy Fund		1,000,000.00
General Fund to Earned Benefits Fund		800,000.00
General Fund to General Bond Retirement Fund		609,000.00
General Fund to Recreation Capital Improvement Fund		500,000.00
General Fund to General Capital Improvement Fund		1,100,000.00
Total Transfers		\$ 14,328,000.00
General Fund to Westwood Commons TIF Fund		28,300.00
General Fund to Health Insurance Reserve		300,000.00
Pearl Road Capital Improvement Fund Phase II to General Fund		155,907.00
Total Advances and Advance Repayments		\$ 484,207.00
Total Transfers, Advances and Advance Repayments		\$ 14,812,207.00

Section 2: That all expenditures within the fiscal year ending December 31, 2016 shall be made in accordance with the code accounts set forth above, and shall be made within the appropriations herein provided.

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

Section 4: AS AN ORDINANCE providing for the appropriation of monies and consistent with the City's Charter Article III, Section 13, this Ordinance shall take effect immediately upon its passage and approval by the Mayor, or otherwise at the earliest time allowed by law.

_____		Approved:	_____	
President of Council			Mayor	
_____			_____	
Date Passed			Date Approved	
Attest:		Clerk of Council		
	Yea	Nay	ORD. No. <u>2016-234</u>	Amended: _____
Carbone	_____	_____	1st Rdg. _____	Ref: _____
Daymut	_____	_____	2nd Rdg. _____	Ref: _____
DeMio	_____	_____	3rd Rdg. _____	Ref: _____
Dooner	_____	_____	_____	_____
Schonhut	_____	_____	_____	_____
Short	_____	_____	_____	_____
Southworth	_____	_____	Pub Hrg. _____	f: _____
			Adopted: _____	ated: _____

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

Dept #	Department	Personal Services	Other	Transfers & Advances	Total
011410	Council	\$ 315,700.00	\$ 26,000.00	\$ -	\$ 341,700.00
011411	Mayors Office	339,300.00	15,300.00	-	354,600.00
015412	Police Department	8,922,400.00	1,356,700.00	-	10,279,100.00
011413	Human Resources	224,500.00	100,200.00	-	324,700.00
011414	Finance Department	496,900.00	22,600.00	-	519,500.00
011415	Legal Department	450,300.00	125,900.00	-	576,200.00
011416	Communication & Technology	637,200.00	810,500.00	-	1,447,700.00
011417	Building Department	1,017,700.00	361,300.00	-	1,379,000.00
011418	Mayors Court	161,900.00	43,400.00	-	205,300.00
011420	Rubbish Department	-	2,441,500.00	-	2,441,500.00
011421	Cemetery Department	124,300.00	196,200.00	-	320,500.00
011422	Architectural Board of Review	-	6,000.00	-	6,000.00
011423	Planning Commission	104,400.00	67,000.00	-	171,400.00
011424	Civil Service	-	94,100.00	-	94,100.00
011425	Board of Appeals	-	11,000.00	-	11,000.00
011428	Parks Department	103,400.00	293,100.00	-	396,500.00
011430	General Miscellaneous	-	1,632,400.00	-	1,632,400.00
011435	Economic Development	142,900.00	144,600.00	-	287,500.00
015414	Corrections Officers	781,200.00	140,500.00	-	921,700.00
011435	Joint Dispatch Center	2,305,600.00	67,500.00	-	2,373,100.00
011452	Public Safety	156,100.00	6,000.00	-	162,100.00
011468	Non Government Transfers	-	-	14,656,300.00	14,656,300.00
Total General Fund		\$ 16,283,800.00	\$ 7,961,800.00	\$ 14,656,300.00	\$ 38,901,900.00
031000	Police Pension	1,282,400.00	-	-	1,282,400.00
046419	Street Repairs	4,402,600.00	3,014,900.00	-	7,417,500.00
046426	Traffic Signal Maintenance	109,500.00	230,500.00	-	340,000.00
046427	Snow Removal	-	689,000.00	-	689,000.00
046433	Municipal Garage	687,000.00	835,000.00	-	1,522,000.00
056000	State Highway Maintenance	-	140,000.00	-	140,000.00
066000	Motor Vehicle License Tax	-	-	-	-
075000	Emergency Vehicle Fund	-	969,000.00	-	969,000.00
085000	Fire Levy	7,472,100.00	1,260,700.00	-	8,732,800.00
085001	Fire Station Ward 1	-	44,000.00	-	44,000.00
085002	Fire Station Ward 2	-	32,100.00	-	32,100.00
085003	Fire Station Ward 3	-	35,500.00	-	35,500.00
085004	Fire Station Ward 4	-	108,900.00	-	108,900.00
095000	Fire Pension	1,407,000.00	-	-	1,407,000.00
111000	Clerk of Court	-	40,000.00	-	40,000.00
121000	Drainage Levy	-	1,325,000.00	-	1,325,000.00
143304	Sports Programs	255,000.00	197,600.00	-	452,600.00
143305	Recreation Administration	449,000.00	663,500.00	-	1,112,500.00
143306	Fitness	431,500.00	150,900.00	-	582,400.00
143309	Ice Rink	-	281,000.00	-	281,000.00
143310	Aquatics	651,300.00	98,100.00	-	749,400.00
143311	Recreation Programs	246,400.00	38,400.00	-	284,800.00
143430	Special Events	-	15,200.00	-	15,200.00
143431	Old Town Hall	10,200.00	16,100.00	-	26,300.00
143439	Senior Services	568,500.00	395,900.00	-	964,400.00
143451	Recreation Maintenance	519,700.00	203,000.00	-	722,700.00
143500	Program Refunds	-	43,200.00	-	43,200.00
152000	Southwest General Hospital	-	347,242.00	-	347,242.00
165000	Law Enforcement Federal Seizures	-	2,000.00	-	2,000.00
175000	Law Enforcement State Seizures	-	12,000.00	-	12,000.00
185000	Law Enforcement Drug Fine	-	400.00	-	400.00
195000	Law Enforcement DWI/DUI	-	10,000.00	-	10,000.00
204000	Tree Maintenance	-	110,000.00	-	110,000.00
225000	Community Diversion	11,300.00	3,000.00	-	14,300.00
224000	Earned Benefits	405,800.00	-	-	405,800.00
Total Special Revenue Funds		\$ 18,909,300.00	\$ 11,312,142.00	\$ -	\$ 30,221,442.00

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

Dept #	Department	Personal Service	Other	Transfers & Advances	Total
311000	General Bond Retirement	-	15,732,032.00	-	15,732,032.00
333000	Pearl Road TIF # 1	-	8,247,985.00	-	8,247,985.00
334000	Royalton Road TIF	-	205,800.00	-	205,800.00
335000	Pearl Road TIF # 2	-	-	-	-
336000	Pearl Road TIF # 3	-	1,800.00	-	1,800.00
337000	Westwood Commons TIF	-	28,300.00	-	28,300.00
	Total Debt Service	\$ -	\$ 24,215,917.00	\$ -	\$ 24,215,917.00
413000	Recreation Capital Improvement	-	1,119,000.00	-	1,119,000.00
421000	General Capital Improvement	-	7,692,543.00	-	7,692,543.00
446200	Pearl Road Capital Improvement Phase II	-	-	155,907.00	155,907.00
	Total Capital Projects	\$ -	\$ 8,811,543.00	\$ 155,907.00	\$ 8,967,450.00
512501	Engineering and Administration	651,000.00	984,400.00	-	1,635,400.00
512502	Plant Expenditures	-	3,023,500.00	-	3,023,500.00
512503	Line Expenditures	694,600.00	583,000.00	-	1,277,600.00
512504	Sewer Capital Improvements	-	1,968,300.00	-	1,968,300.00
512505	Sewer Debt Payments	-	325,735.00	-	325,735.00
	Total Sanitary Sewer	\$ 1,345,600.00	\$ 6,884,935.00	\$ -	\$ 8,230,535.00
661000	Health Insurance Reserve	-	-	-	-
664000	Workers Compensation	-	1,264,500.00	-	1,264,500.00
	Total Internal Service	\$ -	\$ 1,264,500.00	\$ -	\$ 1,264,500.00
	GRAND TOTAL	\$ 36,538,700.00	\$ 60,450,837.00	\$ 14,812,207.00	\$ 111,801,744.00

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 - 235
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 2017.

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:

General Fund - 101					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
101 Total General Fund		\$ 16,627,200.00	\$ 8,129,200.00	\$ 11,912,000.00	\$ 36,668,400.00

Special Revenue Funds - 200					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
203	Police Pension	\$ 1,285,400.00	\$ -	\$ -	\$ 1,285,400.00
204	Street Construction & Maintenance	5,302,800.00	4,965,400.00	-	10,268,200.00
205	State Highway Maintenance	-	140,000.00	-	140,000.00
206	Motor Vehicle License Tax	-	1,000,000.00	-	1,000,000.00
207	Emergency Vehicle Fund	-	1,506,000.00	-	1,506,000.00
208	Fire Levy	7,647,000.00	1,157,900.00	-	8,804,900.00
209	Fire Pension	1,432,200.00	-	-	1,432,200.00
211	Clerk of Court	-	40,000.00	-	40,000.00
212	Drainage Levy	-	2,496,500.00	-	2,496,500.00
214	Multi-Purpose Complex	3,185,500.00	1,960,200.00	-	5,145,700.00
215	Southwest General Hospital	-	350,000.00	-	350,000.00
216	Law Enforcement Federal Seizures	-	7,000.00	-	7,000.00
217	Law Enforcement State Seizures	-	32,000.00	-	32,000.00
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	11,300.00	1,100.00	-	12,400.00
224	Earned Benefits	405,800.00	-	-	405,800.00
200 Total Special Revenue Funds		\$ 19,270,000.00	\$ 13,766,500.00	\$ -	\$ 33,036,500.00

Debt Service Funds - 300					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
331	General Bond Retirement	\$ -	\$ 4,679,707.00	\$ -	\$ 4,679,707.00
333	Pearl Road TIF # 1 Fund	-	930,180.00	-	930,180.00
334	Royalton Road TIF Fund	-	207,000.00	-	207,000.00
335	Pearl Road TIF # 2 Fund	-	-	-	-
336	Pearl Road TIF # 3 Fund	-	51,000.00	-	51,000.00
338	Giant Eagle TIF	-	102,000.00	-	102,000.00
300 Total Debt Service Funds		\$ -	\$ 5,969,887.00	\$ -	\$ 5,969,887.00

Capital Improvement Capital Project Funds - 400					
Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
441	Recreation Capital Improvement	\$ -	\$ 750,000.00	\$ -	\$ 750,000.00
442	General Capital Improvement	-	3,103,000.00	-	3,103,000.00
400 Total Capital Project Funds		\$ -	\$ 3,853,000.00	\$ -	\$ 3,853,000.00

Enterprise Funds - 500

Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
551	Sanitary Sewer	\$ 1,371,500.00	\$ 7,410,958.00	\$ -	\$ 8,782,458.00

Internal Service Fund - 600

Fund #	Fund Activity	Personal Service	Other	Transfers & Advances	Total
661	Health Insurance Reserve	\$ -	\$ 5,142,700.00	\$ 300,000.00	\$ 5,442,700.00
664	Worker's Compensation Reserve	-	497,200.00	-	497,200.00
600	Total Internal Service Funds	\$ -	\$ 5,639,900.00	\$ 300,000.00	\$ 5,939,900.00
Grand Total All Funds		\$ 37,268,700.00	\$ 44,769,445.00	\$ 12,212,000.00	\$ 94,250,145.00

Itemized list of Transfers and Advances by Fund

Description	Amount
General Fund to Street Construction Fund	\$ 3,700,000.00
General Fund to Fire Levy Fund	3,000,000.00
General Fund to Multi-Complex Fund	2,000,000.00
General Fund to Police Pension Fund	840,000.00
General Fund to Fire Pension Fund	972,000.00
General Fund to Drainage Levy Fund	200,000.00
General Fund to Earned Benefits Fund	500,000.00
General Fund to Recreation Capital Improvement Fund	200,000.00
General Fund to General Capital Improvement Fund	500,000.00
Total Transfers	\$ 11,912,000.00
Health Insurance Reserve to General Fund	300,000.00
Total Advances and Advance Repayments	\$ 300,000.00
Total Transfers, Advances and Advance Repayments	\$ 12,212,000.00

Section 2: That all expenditures within the fiscal year ending December 31, 2017 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

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

ORD. No. 2016-235 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

 Pub Hrg. _____ Ref: _____
 Adopted: _____ defeated: _____

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

Dept #	Department	Personal Services	Other	Transfers & Advances	Total
011410	Council	\$ 326,700.00	\$ 26,000.00	\$ -	\$ 352,700.00
011411	Mayors Office	347,000.00	15,300.00	-	362,300.00
015412	Police Department	9,048,100.00	1,421,700.00	-	10,469,800.00
011413	Human Resources	231,000.00	94,900.00	-	325,900.00
011414	Finance Department	510,100.00	21,600.00	-	531,700.00
011415	Legal Department	437,500.00	125,900.00	-	563,400.00
011416	Communication & Technology	635,200.00	812,000.00	-	1,447,200.00
011417	Building Department	1,031,500.00	206,300.00	-	1,237,800.00
011418	Mayors Court	182,100.00	28,100.00	-	210,200.00
011420	Rubbish Department	-	2,500,500.00	-	2,500,500.00
011421	Cemetery Department	121,900.00	207,100.00	-	329,000.00
011422	Architectural Board of Review	-	6,000.00	-	6,000.00
011423	Planning Commission	106,100.00	67,000.00	-	173,100.00
011424	Civil Service	-	21,800.00	-	21,800.00
011425	Board of Appeals	-	11,000.00	-	11,000.00
011428	Parks Department	104,100.00	293,100.00	-	397,200.00
011430	General Miscellaneous	-	1,893,600.00	-	1,893,600.00
011435	Economic Development	153,100.00	144,600.00	-	297,700.00
015414	Corrections Officers	794,200.00	155,000.00	-	949,200.00
011435	Joint Dispatch Center	2,598,600.00	77,700.00	-	2,676,300.00
011468	Non Government Transfers	-	-	11,912,000.00	11,912,000.00
	Total General Fund	\$ 16,627,200.00	\$ 8,129,200.00	\$ 11,912,000.00	\$ 36,668,400.00
031000	Police Pension	1,285,400.00	-	-	1,285,400.00
046419	Street Repairs	4,601,300.00	3,199,900.00	-	7,801,200.00
046426	Traffic Signal Maintenance	111,400.00	230,500.00	-	341,900.00
046427	Snow Removal	-	700,000.00	-	700,000.00
046433	Municipal Garage	590,100.00	835,000.00	-	1,425,100.00
056000	State Highway Maintenance	-	140,000.00	-	140,000.00
066000	Motor Vehicle License Tax	-	1,000,000.00	-	1,000,000.00
075000	Emergency Vehicle Fund	-	1,506,000.00	-	1,506,000.00
085000	Fire Levy	7,647,000.00	886,700.00	-	8,533,700.00
085001	Fire Station Ward 1	-	69,200.00	-	69,200.00
085002	Fire Station Ward 2	-	47,500.00	-	47,500.00
085003	Fire Station Ward 3	-	35,500.00	-	35,500.00
085004	Fire Station Ward 4	-	119,000.00	-	119,000.00
095000	Fire Pension	1,432,200.00	-	-	1,432,200.00
111000	Clerk of Court	-	40,000.00	-	40,000.00
121000	Drainage Levy	-	2,496,500.00	-	2,496,500.00
143304	Sports Programs	270,400.00	180,600.00	-	451,000.00
143305	Recreation Administration	462,600.00	679,700.00	-	1,142,300.00
143306	Fitness	424,800.00	148,900.00	-	573,700.00
143309	Ice Rink	-	212,300.00	-	212,300.00
143310	Aquatics	686,200.00	98,100.00	-	784,300.00
143311	Recreation Programs	229,700.00	30,200.00	-	259,900.00
143430	Special Events	-	15,200.00	-	15,200.00
143431	Old Town Hall	10,500.00	16,100.00	-	26,600.00
143439	Senior Services	571,500.00	303,900.00	-	875,400.00
143451	Recreation Maintenance	529,800.00	232,000.00	-	761,800.00
143500	Program Refunds	-	43,200.00	-	43,200.00
152000	Southwest General Hospital	-	350,000.00	-	350,000.00
165000	Law Enforcement Federal Seizures	-	7,000.00	-	7,000.00
175000	Law Enforcement State Seizures	-	32,000.00	-	32,000.00
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	11,300.00	1,100.00	-	12,400.00
224000	Earned Benefits	405,800.00	-	-	405,800.00
	Total Special Revenue Funds	\$ 19,270,000.00	\$ 13,766,500.00	\$ -	\$ 33,036,500.00

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

Dept #	Department	Personal Service	Other	Transfers & Advances	Total
311000	General Bond Retirement	-	4,679,707.00	-	4,679,707.00
333000	Pearl Road TIF # 1	-	930,180.00	-	930,180.00
334000	Royalton Road TIF	-	207,000.00	-	207,000.00
335000	Pearl Road TIF # 2	-	-	-	-
336000	Pearl Road TIF # 3	-	51,000.00	-	51,000.00
338000	Giant Eagle TIF	-	102,000.00	-	102,000.00
	Total Debt Service	\$ -	\$ 5,969,887.00	\$ -	\$ 5,969,887.00
413000	Recreation Capital Improvement	-	750,000.00	-	750,000.00
421000	General Capital Improvement	-	3,103,000.00	-	3,103,000.00
	Total Capital Projects	\$ -	\$ 3,853,000.00	\$ -	\$ 3,853,000.00
512501	Engineering and Administration	663,500.00	920,400.00	-	1,583,900.00
512502	Plant Expenditures	-	2,718,500.00	-	2,718,500.00
512503	Line Expenditures	708,000.00	425,000.00	-	1,133,000.00
512504	Sewer Capital Improvements	-	3,025,000.00	-	3,025,000.00
512505	Sewer Debt Payments	-	322,058.00	-	322,058.00
	Total Sanitary Sewer	\$ 1,371,500.00	\$ 7,410,958.00	\$ -	\$ 8,782,458.00
661000	Health Insurance Reserve	-	5,142,700.00	300,000.00	5,442,700.00
664000	Workers Compensation Reserve	-	497,200.00	-	497,200.00
	Total Internal Service	\$ -	\$ 5,639,900.00	\$ 300,000.00	\$ 5,939,900.00
	GRAND TOTAL	\$ 37,268,700.00	\$ 44,769,445.00	\$ 12,212,000.00	\$ 94,250,145.00

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 236

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING THE GENERAL SALARY ORDINANCE TO AMEND SECTIONS 5-143, 6-003, 9-004, 9-007, 9-009 AND 9-010, IN ORDER TO ADJUST CERTAIN PROVISIONS CONCERNING SALARY AND HOURLY PAY RANGE SCHEDULES; TO FIX THE COMPENSATION OF CERTAIN SALARIED AND HOURLY EMPLOYEES; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, this Council has determined to amend certain provisions concerning salary and hourly pay range schedules; increase the compensation of certain elected and appointed officials; and increase the compensation of certain full-time employees by 2.00%, all effective January 1, 2017.

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

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

ARTICLE 1
General Provisions

1-001 SHORT TITLE.

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

1-002 PERSONNEL PLAN.

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

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

ARTICLE 2
Definitions

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

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

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

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

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

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

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

Continuous Service - service in a position with the City without any interruption after an appointment or reinstatement. Continuous service shall not be deemed to be interrupted by absence on authorized and approved sick leave or other authorized and

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 236

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approved leave, provided the employee returns to active employment with the City on or before the expiration of such leave.

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

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

Employee - means any incumbent of a position.

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

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

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

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

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

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

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

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

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

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

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

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

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

Resignation - the voluntary termination of employment by an employee.

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

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

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

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

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

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

ARTICLE 3
Development and Maintenance of Position Plan

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

3-001 OBJECTIVES.

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

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

3-003 COMPOSITION OF THE POSITION PLAN.

The position plan shall consist of:

(a) Position titles, descriptive of the work of the position, which will identify each position, and which may be designated by a numerical code.

(b) Written specifications for each position containing a description of the nature of work and relative responsibility; illustrative examples of work performed in the position; requirements in terms of knowledge, abilities, the type of experience and training generally providing these knowledge, abilities, and skills.

(c) A list showing the pay range to which each position in the City service is allocated, set forth in Article 5, except where otherwise provided by collective bargaining agreement.

3-005 POSITION SPECIFICATIONS.

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

(a) The specifications are descriptive and not restrictive. They shall not be construed as declaring to any extent, or in any way, what the minimum or maximum duties or responsibilities of any position shall be, or as limiting or in any way modifying the power of any appointing authority or administrative officer to assign, direct and control the work of employees under his supervision. The use of a particular expression or illustration shall not be held to exclude others not mentioned that are of similar kind or quality.

(b) The written position specifications shall be on file with the Human Resources Director to serve as a manual of position specifications for convenience in administering the compensation plan and other personnel matters in the City.

3-007 USE OF THE PLAN.

The employee position plan may be used:

(a) In preparing public announcements of examinations or vacancies;

(b) As a guide in preparing examinations which may be used to appraise the qualifications of applicants for work in specific positions.

(c) In determining promotional sequence and developing employee training programs.

(d) In determining compensation to be paid for various types of work and establishing and maintaining an equitable compensation plan.

(e) In determining personal service items in the budgets for the various organizational units of the City government.

(f) In providing uniform job terminology.

(g) In establishing appropriate employment lists from which personnel may be certified to fill vacancies.

3-009 MAINTENANCE OF THE PLAN.

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

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

(b) Changes in the duties and responsibilities of a position involving either the addition, reduction or modification of assignments shall be reported to the Mayor by the

director of the department concerned if the changes are determined to be permanent and are sufficiently significant to justify reallocation to a different pay range, the Mayor, with the approval of Council, shall assign the position to the pay range which is appropriate under the modified circumstances.

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

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

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

3-011 AMENDMENTS TO POSITION PLAN.

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

ARTICLE 4

Development and Maintenance of Compensation Plan

Article No.	Title
4-001	Applicability and Composition of the Compensation Plan.
4-003	Development and Maintenance of Compensation Ranges.
4-005	Appointment Rate.
4-007	Within-Range Pay Adjustments.
4-009	Pay Rates in Transfer, Promotion, or Demotion.
4-011	Reinstated Employees.
4-013	Permitting Overrun or Underrun on Salaries as Required for Computer Payroll Methods.

4-001 APPLICABILITY AND COMPOSITION OF THE COMPENSATION PLAN.

The provisions of the Compensation Plan shall be applicable only to those officers and employees of the City who are not beneficiaries of collective bargaining

agreements executed by the City and the various bargaining units, except for Section 4-013 of this Article, which shall apply to all officers and employees.

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

4-003 DEVELOPMENT AND MAINTENANCE OF COMPENSATION RANGES.

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

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

4-005 APPOINTMENT RATE.

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

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

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

4-007 WITHIN-RANGE PAY ADJUSTMENTS.

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

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

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

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

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

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

4-011 REINSTATED EMPLOYEES.

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

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

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

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

In order to facilitate the handling of entries for computer payroll methods and to eliminate the necessity for adjustments of overruns or underruns which may occur through this method; and to take care of overruns or underruns resulting from bi-weekly pay periods, the Director of Finance is authorized to adjust and pay overruns and underruns not to exceed \$10.00 per salaried employee per year.

ARTICLE 5 Position Plan

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

5-001 SCHEDULE OF POSITIONS AND PAY RANGE ALLOCATIONS.

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

5-005 thru 5-355 POSITION AND ALLOCATION SCHEDULE

Ord.	Pay Range
<u>Sec.No.</u>	<u>Allocations</u>
FINANCE	
5-005 Accounting Assistant II	10
5-006 Accountant	11
5-007 Accounting Supervisor	12
5-010 Assistant Director of Finance	14
5-011 Supervisor of Budget & Management	17
5-015 Director of Finance	18

GENERAL ADMINISTRATION

5-023 Administrative Assistant	12
5-025 Clerical Assistant	5
5-030 Clerk of Mayor's Court	10
5-032 Program Coordinator	9
5-038 Benefits/Project Coordinator	8
5-039 Payroll/Personnel Supervisor	15
5-040 Receptionist	5
5-045 Casual and Temporary Laborer/Seasonal	1 through 5
5-049 Secretary I	7
5-050 Secretary II	8
5-051 Secretary III	9
5-052 Boards & Commissions Secretary	9

BUILDING

5-055 Building Commissioner/ADA Coordinator (State Certified)	17
5-056 Assistant Building Commissioner (State Certified)	14
5-058 Assistant to the Building Commissioner (State Certified)	14
5-060 Building Inspector (State Certified)*	11
5-066 Building Inspector (Non-certified)*	8

*NOTE: The pay range allocations for members of collective bargaining units in the pay range allocations 5-060 and 5-066 are established by collective bargaining agreement.

COMMUNICATION & TECHNOLOGY

5-070 Director of Communication & Technology	17
5-071 Assistant Director of Communication & Technology	14
5-073 Information Technologist	12
5-074 Part-time Senior Communication & Technology Coordinator	12 (part-time only)

DEPARTMENT OF ECONOMIC DEVELOPMENT

5-075 Director of Economic Development 16

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

ENGINEERING

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

HUMAN RESOURCES

5-093 Human Resources Director 17

PUBLIC SAFETY

Administrative

5-095 Public Safety Director 15

Fire

5-100 Firefighter*
5-105 Firefighter-Paramedic*
5-110 Fire Lieutenant*
5-115 Fire Lieutenant-Paramedic*
5-117 Fire Captain*
5-119 Assistant Fire Chief 15
5-120 Fire Chief 18

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

Police

5-125 Police Officer* See Article 8
5-130 Police Sergeant*
5-135 Police Lieutenant*
5-138 Assistant (Deputy) Chief 15
5-140 Police Chief 18

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

Other

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

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

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

PUBLIC SERVICE

General Supervision, Labor & Trades

5-160 Animal Control Officer*	
5-163 Bus Driver*	
5-169 Sewer Crew Leader*	
5-171 Sewer Tech I*	
5-175 Laborer*	
5-181 Sewer Tech II*	
5-182 Sewer Tech III*	
5-185 Public Service Director	18
5-186 Assistant Public Service Director	14
5-187 Service Supervisor	14
5-190 Service/Budgetary Assistant	12
5-195 Sexton*	
5-197 Sign Maker/Repairperson III*	
5-203 Tractor Trailer Driver*	
5-205 Utility Repairperson*	
5-210 Vehicle Maintenance Crew Leader*	
5-215 Vehicle Mechanic I*	
5-220 Vehicle Mechanic II*	
5-225 Vehicle Operator I*	
5-230 Vehicle Operator II*	
5-235 Arborist I*	

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5-236 Arborist II*	
5-237 Tree Care Technician*	
5-250 Coordinator of City Natural Resources	12
5-252 Groundskeeper	7

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

LAW DEPARTMENT

5-275 Law Director	18
5-280 Assistant Law Director (Civil)	14
5-282 Assistant Law Director (Criminal)	14
5-283 Staff Attorney	13
5-290 Legal Intern	6

RECREATION*

5-314 Aquatics/Pool Assistant Manager	9
5-315 Director of Recreation & Senior Services	15
5-317 Aquatics/Pool Manager	12
5-318 Recreation/Program Supervisor	11
5-319 Fitness Room Supervisor	10
5-320 Assistant Recreation Supervisor	7
5-322 Recreation Maintenance Foreman	11
5-323 Maintenance Assistant Part-Time	2
5-324 Recreation Marketing & Promotions Supervisor	11
5-325 Recreation Facility Manager	13
5-326 Parks and Outdoor Recreation Superintendent	13
5-327 Assistant Maintenance Foreman	9
5-328 Natatorium Maintenance Leader	9
5-329 Day Time Cleaning Crew Leader	7
5-330 Night Time Cleaning Crew Leader	7
5-331 Cleaning Assistant	7
5-334 Maintenance Assistant	8

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

SENIOR SERVICES*

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

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

ARTICLE 6
General Pay Plan

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

6-001 GENERAL PAY RANGES.

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

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

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

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

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

and hourly rate of a pay range shall be the highest salary or hourly rate payable for positions allocated to such pay range.

6-003 GENERAL PAY RANGE SCHEDULES

GENERAL SALARY PAY RANGE SCHEDULE

Level	Minimum	Maximum
1S	\$18,187.49	\$26,854.61
2S	\$18,883.56	\$29,818.50
3S	\$20,118.51	\$33,186.56
4S	\$22,341.42	\$36,846.51
5S	\$24,856.24	\$40,955.53
6S	\$27,595.58	\$45,536.08
7S	\$30,671.74	\$50,543.25
8S	\$34,039.80	\$56,201.59
9S	\$38,193.73	\$62,421.27
10S	\$42,010.86	\$69,359.45
11S	\$46,703.68	\$77,016.16
12S	\$51,868.03	\$85,593.47
13S	\$57,952.98	\$95,091.38
14S	\$63,970.57	\$105,644.62
15S	\$71,155.75	\$117,365.44
16S	\$74,703.43	\$123,270.76
17S	\$82,180.51	\$139,145.52
18S	\$90,376.10	\$149,137.42

<u>Level</u>	<u>Minimum</u>	<u>Maximum</u>
1S	\$18,551.24	\$27,391.70
2S	\$19,261.23	\$30,414.87
3S	\$20,520.88	\$33,850.29
4S	\$22,788.25	\$37,583.44
5S	\$25,353.36	\$41,774.64
6S	\$28,147.49	\$46,446.80
7S	\$31,285.17	\$51,554.12
8S	\$34,720.60	\$57,325.62
9S	\$38,957.60	\$63,669.70
10S	\$42,851.08	\$70,746.64
11S	\$47,637.75	\$78,556.48
12S	\$52,905.39	\$87,305.34
13S	\$59,112.04	\$96,993.21
14S	\$65,249.98	\$107,757.51
15S	\$72,578.87	\$119,712.75
16S	\$76,197.50	\$125,736.18
17S	\$83,824.12	\$141,928.43
18S	\$92,183.62	\$152,120.17

GENERAL HOURLY PAY RANGE SCHEDULE

<u>Level</u>	<u>Minimum</u>	<u>Maximum</u>
1H	\$8.74	\$12.91
2H	\$9.08	\$14.34
3H	\$9.67	\$15.96
4H	\$10.74	\$17.71

5H	\$11.95	\$19.69
6H	\$13.27	\$21.89
7H	\$14.75	\$24.30
8H	\$16.37	\$27.02
9H	\$18.36	\$30.01
10H	\$20.20	\$33.35
11H	\$22.45	\$37.03
12H	\$24.94	\$41.15
13H	\$27.86	\$45.72
14H	\$30.76	\$50.79
15H	\$34.21	\$56.43
16H	\$35.92	\$59.26
17H	\$39.51	\$66.90
18H	\$43.45	\$71.70

<u>Level</u>	<u>Minimum</u>	<u>Maximum</u>
1H	\$8.92	\$13.17
2H	\$9.26	\$14.62
3H	\$9.87	\$16.27
4H	\$10.96	\$18.07
5H	\$12.19	\$20.08
6H	\$13.53	\$22.33
7H	\$15.04	\$24.79
8H	\$16.69	\$27.56
9H	\$18.73	\$30.61
10H	\$20.60	\$34.01

11H	\$22.90	\$37.77
12H	\$25.44	\$41.97
13H	\$28.42	\$46.63
14H	\$31.37	\$51.81
15H	\$34.89	\$57.55
16H	\$36.63	\$60.45
17H	\$40.30	\$68.23
18H	\$44.32	\$73.13

6-005 WITHIN-RANGE PAY ADJUSTMENTS.

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

6-007 RANGE ADJUSTMENTS.

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

ARTICLE 9*

Compensation for Specific Positions

Article No.	Title
9-001	Purpose.
9-002	Mayor.
9-003	Members of Council.
9-004	Clerk of Council and Assistant Clerk of Council.
9-005	Boards, Commissions and Committees.
9-006	Law Department.

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

9-007	Recreation Department.
9-008	School Guards.
9-009	Senior Services Department.
9-010	Economic Development Department.

9-001 PURPOSE.

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

9-002 MAYOR.

The Mayor shall be compensated at the maximum compensation in pay range 18S of the General Salary Pay Range Schedule in Article 6 of this General Salary Ordinance. Said compensation shall be paid in equal installments in the same manner and form as established for other salaried employees of the City.

9-003 MEMBERS OF COUNCIL.

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

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

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

A. The Clerk of Council shall be compensated at the rate of ~~\$60,152.49~~**\$64,638.59** per annum.

B. The Assistant Clerk of Council shall be compensated at the rate of ~~\$54,684.09~~**\$56,051.19** per annum.

C. The aforesaid per annum compensation shall be paid in equal installments in the same manner and form as established for other salaried employees of the City.

D. The Clerk and Assistant Clerk of Council when serving as Acting Clerk of Council shall be compensated at the rate of \$75.00 per meeting for attendance at each official meeting of Council.

9-005 BOARDS, COMMISSIONS AND COMMITTEES.

(a) **Non-City Employees.** Each member of the Planning Commission, Board of Zoning Appeals, Civil Service Commission, Architectural Review Board, Property Maintenance Board of Appeals, Charter Review Committee, Board of Tax Review, and any Assessment Equalization Board of the City of Strongsville who is not an employee of the City shall serve without compensation; but may be reimbursed for actual

expenses in accordance with C.O. Section 266.14 or may elect to be reimbursed for such expenses in the sum of \$75.00 per meeting. Such election shall be made on or before January 31 in each calendar year or within 30 days from the member's date of appointment.

(b) City Employees. Each member of the Planning Commission, Board of Zoning Appeals, Civil Service Commission, Architectural Review Board, Property Maintenance Board of Appeals, Charter Review Committee, and the Shade Tree Commission of the City of Strongsville who is a City employee and required to attend a meeting of any of the aforesaid Boards, Commissions or Committee beyond such employee's regularly scheduled work hours shall be compensated in accordance with law plus reimbursable expenses in accordance with C.O. Section 266.14 if any, or \$75.00 per meeting, whichever amount is greater. Such payments shall be processed, and treated, as compensation for payroll reporting purposes.

9-006 LAW DEPARTMENT.

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

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

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

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

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

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

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

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

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

9-007 RECREATION DEPARTMENT.

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

Pay Range

<u>Position</u>	<u>Minimum</u>	<u>Maximum</u>
Game Official	F 8.105/game	F 45.00/game
Recreation Assistant	H 8.105	H 18.00
Recreation Center Staff	H 8.105	H 20.00
Recreation Facility & Groundskeeper	H 8.105	H 18.00
Recreation Instructor	H 8.105	H 55.00
Personal Trainer	H 8.105	H 55.00
Swim Instructor/Private Lessons	H 8.105	H 55.00
Building Superintendent	H 8.105	H 18.00

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Front Desk Attendant	H	8.105	H	18.00
Sports Intern	H	8.105	H	18.00
Fitness Attendant	H	8.105	H	18.00
Head Lifeguard	H	8.105	H	18.00
Lifeguard	H	8.105	H	18.00
Swim Coaches	H	8.105	H	18.00
Lifeguard Instructors	H	8.105	H	18.00
Water Safety Instructors	H	8.105	H	18.00
Pool Scoreboard Operator	H	8.105	H	18.00
Head Camp Counselors	H	8.105	H	18.00
Camp Counselors	H	8.105	H	18.00
Lead Pre-School Instructor	H	8.105	H	18.00
Assistant Pre-School Instructor	H	8.105	H	18.00
Lead Club Rec. Instructor	H	8.105	H	18.00
Assistant Lead Club Rec. Instructor	H	8.105	H	18.00
Tot Room Attendant	H	8.105	H	18.00

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

9-008 SCHOOL GUARDS.

Each school guard employed by the City in locations on school grounds or at points immediately adjacent thereto shall be paid Eleven and 56/100 Dollars (\$11.56) for each session actually worked each school day. "Session" shall mean the time of day for school guard service before schools open, during the lunch period, or after schools close.

9-009 SENIOR SERVICES DEPARTMENT.

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

<u>Position</u>		<u>Minimum</u>		<u>Maximum</u>
Van Driver	H	8.105	H	18.00
Senior Front Desk Attendant	H	8.105	H	18.00
Kitchen Assistant	H	8.105	H	18.00
Senior Instructor	H	8.105	H	55.00

9-010 ECONOMIC DEVELOPMENT DEPARTMENT.

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

<u>Position</u>	<u>Minimum</u>	<u>Maximum</u>
TIF Incentive/ TIF Specialist (Part-Time)	S \$15,000.00 (annually)	S \$18,000.00 19,300.00

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

9-011 MAGISTRATE OF MAYOR’S COURT.

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

<u>Position</u>	<u>Salary</u>
Magistrate of Mayor’s Court	\$50,000.00

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

**ARTICLE 10
 Administration**

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

Section 2. That the amendment to Article 5, Section 5-143 shall be effective January 1, 2017.

Section 3. That pursuant to Section 6-007 of Article 6 of this Ordinance, effective January 1, 2017, the General Salary Pay Range Schedule and General Hourly Pay Range Schedule from Levels 1S and 1H through 18S and 18H respectively, are hereby increased by 2.00% over the current rate of pay with such 2.00% increase to be applied to each full-time employee who is not a member of a collective bargaining unit and who is employed within those ranges on January 1, 2017.

Section 4. That pursuant to Section 6-007 of Article 6 of this Ordinance, the provisions of Sections 6-003, 9-004, 9-007, 9-009 and 9-010 shall be and are hereby operative from and after January 1, 2017.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 - 236

Page 24

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

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

Section 7. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

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

President of Council

Approved: _____
Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
Clerk of Council

ORD. No. 2016-236 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 237

BY: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2016-109 TO INCREASE THE APPROPRIATED CONTRACT AMOUNT AND AMEND THE CONTRACT WITH CROSSROADS ASPHALT RECYCLING, INC. FOR PURCHASE OF GENERAL PAVEMENT SERVICES FOR USE BY THE SERVICE DEPARTMENT OF THE CITY, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, through adoption of Ordinance No. 2016-109 after public bidding, the Council approved and authorized the Mayor to enter into a contract with Crossroads Asphalt Recycling, Inc. for the purchase of general pavement services through 2016 at unit prices but in a total amount not to exceed \$847,682.50; and

WHEREAS, since then, it had come to the attention of the City's Service Department that a number of additional roads in the City, beyond those originally anticipated, contained poor surface conditions that significantly deteriorated over the last winter season, which thereby constituted potential safety hazards to persons and property, and could jeopardize safe travel by the public; and

WHEREAS, such roads needed to be promptly crack sealed, patched and/or repaired or otherwise re-paved prior to the advent of cold weather when they could further deteriorate and be subject to the effect of city snow plows; and

WHEREAS, it is, therefore, necessary to allocate additional funds in the amount of up to \$267,548.00 on an emergency basis to address such significant street and road issues under the City's existing contract for asphalt general pavement services without further public bidding, to amend prior Ordinance No. 2016-109 and the contract authorized thereby, and to facilitate payment of some charges already, of necessity, incurred by the City's Service Department; and

WHEREAS, the City's Service Director has now recommended that it is further necessary to amend the contract with Crossroads Asphalt Recycling, Inc. and to increase the not-to-exceed amount in the authorizing Ordinance due to such additional unforeseen circumstances and road conditions encountered, all as more fully set forth in Exhibits A through G, attached hereto and incorporated herein as if fully rewritten, and to provide additional payment for such changes in the work in the amount of \$267,548.00.

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 Public Service of the City of Strongsville, in that it had become immediately necessary to provide additional asphalt general pavement services in order to repair and/or re-pave various additional roads within the City which were significantly deteriorating, prior to the winter season, without further public bidding, and in order to provide for the operation of the Service Department, and the proper maintenance of the roads and streets within the City, to protect the health, safety and welfare of the residents and the traveling public, and to conserve public funds.

Section 2. That Section 2 of Ordinance No. 2016-109 is hereby amended to read in its entirety as follows:

“Section 2. That accordingly the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder for the purchase of general pavement services for use by the Service Department of the City, in accordance with the specifications on file in the office of the Director of Public Service and for the unit prices and sums submitted in such bid, but in any event in a total amount not to exceed ~~\$847,682.50~~**\$1,115,230.50** through December 31, 2016, and in a form to be approved by the Law Director.

Section 3. That for the reasons aforesaid, this Council hereby approves and authorizes the Mayor to enter into an amendment to the contract with **CROSSROADS ASPHALT RECYCLING, INC.**, for asphalt general pavement services in order to increase the not-to-exceed amount, but at the same unit prices, from \$847,682.50 to \$1,115,230.50 through December 31, 2016, and without further public bidding; and to remit payment for the invoices attached hereto as Exhibits A through G, in the amounts set forth not to exceed \$267,548.00.

Section 4. That the funds for the purposes of this amendment have been appropriated and shall be paid from the Street Construction, Maintenance and Repair 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. 2016 - 237

Page 3

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 amend the prior Ordinance and contract in order to provide sufficient funds for payment of additional asphalt general pavement services necessary to ensure safe roads for the traveling public, to complete necessary work prior to the advent of inclement weather, 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	_____	_____
Schonhut	_____	_____
Short	_____	_____
Southworth	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2016-237 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

INVOICE

Page 1 of 2

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26766
Invoice Date: 11/17/2016

Crossroads Job #: 16-015G

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136-

COPY

Description	Quantity	U/M	Unit Price	Extended Price
2016 Equipment Rental				
Location: Lorraine Drive				

10/20/16 - Milling				
Tandem Axle	32.50	HR	65.00	2,112.50
Quad Axle	32.25	HR	78.00	2,515.50
Track Milling Machine	9.00	HR	550.00	4,950.00
Sweeper	9.50	HR	120.00	1,140.00
Backhoe	9.00	HR	85.00	765.00
Additional Paver Operators	36.00	HR	62.00	2,232.00
Tractor / Broom	9.00	HR	75.00	675.00

10/31/16 - Partial Depth Repairs				
Partial Depth Longitudinal Repairs	2,993.00	LF	2.00	5,986.00
Partial Depth Fill #448 1	22.73	CY	350.00	7,955.50

11/3/16 - Partial Depth				
Partial Depth Grind Longitudinal	1,778.00	LF	2.00	3,556.00
Partial Depth Fill # 448 I	15.98	CY	350.00	5,593.00

11/11/16 - Pre Seal				
Single Chip Seal # 8 Limestone	6,511.00	SY	1.45	9,440.95

11/14/16 - Pave				

EXHIBIT A

INVOICE

Page 2 of 2

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26766
Invoice Date: 11/17/2016

Crossroads Job #: 16-015G

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136-

COPY

Description	Quantity	U/M	Unit Price	Extended Price
Tri Axle	39.00	HR	70.00	2,730.00
Quad Axle	76.75	HR	78.00	5,986.50
Distributor	11.00	HR	95.00	1,045.00
20 Ton Roller	20.00	HR	95.00	1,900.00
8-15 Paver	10.00	HR	175.00	1,750.00
Additional Paver Operators	58.00	HR	62.00	3,596.00
# 448 II Placement	279.70	CY	112.00	31,326.40
# 448 I Placement	280.40	CY	124.00	34,769.60
ODOT Spec CSS-1	415.00	GAL	3.50	1,452.50

DUE UPON RECEIPT

Invoice Amount: 131,477.45

Crossroads Asphalt Recycling, Inc.

INVOICE

Invoice #: 26764
Invoice Date: 11/17/2016

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Crossroads Job #: 16-015D

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136-

COPY

Description	Quantity	U/M	Unit Price	Extended Price
2016 Equipment Rental				
Location: Bent Tree				

10/20/16 - Milling				
Tri Axle	16.00	HR	70.00	1,120.00
Quad Axle	16.00	HR	78.00	1,248.00
Milling Machine	8.00	HR	250.00	2,000.00
Sweeper	8.00	HR	120.00	960.00
Backhoe	8.00	HR	85.00	680.00
Additional Paver Operators	32.00	HR	62.00	1,984.00

10/26/16 - Partial Depth Repairs				
Partial Depth Grind Longitudinal	568.00	LF	2.00	1,136.00
Partial Depth Fill # 448 1	9.40	CY	350.00	3,290.00

11/11/16 - Pre Seal and Pave				
Tri Axle	16.00	HR	70.00	1,120.00
Quad Axle	32.00	HR	78.00	2,496.00
20 Ton Roller	16.00	HR	95.00	1,520.00
Sweeper	8.00	HR	120.00	960.00
8-15 Paver	8.00	HR	175.00	1,400.00
Additional Paver Operators	48.00	HR	62.00	2,976.00
# 448 II Placement	65.60	CY	112.00	7,347.20
# 448 I Placement	75.70	CY	124.00	9,386.80

EXHIBIT B

INVOICE

Page 2 of 2

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26764
Invoice Date: 11/17/2016

Crossroads Job #: 16-015D

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136-

COPY

Description	Quantity	U/M	Unit Price	Extended Price
Single Chip Seal # 8 Limestone	1,489.00	SY	1.45	2,159.05

DUE UPON RECEIPT

Invoice Amount: 41,783.05

INVOICE

Page 1 of 1

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26780
Invoice Date: 11/21/2016

Crossroads Job #: 16-015C

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136

COPY

Description	Quantity	U/M	Unit Price	Extended Price
2016 Cracksealing				

11/14/16 - TK 63299 (Marks Road)	6,260.00	LBS	1.30	8,138.00
11/15/16 - TK 63306 (Marks Road)	5,880.00	LBS	1.30	7,644.00
11/16/16 - TK 63313 (Shurmer Road)	5,080.00	LBS	1.30	6,604.00
11/17/16 - TK 62862 (Bent Tree and Lorraine)	2,900.00	LBS	1.30	3,770.00
11/17/16 - TK 63325 (Shurmer and Howe)	6,280.00	LBS	1.30	8,164.00
11/18/16 - TK 62864 (Howe)	6,220.00	LBS	1.30	8,086.00

EXHIBIT C

DUE UPON RECEIPT

Invoice Amount: **42,406.00**

INVOICE

Page 1 of 1

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd

Columbia Station, OH 44028

Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26749
Invoice Date: 11/14/2016

Crossroads Job #: 16-015C

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136

RECEIVED

COPY

NOV 18 2016

CITY OF STRONGSVILLE
SERVICE DEPARTMENT

Description	Quantity	U/M	Unit Price	Extended Price
2016 Cracksealing				

11/7/16 - TK 63227 (Boston Road)	6,280.00	LBS	1.30	8,164.00
11/10/16 - TK 63262 (Boston Road)	6,120.00	LBS	1.30	7,956.00
11/11/16 - TK 63280 (Boston Road)	5,460.00	LBS	1.30	7,098.00

046119-5268
[Signature]
11/12/16

EXHIBIT D

DUE UPON RECEIPT

Invoice Amount: 23,218.00

INVOICE

Page 1 of 1

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26822
Invoice Date: 12/7/2016

Crossroads Job #: 16-015C

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136-

COPY

Description	Quantity	U/M	Unit Price	Extended Price
2016 Cracksealing				

Howe Road - 11/28/16 (TK 62916)	2,200.00	LBS	1.30	2,860.00
Howe Road - 11/30/16 (TK 62924)	6,080.00	LBS	1.30	7,904.00

EXHIBIT E

DUE UPON RECEIPT

Invoice Amount: **10,764.00**

INVOICE

Page 1 of 1

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26773
Invoice Date: 11/21/2016

Crossroads Job #: 16-016

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136

COPY

Description	Quantity	U/M	Unit Price	Extended Price
Picked up Materials				

Cold Patch - 11/18/16 (TK 62882)	10.20	TONS	95.00	969.00
Cold Patch - 11/18/16 (TK 62878)	9.90	TONS	95.00	940.50

EXHIBIT F

DUE UPON RECEIPT

Invoice Amount: 1,909.50

INVOICE

Page 1 of 1

Crossroads Asphalt Recycling, Inc.

13421 Hawke Rd.
Columbia Station, OH 44028
Ph: (440) 236-5066 ~ Fax: (440) 236-3506

Invoice #: 26791
Invoice Date: 11/28/2016

Crossroads Job #: 16-015C

Bill To:

CITY OF STRONGSVILLE
16099 FOLTZ IND. PKWY
ATTENTION: JOE WALKER
STRONGSVILLE OH 44136

COPY

Description	Quantity	U/M	Unit Price	Extended Price
2016 Cracksealing				

11/21/16 - TK 62893 (Howe Road)	5,080.00	LBS	1.30	6,604.00
11/22/16 - TK 62901 (Howe Road)	6,160.00	LBS	1.30	8,008.00
11/23/16 - TK 62910 (Howe Road)	1,060.00	LBS	1.30	1,378.00

04/6919-5268
[Signature]
11/30/16

RECEIVED
NOV 30 2016
CITY OF STRONGSVILLE
SERVICE DEPARTMENT

EXHIBIT G

DUE UPON RECEIPT

Invoice Amount: **15,990.00**

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 238

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SIDE BAR AGREEMENT FOR PART-TIME RADIO DISPATCHERS BETWEEN THE CITY OF STRONGSVILLE AND THE FRATERNAL ORDER OF THE POLICE PARMA LODGE 15 (RADIO DISPATCHERS UNIT) IN CONNECTION WITH THE CURRENT COLLECTIVE BARGAINING AGREEMENT, AND DECLARING AN EMERGENCY.

WHEREAS, Council, by and through passage of Ordinance No. 2016-213, authorized the Mayor to enter into a collective bargaining agreement between the Fraternal Order of the Police Parma Lodge 15 (Radio Dispatchers Unit) and the City of Strongsville through 2018; and

WHEREAS, due to now operating a regional dispatch center involving four communities (Southwest Regional Emergency Dispatch Center), it has become necessary for the City to employ part-time dispatchers when necessary and to define the status of such part-time employees; and

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

Section 1. That the Mayor be and is hereby authorized and directed to execute and enter into a *Side Bar Agreement: Part-time Radio Dispatchers* to the Agreement with the Fraternal Order of the Police Parma Lodge 15 (Radio Dispatchers Unit) in the form attached hereto as Exhibit "A" and which in all respects is hereby approved.

Section 2. That the funds for the purposes of the aforesaid Side Bar Agreement have been appropriated and shall be paid from the General Fund.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the immediate approval and implementation of the aforesaid Agreement is necessary in order to maintain the orderly

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 – 238
Page 2

and efficient operation of the Radio Dispatchers Unit of the Public Safety Division of the City, provide fair compensation for part-time dispatchers, 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.

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2016-238 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
 Adopted: _____ Repealed: _____

SIDE BAR AGREEMENT: PART-TIME RADIO DISPATCHERS

This Side Bar Agreement shall pertain to part-time radio dispatchers.

1. The City may employ part-time radio dispatchers as City employees in the unclassified service. The Mayor may hire the part-time radio dispatchers consistent with City policies on hiring other City part-time employees outside of the Civil Service process.
2. The part-time radio dispatchers shall be recognized as members of the FOP 15 bargaining unit; however, the provisions of the collective bargaining agreement (CBA) shall not apply to part-time radio dispatchers, except part-time radio dispatchers are entitled to FOP representation at any hearing involving disciplinary action.
3. The part-time radio dispatcher's rate of pay shall be \$19.57 per hour effective January 1, 2016; \$19.96 per hour effective January 1, 2017; and \$20.36 per hour effective January 1, 2018. While as noted above, they are not entitled to any of the benefits of the CBA, they shall be entitled to those benefits available to other part-time City employees in the unclassified service. As members of the FOP, they shall be subject to dues deductions in accordance with Article 6 of the current CBA between the City and the FOP. Among other sections, Article 11 of the current CBA (Seniority) shall not apply to part-time radio dispatchers.
4. Part-time radio dispatchers desiring to become full-time dispatchers must be tested and certified to an eligibility list and be appointed in accordance with all City Civil Service Rules and Procedures to positions of full-time radio dispatchers.

FOR THE CITY OF STRONGSVILLE:

By: _____
Thomas P. Perciak, Mayor

Date: _____

Approved as to legal form only by the
Law Department of the City of Strongsville.

By: _____
Neal M. Jamison, Law Director

Date: _____

FOR FOP LODGE 15:

By: _____
Robert M. Phillips,
General Counsel

Date: 12/13/16

By: _____
Rebecca M. Aguil

Date: 12/12/2016

By: _____
K. Neas

Date: 12/15/16

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 239

By: Mayor Perciak and Mr. DeMio

AN ORDINANCE APPROVING AND AUTHORIZING THE CITY OF STRONGSVILLE FIRE DEPARTMENT TO PARTICIPATE IN THE OHIO TURNPIKE AND INFRASTRUCTURE COMMISSION FIRE DEPARTMENT REIMBURSEMENT PROGRAM, AND DECLARING AN EMERGENCY.

WHEREAS, the mission of the City of Strongsville Fire & Emergency Services is to protect the lives, property and environment of not only the residents and guests of the City of Strongsville but also, on occasion, they are called upon to provide emergency fire and ambulance services to portions of the Ohio Turnpike in response to fires, motor vehicle accidents and/or hazardous materials incidents; and

WHEREAS, on September 19, 2016, the Ohio Turnpike and Infrastructure Commission ("Commission") adopted a Resolution approving implementation of a Fire Department Reimbursement Program for local municipalities starting January 1, 2017; and

WHEREAS, through this Program, the Commission will provide an equipment and hourly labor rate reimbursement to a fire department responding outside of their jurisdiction for incidents involving commercial and passenger vehicle fires, grass fires, motor vehicle accidents with injuries, motor vehicle accidents that require extrication, and hazmat incidents on the Turnpike; and

WHEREAS, the reimbursement fees are subject to the Federal Emergency Management Agency ("FEMA") Equipment Rate Schedule, a copy of which is attached hereto and incorporated herein as Exhibit A; and

WHEREAS, the City of Strongsville Fire & Emergency Services Department wishes to have the ability to participate in such Fire Department Reimbursement Program through the Ohio Turnpike and Infrastructure Commission when responding to emergencies occurring on portions of the Ohio Turnpike.

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

Section 1. That this Council hereby approves the City of Strongsville Department of Fire & Emergency Services participation in the Ohio Turnpike and Infrastructure Commission's Fire Department Reimbursement Program.

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 – 239
Page 2

Section 2. That this Council further authorizes and directs the Mayor, Fire Chief, and Director of Finance to provide, execute and deliver certifications, assurances and such other information as may be required in connection therewith, consistent with the FEMA Equipment Rate Schedule attached hereto as Exhibit A, in order to apply for reimbursement of certain eligible costs incurred by the Fire Department in response to fires, motor vehicle accidents and/or hazardous materials incidents which may occur on portions of the Ohio Turnpike.

Section 3. That the City's portion of costs to meet its obligations, if any, under said enrollment applications shall be paid from the Fire 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 immediate necessary to approve and authorize participation in the reimbursement program in order to be eligible for receipt of funding, 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.

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2016-239 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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



FEMA RATES



Quantity*	Code	Equipment	Specs	Capacity Size	HP	Notes	Unit	2015 Rate
	8010	Portable Air Compressor	Air Delivery	41 CFM	to 10	Hoses included.	hour	\$1.25
	8684	Truck, Fire		Ladder 100		100Ft	hour	\$140.81
	8690	Truck, Fire		Pump Capacity	1000 GPM		hour	\$80.00
	8691	Truck, Fire		Pump Capacity	1250 GPM		hour	\$85.00
	8692	Truck, Fire		Pump Capacity	1500 GPM		hour	\$91.00
	8694	Truck, Fire Ladder		75' ladder			hour	\$135.25
	8696	Truck, Fire		No Ladder		Rescue Equipt.	hour	\$42.00
	8310	Portable Generator	Prime Output	5.5 KW	to 10		hour	\$4.00
	8842	Command Trailer	8' x 28'	7.5kw generator			hour	\$6.70
	8845	Mobile Comm Post	22'		340		hour	\$31.00

*Quantity = total number of unit type in your fleet available for service

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 240

By: Mayor Perciak and Mr. DeMio

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NOS. 12 and 13 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND SEITZ BUILDERS, INC., IN CONNECTION WITH THE RENOVATION AND MECHANICAL UPGRADES AT FIRE STATION NO. 3, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ordinance No. 2016-136, passed July 5, 2016, Council authorized the Mayor to enter into a contract with Seitz Builders, Inc., in connection with the renovation and mechanical upgrades for the City's Fire Station No. 3 (the "contract") in an amount not to exceed \$586,900.00 (the "Project"), which was subsequently executed; and

WHEREAS, by and through Ordinance Nos. 2016-187, 2016-192 and 2016-221, the City, through the Building Commissioner, determined it would be in the best interests of the City to approve Change Orders 1 through 9 and Change Order 11, to include as a part of the Project various additional work required for the Project to continue, all in the total amount of \$72,163.59, for a new total contract price of \$659,063.59; and

WHEREAS, the City's Building Commissioner and Fire Chief have now recommended that it would be in the best interests of the City to include further changes in the work performed or to be performed by Seitz Builders, Inc., generally being the installation of fifteen (15) speakers and installation of data conduits in the mechanical room, as determined by the City's Communication & Technology Department, and all as more fully set forth in Change Orders 12 and 13, attached hereto as Exhibits A and B, and incorporated herein as if fully rewritten, in the total amount of \$5,382.84, for a new total contract price of \$664,446.43.

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

Section 1. That the Mayor be and is hereby authorized and directed to issue and approve Change Orders 12 and 13, in the total amount of \$5,382.84, as recommended by the City's Building Commissioner and Fire Chief; and after the issuance and approval of said Change Orders, to direct the Director of Finance to make payment to **SEITZ BUILDERS, INC.**, in the additional amount of \$5,382.84, thereby increasing the contract price to \$664,446.43, in compliance with the terms and conditions of the contract.

Section 2. That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the Fire Levy Fund, and the Director of Finance be and is hereby authorized and directed to issue the City's warrant in accordance with the terms and conditions of such contract.

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 necessary to adjust the contract amount and render payment, to provide for the efficient, safe and continuous operation of the Fire Department, and conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2016-240 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

Pub Hrg. _____ Ref: _____
 Adopted: _____ Created: _____

SEITZ BUILDERS, INC.

PAGE 1 OF 3

PRE-CHANGE ORDER SUMMARY AND ADDITIONAL WORK AUTHORIZATION OR FIELD CHANGE DIRECTIVE

P.C.O.S. #12 – INSTALL OWNER PROVIDED SPEAKERS

SUBMITTED TO: C.B.O. TONY BIONDILLO
CHIEF JACK DRAVES
ASST. CHIEF NEIL ROZMAN
JIM MALIK-ARCHITECT

DATE: 11-23-16

OWNER'S NAME: CITY OF STRONGSVILLE

JOB NAME: STRONGSVILLE FIRE STTION #3 RENOVATION

EXISTING CONTRACT OR PROJECT NO. & DATE: 1604 – 6/19/16

SUMMARY OF CHANGES: PER YOUR REQUEST WE HAVE PRICED THE FOLLOWING:

SEE ATTACHED PRICING QUOTE.

EXHIBIT A

SEITZ BUILDERS, INC.

PAGE 2 OF 3

PCOS # -12
ELLIS ELECTRIC

\$ 1,352.00

SEITZ BUILDERS, INC. HR.@ \$75.00/HR COST OF SUPERVISION AND FIELD
OFFICE PERSONNEL DIRECTLY ATTRIBUTED TO THIS CHANGE

INCL.

TOTAL COSTS

\$ 1,352.00

15 % OVERHEAD & PROFIT

\$ 202.80

SUBTOTAL

\$ 1,554.80

3% BOND & INSURANCE

\$ 46.64

TOTAL

\$ 1,601.44

WE WILL REQUIRE A WRITTEN CHANGE ORDER ACCORDING TO THE CONTRACT DOCUMENTS. WE WILL NEED 0 ADDITIONAL DAYS TO COMPLETE THIS WORK, PROVIDING A SIGNED CHANGE ORDER IN ACCORDANCE TO THE CONTRACT DOCUMENTS IS RECEIVED BEFORE 11/28/16, IF NOT RECEIVED BEFORE THIS DATE THE ABOVE PRICING IS NULL AND VOID.

SIGNATURE: _____ DATE _____
OWNER

SIGNATURE: _____ DATE _____
SEITZ BUILDERS, INC.

NO WORK WILL COMMENCE UNTIL SIGNED ACCEPTANCE IS RECEIVED PER THE CONTRACT.

SEITZ BUILDERS, INC.

PAGE 3 OF 3

CHANGE ORDER ARTICLES

(To be included with each Change Order agreement)

ARTICLE I

THIS CHANGE ORDER MAY CAUSE UNFORESEEN AND UNCONTEMPLATED DELAYS TO, HINDRANCES TO, INTERFERENCE'S WITH AND/OR DISRUPTIONS TO ORIGINAL CONTRACT WORK AND/OR TO OTHER CHANGE ORDER WORK. THE COSTS OF THOSE DELAYS, HINDRANCES, BOTH IN TIME AND MONEY ARE NOT PART OF THIS CHANGE ORDER AND THE RIGHT TO SUCH ADDITIONAL COSTS AND TIME IS SPECIFICALLY RESERVED AND NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER.

ARTICLE II

CHANGES TO AND EFFECTS UPON CONSTRUCTION SCHEDULES, AND ORIGINAL PERFORMANCE TIME, ORIGINAL COSTS, METHODS, MEANS, SEQUENCES AND PROCEDURES OF CONSTRUCTION OF ALL OTHER CONTRACT CHANGE ORDERS ARE NOT PART OF THIS CHANGE ORDER. ALL RIGHTS ARE RESERVED AND NOT ACCORDED OR SATISFIED REGARDING SUCH CHANGES AND EFFECTS.

ARTICLE III

THE AMOUNT (S) SET FORTH IN THIS CHANGE ORDER ARE FULL REIMBURSEMENT FOR THE DIRECT COST OF ALL LABOR, MATERIAL AND EQUIPMENT NECESSARY TO PERFORM THE WORK DESCRIBED IN THIS PRE CHANGE ORDER SUMMARY ATTACHED. ALL RIGHTS ARE RESERVED AND ARE NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER REGARDING ADDITIONAL TIME REQUIRED OR ADDITIONAL COST INCURRED TO PERFORM ANY AND ALL OTHER WORK OF THIS CONTRACT (INCLUDING OTHER CHANGES ORDERS), CAUSED BY THIS CHANGE ORDER

SFS#3- P.C.O.S. #12

SEITZ BUILDERS, INC.

PAGE 1 OF 3

PRE-CHANGE ORDER SUMMARY AND ADDITIONAL WORK AUTHORIZATION OR FIELD CHANGE DIRECTIVE

P.C.O.S. #13 – INSTALL DATA CONDUITS @ MECHANICAL ROOM PER CITY I.T. DEPT.

SUBMITTED TO: C.B.O. TONY BIONDILLO
CHIEF JACK DRAVES
ASST. CHIEF NEIL ROZMAN
JIM MALIK-ARCHITECT

DATE: 11-23-16

OWNER'S NAME: CITY OF STRONGSVILLE

JOB NAME: STRONGSVILLE FIRE STTION #3 RENOVATION

EXISTING CONTRACT OR PROJECT NO. & DATE: 1604 – 6/19/16

SUMMARY OF CHANGES: PER YOUR REQUEST WE HAVE PRICED THE FOLLOWING:

SEE ATTACHED PRICING QUOTE.

EXHIBIT B

SEITZ BUILDERS, INC.

PAGE 2 OF 3

PCOS # -12	
ELLIS ELECTRIC	\$ 3,192.40
SEITZ BUILDERS, INC. HR.@ \$75.00/HR COST OF SUPERVISION AND FIELD OFFICE PERSONNEL DIRECTLY ATTRIBUTED TO THIS CHANGE	INCL. _____
TOTAL COSTS	\$ 3,192.40
15 % OVERHEAD & PROFIT	\$ 478.86
SUBTOTAL	\$ 3,671.26
<u>3% BOND & INSURANCE</u>	<u>\$ 110.14</u>
TOTAL	\$ 3,781.40

WE WILL REQUIRE A WRITTEN CHANGE ORDER ACCORDING TO THE CONTRACT DOCUMENTS. WE WILL NEED 0 ADDITIONAL DAYS TO COMPLETE THIS WORK, PROVIDING A SIGNED CHANGE ORDER IN ACCORDANCE TO THE CONTRACT DOCUMENTS IS RECEIVED BEFORE 11/28/16, IF NOT RECEIVED BEFORE THIS DATE THE ABOVE PRICING IS NULL AND VOID.

SIGNATURE: _____ DATE _____
OWNER

SIGNATURE: _____ DATE _____
SEITZ BUILDERS, INC.

NO WORK WILL COMMENCE UNTIL SIGNED ACCEPTANCE IS RECEIVED PER THE CONTRACT.

SEITZ BUILDERS, INC.

PAGE 3 OF 3

CHANGE ORDER ARTICLES

(To be included with each Change Order agreement)

ARTICLE I

THIS CHANGE ORDER MAY CAUSE UNFORESEEN AND UNCONTEMPLATED DELAYS TO, HINDRANCES TO, INTERFERENCE'S WITH AND/OR DISRUPTIONS TO ORIGINAL CONTRACT WORK AND/OR TO OTHER CHANGE ORDER WORK. THE COSTS OF THOSE DELAYS, HINDRANCES, BOTH IN TIME AND MONEY ARE NOT PART OF THIS CHANGE ORDER AND THE RIGHT TO SUCH ADDITIONAL COSTS AND TIME IS SPECIFICALLY RESERVED AND NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER.

ARTICLE II

CHANGES TO AND EFFECTS UPON CONSTRUCTION SCHEDULES, AND ORIGINAL PERFORMANCE TIME, ORIGINAL COSTS, METHODS, MEANS, SEQUENCES AND PROCEDURES OF CONSTRUCTION OF ALL OTHER CONTRACT CHANGE ORDERS ARE NOT PART OF THIS CHANGE ORDER. ALL RIGHTS ARE RESERVED AND NOT ACCORDED OR SATISFIED REGARDING SUCH CHANGES AND EFFECTS.

ARTICLE III

THE AMOUNT (S) SET FORTH IN THIS CHANGE ORDER ARE FULL REIMBURSEMENT FOR THE DIRECT COST OF ALL LABOR, MATERIAL AND EQUIPMENT NECESSARY TO PERFORM THE WORK DESCRIBED IN THIS PRE CHANGE ORDER SUMMARY ATTACHED. ALL RIGHTS ARE RESERVED AND ARE NOT ACCORDED OR SATISFIED BY THIS CHANGE ORDER REGARDING ADDITIONAL TIME REQUIRED OR ADDITIONAL COST INCURRED TO PERFORM ANY AND ALL OTHER WORK OF THIS CONTRACT (INCLUDING OTHER CHANGES ORDERS), CAUSED BY THIS CHANGE ORDER

SFS#3- P.C.O.S. #12

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 241

By: Mayor Perciak and Mr. DeMio

AN ORDINANCE AMENDING SECTIONS 450.03 AND 450.07 OF TITLE EIGHT OF PART FOUR-TRAFFIC CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN CONNECTION WITH THE PARKING VIOLATIONS BUREAU, AND DECLARING AN EMERGENCY.

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

Section 1. That Section 450.03 of Chapter 450 of Title Eight of Part Four-Traffic Code of the Codified Ordinances of the City of Strongsville concerning the Parking Violations Bureau, be and is hereby amended to read as follows:

* * *

450.03 PARKING VIOLATIONS BUREAU.

(a) The City of Strongsville Parking Violations Bureau is hereby established pursuant to RC §4521.04 and the home rule authority of the City of Strongsville. The Parking Violations Bureau shall be within the office of the Strongsville Police Department. The Parking Violations Bureau has jurisdiction over each parking infraction that occurs within the territory of the City of Strongsville. Notwithstanding any other provision of law to the contrary, each parking infraction that occurs within the jurisdiction of the Parking Violations Bureau and the enforcement of each such parking infraction shall be handled pursuant to and be governed by the provisions of this Chapter.

(b) City Council shall appropriate sufficient funds to operate the Parking Violations Bureau. The Violations Clerk shall be **an employee of the City of Strongsville assigned by the Police Chief to perform said duties. The hearing examiner shall be the Magistrate of the Strongsville Mayor's Court.** ~~appointed by the Mayor, subject to the approval of a majority of the members elected to City Council. The Violations Clerk shall serve at the pleasure of the Mayor and of City Council and can be removed, with or without cause, by a recommendation of the Mayor and the concurrence of a majority of the members elected to City Council. The Violations Clerk, with the concurrence and approval of the Mayor, may appoint deputy clerks and necessary clerical employees. Hearing examiners shall be appointed by the Mayor, subject to the approval of a majority of the members elected to City Council. Hearing examiners shall serve at the pleasure of the Mayor and of City Council~~

~~and can be removed, with or without cause, by a recommendation of the Mayor and the concurrence of a majority of the members elected to City Council. No person shall be employed as a hearing examiner unless that person is an attorney admitted to the practice of law in Ohio or was formerly employed as a law enforcement officer.~~

(c) The fine, penalties, fees, and costs established for a parking infraction shall be collected, retained and disbursed by the Violations Clerk if the parking infraction out of which the fine, penalties, fees and costs arose occurred within the jurisdiction of the Parking Violations Bureau. The Violations Clerk shall provide tickets for parking infractions to law enforcement officers upon requisition of the appropriate department or division head. Any person requisitioning tickets shall account to the Violations Clerk for all tickets requisitioned at such times as the Violations Clerk shall request. ~~The fine, penalties, fees and costs collected by the Violations Clerk for a parking infraction shall be disbursed by the Violations Clerk to the local authority whose ordinance, resolution, or regulation was violated except that the Violations Clerk may impose an administrative fee and shall deduct the same before disbursement of fines, penalties, fees and costs to any local authority other than the City of Strongsville.~~

(d) The Mayor shall have authority to contract with any non-governmental or governmental entity to provide services in processing, collecting, and enforcing parking tickets issued by law enforcement officers and civil judgments and default civil judgments entered pursuant to this Chapter. No contract shall affect the responsibilities of hearing examiners as prescribed in this Chapter, or the ultimate responsibility of the Violations Clerk to collect, retain, and disburse fines, penalties, fees, and costs for parking infractions and monies paid in satisfaction of judgments and default judgments entered pursuant to this Chapter. All contracts entered into by the Mayor, as set out herein, shall be ~~subject to approval of City Council~~ **entered into in accordance with law.**
(~~Ord. 2000-174. Passed 10-2-00.~~)

* * *

Section 2. That Section 450.07 of Chapter 450 of Title Eight of Part Four-Traffic Code of the Codified Ordinances of the City of Strongsville concerning the Parking Violations Bureau Hearing Procedure, be and is hereby amended to read as follows:

* * *

450.07 HEARING PROCEDURE.

(a) When a person is personally or constructively served with a parking ticket charging the commission of a parking infraction or who receives a notification of infraction and in that person's answer to the charge denies that he/she committed or is responsible for the infraction, the Parking Violations Bureau shall conduct a **review and/or** hearing to determine if the person committed or is responsible for the parking infraction. Each **review or** hearing shall be conducted by a hearing examiner of the parking violations bureau. Each **review or** hearing shall be conducted in such manner as the hearing examiner considers appropriate. Rules regarding the admissibility of evidence shall not be strictly applied in the hearing, but all testimony shall be under oath.

(1) At the hearing, the City of Strongsville ~~or other local authority whose ordinance, resolution or regulation allegedly was violated~~ has the burden of proving, by a preponderance of the evidence, that the person for whom the hearing is being conducted committed or is responsible for the parking infraction. If the person, in his/her answer, denied that he/she committed the parking infraction and requested the presence at the hearing of the law enforcement officer who issued the parking ticket, the officer shall be required to attend the hearing unless the hearing examiner determines that the officer's presence is not required. If the officer's presence at the hearing has been requested and the officer is unable to attend the hearing on the day and at the time scheduled, the hearing examiner may grant a reasonable continuance. The person for whom the hearing is being conducted may present any relevant evidence and testimony at the hearing. The person does not have to attend the hearing if **he/she** submits documentary evidence to the hearing examiner prior to the day of the hearing.

(2) The City of Strongsville ~~or other local authority~~ shall submit the original or a true copy of the parking ticket that was personally or constructively served on the person, and any information from the bureau of motor vehicles that identifies the owner of the vehicle. The ticket and the information in proper form is prima-facie evidence that the registered owner of the vehicle was the person who committed the parking infraction. The ~~local authority~~ **City of Strongsville** may present additional evidence and testimony at the hearing. The ~~local authority~~ **City of Strongsville** does not have to be represented at the hearing by an attorney.

- (b) (1) If a person for whom a **review or** hearing is to be conducted under paragraph (a) of this section appears at the scheduled hearing or submits evidence, the hearing examiner shall consider all evidence and testimony presented and shall determine whether the ~~local authority~~ **City of Strongsville** has established, by a preponderance of the evidence, that the person committed or is responsible for the parking infraction. If the hearing examiner determines that the person committed or is responsible for the infraction, an order indicating the determination as a judgment against the person(s) and requiring the person(s) to pay the appropriate fine and any additional penalties shall be entered in the records of the Parking Violations Bureau.
- (2) If a person for whom a hearing is to be conducted under paragraph (a) of this section fails to appear at the scheduled hearing and fails to submit evidence, the hearing examiner shall, if he determines from any evidence and/or testimony presented at the hearing, by a preponderance of the evidence, that the person(s) committed or is responsible for the parking infraction, enter a default judgment against the person(s) and require the person(s) to pay the appropriate fine and any additional penalties. A default judgment entered under this division shall be entered in the records of the Parking Violations Bureau.
- (3) If a person who is sent a notification of infraction pursuant to C.O. §450.06 does not timely answer, as provided in paragraphs (c) or (d) thereof, the hearing examiner of the parking violations bureau shall, if he determines from any evidence and/or testimony presented to him by the local authority, by a preponderance of the evidence, that the person committed the parking infraction, enter a default judgment against the person and require the person to pay the appropriate fine and any additional penalties. A default judgment entered under this Section shall be entered in the records of the Parking Violations Bureau.
- (4) If the hearing examiner does not determine, by a preponderance of the evidence, that a person in any of the classes described in division (b) (1), (2), or (3)

of this section committed or is responsible for the parking infraction, the hearing examiner shall enter judgment against the ~~local authority~~ **City of Strongsville** whose ordinance, resolution, or regulation allegedly was violated, shall dismiss the charge of the parking infraction against the person, and shall enter the judgment and dismissal in the records of the Traffic Violations Bureau.

- (5) A default judgment entered under this section may be vacated by the hearing examiner who entered it if all of the following apply:
- A. The person against whom the default judgement was entered files a motion to vacate with the Parking Violations Bureau within one year of the date of entry of the judgment;
 - B. The motion sets forth a sufficient defense to the parking infraction out of which the judgment arose; and
 - C. The motion sets forth excusable neglect as to the person's failure to attend the hearing or answer the notification of infraction.

(c) Payment of any judgment or default judgment entered against a person pursuant to this section shall be made to the Violations Clerk within ten days of the date of entry. ~~All money paid in satisfaction of a judgment or default judgment shall be disbursed by the Violations Clerk to the local authority whose ordinance, resolution, or regulation was violated except as otherwise set out in C.O. §450.03, and the Violations Clerk shall enter the fact of payment of the money and its disbursement in the records of the Bureau.~~ If payment is not made within the required time period, the judgment or default judgment may be filed with the Clerk of the Berea Municipal Court, and when so filed, shall have the same force and effect as a money judgment in a civil action rendered in that court.

Judgments and default judgments filed with a court pursuant to this division shall be maintained in a separate index and judgment roll from other judgments rendered in the court. Computer printouts, microfilm, microdot, microfiche, or other similar data recording techniques may be utilized to record such judgments. When a judgment or default judgment is filed with the court, execution may be levied, and such other measures may be taken for its collection as are authorized for the collection of an unpaid money judgment in a civil action rendered in that court. The Berea Municipal Court may assess costs against the judgment debtor, in an amount not exceeding ten dollars (\$10.00) for each parking infraction, to be paid upon satisfaction of the judgment.

(d) Any person against whom a judgment or default judgment is entered pursuant to this section and any local authority against whom a judgment is entered pursuant to this section may appeal the judgment or default judgment to the Berea Municipal Court by filing notices of appeal with the parking violations bureau and the Berea Municipal Court within fifteen (15) days of the date of entry of the judgment and by the payment of such reasonable costs as the Berea Municipal Court requires. Upon the filing of an appeal, the Berea Municipal Court shall schedule a hearing date and notify the City and the parties of the date, time, and place of the hearing. The hearing shall be held by the Berea Municipal Court in accordance with the rules of the Berea Municipal Court. Service of a notice of appeal under this division by a person does not stay enforcement and collection of the judgment or default judgment from which appeal is taken by the person unless the person who files the appeal posts bond with the parking violations bureau in the amount of the judgment, plus court costs, at or before service of the notice of appeal.

Notwithstanding any other provision of law, the judgment on appeal of the Berea Municipal Court is final, and no other appeal of the judgment of the parking violations bureau and no appeal of the judgment of the Berea Municipal Court may be taken.

(e) A judgment or default judgment entered pursuant to this section may be filed with the Berea Municipal Court or any other court of record under paragraph (c) of this section at any time within three years after the date of issuance of the parking ticket charging the parking infraction out of which the judgment arose. This division applies to any ticket issued for an offense that would be a parking infraction on or after the effective date of this section.

~~(Ord. 2000-174. Passed 10-2-00.)~~

* * *

Section 3. That any ordinances or parts thereof inconsistent with this Ordinance be and are hereby repealed.

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

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

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 – 241
Page 7

Strongsville Codified Ordinances. 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	_____	_____
Schonhut	_____	_____
Short	_____	_____
Southworth	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2016-241 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

Pub Hrg. _____ of: _____
 Adopted: _____ Deated: _____

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 242

By: Mayor Perciak and Mr. Short

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2016-063 AUTHORIZING THE MAYOR TO ENTER INTO A STATE OF OHIO ADMINISTRATIVE SERVICES CONTRACT FOR THE PURCHASE AND INSTALLATION OF VARIOUS FITNESS EQUIPMENT FOR USE BY THE RECREATION DEPARTMENT OF THE CITY, IN ORDER TO PURCHASE ADDITIONAL EQUIPMENT TO REPLACE OBSOLETE FITNESS MACHINES, AND DECLARING AN EMERGENCY. [Technogym]

WHEREAS, by and through Ordinance No. 2016-063, passed March 21, 2016, this Council authorized the Mayor to request authority in the name of the City of Strongsville to participate in an Ohio Department of Administrative Services contract with Technogym USA Corp., for the purchase and installation of various fitness equipment, in a total amount not to exceed \$278,876.10 for the purchase of cardio equipment; and for the purchase of strength training equipment, in a total amount not to exceed \$90,045.15; and

WHEREAS, in order to further replace obsolete fitness equipment, the City's Recreation Department has requested that an additional vertical traction strength training machine be purchased and installed, which was not included in the original purchase price for equipment; and

WHEREAS, the cost of such additional equipment is \$3,355.33, as reflected on the invoice attached hereto as Exhibit C and incorporated herein; and

WHEREAS, Council and the Administration, therefore, desire to proceed with the additional purchase of one (1) vertical traction strength training machine, and to amend Ordinance No. 2016-063 in order to provide for the purchase and installation of such additional strength training equipment.

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. 2016-063 be and is hereby amended to read in its entirety as follows:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 242

Page 2

“Section 1. That the Mayor be and is hereby authorized and directed to request authority in the name of the City of Strongsville to participate in the Ohio Department of Administrative Services contract, which the Department has entered into pursuant to Revised Code Section 5513.01(B) with **TECHNOGYM USA CORP.**, for the purchase and installation of various fitness bikes, treadmills, and strength training equipment for use by the Recreation Department of the City in the amount of \$278,876.10 for the cardio equipment, as set forth on the proposal attached hereto as Exhibit “A;” ~~and~~ \$90,045.15 for the strength training equipment, as set forth on the proposal attached as Exhibit “B;” and **\$3,355.33 for additional strength training equipment, as set forth on the invoice attached as Exhibit “C,”** all incorporated herein by reference.”

Section 2. That the Director of Finance be and is hereby authorized and directed to pay to **TECHNOGYM USA CORP.**, the additional sum of \$3,355.33 for the purchase and installation of the additional equipment.

Section 3. That the funds necessary for the purpose of said additional equipment have been appropriated and shall be paid from the Recreation Capital Improvement Fund.

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

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to increase the amount authorized to be expended for the purchase of the various additional equipment in order to replace obsolete fitness equipment for the safety of the patrons and invitees at the City’s Recreation Center, 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: _____

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 - 242
Page 3

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

Attest: _____
Clerk of Council

ORD. No. 2016-242 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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



The Wellness Company

TECHNOGYM USA Corp.
700 Route 46 East
Fairfield, NJ 07004

GST# 877839423RT001

Toll Free: (800) 804-0952
Office: (206) 623-1488
Fax: (206) 512-1696
email: info@technogymusa.com
www.technogymusa.com

Bill To:

STRONGSVILLE RECREATION
18100 ROYALTON RD
STRONGSVILLE, OH 44136

Ship To:

STRONGSVILLE RECREATION
18100 ROYALTON RD
STRONGSVILLE, OH 44136

Buyer V. Bogue

DOCUMENT INVOICE	NUMBER 16008969	DATE 11-30-2016	PAGE 1(1)
CUSTOMER CODE C03520	V.A.T. NUMBER / FISCAL CODE	AREA MAN. Varga, Tom	DELIVERY F.O.B. Factory - Prepaid

ITEM CODE	DESCRIPTION	QUANTITY	UNIT PRICE	DISCOUNTS	AMOUNT	V.A.T.
	tdinf3 Our Order121191 10-26-2016 Del.Note nr. 0 Your Ref.					
	Delivery Address: STRONGSVILLE RECREATION 18100 ROYALTON RD STRONGSVILLE, OH 44136					
	STRENGTH - PERSONAL SELECTION CLASSIC					
ML7130-ANV0DVL	VERTICAL TRACTION Serial# : ML71NN16100096 Overall STRENGTH - PERSONAL SELECTION CLASSIC Amount	1	PZ 4,840.00	39.00%	2,952.40	0%
	Discount		1,887.60			
Y010	DELIVERY & INSTALLATION FREIGHT & INSTALL. CHARGES Overall DELIVERY & INSTALLATION Amount	1	PZ 402.93		402.93	0%

TOTAL GOODS 4,840.00	TOTAL DISCOUNT -1,887.60	BANK CHARGES	ADDITIONAL CHARGES 402.93	TOTAL TAXABLE 3,355.33	SALES TAX % 0% OH Exemption	TOTAL SALES TAX 0.00	TOTAL AMOUNT 3,355.33 USD
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PAYMENT
Cheque Net 30 USD 3,355.33

EXHIBIT C

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 243

BY: Mayor Perciak and Mr. Short

AN ORDINANCE REPEALING ORDINANCE NO. 2016-207; AMENDING ORDINANCE NO. 2016-208 AND THE CONTRACT WITH BLUE RIBBON MEATS, INC. FOR THE PURCHASE OF MEAT, FISH AND POULTRY FOR USE AT THE WALTER F. EHRSFELT RECREATION & SENIOR CENTER, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2016-207, this Council authorized a contract with Beaver Wholesale Meats for the purchase during 2017 of meat, fish and poultry for use at the Walter F. Ehrnfelt Recreation and Senior Center, without public bidding, and in a total amount not to exceed \$9,000.00; and

WHEREAS, since then, the vendor, Beaver Wholesale Meats, Inc. has notified the City that they will not be signing the contract with the City, as reflected in Exhibit A attached hereto and, therefore, the City is thus canceling any previous intent to enter into an agreement with said vendor, and the City will seek such supplies elsewhere; and

WHEREAS, by and through Ordinance No. 2016-208, this Council further authorized a contract with Blue Ribbon Meats, Inc. for the purchase during 2017 of additional meat, fish and poultry for use at the City's Recreation and Senior Center, without public bidding, and in a total amount not to exceed \$20,000.00; and

WHEREAS, therefore, the Director of Recreation & Senior Services has recommended to the Mayor and this Council that under the circumstances, the City promptly make arrangements to amend the current contract with Blue Ribbon Meats, Inc., thereby increasing the not-to-exceed amount by \$9,000.00, for an amended total contract price of \$29,000.00; and

WHEREAS, the Mayor and Council are desirous of proceeding with the recommendation of the Director of Recreation & Senior Services to amend such contract.

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 Ordinance No. 2016-207 previously authorizing a contract with Beaver Wholesale Meats for certain meat, fish and poultry products is hereby repealed in its entirety.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 243

Page 2

Section 2. 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 Walter F. Ehrnfelt Recreation & Senior Center, in that it is immediately necessary to amend the current contract, without public bidding, with **BLUE RIBBON MEATS, INC.**, for the purchase of certain meat, fish and poultry, in order to provide for the continuity of services, operation and maintenance of the Walter F. Ehrnfelt Recreation & Senior Center, and to conserve public funds.

Section 3. That Section 2 of Ordinance No. 2016-208 be and is hereby amended to read in its entirety as follows:

“**Section 2.** That, for the reasons aforesaid, this Council hereby authorizes the Mayor to enter into a contract with **BLUE RIBBON MEATS, INC.**, without public bidding, in a total amount not to exceed ~~\$20,000.00~~**\$29,000.00** during 2017 for the purchase of certain meat, fish and poultry for use by the Walter F. Ehrnfelt Recreation & Senior Center, based upon initial unit prices, as more fully set forth in Exhibit “A”, attached hereto and incorporated herein by reference.”

Section 4. That the funds for the purposes of said contract 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 enter into said contract in order to provide for the continuity of services and operation of the Walter F. Ehrnfelt Recreation & Senior Center, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous affirmative 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: _____

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2016 - 243
Page 3

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

Attest: _____
Clerk of Council

ORD. No. 2016-243 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

BEAVER WHOLESALE MEATS, INC.
P.O. BOX 376 539 EAST MAIN STREET
SMITHVILLE, OH 44677
PH: 330-669-2141 TOLL-FREE: 800-321-5380
FAX 330-669-3579

November 23, 2016

Ehrnfelt Senior Center
Attn: Kathy Sazima RN, Senior Services Coordinator
18100 Royalton Road
Strongsville, Ohio 44136

Dear Kathy,

Thank you for sending the Agreement for the Purchase and Delivery of Food Products and Supplies for the Ehrnfelt Senior Center. After reading over the contract, Beaver Meats is choosing NOT to sign the agreement.

Thank you for your time and attention to this matter. It has been a pleasure speaking to you.

Sincerely,

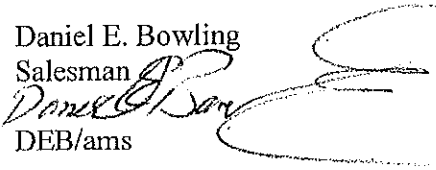
Daniel E. Bowling
Salesman

DEB/ams

EXHIBIT A

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2016 – 244

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING CHAPTER 618 OF PART SIX-GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ESTABLISH A NEW SECTION 618.23 CONCERNING REGULATION OF POULTRY IN THE CITY OF STRONGSVILLE, 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 Chapter 618 of Part Six-General Offenses Code of the Codified Ordinances of the City of Strongsville is hereby amended by establishing a new Section 618.23 to read in its entirety as follows:

**CHAPTER 618
Animals**

- 618.01 Dogs and other animals running at large.**
- 618.02 Abandoning animals.**
- 618.03 Harming or obstructing animals used in law enforcement.**
- 618.04 Poisoning animals.**
- 618.05 Cruelty to animals generally.**
- 618.051 Cruelty to companion animals.**
- 618.06 Sale, display, coloring or offering of live animals.**
- 618.07 Barking or howling animals.**
- 618.08 Registration of dogs required.**
- 618.09 Hindering capture of unregistered dog.**
- 618.10 Unlawful tags.**
- 618.11 Rabies quarantine.**
- 618.12 Hunting or trapping prohibited.**
- 618.13 Nuisance conditions prohibited.**
- 618.14 Impounding and disposition; fees.**
- 618.15 Reporting escapes.**
- 618.16 Animal owner liable for damage to public property.**
- 618.17 Transfer of ownership or possession of dog; classification as dangerous, nuisance or vicious dog; court hearing; appeal.**
- 618.18 Confinement or restraint of dog; liability insurance; debarking or surgically silencing dog.**
- 618.19 Vicious animals.**

- 618.20 Dogs with blind, deaf or mobility impaired persons.
- 618.21 Exceptions.
- 618.22 Assaulting police dog or horse or an assistance dog.
- 618.23 Poultry.

* * *

618.23 POULTRY.

(a) As used in this Section, "Poultry" means any domesticated fowl collectively, including but not limited to any chickens, turkeys, ducks and geese.

(b) No person shall keep or raise any poultry within the City of Strongsville unless all of the following conditions are met:

- (1) An accessory structure such as a pen, coop or other enclosure, with a fixed location secured to the ground, shall be required for the keeping or harboring of poultry;
- (2) Such pen, coop or other enclosure shall contain or be within or contiguous to an attached area surrounded by a fence, at least eighteen (18) inches in height, to allow the poultry to exercise ("poultry exercise area");
- (3) Such pen, coop or other enclosure, including the fenced exercise area, shall meet the requirements of all building and zoning laws;
- (4) Such pen, coop or other enclosure, shall not be dilapidated;
- (5) Such pen, coop or other enclosure, including the adjacent yard area, shall be kept in a sanitary condition as determined by the Animal Control Officer or any inspector from the Building Department. As used herein, the term, "sanitary condition" means a condition that does not destroy the lawn or yard area, allow flies to breed, cause an odor offensive to an adjacent residence or business property or cause or allow the poultry to become ill;
- (6) Such pen, coop, other enclosure or poultry exercise area shall be in compliance with Chapter 1432 of the Strongsville Codified Ordinances and Section 1252.03(e)(1) of the Strongsville Codified Ordinances;
- (7) There shall only be one pen, coop or other enclosure, for the keeping or harboring poultry permitted on a property;
- (8) Any poultry, while on the premises of its owner or custodian, shall be confined in such pen, coop, other enclosure or poultry exercise area.

- (9) Any poultry raised or kept within the City of Strongsville shall only be permitted on a lot of not less than 20,000 square feet in area.
- (10) There shall be no more than twelve (12) poultry kept or harbored on property that is at least twenty thousand (20,000) square feet in area. If the property area exceeds one (1) acre in size, no more than twenty-four (24) poultry may be kept on the property; and
- (11) There shall be no roosters kept or harbored on the property.

(c) On the effective date of this Ordinance, any property owner who keeps or harbors more than the maximum number of poultry permitted by this Ordinance shall provide written notice, on a form provided by the City of Strongsville, to the City of Strongsville Animal Control Officer, of the property address and number of poultry on the property. Such written notice shall be submitted no later than April 15, 2017. Following receipt of this notice, the Animal Control Officer shall inspect the property to confirm the number of poultry. Should the Animal Control Officer discover any violation during this inspection, the Animal Control Officer shall notify the property owner immediately. Upon confirmation of the number of poultry by the Animal Control Officer, the property owner shall reduce the quantity of poultry pursuant to the following schedule:

Lot Size	Maximum Number of Poultry by December 31, 2017	Maximum Number of Poultry by December 31, 2018
More than 20,000 square feet but less than 1 acre	18	12
More than 1 acre	36	24

Any property owner who does not provide written notice to the City of Strongsville Animal Control Officer by April 15, 2017 of the number of poultry on a property, shall be presumed to be keeping or harboring a quantity of poultry at or below the maximum quantity permitted by this Ordinance and such property owner will be required to be in compliance with the maximum quantity permitted by this Ordinance by April 16, 2017.

Nothing in this subsection or any other subsection shall be interpreted as allowing any violations of this Ordinance after its effective date.

(d) **Whoever violates any provisions of this Section shall be guilty of a misdemeanor of the fourth degree.**

(e) **Any violation of any provision of this Section shall be considered a nuisance, and in addition to any penalties provided herein, the nuisance may be abated by the City of Strongsville pursuant to Section 606.28 of the Codified Ordinances of the City of Strongsville.**

Section 2. That any ordinances or parts thereof inconsistent with this Ordinance be and are hereby repealed.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to provide regulation of poultry animals in the City for the safety of all residents. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

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

Attest: _____
 Clerk of Council

ORD. No. 2016-244 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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