

City of Strongsville

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

May 17, 2018

MEETING NOTICE

City Council

Michael J. Daymut
Ward 1

Annmarie P. Roff
Ward 2

Kelly A. Kosek
Ward 3

Gordon C. Short
Ward 4

Joseph C. DeMio
At-Large

James E. Carbone
At-Large

Matthew A. Schonhut
At-Large

Aimee Pientka, MMC
Clerk of Council

Tiffany Mekeel, CMC
Assistant Clerk of Council

City Council has scheduled the following meetings for **Monday, May 21, 2018**, 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. 2018-062, 2018-063 and Resolution No. 2018-073.

Public Safety and Health Committee will meet to discuss Ordinance Nos. 2018-067 and 2018-074.

Public Service and Conservation Committee will meet to discuss Ordinance Nos. 2018-075, 2018-076, 2018-077, 2018-078 and 2018-079.

Recreation and Community Services Committee will meet to discuss Ordinance Nos. 2018-080, 2018-081 and Resolution No. 2018-082.

Finance Committee

A motion will be made to approve the Finance Committee meeting minutes of May 1, 2018.

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, MAY 21, 2018 AT 8:00 P.M.
Mike Kalinich Sr. City Council Chamber
18688 Royalton Road, Strongsville, Ohio

AGENDA

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
 - *Council Meeting – May 7, 2018*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
7. REPORTS OF COUNCIL COMMITTEE:
 - SCHOOL BOARD – Mr. Carbone:
 - SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Short:
 - BUILDING AND UTILITIES – Mr. Daymut:
 - COMMUNICATIONS AND TECHNOLOGY – Ms. Kosek:
 - ECONOMIC DEVELOPMENT – Mr. Daymut:
 - FINANCE – Mr. Carbone:
 - PLANNING, ZONING AND ENGINEERING – Mr. Schonhut:
 - PUBLIC SAFETY AND HEALTH – Mr. Short:
 - PUBLIC SERVICE AND CONSERVATION – Ms. Roff:
 - RECREATION AND COMMUNITY SERVICES – Ms. Roff:
 - COMMITTEE-OF-THE-WHOLE – Mr. DeMio:
8. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:
 - MAYOR PERCIAK:
 - FINANCE DEPARTMENT:
 - LAW DEPARTMENT:
9. AUDIENCE PARTICIPATION:
10. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 2018-062 by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18. Favorable recommendation by Planning Commission 05-10-18.*
- Ordinance No. 2018-063 by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (ALL OF PPN 398-28-002; AND PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18. Favorable recommendation by Planning Commission 05-10-18.*
- Ordinance No. 2018-067 by Mayor Perciak and Mr. Short. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF NINE (9) 2018 FORD UTILITY INTERCEPTOR VEHICLES AND ONE (1) 2018 FORD UTILITY INTERCEPTOR K9 VEHICLE, FOR USE BY THE POLICE DEPARTMENT OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY. *First reading 05-07-18.*
- Resolution No. 2018-073 by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING IT NECESSARY TO IMPROVE HOWE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS, CATCH BASINS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS WHERE THEY DO NOT NOW EXIST, AND REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAY APRONS, STORM SEWERS AND CULVERTS, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-074 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO PROVIDE PUBLIC SAFETY DISPATCH SERVICES TO THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-075 by Mayor Perciak and Ms. Roff. AN ORDINANCE APPROVING AND RATIFYING THE PURCHASE OF READY MIX CONCRETE DURING THE FIRST PART OF 2018, AND AUTHORIZING THE MAYOR TO MAKE PAYMENT FOR SUCH CONCRETE MATERIALS, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

- Ordinance No. 2018-076 by Ms. Roff. AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2017-222 TO INCREASE THE APPROPRIATED CONTRACT NOT-TO-EXCEED AMOUNT WITH NERONE & SONS, INC. FOR ADDITIONAL WORK AND ITEMS REQUIRED TO REPAIR CERTAIN INTEGRAL PARTS AND APPURTENANCES AT THE CITY'S WASTEWATER TREATMENT PLANT "C", WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-077 by Ms. Roff. AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN OBSOLETE AND SURPLUS SERVICE DEPARTMENT VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-078 by Ms. Roff. AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-079 by Ms. Roff. AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION, OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY'S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-080 by Mayor Perciak and Ms. Roff. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF PLAYGROUND EQUIPMENT AND APPURTENANCES FOR USE BY THE RECREATION DEPARTMENT OF THE CITY AT SURREARER PARK; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-081 by Mayor Perciak and Ms. Roff. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR EMERGENCY REPLACEMENT OF TWO WATER HEATERS WITH VARIOUS APPURTENANCES AT THE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.
- Resolution No. 2018-082 by Mayor Perciak and Ms. Roff. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE 2018 ROOF REPLACEMENT PROJECT AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER.

11. COMMUNICATIONS, PETITIONS AND CLAIMS:

- Application for Permit: TRFO-D1-D2-D3: To: SMK Rex Inc. DBA: Wine and Canvas; 14773 Pearl Road, Strongsville, Ohio 44136 (Responses must be postmarked no later than 5/29/2018).

12. MISCELLANEOUS BUSINESS:

13. ADJOURNMENT:

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 062

By: Mr. Schonhut

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY.

WHEREAS, various owners of certain properties located at Royalton Road and Webster Road, in the City of Strongsville, have submitted, through their authorized agent, a petition requesting rezoning of portions of such property from R1-75 (One Family 75) classification to PF (Public Facilities) classification (parts of PPNs 398-28-007; 398-28-009 & 398-28-010); and

WHEREAS, the same owner of one of the properties located at Royalton Road and Webster Road, is further requesting rezoning of property from R1-75 (One Family 75) classification to MS (Motorist Service) classification (part of PPN 398-28-007); and

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

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

Section 1. That the Zoning Map of the City of Strongsville, adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville, be amended to change the zoning classification of portions of Permanent Parcel Nos. 398-28-007, 398-28-009 and 398-28-010, being those certain properties described in Exhibit "A" and depicted in Exhibit "B", from R1-75 (One Family 75) classification to PF (Public Facilities) classification; and which are attached hereto and incorporated herein as if fully rewritten; and further a part of Permanent Parcel No. 398-28-007, being that certain property described in Exhibit "C" and depicted in Exhibit "B", also attached hereto and incorporated herein as if fully rewritten, from R1-75 (One Family 75) classification to MS (Motorist Service) classification, provided that such amendments are approved at a regularly scheduled election by a majority vote of the electors voting thereon in

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2018 – 062
Page 2

the City of Strongsville and in each ward in which the changes are applicable to the property in the ward.

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

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

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to rezone such property in order to meet the deadline for submittal of this issue to the ballot in accordance with law, to afford the applicant an opportunity to submit plans and commence construction, and to enhance economic development within the City. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

First Reading: May 7, 2018
 Second Reading: _____
 Third Reading: _____
 Public Hearing: _____

Referred to Planning Commission

May 8, 2018
 Approved: Favorable recommendation by Planning Commission
05-10-18.

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-062 Amended: _____
 1st Rdg. 05-07-18 Ref: PC/PZE
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

PETITION FOR ZONING CHANGE

2018-062 E

Ordinance Number:

2018-063

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

I/We, the undersigned owner(s) of the property set above our names on the Property Description Form attached to this document, hereby petition your Honorable Body that said property be changed from a class LB and R1-75 use to a class PF and MS use.

Such change is necessary for the preservation and enjoyment of a substantial property right because: Please see Attachment B.

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because: Please see Attachment B.

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

- 1. N/A
- 2. _____
- 3. _____

THE PROPOSED USE OF THE PROPERTY IS: Approximately 3.23 acres of the rezoned property will be used as a fuel station and convenient store, the remainder will be controlled by Cleveland Metroparks and programmed accordingly.

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

Name: Nick Catanzarite, Walter | Haverfield, LLP

Address: 1301 E. 9th Street, Suite 3500, Cleveland, Ohio, 44114


Telephone Number: 216-928-2981



Signature of Owner(s)Agent

State of Ohio)
County of Cuyahoga)

Sworn to and subscribed in my presence this 23rd day of April, 2018



Notary Public **JOAN ALBERS**
NOTARY PUBLIC • STATE OF OHIO
My commission expires: _____ **My commission expires Oct. 15, 2021**

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

Attachment A
Property Description Form
Submitted April 23, 2018

Applicant: Walter Haverfield, LLP on behalf of Giant Eagle, Inc.
C/O Nick Catanzarite
1301 E. 9th Street
Suite 3500
Cleveland, Ohio 44114
216-928-2981
ncatanzarite@walterhav.com

Properties

398-28-002	V/L on Royalton Rd	Lori F. Catanzarite
398-28-007	Royalton Rd S	Spirnak Family Limited Partnership
398-28-009	Royalton Rd S	Spirnak Family Limited Partnership
398-28-010	V/L on Webster Road	Lori F. Catanzarite

Please see the follow pages for Authorization to Apply for Rezoning of Real Property signed by the property owners.

Attachment B
Petition for Zoning Change
Submitted April 23, 2018

Applicant: Walter Haverfield, LLP on behalf of Giant Eagle, Inc.
C/O Nick Catanzarite
1301 E. 9th Street
Suite 3500
Cleveland, Ohio 44114
216-928-2981
ncatanzarite@walterhav.com

Such change is necessary for the preservation and enjoyment of a substantial property right because:

Rezoning will allow the property to be used in a manner that best serves the interests of the community as a whole.

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because:

The portion of the property to be rezoned to Motorist Service will conform to the zoning of the adjacent parcel located on the corner of Royalton Road and Webster Road. Rezoning will allow the property to be developed into a more productive use.

Converting the majority of the property to Public Facilities will limit future retail development on Royalton Road. Further, Cleveland Metroparks will utilize the property to benefit the community.

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Ken Mikula, City Engineer

FROM: Aimee Pientka, Clerk of Council

DATE: April 24, 2018

SUBJECT: Rezoning Application
Lori F. Catanzarite, Spirnak Family Limited Partnership; Owners
Nick Catanzarite, Walter/Haverfield, LLP; Agent
PPNs: 398-28-002; 398-28-007; 398-28-009; 398-28-010
Address: 14010 Royalton Road; vacant land on Royalton Rd. and Webster Rd.
From Residential (R1-75) and Local Business (LB) to Public Facility (PF) and
Motorist Service (MS)

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

Thank you.

AKP
Attachments

cc: Thomas P. Perciak, Mayor
Neal Jamison, Law Director
Daniel J. Kolick, Assistant Law Director
George Smerigan, City Planner
Brent Painter, Economic Development Director
All Members of Council
Carol Opera, Planning Commission Secretary

City of Strongsville

Memorandum

To: Neal Jamison, Law Director

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

From: Lori Daley, Assistant City Engineer

Date: April 25, 2018

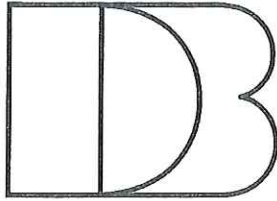
Re: Rezoning Application
Lori F. Catanzarite, Spirnak Family Limited Partnership; Owners
PPN's 398-28-002, 398-28-007, 398-28-009 and 398-28-010
14010 Royalton Road
From R1-75 to PF & MS
From LB to PF and MS

Neal,

The legal descriptions included in the Clerk of Council's April 24, 2018 memo regarding the above referenced application accurately depict the areas to be rezoned.

Please feel free to contact me with any questions.

Thank you.



**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130

F 216.642.1132

R1-75 to PF
Zoning
DB# 4887

April, 2018

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio, and known as being part of Original Strongsville Township Lot 15, and bounded and described as follows:

Beginning at a point in the centerline of Royalton Road (S.R. 82), variable width, at its intersection with the centerline of Webster Road, 60 feet wide;

Thence North 0 degrees 05 minutes 33 seconds East along the centerline of Webster Road, 300.03 feet to a point;

Thence South 89 degrees 13 minutes 56 seconds West, 583.96 feet to a point in the easterly line of Parcel 1 of land conveyed to the Spirnak Family Limited Partnership by deed recorded as A.F.N. 200201020417 of Cuyahoga County Records, and the principal place of beginning of the parcel herein described;

Thence South 89 degrees 13 minutes 56 seconds West along the existing southerly line of R1-75 Zoning District, 116.12 feet to its intersection with the westerly line of said District;

Thence North 0 degrees 05 minutes 33 seconds East along the said westerly line of said R1-75 Zoning District, being parallel to the centerline of Webster Road and distant 700.00 feet therefrom by rectangular measurement, 814.35 feet to its intersection with the southerly line of the Chasemoor Subdivision as shown by the recorded plat in Volume 274, Page 34 of Cuyahoga County Map Records;

Thence North 89 degrees 16 minutes 05 seconds East along the southerly line of said Chasemoor Subdivision, 670.07 feet to its intersection with the westerly line of Webster Road;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of Webster Road, 59.38 feet to its intersection with the northerly line of a parcel of land conveyed to Sophia Maloof by deed recorded as AFN 201708100558 of Cuyahoga County Records;

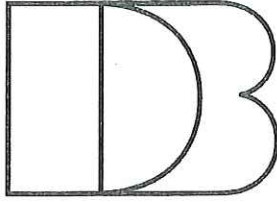
Thence North 89 degrees 54 minutes 27 seconds West along the northerly line of said land conveyed to Sophia Maloof, 200.00 feet to its intersection with the westerly line of said land so conveyed;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Sophia Maloof, 90.00 feet to its intersection with the southerly line of said land so conveyed;

Thence South 89 degrees 54 minutes 27 seconds East along the southerly line of said land conveyed to Sophia Maloof, 200.00 feet to its intersection with the westerly line of Webster Road;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of Webster Road, 140.00 feet to a point;





**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130
F 216.642.1132

R1-75 to PF

Zoning

DB# 4887

Thence North 89 degrees 54 minutes 27 seconds West, 200.00 feet to its intersection with the northerly prolongation of the westerly line of a parcel of land conveyed to Thomas W. & Jacqueline M. Kruggel by deed recorded as A.F.N. 200507010484 of Cuyahoga County Records;

Thence South 0 degrees 05 minutes 33 seconds West along the northerly prolongation of the westerly line of said land conveyed to Thomas W. and Jacqueline M. Kruggel, and along said westerly line, 190.00 feet to its intersection with the northerly line of a parcel of land conveyed to Jason E. Simko by deed recorded as AFN 201504280719 of Cuyahoga County Records;

Thence North 89 degrees 54 minutes 27 seconds West along the northerly line of said land conveyed to Jason E. Simko, 100.00 feet to its intersection with the westerly line of said land so conveyed;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Jason E. Simko, 100.00 feet to its intersection with the southerly line of said land so conveyed;

Thence South 89 degrees 54 minutes 27 seconds East along the southerly line of said land conveyed to Jason E. Simko, 300.00 feet to its intersection with the westerly line of Webster Road;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of Webster Road, 90.00 feet to its intersection with the northerly line of a parcel of land conveyed to Michael J. Rush by deed recorded as AFN 200907220855 of Cuyahoga County Records;

Thence North 89 degrees 54 minutes 27 seconds West along the northerly line of said land conveyed to Michael J. Rush, 200.00 feet to its intersection with the westerly line of said land so conveyed;

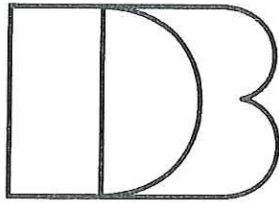
Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Michael J. Rush, 90.00 feet to its intersection with the southerly line of said land so conveyed;

Thence North 89 degrees 54 minutes 27 seconds West along the westerly prolongation of the southerly line of said land conveyed to Michael J. Rush, 352.92 feet to its intersection with the easterly line of said Parcel 1 of said land conveyed to the Spirnak Family Limited Partnership;

Thence South 0 degrees 59 minutes 01 second West along the easterly line of said Parcel 1 of land conveyed to the Spirnak Family Limited Partnership, 62.88 feet to the principal place of beginning as described by Donald Bohning & Associates in April, 2018 according to available records;

Distances are given in feet and decimal parts thereof. Bearings are referenced to an assumed meridian and are used to indicate angles only.

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**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130

F 216.642.1132

R1-75 to M5

Zoning

DB# 4887

April, 2018

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio, and known as being part of Original Strongsville Township Lot 15, and bounded and described as follows:

Beginning at a point in the centerline of Royalton Road (S.R. 82), variable width, at its intersection with the centerline of Webster Road, 60 feet wide;

Thence North 0 degrees 05 minutes 33 seconds East along the centerline of Webster Road, 300.03 feet to a point;

Thence South 89 degrees 13 minutes 56 seconds West, 30.00 feet to a point in the westerly line of Webster Road at its intersection with the existing southerly line of R1-75 Zoning District, and the principal place of beginning of the parcel herein described;

Thence South 89 degrees 13 minutes 56 seconds West along the southerly line of R1-75 Zoning District, being parallel to the centerline of Royalton Road and distant 300 feet therefrom by rectangular measurement, 553.96 feet to its intersection with the easterly line of Parcel 1 of land conveyed to the Spirnak Family Limited Partnership by deed recorded as A.F.N. 200201020417 of Cuyahoga County Records;

Thence North 0 degrees 59 minutes 01 second East along the easterly line of said Parcel 1 of land conveyed to the Spirnak Family Limited Partnership, 62.88 feet to its intersection with the westerly prolongation of the southerly line of a parcel of land conveyed to Michael J. Rush by deed recorded as A.F.N. 200907220855 of Cuyahoga County Records;

Thence South 89 degrees 54 minutes 27 seconds East along the westerly prolongation of the southerly line of said land conveyed to Michael J. Rush, and along said southerly line 532.92 feet to a point of curvature, therein;

Thence northeasterly along the curved southerly line of said land conveyed to Michael J. Rush, being the arc of a curve deflecting to the left, 31.42 feet to a point in the westerly line of Webster Road, said arc having a radius of 20.00 feet, and a chord which bears North 45 degrees 05 minutes 33 seconds East, 28.28 feet;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of Webster Road, 74.56 feet to the principal place of beginning as described by Donald Bohning & Associates in April, 2018 according to available records;

Distances are given in feet and decimal parts thereof. Bearings are referenced to an assumed meridian and are used to indicate angles only.

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CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Planning Commission

FROM: Tiffany Mekeel, Assistant Clerk of Council

DATE: May 8, 2018

SUBJECT: Referral from Council: Ordinance No. 2018-062 & 2018-063

Please be advised that at its regular meeting of May 7, 2018, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

- **Ordinance No. 2018-062** by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18.*

- **Ordinance No. 2018-063** by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (ALL OF PPN 398-28-002; AND PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18.*

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

TAM
Attachment

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: May 11, 2018

Please be advised that at its meeting of May 10, 2018, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ORDINANCE NO. 2018-062

An Ordinance Amending the Zoning Map of the City of Strongsville adopted by Section 1250.03 of Title Six, Part Twelve of the codified Ordinances of Strongsville to change the Zoning Classification of Certain Real Estate located at Royalton Road and Webster Road, in the City of Strongsville from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification (Parts of PPN's 398-28-007; 398-28-009 and 398-28-010); and from R1-75 (One Family 75) Classification to MS (Motorist Service) Classification (Part of PPN 398-28-007) and Declaring an Emergency.

ORDINANCE NO. 2018-063

An Ordinance Amending the Zoning Map of the City of Strongsville adopted by Section 1250.03 of Title Six, Part Twelve of the codified Ordinances of Strongsville to change the Zoning Classification of Certain Real Estate located at Royalton Road and Webster Road, in the City of Strongsville from LB (Local Business) Classification to PF (Public Facilities) Classification (All of PPN 398-28-002; and parts of PPN's 398-28-007; 398-28-009 and 398-28-010); and from LB (Local Business) Classification to MS (Motorist Service) Classification (Part of PPN 398-28-007) and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 063

By: Mr. Schonhut

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (ALL OF PPN 398-28-002; and PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY.

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

Section 1. That the Zoning Map of the City of Strongsville, adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville, be amended to change the zoning classification of certain properties located at Royalton Road and Webster Road, from LB (Local Business) classification to PF (Public Facilities) classification (all of PPN 398-28-002; and parts of PPN 398-28-007; 398-28-009 & 398-28-010), and from LB (Local Business) classification to MS (Motorist Service) classification (part of PPN 398-28-007), which properties are more fully described in Exhibit "A" and as depicted in Exhibit "B", attached hereto and incorporated herein as if fully rewritten.

Section 2. That the Clerk of Council is hereby authorized to cause the necessary change on the Zoning Map to be made in order to reflect the zoning change in classification as provided in this Ordinance.

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

Section 4. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to rezone such property in order to provide for the orderly development of lots and lands within the City, to afford the applicant an opportunity to submit plans and commence construction as weather permits, to enhance economic development within the City, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2018 - 063
Page 2

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: May 7, 2018

Referred to Planning Commission

Second reading: _____

May 8, 2018
 Approved: Favorable recommendation by Planning Commission
05-10-18.

Third reading: _____

Public Hearing: _____

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-063 Amended: _____
 1st Rdg. 05-07-18 Ref: PCI/PZE
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

PETITION FOR ZONING CHANGE

*2018-062 &
2018-063*

Ordinance Number: _____

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

I/We, the undersigned owner(s) of the property set above our names on the Property Description Form attached to this document, hereby petition your Honorable Body that said property be changed from a class LB and R1-75 use to a class PF and MS use.

Such change is necessary for the preservation and enjoyment of a substantial property right because: Please see Attachment B.

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because: Please see Attachment B.

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

1. N/A
2. _____
3. _____

THE PROPOSED USE OF THE PROPERTY IS: Approximately 3.23 acres of the rezoned property will be used as a fuel station and convenient store, the remainder will be controlled by Cleveland Metroparks and programmed accordingly.

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

Name: Nick Catanzarite, Walter | Haverfield, LLP

Address: 1301 E. 9th Street, Suite 3500, Cleveland, Ohio, 44114

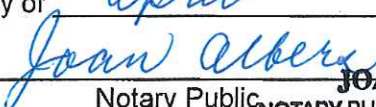
Telephone Number: 216-928-2981



Signature of Owner(s) Agent

State of Ohio)
County of Cuyahoga)

Sworn to and subscribed in my presence this 23rd day of April, 2018



Notary Public **JOAN ALBERS**
NOTARY PUBLIC • STATE OF OHIO
My commission expires: _____ **My commission expires Oct. 15, 2021**

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

Attachment A
Property Description Form
Submitted April 23, 2018

Applicant: Walter Haverfield, LLP on behalf of Giant Eagle, Inc.
C/O Nick Catanzarite
1301 E. 9th Street
Suite 3500
Cleveland, Ohio 44114
216-928-2981
ncatanzarite@walterhav.com

Properties

398-28-002	V/L on Royalton Rd	Lori F. Catanzarite
398-28-007	Royalton Rd S	Spirnak Family Limited Partnership
398-28-009	Royalton Rd S	Spirnak Family Limited Partnership
398-28-010	V/L on Webster Road	Lori F. Catanzarite

Please see the follow pages for Authorization to Apply for Rezoning of Real Property signed by the property owners.

Attachment B
Petition for Zoning Change
Submitted April 23, 2018

Applicant: Walter Haverfield, LLP on behalf of Giant Eagle, Inc.
C/O Nick Catanzarite
1301 E. 9th Street
Suite 3500
Cleveland, Ohio 44114
216-928-2981
ncatanzarite@walterhav.com

Such change is necessary for the preservation and enjoyment of a substantial property right because:

Rezoning will allow the property to be used in a manner that best serves the interests of the community as a whole.

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because:

The portion of the property to be rezoned to Motorist Service will conform to the zoning of the adjacent parcel located on the corner of Royalton Road and Webster Road. Rezoning will allow the property to be developed into a more productive use.

Converting the majority of the property to Public Facilities will limit future retail development on Royalton Road. Further, Cleveland Metroparks will utilize the property to benefit the community.

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Ken Mikula, City Engineer

FROM: Aimee Pientka, Clerk of Council

DATE: April 24, 2018

SUBJECT: Rezoning Application
Lori F. Catanzarite, Spirnak Family Limited Partnership; Owners
Nick Catanzarite, Walter/Haverfield, LLP; Agent
PPNs: 398-28-002; 398-28-007; 398-28-009; 398-28-010
Address: 14010 Royalton Road; vacant land on Royalton Rd. and Webster Rd.
From Residential (R1-75) and Local Business (LB) to Public Facility (PF) and
Motorist Service (MS)

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

Thank you.

AKP
Attachments

cc: Thomas P. Perciak, Mayor
Neal Jamison, Law Director
Daniel J. Kolick, Assistant Law Director
George Smerigan, City Planner
Brent Painter, Economic Development Director
All Members of Council
Carol Opera, Planning Commission Secretary

City of Strongsville

Memorandum

To: Neal Jamison, Law Director

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

From: Lori Daley, Assistant City Engineer

Date: April 25, 2018

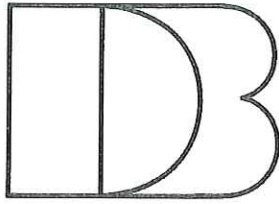
Re: Rezoning Application
Lori F. Catanzarite, Spirnak Family Limited Partnership; Owners
PPN's 398-28-002, 398-28-007, 398-28-009 and 398-28-010
14010 Royalton Road
From R1-75 to PF & MS
From LB to PF and MS

Neal,

The legal descriptions included in the Clerk of Council's April 24, 2018 memo regarding the above referenced application accurately depict the areas to be rezoned.

Please feel free to contact me with any questions.

Thank you.



**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130
F 216.642.1132

LB to PF
Zoning
DB# 4887

April, 2018

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio, and known as being part of Original Strongsville Township Lot 15, and bounded and described as follows:

Beginning at a point in the centerline of Royalton Road (S.R. 82), variable width, at its intersection with the centerline of Webster Road, 60 feet wide;

Thence South 89 degrees 13 minutes 56 seconds West along the centerline of Royalton Road, 588.63 feet to its intersection with the easterly line of Parcel 1 of land conveyed to the Spirnak Family Limited Partnership by deed recorded as AFN 200201020417 of Cuyahoga County Records;

Thence North 0 degrees 59 minutes 01 second East along the easterly line of said Parcel 1 of said land conveyed to the Spirnak Family Limited Partnership, 48.02 feet to its intersection with the northerly line of Royalton Road, and the principal place of beginning of the parcel herein described;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of Royalton Road, 350.00 feet to its intersection with the easterly line of a parcel of land conveyed to Debra M. Jones by deed recorded as AFN 201509030621 of Cuyahoga County Records;

Thence North 0 degrees 59 minutes 01 second East along the easterly line of said land conveyed to Debra M. Jones, 271.98 feet to its intersection with the northerly line of said land so conveyed;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of said land conveyed to Debra M. Jones, 217.00 feet to its intersection with the westerly line of said land so conveyed;

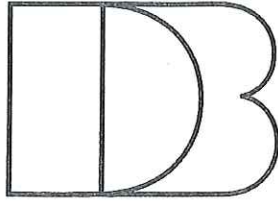
Thence South 0 degrees 59 minutes 01 second West along the westerly line of said land conveyed to Debra M. Jones, 276.98 feet to its intersection with the northerly line of Royalton Road;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of Royalton Road, 240.18 feet to its intersection with the westerly line of Parcel 1 of land conveyed to Lori F. Catanzarite by deed recorded as AFN 200711160795 of Cuyahoga County Records;

Thence North 0 degrees 44 minutes 40 seconds East along the westerly line of said Parcel 1 of said land conveyed to Lori F. Catanzarite, 1072.06 feet to its intersection with the southerly line of the Chasemoor Subdivision as shown by the recorded plat in Volume 274, Page 34 of Cuyahoga County Map Records;

Thence North 89 degrees 16 minutes 05 seconds East along the southerly line of said Chasemoor Subdivision, 682.86 feet to its intersection with the easterly line of said LB Zoning District;

Thence South 0 degrees 05 minutes 33 seconds West along the easterly line of said LB Zoning District, 814.35 feet to its intersection with a northerly line of said District;



**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130

F 216.642.1132

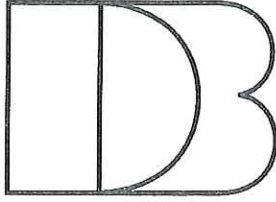
LB to PF
Zoning
DB# 4887

Thence North 89 degrees 13 minutes 56 seconds East along said northerly line of said LB Zoning District, 116.12 feet to its intersection with the easterly line of said Parcel 1 of said land conveyed to the Spirnak Family Limited Partnership;

Thence South 0 degrees 59 minutes 01 second West along the easterly line of said Parcel 1 of said land conveyed to the Spirnak Family Limited Partnership, 252.12 feet to the principal place of beginning as described by Donald Bohning & Associates in April, 2018 according to available records.

Distances are given in feet and decimal parts thereof. Bearings are referenced to an assumed meridian and are used to indicate angles only.

m:\adcadd\p\4887\documents\easements\lb to pf zoning_2018-04-23_1.docx



**Donald Bohning
& Associates**

7979 Hub Parkway
Valley View, Ohio 44125

T 216.642.1130
F 216.642.1132

LB to MS

Zoning
DB# 4887

April, 2018

LEGAL DESCRIPTION

Situated in the City of Strongsville, County of Cuyahoga, and State of Ohio, and known as being part of Original Strongsville Township Lot 15, and bounded and described as follows:

Beginning at a point in the centerline of Royalton Road (S.R. 82), variable width, at its intersection with the centerline of Webster Road, 60 feet wide;

Thence North 0 degrees 05 minutes 33 seconds East along the centerline of Webster Road, 180.00 feet to its intersection with the northerly line of a parcel of land conveyed to Arthur C. & Charlene Hofer by deed recorded in Volume 90-2204, Page 58 of the Official Records of Cuyahoga County;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of said land conveyed to Arthur C. & Charlene Hofer, 30.00 feet to its intersection with the westerly line of Webster Road, and the principal place of beginning of the parcel herein described;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of said land conveyed to Arthur C. & Charlene Hofer, 150.00 feet to its intersection with the westerly line of said land so conveyed;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Arthur C. & Charlene Hofer, 137.00 feet to its intersection with the northerly line of Royalton Road;

Thence South 89 degrees 13 minutes 56 seconds West along the northerly line of Royalton Road, 407.96 feet to its intersection with the easterly line of Parcel 1 of land conveyed to the Spirnak Family Limited Partnership by deed recorded as AFN 200201020417 of Cuyahoga County Records;

Thence North 0 degrees 59 minutes 01 second East along the easterly line of said Parcel 1 of said land conveyed to the Spirnak Family Limited Partnership, 257.12 feet to its intersection with the northerly line of the existing LB Zoning District;

Thence North 89 degrees 13 minutes 56 seconds East along the northerly line of said existing LB Zoning District, 553.96 feet to its intersection with the westerly line of Webster Road;

Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of Webster Road, 120.03 feet to the principal place of beginning as described by Donald Bohning & Associates in April, 2018 according to available records;

Distances are given in feet and decimal parts thereof. Bearings are referenced to an assumed meridian and are used to indicate angles only.

m:\adcadd\p\4887\documents\legals\lb to ms zoning_2018-04-23.docx

CITY OF STRONGSVILLE
OFFICE OF THE COUNCIL

MEMORANDUM

TO: Planning Commission

FROM: Tiffany Mekeel, Assistant Clerk of Council

DATE: May 8, 2018

SUBJECT: Referral from Council: Ordinance No. 2018-062 & 2018-063

Please be advised that at its regular meeting of May 7, 2018, City Council referred the following Ordinance to the Planning Commission for its report and recommendation thereon:

- Ordinance No. 2018-062 by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE, FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18.*

- Ordinance No. 2018-063 by Mr. Schonhut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT ROYALTON ROAD AND WEBSTER ROAD, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION (ALL OF PPN 398-28-002; AND PARTS OF PPNs 398-28-007; 398-28-009 & 398-28-010); AND FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 398-28-007), AND DECLARING AN EMERGENCY. *First reading and referred to Planning Commission 05-07-18.*

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

TAM
Attachment

MEMORANDUM

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

FROM: Carol Oprea, Administrative Assistant, Boards & Commissions

SUBJECT: Referrals to Council

DATE: May 11, 2018

Please be advised that at its meeting of May 10, 2018, the Strongsville Planning Commission gave Favorable Recommendation to the following;

ORDINANCE NO. 2018-062

An Ordinance Amending the Zoning Map of the City of Strongsville adopted by Section 1250.03 of Title Six, Part Twelve of the codified Ordinances of Strongsville to change the Zoning Classification of Certain Real Estate located at Royalton Road and Webster Road, in the City of Strongsville from R1-75 (One Family 75) Classification to PF (Public Facilities) Classification (Parts of PPN's 398-28-007; 398-28-009 and 398-28-010); and from R1-75 (One Family 75) Classification to MS (Motorist Service) Classification (Part of PPN 398-28-007) and Declaring an Emergency.

ORDINANCE NO. 2018-063

An Ordinance Amending the Zoning Map of the City of Strongsville adopted by Section 1250.03 of Title Six, Part Twelve of the codified Ordinances of Strongsville to change the Zoning Classification of Certain Real Estate located at Royalton Road and Webster Road, in the City of Strongsville from LB (Local Business) Classification to PF (Public Facilities) Classification (All of PPN 398-28-002; and parts of PPN's 398-28-007; 398-28-009 and 398-28-010); and from LB (Local Business) Classification to MS (Motorist Service) Classification (Part of PPN 398-28-007) and Declaring an Emergency.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 067

By: Mayor Perciak and Mr. Short

AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF NINE (9) 2018 FORD UTILITY INTERCEPTOR VEHICLES AND ONE (1) 2018 FORD UTILITY INTERCEPTOR K9 VEHICLE, FOR USE BY THE POLICE DEPARTMENT OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 5513.01(B) provides the opportunity for counties, townships and municipal corporations to participate in contracts of the Ohio Department of Administrative Services for the purchase of machinery, materials, supplies or other articles; and

WHEREAS, this Council wishes to take advantage of that opportunity in connection with the purchase of nine (9) 2018 Ford Utility Interceptor vehicles and one (1) 2018 Ford Utility Interceptor K9 vehicle, all with certain basic options and appurtenances (Contract No. RS900718, Index No. GDC050), for use by the Police Department.

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 request authority in the name of the City of Strongsville to participate in the Ohio Department of Administrative Services contracts for the purchase through **LEBANON FORD, INC.** of nine (9) Ford Utility Interceptor vehicles, in the amount of \$246,843.00, and one (1) 2018 Ford Utility Interceptor K9 vehicle, in the amount of \$28,140.00, all with certain basic options and appurtenances, for a total amount not to exceed \$274,983.00, for use by the Police Department of the City, as itemized on Exhibit A attached hereto and incorporated herein, which the Department has entered into pursuant to Revised Code Section 5513.01(B).

Section 2. That the City of Strongsville hereby agrees to be bound by the terms and conditions prescribed by the Director of Administrative Services for such purchases and to directly pay the vendor, under each such contract of the Ohio Department of Administrative Services in which the City participates for items it receives pursuant to the contract.

Section 3. That the Mayor and Director of Finance be and are hereby authorized to enter into and execute such agreements and documents as may be necessary to participate in the Ohio Department of Administrative Services Cooperative Purchasing Program.

Section 4. That the funds for the purposes of said contract have been appropriated and shall be paid from the Emergency Vehicle 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, and for the further reason that it is immediately necessary to participate in such program and purchase such vehicle in order to maintain continuity in the operation of the Police Department, to provide for the safety and welfare of the public, 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	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-067 Amended: _____
 1st Rdg. 05-07-18 Ref: PSTH
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

LEBANON FORD™ COMMERCIAL

EXPLORER 4-
DOOR

2018 4DR AWD POLICE
3.7L V6 TIVCT ENGINE
6-SPEED AUTO TRANSMISSION

Exterior

BLACK

Interior

CHARCOAL BLACK INTERIOR CLOTH
BUCKETS/VINYL REAR SEATS

EXTERIOR

245/55R18 A/S POLICE TIRES
18" H.D. STEEL WHEELS
18" WHEEL HUB CAP
FULL SIZE 18" SPARE W/TPMS
DUAL POWER MIRRORS
INTEGRATED SPOTTER MIRRORS
HALOGEN HEADLAMPS
PRIVACY GLASS 2ND/3RD ROW
DUAL EXHAUST SYSTEM
GRILLE - BLACK
KEY LOCKS (DR/PASS/LFTGT)
EASY FUEL CAPLESS FILLER

INTERIOR

. BLACK VINYL FLOOR
COVERING
. PWR DR SEAT/6-WAY/M
LUMBAR
. MANUAL PASS SEAT - 2-WAY
. CLOTH BUCKET FRONT SEATS
. 60/40 SPLIT VINYL REAR
TILT STEERING WHL/ CRUISE
& AUDIO CONTROLS
. 1-TOUCH DOWN DRIVER
WINDOW
. A/C W/MANUAL CLIMATE
CONTROL, SINGLE ZONE
. CERTIFIED SPEEDOMETER
. ENGINE HOUR / IDLE METER
. CONSOLE MOUNTING PLATE
. UNIVERSAL TOP TRAY
. RED / WHITE DOME LAMP

FUNCTIONAL

ALL WHEEL DRIVE SYSTEM
COLUMN MOUNTED SHIFTER
HEAVY DUTY 78-AMP BATTERY
20 AMP ALTERNATOR
POLICE BRAKES: 4 WHL DISC
ABS & TRACTION CONTROL
HEAVY DUTY SUSPENSION
POWER STEERING W/EPAS
ENGINE OIL COOLER
TRANSMISSION OIL COOLER
POWER LOCKS AND WINDOWS
M/FM SINGLE CD/MP3, 6SPKR
ADJUST PEDALS, NON MEMORY
BATTERY SAVER FEATURE
POWERPOINTS (2)

SAFETY/SECURITY

. 75 MPH REAR-CRASH TESTED
. ADVANCE TRAC WITH RSC
. AIRBAGS - FRONT AND SIDE
. AIRBAGS - SAFETY CANOPY
. PERSONAL SAFETY SYSTEM
. SOS POST CRASH ALERT SYS
. TIRE PRESSURE MONITOR SYS

WARRANTY

. 3YR/36K MILE WARRANTY

STANDARD STATE BID PRICE \$26,599.00

Included on this Vehicle
EQUIPMENT GROUP 500A

Optional Equipment
2018 MODEL YEAR

BLACK

CHARCOAL CLT FRT/VINYL RR

3.7L V6 ENGINE

6-SPEED AUTO TRANSMISSION

FRONT LICENSE PLATE BRACKET

51Y REGULER SPOT LIGHT STD

HEATED SIDE MIRRORS \$59.00

KEYED ALIKE CODE 59B 1284X \$75.00

HEADLIGHT PREP 86P \$124.00

SYNC SYSTEM 53M \$294.00

DELIVERY CHARGE \$276.00

YOUR STATE BID IS \$27,427.00

TOTAL FOR 9 \$246,843.00

LEBANON FORD
FRANK BEAVER 614-570-0702

EXHIBIT A

LEBANON FORDTM

COMMERCIAL

EXPLORER 4-DOOR
 2018 4DR AWD POLICE
 3.7L V6 TIVCT ENGINE
 6-SPEED AUTO TRANSMISSION

Exterior
 BLACK
 Interior
 CHARCOAL BLACK INTERIOR CLOTH
 BUCKETS/VINYL REAR SEATS

EXTERIOR
 245/55R18 A/S POLICE TIRES
 18" H.D. STEEL WHEELS
 18" WHEEL HUB CAP
 FULL SIZE 18" SPARE W/TPMS
 DUAL POWER MIRRORS
 INTEGRATED SPOTTER MIRRORS
 HALOGEN HEADLAMPS
 PRIVACY GLASS 2ND/3RD ROW
 DUAL EXHAUST SYSTEM
 GRILLE - BLACK
 KEY LOCKS (DR/PASS/LFTGT)
 EASY FUEL CAPLESS FILLER

INTERIOR
 . BLACK VINYL FLOOR COVERING
 . PWR DR SEAT/6-WAY/M LUMBAR
 . MANUAL PASS SEAT - 2-WAY
 . CLOTH BUCKET FRONT SEATS
 . 60/40 SPLIT VINYL REAR
 TILT STEERING WHL/ CRUISE & AUDIO CONTROLS
 . 1-TOUCH DOWN DRIVER WINDOW
 . A/C W/MANUAL CLIMATE CONTROL, SINGLE ZONE
 . CERTIFIED SPEEDOMETER
 . ENGINE HOUR / IDLE METER
 . CONSOLE MOUNTING PLATE
 . UNIVERSAL TOP TRAY
 . RED / WHITE DOME LAMP

FUNCTIONAL
 ALL WHEEL DRIVE SYSTEM
 COLUMN MOUNTED SHIFTER
 HEAVY DUTY 78-AMP BATTERY
 20 AMP ALTERNATOR
 POLICE BRAKES: 4 WHL DISC
 ABS & TRACTION CONTROL
 HEAVY DUTY SUSPENSION
 POWER STEERING W/EPAS
 ENGINE OIL COOLER
 TRANSMISSION OIL COOLER
 POWER LOCKS AND WINDOWS
 M/FM SINGLE CD/MP3, 6SPKR
 ADJUST PEDALS, NON MEMORY
 BATTERY SAVER FEATURE
 POWERPOINTS (2)

SAFETY/SECURITY
 . 75 MPH REAR-CRASH TESTED
 . ADVANCETRAC WITH RSC
 . AIRBAGS - FRONT AND SIDE
 . AIRBAGS - SAFETY CANOPY
 . PERSONAL SAFETY SYSTEM
 . SOS POST CRASH ALERT SYS
 . TIRE PRESSURE MONITOR SYS
WARRANTY
 . 3YR/36K MILE WARRANTY

STANDARD STATE BID PRICE \$26,599.00

Included on this Vehicle
 EQUIPMENT GROUP 500A
 Optional Equipment
 2018 MODEL YEAR
 BLACK
 CHARCOAL CLT FRT/VINYL RR
 3.7L V6 ENGINE
 6-SPEED AUTO TRANSMISSION
 FRONT LICENSE PLATE BRACKET
 51Y REGULER SPOT LIGHT STD
 REAR AUX A/C \$699.00
 HEATED SIDE MIRRORS \$59.00
 KEYED ALIKE CODE 59B 1284X \$75.00
 HEADLIGHT PREP 86P \$124.00
 SYNC SYSTEM 53M \$294.00
 DELIVERY CHARGE \$290.00
YOUR STATE BID IS \$28,140.00

K-9 vehicle

LEBANON FORD
 FRANK BEAVER 614-570-0702

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2018 – 073

BY: Mayor Perciak and All Members of Council

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE HOWE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS, CATCH BASINS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS WHERE THEY DO NOT NOW EXIST, AND REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAY APRONS, STORM SEWERS AND CULVERTS, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, the City Engineer has filed with the Clerk of Council plans, specifications, profiles and an estimate of cost for the improvement described in Section 1;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, OHIO, AT LEAST THREE-FOURTHS OF ALL MEMBERS ELECTED OR APPOINTED THERETO CONCURRING, THAT:

Section 1. Declaration of Necessity. It is declared necessary to improve Howe Road from a point approximately 250 feet south of its intersection with Falmouth Drive southerly to a point approximately 230 feet north of its terminus at Boston Road by constructing sanitary sewers, catch basins and manholes, installing sanitary sewer service connections where they do not now exist, and replacing, where necessary, pavement, driveway aprons, storm sewers and culverts, all together with the necessary appurtenances thereto (the Improvement).

Section 2. Approval of Plans, Specifications and Estimate of Cost. The plans, specifications, profiles and estimate of cost of the Improvement, prepared by the City Engineer and now on file in the office of the Clerk of Council, are approved. The Improvement shall be made in accordance with, and the grade of the Improvement and of any road shall be the grade as shown on, the plans, specifications and profiles for the Improvement.

Section 3. Further Declarations; Deferred Special Assessments. This Council finds and determines that (i) the Improvement is conducive to the public health, convenience and welfare of this City and the inhabitants thereof, (ii) the lots and lands to be assessed as described in Section 4 are specially benefited by the Improvement and (iii) the Improvement constitutes a coordinated and continuous sanitary sewage collection system improvement and the properties to be improved are so situated in relation to each other that, in order to complete the Improvement thereof in the most practical and economical manner, they should be improved at the same time, with the same kind of materials and in the same manner and, therefore, they shall be treated as a single improvement and included in the same legislation and contract.

This Council further determines that any lot in the future connecting directly or indirectly to the Improvement and which either (i) because of a split, a subdivision or construction of additional improvements thereon, an additional connection or connections is required, or (ii) has not been assessed for the Improvement, shall pay an additional connection charge for such connection in such amount as determined by separate legislation to be enacted by this Council prior to the levying of the final assessments for the Improvement.

Section 4. Special Assessment of Costs of the Improvement. The City shall assume and pay as its portion of the costs of the Improvement the costs of intersections, plus the costs attributable to pavement replacement not otherwise required as part of the sanitary sewer project, plus 25% of the costs of the Improvement (the City Portion). All of the cost of the sanitary sewer service connections and 63.4615% of the remaining costs of the Improvement (together being the Assessment Portion) shall be assessed in proportion to the benefits that may result from the Improvement upon any lot within the City (i) bounding and abutting upon the Improvement between the termini described in Section 1 that are not already served by a public sanitary sewer line and (ii) with respect to which a sanitary sewer service connection will be available for such lot as part of the Improvement as shown in the plans, specifications and profiles for the Improvement. The City shall also assume and pay the costs of the Improvement less the City Portion and the Assessment Portion (such costs being the Connection Charge Portion), it being the intent of this Council that the Connection Charge Portion, including interest thereon, be recouped in the form of additional connection charges as contemplated in Section 3. If any grants are received by the City for the Improvement, the amount thereof shall reduce the Assessment Portion and the Connection Charge Portion on a pro rata basis.

Section 5. Costs of the Improvement. The cost of the Improvement shall include the cost of preliminary and other surveys, plans, specifications, profiles and estimates and of printing, serving and publishing notices, resolutions and ordinances, the amount of any damages resulting from the Improvement and the interest thereon, the costs incurred in connection with the preparation, levy and collection of the special assessments, the cost of purchasing, appropriating, and otherwise acquiring any real estate or interests therein required for the Improvement, expenses of legal services including obtaining legal opinions, cost of labor and material, and interest under any agreement with the Ohio Water Development Authority as contemplated by Section 727.28 of the Revised Code (OWDA Agreement) or interest on any securities issued in anticipation of the levy and collection of the special assessments, together with all other necessary expenditures.

Section 6. Estimated Special Assessments. The City Engineer is authorized and directed to prepare and file in the office of the Clerk of Council the estimated special assessments of the cost of the Improvement described in this Resolution. Those estimated special assessments shall be based upon the estimate of cost for the Improvement now on file in the office of the Clerk of Council and shall be prepared pursuant to the provisions of this Resolution. When the estimated special assessments have been so filed, the Clerk of Council shall cause notice of the adoption of this Resolution and the filing of the estimated special assessments to be served in the manner provided by law on the owners of all lots and lands to be assessed.

Section 7. Levy of Special Assessments. The special assessments to be levied shall be paid according to the following payment schedule: in 20 annual installments, with interest on the unpaid principal amount of each special assessment at the same rate or rates of interest as shall be borne under any OWDA Agreement or by any securities to be issued in anticipation of the collection of the total of the unpaid special assessments, or, if an OWDA Agreement is not entered into by the City and such securities are not issued, at the rate or rates of interest determined by this Council when it passes the assessing ordinance levying those assessments; provided, that the owner of any property assessed may pay the special assessment in cash within 30 days after passage of the assessing ordinance.

Section 8. Issuance of Securities. The City does not presently intend to issue securities or enter into an OWDA Agreement in anticipation of the levy of the special assessments or to issue securities or enter into an OWDA Agreement in anticipation of the collection of the special

assessments in annual installments and in an amount equal to the total of the unpaid special assessments. The remainder of the entire cost of the Improvement, after application of the special assessments, shall be paid either by the issuance of securities in the manner provided by law or from other funds available for that purpose.

Section 9. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 10. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 11. Declaration of Emergency; Effective Date. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Resolution is required to be immediately effective to provide for the construction of the Improvement, which is needed to eliminate existing and potential hazards to the health and property of the owners of the properties to be assessed by providing sanitary sewage collection service; wherefore, this Resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor.

 President of Council

Approved: _____
 Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

RES
 ORD. No. 2018-073 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 074

By: Mayor Perciak and All Members of Council

**AN ORDINANCE APPROVING AND AUTHORIZING THE
MAYOR TO ENTER INTO AN AGREEMENT TO PROVIDE
PUBLIC SAFETY DISPATCH SERVICES TO THE CITY OF
BROOK PARK, AND DECLARING AN EMERGENCY.**

WHEREAS, Ohio Revised Code Section 737.04 authorizes the legislative authority of any municipal corporation to enter into a contract with another municipal corporation, upon any terms that are agreed upon, for police protection services; and

WHEREAS, Ohio Revised Code Section 9.60 authorizes a governmental entity to contract with another jurisdiction to obtain fire protection or emergency medical services; and

WHEREAS, the cities of Strongsville and Brook Park are both charter municipalities with constitutionally-granted home rule powers; and

WHEREAS, Brook Park seeks to obtain additional police and fire protection services from the City of Strongsville in the form of dispatch services (“Public Safety Services”); and

WHEREAS, Strongsville has previously entered into similar arrangements with the cities of North Royalton, Olmsted Falls and Berea for consolidated dispatch services through adoption of prior Ordinance Nos. 2014-012, 2014-177 and 2014-178, respectively; and

WHEREAS, it is now also the desire of Strongsville and Brook Park to provide for public safety dispatch services at Strongsville’s consolidated Dispatch Center located currently at 13213 Pearl Road, in accordance with the terms and conditions set forth herein; and

WHEREAS, the parties desire to evidence their agreement that the City of Strongsville will provide dispatch services to the City of Brook Park in exchange for compensation, and to evidence their respective responsibilities and obligations thereunder, all as set forth in the Agreement attached hereto and incorporated herein as Exhibit 1; and

WHEREAS, the Brook Park City Council has duly passed on May 15, 2018, an Ordinance (No. 11024-2018) authorizing this Agreement with Strongsville for purchase of such Public Safety Services.

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

Section 1. That for the foregoing reasons, this Council approves and authorizes the Mayor to enter into an Agreement with the City of Brook Park to provide certain Dispatch Services to Brook Park, based upon various terms and conditions reflected in an *Agreement for Public Safety Dispatch Services between the City of Strongsville, Ohio and the City of Brook Park, Ohio*, all in substantially the form attached hereto as Exhibit 1, but subject to final adjustment by the Law Director.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 - 074

Section 2. That the Mayor, Human Resources Director, Director of Finance, Director of Communication & Technology, and Director of Public Safety be and are hereby otherwise authorized to do whatever is reasonably necessary to implement and effectuate this Agreement.

Section 3. That any funds received pursuant to this Ordinance shall be deposited into the General Fund, and any expenditures required by the City to effectuate the Agreement have been appropriated for 2018 and shall be paid from the General Fund, and from any federal, state or county grant funding which may become available for this purpose.

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 an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and further to ensure continuity of vital City communications operations and functions directly related to public safety, to facilitate applications for various related federal, state and/or county grants, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2018-074 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

AGREEMENT FOR PUBLIC SAFETY DISPATCH SERVICES
BETWEEN THE CITY OF STRONGSVILLE, OHIO AND
THE CITY OF BROOK PARK, OHIO

This Agreement is entered into as of this ___ day of _____, 2018, by and between the **CITY OF STRONGSVILLE, OHIO** (“Strongsville”), an Ohio Municipal Corporation, with principal offices located at 16099 Foltz Parkway, Strongsville, Ohio 44149, and the **CITY OF BROOK PARK, OHIO** (“Brook Park”), an Ohio Municipal Corporation, with principal offices located at 6161 Engle Road, Brook Park, Ohio 44142.

WHEREAS, Ohio Revised Code Section 737.04 authorizes the legislative authority of any municipal corporation to enter into a contract with another municipal corporation, upon any terms that are agreed upon, for police protection services; and

WHEREAS, Ohio Revised Code Section 9.60 authorizes a governmental entity to contract with another jurisdiction to obtain fire protection or emergency medical services; and

WHEREAS, Strongsville and Brook Park are both charter municipalities with constitutionally-granted home rule powers; and

WHEREAS, Brook Park seeks to obtain additional police and fire protection services from the City of Strongsville in the form of dispatch services (“Public Safety Services”); and

WHEREAS, the Strongsville City Council on _____, passed Ordinance No. _____, authorizing this Agreement with Brook Park for public safety services; and

WHEREAS, the Brook Park City Council on _____, passed Ordinance No. _____, authorizing this Agreement with Strongsville for purchase of public safety services; and

WHEREAS, it is the desire of Strongsville and Brook Park to provide for public safety services in accordance with the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the foregoing and of the covenants and agreements herein contained, the parties, intending to be legally bound, agree as follows:

ARTICLE I – PUBLIC SAFETY DISPATCH SERVICES

A. Dispatch Services: Strongsville, through its dispatch center located at the City’s Communications Center at 13213 Pearl Road, Strongsville, Ohio, (“Dispatch Center”), agrees to dispatch Brook Park Police Department and Fire Department calls, on a twenty-four (24) hour basis, to authorized personnel of the Brook Park Police Department and the Brook Park Fire Department and other public safety resources (such as animal control situations that are a threat to public safety) generally with regard to emergency and non-emergency incidents, and with communication support and services/systems directly related to the dispatch function (“Dispatch Services”). Dispatch Services include but are not limited to the following: dispatching of Brook

Park police, fire, EMS and service resources on emergency and non-emergency incidents, tracking and documenting the activity of Strongsville personnel providing dispatch services to Brook Park on incidents, providing communication support on incidents, providing routine call information data, maintaining Dispatch Services to be Police LEADS capable, and fire station alerting system. The Dispatch Services including processing of calls, to be made available and provided to Brook Park shall be equivalent to those Dispatch Services that are provided to the City of Strongsville, and any and all other communities served by Strongsville Dispatch.

B. Dispatch Services Equipment: Strongsville shall furnish all equipment necessary to provide the Dispatch Services to Brook Park, including but not limited to all initial base station radio equipment, furniture, consoles and telephone equipment directly related to dispatch functions, and shall routinely maintain such equipment in a reasonable manner. Brook Park shall deliver to Strongsville any radio consoles and Emergency Call Works telephone equipment it owns or has control over, including any consoles or equipment it previously delivered to the Parma Com Center. All decisions relating to the provision, maintenance, upgrading, and replacement of such equipment are and shall remain within the sole discretion of Strongsville. However, the parties agree that notice of major capital expenditures which may impact Brook Park shall be provided thirty (30) days prior to implementation; with payment to be governed by Article I(F) hereafter.

Brook Park shall provide all equipment necessary to receive the Dispatch Services in the field provided by Strongsville, including portable radios, mobile radios, mobile data terminals, in-car radio equipment, video cameras and monitors, and any other communications equipment, and shall maintain and replace such equipment in a manner that ensures compatibility with Strongsville's provision of Dispatch Services. Brook Park agrees to update and/or replace all equipment necessary to receive the Dispatch Services provided by Strongsville as may be necessary to ensure the provision of Dispatch Services.

Brook Park acknowledges that Strongsville in the future may incur additional costs in upgrading, repairing, and replacing equipment necessary to provide the Dispatch Services for the benefit of Brook Park and other communities. Brook Park and Strongsville agree to negotiate, in good faith, their respective responsibility for any such costs for the benefit of Brook Park that are not reimbursed by grants.

Brook Park shall be solely responsible to individually pay for its own user fees for all ancillary subscription services, including but not limited to LEADS, CAD, RMS, MDC airtime, public notification, reverse 911 system, Code Red Alert System, and staff call-in systems.

C. Personnel: Strongsville shall provide all personnel necessary to provide Dispatch Services to Brook Park. All staffing issues, including the number of dispatchers working at any given time, shall be determined by the Strongsville Chief of Police, Fire Chief and Safety Director. Strongsville shall be solely responsible for the management of all Dispatch Center personnel and all personnel-related issues are within the sole management discretion of Strongsville.

Strongsville agrees after the effective date of this Agreement and prior to the commencement of services date to increase the total number of dispatchers employed by Strongsville as necessary within its discretion to handle the increased volume of dispatch activity generated as a result of this Agreement. Any additional positions created shall be either full-time or part-time bargaining unit positions. Thereafter, during the term of this Agreement, Strongsville will have the sole right within its discretion to hire and employ additional full-time dispatchers

through the Civil Service process, as well as additional part-time dispatchers independent of the Civil Service process.

The parties agree that, in the event this Agreement is terminated, Strongsville will experience a lack of work and/or lack of funds and will not be obligated to retain any new dispatch positions created by this Agreement. The parties further agree, in the event this Agreement is terminated, that layoffs of dispatch personnel shall occur in accordance with the collective bargaining agreement then in effect between the City of Strongsville and the Fraternal Order of Police Parma Lodge 15 (Dispatchers) or any other applicable agreement then in effect.

D. Operating Procedures/Operations: Control of operating procedures and operations for the dispatch center shall generally rest within the sole discretion of Strongsville. However, Strongsville agrees to undertake consultations in advance with Brook Park and any other contracting communities regarding any proposed material changes in operating procedures or policies, through a joint advisory board composed of two (2) representatives from each contracting community, being the Police and Fire Chiefs of each participating municipality/township or their respective designees. The board shall be established to meet periodically and make non-binding recommendations to the City of Strongsville concerning such operating procedures or policies, including but not limited to review, revisions and recommended changes concerning training standards and requirements; standard operating guidelines, policies and procedures; and purchasing and replacement of technical equipment to enhance operations and public safety. Supervision and management over dispatch personnel shall lie solely with the City of Strongsville. Notwithstanding the above, nothing undertaken by the City of Strongsville in connection with its operation of the dispatch center shall materially interfere with the standard operating procedures, response protocols, or other internal operations of Brook Park or the other various individual contracting communities. Notwithstanding the above, the parties will utilize best efforts to seek maximum participation by all communities in the process of determining future procedures and policies for dispatch center operations.

E. Payment for Dispatch Services: Brook Park, in consideration of the provision of the Dispatch Services outlined herein, agrees to pay Strongsville the amount of Forty-Three Thousand Three Hundred Thirty-Three Dollars and 33/100 (\$43,333.33) per month by the first (1st) of each month for Dispatch Services provided in that month.

The parties agree to meet directly and/or through the Advisory Board by October 1st of each calendar year, or such other date as is mutually agreeable, to evaluate the sufficiency of payments for future Dispatch Services and to discuss in good faith any proposed changes whether increases or decreases in user fees based on an operational cost analysis to include evaluation of costs distribution, changes in workloads, economies of scale and labor costs.

In any event, if workload volume directly related to Brook Park increases to a point that additional staffing becomes necessary, the City of Strongsville may within its sole discretion, but after consultation with Brook Park, increase monthly fees, and if announced by August 1st for the following calendar year. Notwithstanding, the parties further agree that the foregoing monthly payments shall increase, as necessary, to cover any additional expenses, including contractual wage increases, health insurance increases, and other personnel-related costs, associated with Strongsville's cost of employing the additional dispatch personnel necessary to provide Dispatch Services to Brook Park. Strongsville shall notify Brook Park, in writing, of any such additional

expenses at least thirty (30) days prior to the effective date of any increase in payment to Strongsville for dispatch services.

F. No Obligation to Respond/No Liability: This Agreement is not intended to and shall not be construed to require Strongsville to respond beyond the dispatch function to calls or incidents whether of a law enforcement, fire or EMS basis, nor to otherwise provide law enforcement services for events that occur in Brook Park. In this regard, Strongsville shall have no liability or responsibility for the actions, errors, omissions or negligence of the Brook Park Police or Fire safety forces or service personnel in responding to any dispatch calls taken through the Dispatch Center. And Brook Park shall maintain proper levels of insurance in this regard. Notwithstanding this provision, Strongsville may render assistance in accordance with Ohio law, any current mutual aid agreements, and/or any current agreements for dispatch services.

ARTICLE II – TERM/TERMINATION

Strongsville shall begin providing the Public Safety Services at twelve a.m. on November 1, 2018 (“commencement of services date”). This Agreement shall remain in effect for an initial term of fourteen (14) months ending on December 31, 2019, but will renew thereafter automatically from year to year unless terminated upon six (6) months advance written notice by either party terminating the Agreement, with or without cause for any reason or no reason.

ARTICLE III – CUYAHOGA COUNTY SHARED SERVICES FUND

Strongsville also is likely to file an application and seek funding from Cuyahoga County through its Shared Services Fund in order to obtain funding for various aspects of the combined dispatch center, including those not eligible for funding under the FEMA grant, and/or dispatch or communication function, including purchase of equipment beneficial to those communities which receive the dispatch services. In such event, Brook Park agrees to fully cooperate and do whatever is reasonably necessary on its part to facilitate the application for and processing/implementation of such funding which will benefit some or all communities that are part of the combined dispatch center, including but not limited to Berea, Brook Park, Olmsted Falls, Royalton and Strongsville and any others participating in the shared services. However, if Cuyahoga County for some reason should fail to provide all funding which has been requested, then in such event, the City of Strongsville will have no further individual obligations arising from this Article, beyond the other terms and conditions of this Agreement.

In the event that funding from Cuyahoga County Shared Services is granted, Brook Park and the parties agree to establish procedures for implementation and prioritization of such funding.

ARTICLE IV – PUBLIC RECORDS

The parties agree and acknowledge that records created pursuant to this Agreement may be public records under the Ohio Public Records Act and agree to coordinate with each other, in a timely manner, on responses to public records requests and with regard to determination of records schedules retention periods and times for destruction. Notwithstanding this provision, the parties agree that nothing in this Article shall be construed as limiting a party from responding to a public records request in accordance with Ohio law. Processes will be established to enable Brook Park to obtain access to its recordings of radio and telephone traffic.

ARTICLE V – NOTICE

All notices required hereunder shall be in writing and delivered to the following addresses:

Strongsville:

Contact Name: Mayor Thomas P. Perciak
Address: 16099 Foltz Parkway, Strongsville, OH 44149
Telephone: 440-580-3100
e-mail: tom.perciak@strongsville.org

With a copy to:

Contact Name: Neal M. Jamison, Law Director
Address: 16099 Foltz Parkway, Strongsville, OH 44149
Telephone: 440-580-3145
e-mail: strongsville.law@strongsville.org

Brook Park:

Contact Name: Mayor Michael D. Gammella
Address: Brook Park City Hall
6161 Engle Road, Brook Park, OH 44142
Telephone: 216-433-1300
e-mail: mgammella@cityofbrookpark.com

With a copy to:

Contact Name: Carol Dillon Horvath, Law Director
Address: Brook Park City Hall
6161 Engle Road, Brook Park, OH 44142
Telephone: 216-433-1300
e-mail: chorvath@cityofbrookpark.com

Any notice or communication shall be deemed effectively given (a) on the date of delivery, if delivered by hand or (b) on the date mailed if sent by overnight express delivery or U.S. Mail.

ARTICLE VI – CERTIFICATION OF FUNDS

Ohio Revised Code Section 5705.41 requires Brook Park to certify that the funds necessary to pay for this Agreement have been appropriated and either collected or are in the process of collection. Brook Park and Strongsville acknowledge and agree this Agreement may automatically renew, and does not provide for a specified final term or end date.

Brook Park, in accordance with Ohio Revised Code Section 5705.41, will initially certify this Agreement for Five Hundred Twenty Thousand Dollars and 00/100 (\$520,000.00) and shall re-certify this Agreement each year it is in effect for such amounts as may be required to ensure

its respective obligations under this Agreement. Upon obtaining the appropriation of additional funds, the Agreement shall be re-certified by the Treasurer or Finance Director of Brook Park; and a copy of the additional certification shall be provided to Strongsville's Finance Director.

Failure to certify additional funds, as required by this Agreement, shall be grounds for immediate termination of this Agreement.

ARTICLE VII – MISCELLANEOUS PROVISIONS

A. Entire Agreement: This Agreement represents the entire and integrated agreement between Strongsville and Brook Park concerning the within subject, and supersedes all prior negotiations, representations or agreements, either written or oral.

B. Modification of Contract: It is understood and agreed that this Agreement may not be changed, modified, or altered except by an instrument, in writing, signed by both parties and duly approved and authorized by each party's legislative authority in accordance with the laws of the State of Ohio and of each individual party.

C. Multiple Counterparts: This Agreement may be executed in any number of counterparts, each of which shall be regarded as an original and all of which shall constitute but one and the same instrument.

D. Assignment of Contract: Neither party shall assign, delegate, or subcontract any portion of the Dispatch Services without prior written express approval of the other party.

E. Choice of Law/Forum: This Agreement shall be deemed made and entered into in the State of Ohio and shall be governed by and construed in accordance with the law of Ohio. Any controversy or claim related directly or indirectly to this Agreement will be resolved in the appropriate court in Cuyahoga County, Ohio.

F. Severability: If any provision of this Agreement, or any covenant, obligation or agreement contained here is determined by a court of competent jurisdiction to be invalid or unenforceable, such determination shall not affect any other provision, covenant, obligation or agreement, each of which shall be construed and enforced as if such invalid or unenforceable provision were not contained herein. Such invalidity or unenforceability shall not affect any valid and enforceable application thereof, and each such provision, covenant, obligation or agreement, shall be deemed to be effective, operative, made, entered into or taken in the manner and to the full extent permitted by law.

G. Other Similar Agreements by Strongsville: Nothing in this Agreement is intended to nor shall it serve to in any way limit the sole and unfettered discretion of the City of Strongsville to contract with other municipalities, townships or political subdivisions for dispatch services and to establish appropriate fees for such purpose totally independent of the arrangement and fees determined for services provided under the within Agreement.

IN WITNESS WHEREOF, the parties have executed this AGREEMENT as of the _____ day of _____, 2018.

CITY OF BROOK PARK
("BROOK PARK")

CITY OF STRONGSVILLE
("STRONGSVILLE")

Mayor Michael D. Gammella
City of Brook Park

Mayor Thomas P. Perciak
City of Strongsville

Approved as to form:

Approved as to form:

City of Brook Park Law Department
Carol Dillon Horvath, Law Director
Brook Park City Hall,
6161 Engle Road
Brook Park, OH 44142
216-433-1300

City of Strongsville Law Department
Neal M. Jamison, Law Director
16099 Foltz Parkway
Strongsville, OH 44149
440-580-3145

INITIAL CERTIFICATION OF AVAILABLE FUNDS

I certify that the money required to meet the first year of this proposal has hereby been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of this fund, free from any previous obligation or certification as required by Ohio Revised Code §5705.01 to §5705.47.

Date

Finance Director, City of Brook Park, Ohio

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 075

By: Mayor Perciak and Ms. Roff

AN ORDINANCE APPROVING AND RATIFYING THE PURCHASE OF READY MIX CONCRETE DURING THE FIRST PART OF 2018, AND AUTHORIZING THE MAYOR TO MAKE PAYMENT FOR SUCH CONCRETE MATERIALS, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2018-037, Council recently authorized the Mayor to enter into a contract for the purchase and delivery of ready mix concrete materials for use by the Service Department of the City of Strongsville; and

WHEREAS, before such contract was entered into, during the first part of 2018, it was immediately necessary for the Service Department to purchase ready mix concrete materials on an emergency basis to have the ability to promptly repair the City's streets from the effects of the winter season, in order to protect the health, safety, welfare and property of the City; and

WHEREAS, therefore, it was immediately necessary to contract with an existing qualified and readily available local vendor who had previously provided materials to the City; and

WHEREAS, such purchases were undertaken only upon the approval and recommendations of the Mayor and Director of Public Service; and

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

Section 1. That this Council finds and determines, as set out in Article V, §5 of the Charter, that there was an immediate and present emergency in the operation of the Department of Public Service of the City of Strongsville, in that it was necessary to make purchases on an immediate basis, without public bidding, of ready mix concrete materials, in order to properly repair the City's streets, to protect the health, safety and welfare of the residents.

Section 2. That for the reasons aforesaid, this Council hereby approves and ratifies the City's purchases from **MEDINA SUPPLY, a division of The Shelly Company**, without public bidding, of ready mix concrete materials, and further authorizes the Mayor to make payment to Medina Supply, in the amount of \$18,558.13, in excess of the amount which can be expended without public bidding, as more fully set forth in Exhibits A through F, attached hereto and incorporated herein by reference.

Section 3. That the funds for the purposes of said purchases have been appropriated and shall be paid from the Street Construction, Maintenance and Repair Fund.

Section 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2018 - 075
Page 2

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 approve and ratify the purchase of ready mix concrete, in order to provide for the emergency repairs of streets and for the continuity of services, operation, and maintenance of the City's Department of Public Service, 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.

_____ Approved: _____
 President of Council Mayor

Date Passed: _____ Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-075 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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



Customer No: 24536
 Invoice No: 1866957
 Invoice Date: 2/26/2018
 Period: 1/1/1950 - 1/1/2020
 Due Date: 03/28/2018
 Page: Page 1 of 1
 Customer Job:
 Customer PO:

SOLD
STRONGSVILLE, CITY OF
 16099 FOLTZ INDUSTRIAL PKWY
 STRONGSVILLE, OH 44149
 elaine.barnhart@strongsville.org

RECEIVED
 MAR 09 2018
 CITY OF STRONGSVILLE
 SERVICE DEPARTMENT

SHIP TO
 16099 FOLTZ IND PKWY(STRONGSVI
 (2017) CITY OF STRONGSVILL
 29C2 - S/OFF 82 - THEIR SHOP<<1# FIBER >>

DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL
2/26/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)							
	5MSA360 MODERATE SET BLD AE	29.00	CY	\$128.00	\$3,712.00		\$0.00	\$3,712.00
	5702 Cold Weather Operations	29.00	CY	\$6.00	\$174.00		\$0.00	\$174.00
	5890 ENVIRONMENTAL CHARGE PER CY	29.00	CY	\$0.50	\$14.50		\$0.00	\$14.50
	5939 Fuel Surcharge	3.00	LD	\$5.00	\$15.00		\$0.00	\$15.00
	61.POLY1 1 LB MONO POLY FIBERS	29.00	CY	\$5.75	\$166.75		\$0.00	\$166.75
GRAND TOTALS:					\$4,082.25		\$0.00	\$4,082.25

-----REFERENCE-----

Tickets:

* 50243752 50243754 50243756

Total Cubic Yards of Ready Mix for this Invoice: 29.00

046419-5518
Chad Smith
3/9/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
 PO BOX 781744

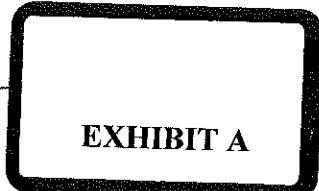
DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your Invoice via email:

Customer: STRONGSVILLE, CITY OF **Invoice Amount:** \$4,082.25
Customer ID: 24536
Invoice No: 1866957
Invoice Date: 02/26/18

Amount Paid: _____

Terms: All bills are due and payable within 30 days of the date shown on this bill.
 Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.





RECEIVED

MAR 01 2018

CITY OF STRONGSVILLE
SERVICE DEPARTMENT

Customer No: 24536
 Invoice No: 1867686
 Invoice Date: 2/28/2018
 Period: 2/28/2018 - 2/28/2018
 Due Date: 03/30/2018
 Page: Page 1 of 1
 Customer Job:
 Customer PO:

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D STRONGSVILLE, OH 44149

S 16099 FOLTZ IND PKWY(STRONGSVI
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P (2017) CITY OF STRONGSVILL

T elaine.barnhart@strongsville.org
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T 29C2 - S/OFF 82 - THEIR SHOP<<1# FIBER >>
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DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL
2/28/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)							
	5MSA360 MODERATE SET BLD AE	66.00	CY	\$128.00	\$8,448.00		\$0.00	\$8,448.00
	5702 Cold Weather Operations	66.00	CY	\$6.00	\$396.00		\$0.00	\$396.00
	5890 ENVIRONMENTAL CHARGE PER CY	66.00	CY	\$0.50	\$33.00		\$0.00	\$33.00
	5939 Fuel Surcharge	7.00	LD	\$5.00	\$35.00		\$0.00	\$35.00
	61.POLY I 1 LB MONO POLY FIBERS	66.00	CY	\$5.75	\$379.50		\$0.00	\$379.50
GRAND TOTALS:					\$9,291.50		\$0.00	\$9,291.50

-----REFERENCE-----

Tickets:

* 50243761 50243768 50243769 50243770 50243771 50243773 50243775

Total Cubic Yards of Ready Mix for this Invoice: 66.00

04/64/19-5518
John Barnhart
2/2/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
 PO BOX 781744

DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your invoice via email:

Customer: STRONGSVILLE, CITY OF
 Customer ID: 24536
 Invoice No: 1867686
 Invoice Date: 02/28/18

Invoice Amount: \$9,291.50

Amount Paid:



Terms: All bills are due and payable within 30 days of the date shown on this bill.
 Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.

MEDINA SUPPLY

A Division of The Shively Company

RECEIVED
MAR 28 2018

CITY OF STRONGSVILLE
SERVICE DEPARTMENT

Customer No: 24536
 Invoice No: 1868359
 Invoice Date: 3/5/2018
 Period: 1/1/1950 - 1/1/2020
 Due Date: 04/04/2018
 Page: Page 1 of 1
 Customer Job:
 Customer PO:

STRONGSVILLE, CITY OF
 16099 FOLTZ INDUSTRIAL PKWY
 STRONGSVILLE, OH 44149

elaine.barnhart@strongsville.org

16099 FOLTZ IND PKWY(STRONGSVI
 (2017) CITY OF STRONGSVILL

29C2 - S/OFF 82 - THEIR SHOP <<# FIBER -1 BAG
 CALCIUM>

DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL
3/5/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)							
	5MSA360 MODERATE SET BLD AE	26.50	CY	\$128.00	\$3,392.00		\$0.00	\$3,392.00
	5702 Cold Weather Operations	26.50	CY	\$6.00	\$159.00		\$0.00	\$159.00
	5890 ENVIRONMENTAL CHARGE PER CY	26.50	CY	\$0.50	\$13.25		\$0.00	\$13.25
	5939 Fuel Surcharge	3.00	LD	\$5.00	\$15.00		\$0.00	\$15.00
	6038 25# Calcium Chloride Flake	2.00	EA	\$15.00	\$30.00		\$0.00	\$30.00
	61.POLY1 1 LB MONO POLY FIBERS	26.50	CY	\$5.75	\$152.38		\$0.00	\$152.38
GRAND TOTALS:					\$3,761.63		\$0.00	\$3,761.63

----- REFERENCE -----

Tickets:

* 50243813 50243817 50243819

Total Cubic Yards of Ready Mix for this Invoice:

26.50

046419-5518
John R...
 3/28/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
 PO BOX 781744

DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your invoice via email:

Customer: STRONGSVILLE, CITY OF
 Customer ID: 24536
 Invoice No: 1868359
 Invoice Date: 03/05/18

Invoice Amount: \$3,761.63

Amount Paid:

Terms: All bills are due and payable within 30 days of the date shown on this bill.
 Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.





RECEIVED
 MAR 28 2018
 CITY OF STRONGSVILLE
 SERVICE DEPARTMENT

Customer No: 24536
 Invoice No: 1869056
 Invoice Date: 3/8/2018
 Period: 1/1/1950 - 1/1/2020
 Due Date: 04/07/2018
 Page: Page 1 of 1
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STRONGSVILLE, CITY OF
 16099 FOLTZ INDUSTRIAL PKWY
 STRONGSVILLE, OH 44149
 elaine.barnhart@strongsville.org

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ADMIRALITY(STONGSVILLE)
 (2017) CITY OF STRONGSVILL
 29D3 - CORNR OF N. SALEM - E/PEARL

DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL	
3/8/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)								
	5MSA360 MODERATE SET BLD AE	2.50	CY	\$128.00	\$320.00		\$0.00	\$320.00	
	5702 Cold Weather Operations	2.50	CY	\$6.00	\$15.00		\$0.00	\$15.00	
	5890 ENVIRONMENTAL CHARGE PER CY	2.50	CY	\$0.50	\$1.25		\$0.00	\$1.25	
	5939 Fuel Surcharge	1.00	LD	\$5.00	\$5.00		\$0.00	\$5.00	
	5982 Short Load Charge	1.00	LD	\$75.00	\$75.00		\$0.00	\$75.00	
	63.CCA1 1% LIQUID CHLORIDE ACCELERATOR	2.50	CY	\$2.00	\$5.00		\$0.00	\$5.00	
GRAND TOTALS:							\$421.25	\$0.00	\$421.25

----- REFERENCE -----

Tickets:

* 50243859

Total Cubic Yards of Ready Mix for this Invoice: 2.50

04/6/19-5518
[Signature]
 3/28/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
 PO BOX 781744

DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your invoice via email:

Customer: STRONGSVILLE, CITY OF
 Customer ID: 24536
 Invoice No: 1869056
 Invoice Date: 03/08/18

Invoice Amount: \$421.25

Amount Paid:

Terms: All bills are due and payable within 30 days of the date shown on this bill.
 Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.



MEDINA SUPPLY

a division of The Shelly Company

RECEIVED

MAR 28 2018

CITY OF STRONGSVILLE
SERVICE DEPARTMENT

Customer No: 24536
 Invoice No: 1869806
 Invoice Date: 3/13/2018
 Period: 1/1/1950 - 1/1/2020
 Due Date: 04/12/2018
 Page: Page 1 of 1
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 16099 FOLTZ INDUSTRIAL PKWY
 STRONGSVILLE, OH 44149

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FORRESTVIEW STRONGSVILLE
 (2017) CITY OF STRONGSVILLE

elaine.barnhart@strongsville.org

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30B2 N OFF ALBION E - WEBSTER << 1% LIQ CAL >>

DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL
3/13/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)							
	5MSA360 MODERATE SET BLD AE	4.00	CY	\$128.00	\$512.00		\$0.00	\$512.00
	5702 Cold Weather Operations	4.00	CY	\$6.00	\$24.00		\$0.00	\$24.00
	5890 ENVIRONMENTAL CHARGE PER CY	4.00	CY	\$0.50	\$2.00		\$0.00	\$2.00
	5939 Fuel Surcharge	1.00	LD	\$5.00	\$5.00		\$0.00	\$5.00
	5982 Short Load Charge	1.00	LD	\$75.00	\$75.00		\$0.00	\$75.00
	63.CCA1 1% LIQUID CHLORIDE ACCELERATOR	4.00	CY	\$2.00	\$8.00		\$0.00	\$8.00
GRAND TOTALS:					\$626.00		\$0.00	\$626.00

-----REFERENCE-----

Tickets:

* 50243922

Total Cubic Yards of Ready Mix for this Invoice: 4.00

04/04/19-5518
City of Strongsville
3/28/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
 PO BOX 781744

- DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your invoice via email:

Customer: STRONGSVILLE, CITY OF
 Customer ID: 24536
 Invoice No: 1869806
 Invoice Date: 03/13/18

Invoice Amount: \$626.00

Amount Paid:



Terms: All bills are due and payable within 30 days of the date shown on this bill.
 Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.

MEDINA SUPPLY

a division of The Shelly Company

RECEIVED
APR 09 2018
CITY OF STRONGSVILLE
SERVICES

Customer No: 24536
Invoice No: 1874588
Invoice Date: 4/5/2018
Period: 4/5/2018 - 4/5/2018
Due Date: 05/05/2018
Page: Page 1 of 1
Customer Job:
Customer PO:

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STRONGSVILLE, CITY OF
16099 FOLTZ INDUSTRIAL PKWY
STRONGSVILLE, OH 44149
elaine.barnhart@strongsville.org

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19923 IDLEWOOD (STRONGSVILLE)
(2017) CITY OF STRONGSVILL
29B3 W/OFF PEARL S/OF ALBION

DATE	DESCRIPTION	QTY	U/M	UNIT PRICE	MATERIAL TOTAL	TAX CODE	SALES TAX	TOTAL
4/5/2018	05502 Medina Ready Mix (Please direct questions to A/R Dept. # 330-364-4411)							
	5LSMT2 100 PSI FLOWABLE BACKFILL	3.00	CY	\$92.00	\$276.00		\$0.00	\$276.00
	5702 Cold Weather Operations	3.00	CY	\$6.00	\$18.00		\$0.00	\$18.00
	5890 ENVIRONMENTAL CHARGE PER CY	3.00	CY	\$0.50	\$1.50		\$0.00	\$1.50
	5939 Fuel Surcharge	1.00	LD	\$5.00	\$5.00		\$0.00	\$5.00
	5982 Short Load Charge	1.00	LD	\$75.00	\$75.00		\$0.00	\$75.00
GRAND TOTALS:					\$375.50		\$0.00	\$375.50

----- REFERENCE -----

Tickets:

* 50244342

Total Cubic Yards of Ready Mix for this Invoice: **3.00**

04/09/19-5578
Clare Barnhart
4/10/18

Remit payment to: **MEDINA SUPPLY CO DIV OF SMI**
PO BOX 781744

DETROIT, MI 48278-1744

Please provide your email address below if you would like to start receiving your invoice via email:

Customer: STRONGSVILLE, CITY OF
Customer ID: 24536
Invoice No: 1874588
Invoice Date: 04/05/18

Invoice Amount: **\$375.50**

Amount Paid:

Terms: All bills are due and payable within 30 days of the date shown on this bill.
Past due accounts will be charged an interest rate of 1.5% per month on unpaid balances.

EXHIBIT F

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 076

By: Ms. Roff

AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2017-222 TO INCREASE THE APPROPRIATED CONTRACT NOT-TO-EXCEED AMOUNT WITH NERONE & SONS, INC. FOR ADDITIONAL WORK AND ITEMS REQUIRED TO REPAIR CERTAIN INTEGRAL PARTS AND APPURTENANCES AT THE CITY'S WASTEWATER TREATMENT PLANT "C", WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, through adoption of Ordinance No. 2017-222, this Council approved and authorized the Mayor to enter into a contract with Nerone & Sons, Inc. for emergency repairs to certain integral parts and appurtenances at the City's Wastewater Treatment Plant "C", without public bidding, in a total amount not to exceed \$128,400.00; and

WHEREAS, since then, the Director of Public Service has determined the necessity for additional work and items required due to unforeseen conditions encountered in order to complete all the required repairs as previously authorized; and

WHEREAS, under the circumstances, the City's Service Department, therefore, now recommends approval of a contract modification in an amount not to exceed an additional \$76,903.66 to pay for such further necessary work and items; and

WHEREAS, it is accordingly necessary for Council to allocate the additional funds on an emergency basis by amending the prior Ordinance No. 2017-222, and to modify the original not-to-exceed amount, in order to authorize the new total amount of \$205,303.66.

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 has become immediately necessary to provide for additional work and items required due to unforeseen conditions encountered to complete repair of certain integral parts and appurtenances at the City's Wastewater Treatment Plant "C", without public bidding, to protect City property and the health, safety and welfare of the residents, and to conserve public funds.

Section 2. That Section 2 of Ordinance No. 2017-222 is hereby amended to read in its entirety as follows:

"Section 2. That for the reasons aforesaid, this Council hereby approves and authorizes the Mayor to enter into a contract with **NERONE & SONS, INC.**, without public bidding, in a total amount not to exceed ~~\$128,400.00~~**205,303.66** for the equipment and emergency work, as more fully set forth in the **original** quotation attached **to Ordinance No. 2017-**

222 and the invoice attached hereto as Exhibit A, and incorporated herein by reference, and as reflected in a contract to be in a form 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, without public bidding, with **NERONE & SONS, INC.**, in order to increase the not-to-exceed amount by a total of \$76,903.66, from the original amount of \$128,400.00 to the new total amount of \$205,303.66.

Section 4. That the funds for the purposes of this amendment have been appropriated and shall be paid from the Sanitary Sewer 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 amend the prior Ordinance and contract in order to provide sufficient funds for the purchase of various additional work and items required due to unforeseen conditions encountered in order to complete the necessary repairs and in order to provide continuity and efficient operation of the City's Wastewater facilities, to repair and protect City-owned utilities and property, 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	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-076 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

INVOICE - PAYMENT APPLICATION

Application Number: 2
Invoice Number: STRON002-2
For Period Ending: 3/31/2018

To: Strongsville, City of
16099 Industrial Park
Strongsville OH 44149

From: Nerone & Sons, Inc.
19501 S. Miles Road
Warrensville Hts. OH 44128

Project: WWTP EMERGENCY REPAIRS
WWTP
STRONGSVILLE OH 44149

Project Number:
STRON002

Owner Project Number: PO# 29712-00

Contract Summary	
Original Contract Amount:	205,303.66
Changes Amount:	0.00
Total Contract Amount:	205,303.66
Completed To Date:	205,303.66
Retainage To Date:	0.00
Completed Less Retainage:	205,303.66
Less Previous Application:	110,527.50
Current Payment Due:	94,776.16
Balance To Finish:	0.00

Contractor's Certification

I hereby certify that the work for which this application is being submitted has been performed or is scheduled to be performed on or before the period ending date. I further certify that this work is in accordance with contract documents.

Julia Cushman, A/R Contract Administrator
Signature

3/31/2018
Date

It has been a pleasure working for you.
Thank you for the above invoiced project.

NERONE & SONS, INC.

INVOICE - PAYMENT APPLICATION DETAILS

Customer: Strongsville, City of
 Project: WWTP EMERGENCY REPAIRS

Application Number: 2
 Invoice Number: STRON002-2
 For Period Ending: 3/31/2018

Item Number - Description	Scheduled Value	Prev. App Value	Completed Work		Total		Balance To Finish	Retainage Value
			This App. Value	%	Value	%		
01 - CITY OF STRONGSVILLE PO# 29712-00								
01-001 - WWTP EMERGENCY REPAIRS	110,527.50	110,527.50	0.00	0.00	110,527.50	100.00	0.00	0.00
02 - ADDITIONAL 8" SEWER REPAIR								
02-001 - ADDITIONAL 8" SEWER REPAIR	99,764.38	0.00	99,764.38	100.00	99,764.38	100.00	0.00	0.00
02-002 - CITY DISCOUNT 5% ADDITIONAL 8" SEWER REP	4,988.22	0.00	4,988.22	100.00	4,988.22	100.00	0.00	0.00
CO - CHANGE ORDER								
CO-001 - CHANGE ORDER COST FIELD	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
TOTAL:	205,303.66	110,527.50	94,776.16	46.16	205,303.66	100.00	0.00	0.00

PLEASE SEE ATTACHED JOB DETAIL BREAKDOWN

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 077

By: Ms. Roff

AN ORDINANCE AUTHORIZING THE DISPOSAL OF CERTAIN OBSOLETE AND SURPLUS SERVICE DEPARTMENT VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

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

Section 1. That this Council finds that the City of Strongsville has vehicles, which are surplus, have no monetary value and are no longer needed for any municipal purpose; and further finds that it would be in the best interest of the City to dispose of such vehicles. Said vehicles are more fully set forth in Exhibit "A", attached hereto and incorporated herein by reference.

Section 2. That, pursuant to Article IV, Section 3(e) of the City Charter, the Director of Finance be and is hereby authorized to dispose of such obsolete vehicles identified in Exhibit "A" through **Reed's Salvage Corp.**, and to perform all acts required in furtherance thereof.

Section 3. That any proceeds of sale shall be deposited into the Street, Construction, Maintenance & Repair Fund and the Sanitary Sewer Fund; and any funds required for the purposes of this Ordinance have been appropriated and shall be paid from the Street, Construction, Maintenance & Repair Fund and the Sanitary Sewer Fund.

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

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that the immediate disposal of such obsolete and surplus vehicles is necessary in order to provide needed storage space for the Department of Public Service, 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. 2018 - 077
Page 2

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2018-077 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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

<u>Description</u>	<u>Vehicle #</u>	<u>VIN</u>
1987 International Dump	2587	1HTLKTVTXJH535712 - Sewell
2002 Dodge Dakota	902	1B7GG16X22S691415
1990 International Packer	190	1HTSHZ3RXLH204359

EXHIBIT A

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 078

By: Ms. Roff

AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

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

Section 1. That this Council finds that the Service Department of the City of Strongsville has various obsolete and surplus vehicles, as described in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference, which are unfit for public use by reason of obsolescence or as surplus items, and are no longer needed for any municipal purpose; and further finds that it will be in the best interests of the City that such vehicles be sold at a public auction.

Section 2. That, pursuant to Article IV, Section 3(e) of the City Charter, the Mayor and Director of Finance be and are hereby authorized and directed to sell such vehicles at public auction.

Section 3. That the Director of Finance and the Mayor are authorized to retain the services of the **Greater Cleveland Auto Auction** to effectuate the sale of all such vehicles for auction; and the Director of Finance and Mayor are further authorized and directed to execute all documents and perform all acts required to complete the auction and the sale of the auctioned vehicles.

Section 4. That any proceeds of sale shall be deposited into the Street, Construction, Maintenance & Repair Fund and the Sanitary Sewer Fund; and any funds required for the purposes of this Ordinance have been appropriated and shall be paid from the Street, Construction, Maintenance & Repair Fund and the Sanitary Sewer 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 the immediate sale of such obsolete and surplus vehicles is necessary in order to provide needed storage space for the Service Department, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 - 078

Page 2

President of Council

Approved: _____
Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

ORD. No. 2018-078 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

<u>Description</u>	<u>Vehicle #</u>	<u>VIN</u>
2007 Ford Ranger	1506	1FTZR15E27PA06665
2007 Ford Ranger	1606	1FTZR15E27PA06662
2007 Ford Ranger	1806	1FTZR15E27PA06668
2007 Ford Ranger	1906	1FTZR15E27PA06660
2007 Ford Ranger	2306	1FTZR15E27PA06669
1997 Chevrolet 2500	1297	1GCGK24FXVZ179802

- San-barry Sam

EXHIBIT A

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 079

By: Ms. Roff

AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION, OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY'S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

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

Section 1. That this Council finds that the Service Department of the City of Strongsville is in possession of certain vehicles and equipment, which are obsolete, surplus, have little monetary value, and are no longer needed for any municipal purpose, as more particularly described in Exhibit "A", a copy of which is attached hereto and incorporated herein by reference, and further finds, therefore, that it will be in the best interest of the City that such property be sold by public internet auction through GovDeals.

Section 2. That pursuant to Ohio Revised Code Section 721.15, the City is authorized to sell or dispose of property by internet auction; and that, pursuant to Article IV, Section 3(e) of the City Charter, the Mayor and Director of Finance be and are hereby authorized to dispose of such obsolete tangible property identified in Exhibit "A" and to perform all acts required in furtherance thereof.

Section 3. That the Director of Finance and the Mayor, therefore, are authorized to retain the services of **GovDeals** to effectuate the sale of such obsolete property by internet auction through an appropriate user agreement between the City and GovDeals, and in a form to be approved by the Law Director; and that the Director of Finance, Mayor and the Director of Public Service be and are further authorized and directed to execute all documents and perform all acts required to complete the sale of such obsolete and unneeded property by public internet auction.

Section 4. That the public internet auction will be conducted through GovDeals in accordance with its rules, regulations and procedures, including listing of the obsolete and unneeded property for sale by auction to the public on the internet. That as required by law, the property will be listed for ten (10) days, including Saturdays, Sundays and legal holidays.

Section 5. That the net proceeds of the operation of this Ordinance shall be deposited into the Street Construction, Maintenance & Repair Fund and the Sanitary Sewer Fund; and any funds required for the purposes of this Ordinance have been appropriated and shall be paid from the Street, Construction, Maintenance & Repair Fund and the Sanitary Sewer Fund.

Section 6. 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. 2018 – 079
Page 2

Section 7. 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 sale of such obsolete and unneeded municipal property is necessary in order to provide necessary storage space for the Service Department, to enable the Department to replace obsolete equipment, and to conserve public funds. Therefore, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

 President of Council

Approved: _____
 Mayor

Date Passed: _____

Date Approved: _____

	<u>Yea</u>	<u>Nay</u>
Carbone	_____	_____
Daymut	_____	_____
DeMio	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-079 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

<u>Description</u>	<u>Vehicle #</u>	<u>VIN</u>
1997 International Dump	1097	1HGHADR2VH481922
2001 Chevrolet 3500	2001	3GBKC34F51M113591
1998 GMC 3500	198	1GDJC34F5WF073247 - Sewer
1997 International Dump	1197	1HTGHADR4VH481923

EXHIBIT A

Miscellaneous/outdated Equipment

Home Lite 17.3 gpm 2 inch Trash Pump

5hp Briggs & Stratton engine

Model # 121TP2-1B

Serial # HL3540034

Runs

Home Lite 17.3 gpm 2 inch Trash Pump

5hp Briggs & Stratton engine

Model # 121TP2-1C

Serial #HO22900-22

Runs

Home Lite 17.3 gpm 2 inch Trash Pump

5hp Briggs & Stratton engine

No further information

Runs

Peabody Barnes 2 inch Trash Pump

3hp Briggs & Stratton engine

No further information

Runs

4 inch Peabody Barnes tow behind Trash Pump

Air cooled 4 cylinder Wisconsin Engine with Electric Start

Serial # 6198734

Runs

Miscellaneous PVC pipe fittings, gasket, & solvent weld

Approximate quantity: 150

Pipe diameter sizes 8", 6", and 4"

Pipe schedule mostly SCH 40 some SCH 35

Echo string trimmer

Model ??RM-3400

Engine 34cc

Straight shaft

Dual String runs

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 080

By: Mayor Perciak and Ms. Roff

AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF PLAYGROUND EQUIPMENT AND APPURTENANCES FOR USE BY THE RECREATION DEPARTMENT OF THE CITY AT SURRERRER PARK; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, Ohio Revised Code Section 5513.01(B) provides the opportunity for counties, townships and municipal corporations to participate in contracts of the Ohio Department of Administrative Services for the purchase of machinery, equipment, materials, supplies or other articles; and

WHEREAS, based upon recommendation of the City's Director of Recreation & Senior Services, this Council wishes to take advantage of that opportunity in connection with the purchase of playground equipment and appurtenances (Schedule No. 800702, Index No. STS-640) for use by the Recreation Department at Surrarrer Park.

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 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 **BCI BURKE COMPANY, LLC**, through the authorized dealer, **SNIDER RECREATION, INC.**, for the purchase of playground equipment and appurtenances, for use by the Recreation Department of the City at Surrarrer Park in the amount of \$98,010.00, as set forth on the proposal attached hereto as Exhibit A, and incorporated herein by reference.

Section 2. That the City of Strongsville hereby agrees to be bound by the terms and conditions prescribed by the Director of Administrative Services for such purchase and to directly pay the vendor, under each such contract of the Ohio Department of Administrative Services in which the City participates for items it receives pursuant to the contract.

Section 3. That the Mayor and Director of Finance be and are hereby authorized to enter into and execute such agreements and documents as may be necessary to participate in the Ohio Department of Administrative Services Cooperative Purchasing Program.

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

CITY OF STRONGSVILLE, OHIO
ORDINANCE NO. 2018 – 080
Page 2

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, and for the further reason that it is immediately necessary to participate in the purchase of such playground equipment and appurtenances, in order to update and install a playground at Surrarer Park, 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	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-080 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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



Snider Recreation Inc.

10139 Royalton Road Suite K
North Royalton, OH 44133

Ph (440)877-9151 Toll Free (800)888-2889 Fx (440)877-9159
www.snider-recreation.com
sandy@cvsnyder.com

Estimate

Date	Estimate #
5/16/2018	5873U

Name / Address
City of Strongsville Strongsville Parks & Recreation 13213 Pearl Road Strongsville, OH 44136

Ship To

Terms	Rep	Customer Phone	Customer Fax	Tax Exempt Number	County
Due on Receipt	JCS	440-580-3264	440-572-3503		Cuyahoga-OH

Item	Description	Qty	Rate	Total
	SURRARER PARK PLAYGROUND OHIO STATE TERM 800702 PHASE #1			
Design	BCI Burke Design 127-107852-6 (Structure and Accessible Play Panels)	1	80,430.00	80,430.00
550-0158	Arch Swing - 3-1/2 OD	1	1,517.00	1,517.00
550-0159	Arch Swing Add On - 3-1/2 OD.	2	960.00	1,920.00
550-0112	Strap Seats (Pair) with Hardware, Galvanized Chain and S-Hooks for 8' Toprail	1	174.00	174.00
550-0111	Strap Seat with Hardware, Galvanized Chain and S-Hooks for 8' Toprail	1	89.00	89.00
550-0099	Infant Seat, 7' and 8' Single with Standard Chain.	1	160.00	160.00
550-0171	Freedom Swing Seat, 8' Beam, Standard Chain.	1	857.00	857.00
550-0191	Konnection Swing	1	1,199.00	1,199.00
580-0172	6' Traditional Series Inground Mount Bench w/Back	4	495.00	1,980.00
560-2573	Kidforce Spinner with Seat .	1	679.00	679.00
570-0054	Standing Rocker	1	1,923.00	1,923.00
570-0770	Dynamic Surfer.	1	1,252.00	1,252.00
560-0457	Swift Twist Spinner	1	1,087.00	1,087.00
570-0758	White Bronc.	1	1,034.00	1,034.00
570-0761	Duck.	1	1,034.00	1,034.00
Freight	Shipping Charges	1	2,500.00	2,500.00
Installation	Installation of Equipment	1	16,960.00	16,960.00
ADAHalfRamp	Half Ramp for use with 8' Border and 12' Border.	2	650.00	1,300.00
Border 12"	12" APS Playground Border with Surfacing Guide and (1) Spike.	80	36.00	2,880.00
046-0521	Slide & Swing Playmat	6	160.00	960.00
Discount Recreation	Discount		-21,925.00	-21,925.00

If tax exempt certificate is not provided appropriate sales tax will be charged. Quote valid for 30 days.

Freight subject to fuel charge. Payment via credit card will incur an additional 3% administrative fee.

Subtotal	\$98,010.00
Sales Tax (8.0%)	\$0.00
Total	\$98,010.00

FEIN 46-5631661



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 081

By: Mayor Perciak and Ms. Roff

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR EMERGENCY REPLACEMENT OF TWO WATER HEATERS WITH VARIOUS APPURTENANCES AT THE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, due to age, two (2) water heaters at the City's Walter F. Ehrnfelt Recreation & Senior Center are in poor condition, with one of the water heaters already failing; and

WHEREAS, therefore, it is immediately necessary to contract for emergency removal and replacement of two (2) existing water heaters with various appurtenances, in order to protect the health, safety, welfare and property of the City, its officers, employees, agents, guests and invitees to such facility; and

WHEREAS, the City has received a competitive proposal for such work from a vendor/contractor who is able to promptly order the new equipment, remove the existing water heaters, and install the two (2) new water heaters that are immediately necessary.

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 Walter F. Ehrnfelt Recreation & Senior Center in the City of Strongsville, in that it is immediately necessary to enter into a contract, without public bidding, with **SCHAEFER PLUMBING dba CY SCHAEFER, INC.**, in order to contract for emergency removal and replacement of two (2) existing water heaters with various appurtenances, in order to protect the health, safety, welfare and property of the City, its officers, employees, agents, guests and invitees at such facility.

Section 2. That, for the reasons aforesaid, this Council hereby approves and authorizes the Mayor to enter into a contract with **SCHAEFER PLUMBING dba CY SCHAEFER, INC.**, without public bidding, in an amount not to exceed \$100,975.00 for the alternate proposal, for emergency removal and replacement of two (2) water heaters with various appurtenances, at the Walter F. Ehrnfelt Recreation & Senior Center, all as more fully set forth in the proposal attached hereto as Exhibit "A" and incorporated herein by reference.

Section 3. That the funds for the purpose of the aforesaid expenditure 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, and for the further reason that immediate removal and replacement of two (2) water heaters at the City's Walter F. Ehrnfelt Recreation & Senior Center are required in order to protect the property of the City, its officers, employees, agents, guests and invitees at such facility, to ensure continued efficient operation of the City of Strongsville, 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	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
 Clerk of Council

ORD. No. 2018-081 Amended: _____
 1st Rdg. _____ Ref: _____
 2nd Rdg. _____ Ref: _____
 3rd Rdg. _____ Ref: _____

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

Cy Schaefer, Inc.

1900 Station Road
Valley City, OH 44280
330-483-3600

Proposal D...	Proposal #:
5/7/2018	RECWTRHTRS

Bill To:
CITY OF STRONGSVILLE, CUSTOMER 16099 FOLTZ INDUSTRIAL PKWY STRONGSVILLE, OH 44149

Description
We hereby submit specifications and estimates for: Strongsville Center Recreation Center 18100 Royalaton Road
Material and labor for water heater replacement as follows;
2- PUI TURBOPOWER #1500 L 400-TP WATER HEATERS. *EXACT REPLACEMENT TO EXISTING UNIT - Includes start up
1- ELBI DTS-140 THERMAL EXPANSION TANK 2- STATE OF OHIO BOILER PERMIT 1- INSTALLATION MATERIAL
REMOVE EXISTING WATER HEATERS. INSTALL REPLACEMENT TANKS COMPLETE.
INSTALLED COST: \$105,475.00
WARRANTY: HEAT EXCHANGER 10 YEARS (5+5) VESSEL 25 YEARS (15+10)
ALTERNATE: TO DOWNSIZE UNITS TO PUI#1500L 300-TP 300 GALLON STORAGE INSTEAD OF 400 GALLON DEDUCT \$4,500.00

--



Cy Schaefer, Inc.

1900 Station Road
Valley City, OH 44280
330-483-3600

Proposal D...	Proposal #:
5/7/2018	RECWTRHTRS

Bill To:
CITY OF STRONGSVILLE, CUSTOMER 16099 FOLTZ INDUSTRIAL PKWY STRONGSVILLE, OH 44149

Description
Payment terms negotiable upon acceptance of proposal.
Proposal specifications authorized by: Paul A. Schaefer
ACCEPTANCE OF PROPOSAL- The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to the work as specified.
Signature_____

--

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2018 – 082

By: Mayor Perciak and Ms. Roff

A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE 2018 ROOF REPLACEMENT PROJECT AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER.

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

Section 1. That the Mayor be and is hereby authorized to advertise for bids for the removal and replacement of approximately 32,200 square feet of existing roofing membrane, insulation and roofing components; removal and replacement of approximately 7,900 square feet of existing asphalt shingles and underlayment; and removal and replacement of a 24' x 24' octagonal skylight, all at the Walter F. Ehrnfelt Recreation & Senior Center, and in accordance with specifications on file in the office of the Building Commissioner, which are in all respects hereby approved.

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

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

Section 4. That this Resolution 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	_____	_____
Kosek	_____	_____
Roff	_____	_____
Schonhut	_____	_____
Short	_____	_____

Attest: _____
Clerk of Council

RES
ORD. No. 2018-082 Amended: _____
1st Rdg. _____ Ref: _____
2nd Rdg. _____ Ref: _____
3rd Rdg. _____ Ref: _____

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