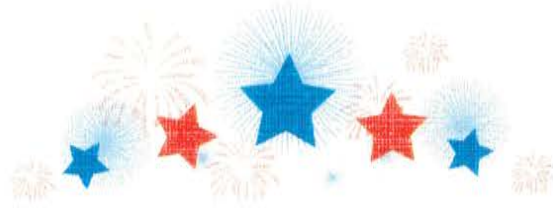




# City of Strongsville

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



## 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

June 28, 2018

## MEETING NOTICE

City Council has scheduled the following meetings for **Monday, July 2, 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, 2018-103, 2018-104, 2018-105, 2018-106 and Resolution No. 2018-107.

*A motion will be made to approve the committee meeting minutes of June 14, 2018.*

**Finance Committee** will meet to discuss Resolution No. 2018-108.

**Public Safety and Health Committee** will meet to discuss Ordinance Nos. 2018-109 and 2018-110.

**Recreation and Community Services Committee** will meet to discuss Ordinance No. 2018-111.

**Committee of the Whole** will meet to discuss Ordinance Nos. 2018-095, 2018-096, 2018-097, 2018-098, 2018-099, 2018-100, 2018-101, 2018-102 and 2018-112.

**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, JULY 2, 2018 AT 8:00 P.M.

Mike Kalinich Sr. City Council Chamber  
18688 Royalton Road, Strongsville, Ohio



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### AGENDA

1. CALL TO ORDER:
2. PLEDGE OF ALLEGIANCE:
3. CERTIFICATION OF POSTING:
4. ROLL CALL:
5. COMMENTS ON MINUTES:
  - *Council Meeting – June 18, 2018*
6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:
  - Administration of Oath of Office to newly-appointed Fire Lieutenant Thomas M. Sullivan.  
  
*Presentation by Southwest General Health Center Representatives William A. Young, President and CEO; Albert E. Matyas, Vice President of Ambulatory Operations & Business Development; Susan Tout, M.D. EMS Medical Director; and Jackie Haumschild, EMS Program Manager:*
    - Recognition of the City of Strongsville Fire and Emergency Services Department for receiving the 2018 Mission: Lifeline EMS Gold Recognition, from the American Heart Association, for outstanding cardiac care.  
  
*Presentation by Gregory M. Gleine and Kim A. Veris of the Strongsville Charter Review Committee for 2018 to discuss Ordinance Nos: 2018-095, 2018-096, 2018-097, 2018-098, 2018-099, 2018-100, 2018-101, and 2018-102.*
7. PUBLIC HEARING:
  - 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. Second reading 05-21-18.*

- 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. Second reading 05-21-18.*

8. 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:

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

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

10. AUDIENCE PARTICIPATION:

11. ORDINANCES AND RESOLUTIONS:

- Ordinance No. 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. Second reading 05-21-18.*
- Ordinance No. 2018-095 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE II OF THE CHARTER OF THE CITY ENTITLED “THE MAYOR” IN SECTION 5(g) TO PROVIDE FOR THE EDUCATION REQUIREMENTS FOR THE POLICE AND FIRE DEPARTMENTS IN ORDER TO BE ELIGIBLE FOR THE FUTURE PROMOTION BY THE MAYOR TO CHIEF OF POLICE AND FIRE CHIEF, RESPECTIVELY, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-096 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE II OF THE CHARTER OF THE CITY ENTITLED “THE MAYOR” IN SECTION 7 TO PROVIDE FOR THE PROCEDURE TO BE FOLLOWED AND ORDER OF SUCCESSION IN THE EVENT OF THE ABSENCE OR VACANCY IN THE OFFICE OF MAYOR, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-097 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 8, TO PROVIDE FOR THE PROCEDURE TO BE FOLLOWED IN THE EVENT OF A VACANCY IN THE TERM OF OFFICE FOR A MEMBER OF COUNCIL, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-098 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 10, TO PROVIDE FOR COUNCIL TO DETERMINE BY ORDINANCE THE STARTING TIME FOR REGULAR MEETINGS OF COUNCIL, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*

- Ordinance No. 2018-099 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 12, TO PROVIDE FOR COUNCIL POSTING IN NOT LESS THAN TWO LOCATIONS ALL ORDINANCES, RESOLUTIONS, STATEMENTS, ORDERS, PROCLAMATIONS, NOTICES AND REPORTS REQUIRED BY LAW, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-100 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE V OF THE CHARTER OF THE CITY ENTITLED “FINANCE” IN SECTION 5(b), TO PROVIDE THAT COUNCIL BY A VOTE OF NOT LESS THAN SIX (6) OF ITS MEMBERS MAY AUTHORIZE CERTAIN EXPENDITURES, IN EMERGENCIES OR OTHER LIMITED CIRCUMSTANCES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-101 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE VII OF THE CHARTER OF THE CITY ENTITLED “NOMINATIONS AND ELECTIONS” TO PROVIDE FOR THE ENACTMENT OF NEW SECTION 5 “QUALIFIED ELECTORS,” IN ORDER TO DEFINE SUCH TERM AS USED IN THE CITY’S CHARTER, AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-102 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE VII OF THE CHARTER OF THE CITY ENTITLED “NOMINATIONS AND ELECTIONS” TO PROVIDE FOR THE ENACTMENT OF NEW SECTION 6 “GENERAL QUALIFICATIONS OF ELECTED OFFICIALS,” AND DECLARING AN EMERGENCY. *First reading 06-18-18.*
- Ordinance No. 2018-103 by Mayor Perciak and Mr. Schonhut. AN ORDINANCE AMENDING SECTION 1252.16 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING PROJECTIONS INTO YARDS, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-104 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1253.11, OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING REQUIREMENTS ASSOCIATED WITH SINGLE FAMILY DETACHED AND CLUSTER DEVELOPMENTS, AND DECLARING AN EMERGENCY.

- Ordinance No. 2018-105 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 WEST 130<sup>TH</sup> STREET, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 399-01-005).
- Ordinance No. 2018-106 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT BETWEEN THE NORTHEAST OHIO REGIONAL SEWER DISTRICT AND THE CITY OF STRONGSVILLE, IN ORDER FOR THE DISTRICT TO PROVIDE REIMBURSEMENT OF FUNDS TO THE CITY IN CONNECTION WITH THE HOWE ROAD SOUTH SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY.
- Resolution No. 2018-107 by Mr. Schonhut. A RESOLUTION PROVIDING FOR THE SUBMISSION OF ORDINANCE NO. 2018-062 TO THE ELECTORS, ESTABLISHING AN ELECTION DATE THEREFOR, AND DECLARING AN EMERGENCY.
- Resolution No. 2018-108 by Mr. Carbone. A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY TO CERTIFY TO THE FISCAL OFFICER OF CUYAHOGA COUNTY UNPAID PROPERTY MAINTENANCE NUISANCE ABATEMENTS FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-109 by Mayor Perciak and Mr. Short. AN ORDINANCE APPROVING PURCHASES OF SUPPLEMENTAL SPECIALTY ITEMS, EQUIPMENT, PAINTING, AND INSTALLATION OF ACCESSORIES NECESSARY TO PROPERLY OUTFIT NEW VEHICLES SEPARATELY PURCHASED FOR USE BY THE POLICE DEPARTMENT; AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH VARIOUS VENDORS, WITHOUT PUBLIC BIDDING; AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-110 by Mayor Perciak and Mr. Short. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CUYAHOGA COUNTY FOR ACCEPTANCE OF A DONATION OF RESCUE TASK FORCE EQUIPMENT AND SUPPLIES FROM THE CLEVELAND-CUYAHOGA COUNTY URBAN AREA SECURITY INITIATIVE REGION TACTICAL INTEROPERABLE PLAN, FOR USE BY THE CITY OF STRONGSVILLE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-111 by Mayor Perciak and Ms. Roff. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE 2018 ROOF REPLACEMENT PROJECT AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.
- Ordinance No. 2018-112 by All Members of Council. AN ORDINANCE ENACTING CHAPTER 1027 OF TITLE TWO OF PART TEN-STREETS, UTILITIES AND PUBLIC SERVICES CODE CONCERNING ABANDONED SHOPPING CARTS PROHIBITED.

12. COMMUNICATIONS, PETITIONS AND CLAIMS:

13. MISCELLANEOUS BUSINESS:

14. 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: May 21, 2018  
 Third Reading: \_\_\_\_\_  
 Public Hearing: July 2, 2018

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

\_\_\_\_\_  
 President of Council  
 Date Passed: \_\_\_\_\_

Approved: \_\_\_\_\_  
 Mayor  
 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: PL/PZE  
 2nd Rdg. 05-21-18 Ref: PZE  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. 07-02-18 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]*  
Signature of Owner(s)/Agent

State of Ohio            )  
County of Cuyahoga    )

Sworn to and subscribed in my presence this 23<sup>rd</sup> day of April, 2018

*Joan Albers*  
Notary Public **JOAN ALBERS**  
NOTARY PUBLIC • STATE OF OHIO  
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.

**PROPERTY DESCRIPTION FORM**

2018-062+

Ordinance Number:

2018-063

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

Address of Property: 14010 Royalton Road; Vacant Land on Royalton Road; Vacant Land on Webster Road

Permanent Parcel No.: 398-28-002; 398-28-007; 398-28-009; 398-28-010

The property is bounded by the following streets: (indicate direction; i.e., north, south, etc.) Royalton Road (State Route 82) to the South; Webster Road to the East.

Number and type of buildings which now occupy property (if any): A single family home located on PPN 398-28-007; single family home located on 398-28-009; remainder is vacant land

Acreage: Approximately 31.587 acres total.

Said property (has) (had) the following deed restrictions affecting the use thereof (attach copy): No deed restrictions identified.

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

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

Owner(s)	Percent of Ownership:
1. <u>Please see Attachment A.</u>	<u>100</u> %
2. _____	_____ %
3. _____	_____ %

[Signature]  
Signature of Owner(s)  
Representative

State of Ohio )  
County of Cuyahoga )

Sworn to and subscribed to in my presence this 23<sup>rd</sup> day of April, 2018.

[Signature]  
Notary Public

My commission expires \_\_\_\_\_

**JOAN ALBERS**  
NOTARY PUBLIC • STATE OF OHIO  
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. 9<sup>th</sup> Street  
Suite 3500  
Cleveland, Ohio 44114  
216-928-2981  
[ncatanzarite@walterhav.com](mailto: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. 9<sup>th</sup> Street  
Suite 3500  
Cleveland, Ohio 44114  
216-928-2981  
[ncatanzarite@walterhav.com](mailto: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)

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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

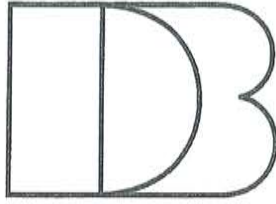
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Neal,

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;

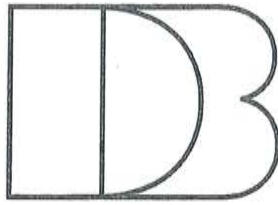
Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Sophia Maloof, 90.00 feet to its intersection with the southerly line of said land so conveyed;

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  
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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;

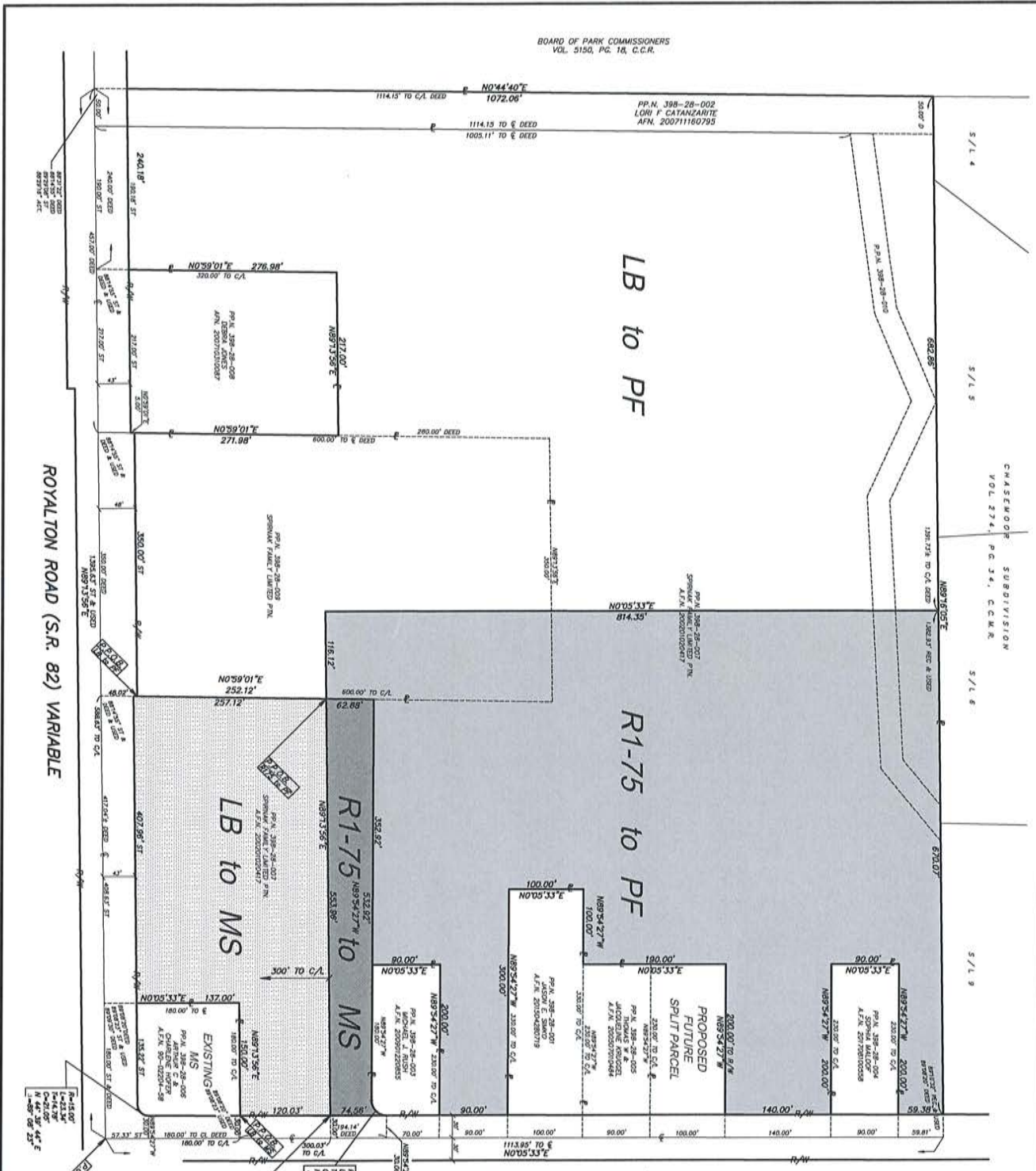
Thence South 0 degrees 05 minutes 33 seconds West along the westerly line of said land conveyed to Michael J. Rush, 90.00 feet to its intersection with the southerly line of said land so conveyed;

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.

*m:\adcadd\p\4887\documents\legals\r1-75 to pf zoning\_2018-04-23.docx*



CHASEWOOD SUBDIVISION  
VOL 274, PG 34, C.C.M.R.

S/L 4  
S/L 5  
S/L 6  
S/L 9

DATE	REVISIONS	BY
2015/04/07/19	2015/04/07/19	JASON E. SIMKO
2007/11/07/95	2007/11/07/95	LORI F. CATANZARITE
2006/07/20/05	2006/07/20/05	MICHAEL J. MISH
2017/01/05/08	2017/01/05/08	SOPHIA MALOOF
2005/07/10/04	2005/07/10/04	TRONIC R. & DARLENE KROUSEL
90-2004-58	90-2004-58	ARINAR C. & DWYDENE PATTINSON
2005/05/04/17	2005/05/04/17	SPRING FARM T LIMITED
2015/05/05/21	2015/05/05/21	DEBRA M. JONES
2005/05/04/17	2005/05/04/17	SPRING FARM T LIMITED
2007/11/07/95	2007/11/07/95	LORI F. CATANZARITE

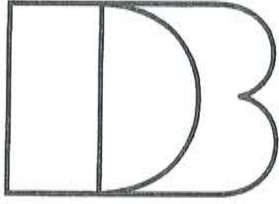
**EXHIBIT B**

**MAP TO ACCOMPANY LEGAL DESCRIPTIONS FOR ZONING REQUEST BEING PART OF ORIGINAL STRONGS WALE TOWNSHIP LOT 15 IN THE CITY OF STRONGSWALE CUYAHOGA COUNTY, OHIO**

DISTANCES ARE GIVEN IN FEET AND DECIMAL PARTS. HEREON, REVISIONS ARE REFERENCED TO AN ASSUMED ORIGINAL PLAN WHICH IS CORRECT TO THE BEST OF THE PROFESSIONAL KNOWLEDGE, INFORMATION AND BELIEF.

**DONALD G. BOHANNON & ASSOCIATES, INC.**  
ONE ENGINEERING & SURVEYING  
1000 W. 10TH ST., SUITE 100  
COLUMBUS, OHIO 43260  
TEL: 614.291.1100  
FAX: 614.291.1101  
WWW.DGBINC.COM

DATE: APRIL 2018  
BY: C.K. K.B.  
PROJECT: 4897SV  
SHEET: 1 OF 1



**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.

*m:\adcadd\p\4887\documents\legals\r1-75 to m5 zoning\_2018-04-23.docx*

**CITY OF STRONGSVILLE**  
**OFFICE OF THE COUNCIL**

**MEMORANDUM**

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**TO:** Planning Commission

**FROM:** Tiffany Mekeel, Assistant Clerk of Council

**DATE:** May 8, 2018

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

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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

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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 – 095

By: Mayor Perciak and All Members of Council

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE II OF THE CHARTER OF THE CITY ENTITLED “THE MAYOR” IN SECTION 5(g) TO PROVIDE FOR THE EDUCATION REQUIREMENTS FOR THE POLICE AND FIRE DEPARTMENTS IN ORDER TO BE ELIGIBLE FOR THE FUTURE PROMOTION BY THE MAYOR TO CHIEF OF POLICE AND FIRE CHIEF, RESPECTIVELY, AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article II, Section 5(g) of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That for future appointments to the position of Chief of Police and Fire Chief, to provide for the education requirements for the Police and Fire Departments in order to be eligible for promotion by the Mayor to Chief of Police and Fire Chief, respectively:

Section 5(g) of Article II of the City Charter shall be amended to read as follows:

**ARTICLE II  
THE MAYOR**

\* \* \*

**SECTION 5. DUTIES**

\* \* \*

(g) Appointment of Chief of Police and Fire Chief. The Chief of Police and Chief of the Fire Department shall be appointed by the Mayor from the ranks of the respective departments in the manner hereinafter provided. When either office shall for any reason become vacant, a suitable examination shall be given by and under the direction of the Civil Service Commission to such officers in the Police Department

having attained the rank of sergeant or higher **and having a Bachelor's Degree from an accredited institution**, or in the Fire Department having attained the rank of lieutenant or higher **and having a Bachelor's Degree from an accredited institution**, as may desire to be considered therefor. **Said requirement of having a Bachelor's Degree from an accredited institution shall go into effect at the time of the adoption of this amendment to the Charter but shall not apply to any individual currently holding the position of Chief of Police or Fire Chief.** From the three members receiving the highest grades upon said examination, the Mayor shall appoint one to fill such vacancy, such appointment to be subject to confirmation by the majority vote of the members elected to Council.  
~~(Amended 11-5-13)~~

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 5(g) of Article II shall be and the same is hereby repealed and replaced by the new Section 5(g) of said Article II.

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

**PROPOSED CHARTER AMENDMENT**

**A majority affirmative vote is necessary for passage.**

Shall Section 5(g) of Article II of the City Charter be amended to provide that for future appointments to the position of Chief of Police and Fire Chief, officers in the Police Department attaining the rank of sergeant or higher and having a Bachelor's Degree from an accredited institution, and officers in the Fire Department attaining the rank of lieutenant or higher and having a Bachelor's Degree from an accredited institution, shall be eligible, after examination by the Civil Service Commission, for appointment by the Mayor to promotion to Chief of Police and Fire Chief, respectively?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendments to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendments to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendments to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-095 Amended: \_\_\_\_\_  
 1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 096

By: Mayor Perciak and All Members of Council

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE II OF THE CHARTER OF THE CITY ENTITLED “THE MAYOR” IN SECTION 7 TO PROVIDE FOR THE PROCEDURE TO BE FOLLOWED AND ORDER OF SUCCESSION IN THE EVENT OF THE ABSENCE OR VACANCY IN THE OFFICE OF MAYOR, AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article II, Section 7 of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide for the procedure to be followed and the order of succession in the Office of Mayor, in the event of the Mayor’s absence or vacancy from said office:

Section 7 of Article II of the City Charter shall be amended to read as follows:

**ARTICLE II  
THE MAYOR**

\* \* \*

**SECTION 7. VACANCY IN OFFICE OF MAYOR.**

(a) Absence. When the Mayor is temporarily absent from the Municipality or temporarily unable for any cause to perform the Mayor’s duties, the ~~President of Council~~ **Director of Public Safety** shall act as the Mayor with the same powers and duties as the Mayor, except as set forth below. When the Mayor and the ~~President of Council~~ **Director of Public Safety** are both temporarily absent from the municipality or temporarily unable for any cause to perform the Mayor’s duties, then the ~~Council~~

~~President Pro Tem Law Director~~ shall act as the Mayor with the same powers and duties as the Mayor, except as set forth below.

(b) Vacancy. In the event of the Mayor's death, resignation, removal, disqualification, or in the event that the office of Mayor shall otherwise become vacant, the unexpired term shall be filled as follows:

- (1) The ~~President of Council Director of Public Safety~~ shall immediately become the acting Mayor, with the same powers and duties of the Mayor, except as set forth below, to serve as follows:
  - (A) If ~~twenty-four (24)~~ **twelve (12)** months or more remain in the Mayor's term **from the date of the vacancy**, then the ~~Council President Director of Public Safety~~ shall serve as acting Mayor until a new Mayor is elected to serve the remainder of the Mayor's term at a special or general election to be held on a date set by City Council within ninety (90) days after the vacancy occurs. ~~During this time period after the vacancy occurs and before a new Mayor is elected at a special or general election, the President of Council shall also continue in office as a member of Council and as President of Council.~~
  - (B) If less than ~~twenty-four (24)~~ **twelve (12)** months remain in the Mayor's term **from the date of the vacancy**, then the ~~President of Council Director of Public Safety~~ shall become Mayor to serve the remainder of the term if the ~~President of Council Director of Public Safety~~ accepts the office by filing a written acceptance with the Clerk of Council within fifteen (15) days after the vacancy occurs. If the ~~President of Council Director of Public Safety~~ accepts the office of Mayor in this circumstance, then ~~the President of Council's office as a Council member and as President of Council shall be vacant and filled in accordance with the provisions of this Charter, and (ii) the President of Council Director of Public Safety~~ shall become Mayor with all the powers and duties of the Mayor. If the ~~President of Council Director of Public Safety~~ does not accept the position of Mayor within the time period set forth herein, then the ~~President of Council Pro Tem Law Director~~ shall become Mayor to serve the remainder of the term if he or she accepts the office within twenty (20) days after the vacancy occurs in the same manner. ~~If the President of Council Pro Tem accepts the office of Mayor in this circumstance, then (i) the President of Council Pro Tem's office as a Council member and as President of Council Pro Tem shall be vacant and filled in accordance with the provisions of this Charter, and (ii) the President of Council Pro Tem shall become the Mayor with all the powers and duties of the Mayor. If neither the Director of Public Safety or Law Director accepts the position~~

of Mayor within the time period set forth herein, then the Finance Director shall become Mayor to serve the remainder of the term if he or she accepts the offer within twenty-five (25) days after the vacancy occurs in the same manner. If neither the ~~President of Council~~ Director of Public Safety, nor the ~~President of Council~~ ~~Pro Tem~~ Law Director nor the Finance Director accepts the office of Mayor within the time periods set forth herein, the City Council shall meet and elect one of its members to be Mayor for the remainder of the term. Such election shall occur within ~~twenty-five~~ ~~thirty~~ (2530) days of the vacancy. No Council member shall be so elected without the Council member's consent. The Council position of the Council member so elected Mayor shall be deemed vacant and shall be filled in accordance with the provisions of this Charter. **During the period when the Director of Public Safety, or the Law Director, or the Director of Finance, as the case may be, shall serve as Mayor, that individual shall not be required to be a resident or Qualified Elector of the City of Strongsville.**

~~(c) Part Time Position. When the President of Council or the Council President Pro Tem is serving as the Acting Mayor pursuant to Sections (a) or (b)(1)(A) of this Section 7, neither shall be required to devote their entire time during business hours to the business of the municipality.~~  
(Amended 11-2-04.)

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 7 of Article II shall be and the same is hereby repealed and replaced by the new Section 7 of said Article II.

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

#### **PROPOSED CHARTER AMENDMENT**

**A majority affirmative vote is necessary for passage.**

Shall Section 7 of Article II of the City Charter be amended to provide that in the event a vacancy occurs in the office of Mayor, and twelve (12) months or more remain in the Mayor's term, that the vacancy shall be filled for the remainder of the term at a Special or General Election. Furthermore, shall Section 7 of Article II of the City Charter be amended to provide that in the event of the absence of the Mayor, or a vacancy occurs in the Office of Mayor and less than twelve (12) months remain in the Mayor's term that the vacancy and the order of succession in the Office of Mayor, shall be filled for the remainder of the term by the Director of Public Safety, or other department directors as specified?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_  
Mayor

Date Passed: \_\_\_\_\_

Date Approved: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO  
ORDINANCE NO. 2018 - 096  
Page 5

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

Attest: \_\_\_\_\_  
Clerk of Council

ORD. No. 2018-096 Amended: \_\_\_\_\_  
1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
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Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

City of Strongsville, Ohio  
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CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 097

By: Mayor Perciak and All Members of Council

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 8, TO PROVIDE FOR THE PROCEDURE TO BE FOLLOWED IN THE EVENT OF A VACANCY IN THE TERM OF OFFICE FOR A MEMBER OF COUNCIL, AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article III, Section 8 of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide for the procedure to be followed in the event of a vacancy in the term of office for a member of Council:

Section 8 of Article III of the City Charter shall be amended to read as follows:

**ARTICLE III  
THE COUNCIL**

\* \* \*

**SECTION 8. VACANCIES.**

~~Vacancies in Council shall be filled for the unexpired term by an appointment made by a majority vote of all remaining members of Council.~~ **Vacancies in Council shall be filled for the unexpired term as follows:**

**(a) If twelve (12) months or more remain in the Council member’s term from the date of the vacancy, then the vacancy shall be filled for the unexpired term at a Special or General election by those eligible to vote for the position to be held on a date set by City Council within ninety (90) days after the vacancy**

occurs. Notwithstanding anything to the contrary in this Charter, during the interim period and until a new Council member is elected, for purposes of a quorum and requirements regarding the number of votes required, Council shall be regarded as consisting of the remaining number of Council members.

(b) If less than twelve (12) months remain in the Council member's term from the date of the vacancy, then Council shall fill the unexpired term by an appointment made by a majority vote of all remaining members of Council. Such appointment shall be made within thirty (30) days after the next regular meeting following receipt of official notification by Council of such vacancy. If Council fails to fill the vacancy within said thirty (30) day period the Mayor shall make the appointment.

A Councilman member appointed to office to fill an unexpired term by either the Council or the Mayor shall for the purposes of this Charter be deemed to be elected to Council.

~~(Amended 11-2-71.)~~

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 8 of Article III shall be and the same is hereby repealed and replaced by the new Section 8 of said Article III.

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

#### PROPOSED CHARTER AMENDMENT

**A majority affirmative vote is necessary for passage.**

Shall Section 8 of Article III of the City Charter be amended to provide that in the event a vacancy occurs in a Council member's term of office, and twelve (12) months or more remain in that Council member's term, that the vacancy shall be filled for the unexpired term at a Special or General Election?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2018 – 097**  
**Page 3**

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-097 Amended: \_\_\_\_\_  
 1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
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 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 098

By: Mayor Perciak and All Members of Council

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 10, TO PROVIDE FOR COUNCIL TO DETERMINE BY ORDINANCE THE STARTING TIME FOR REGULAR MEETINGS OF COUNCIL, AND DECLARING AN EMERGENCY.

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article III, Section 10 of the City's Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide that Council by ordinance may determine the starting time for the regular meetings of Council:

Section 10 of Article III of the City Charter shall be amended to read as follows:

**ARTICLE III  
THE COUNCIL**

\* \* \*

**SECTION 10. MEETINGS.**

(a) Regular Meetings. The Council shall meet the first and third Mondays of each calendar month at ~~eight o'clock (8:00) p.m. local time~~ **such time as may be prescribed by ordinance**, or if such day be a holiday, on the first workday following except during periods when Council has voted to be in recess. Prior to or during its first regular meeting in January following a regular Municipal election, the Council shall convene and organize.

(b) Special Meetings. Special meetings may be called by the Mayor or any three members of Council. There shall be given at least twenty-four hours notice in writing of such special meeting, served personally on each member of Council or at his **or her** usual place of residence. Such notice shall state the subject or subjects to be considered at the meeting and no other subject shall be considered prior to the disposition of those for which such meeting was called.

(c) Compel Attendance. The attendance of two-thirds of the members elected to Council at any special meeting of the Council shall be considered as a waiver of notice required by the preceding subsection, and in such event, the meeting may proceed as a duly called special meeting.

(d) Emergency Meetings. Emergency meetings may be called by the Mayor or President of Council without twenty-four (24) hours notice in writing.  
~~(Amended 11-2-04)~~

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 10 of Article III shall be and the same is hereby repealed and replaced by the new Section 10 of said Article III.

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

#### PROPOSED CHARTER AMENDMENT

**A majority affirmative vote is necessary for passage.**

Shall Section 10 of Article III of the City Charter be amended to provide that Council by ordinance may determine the starting time for the regular meetings of Council?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2018 – 098**  
**Page 3**

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-098 Amended: \_\_\_\_\_  
 1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
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 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

**CITY OF STRONGSVILLE, OHIO**

**ORDINANCE NO. 2018 – 099**

**By: Mayor Perciak and All Members of Council**

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE III OF THE CHARTER OF THE CITY ENTITLED “THE COUNCIL” IN SECTION 12, TO PROVIDE FOR COUNCIL POSTING IN NOT LESS THAN TWO LOCATIONS ALL ORDINANCES, RESOLUTIONS, STATEMENTS, ORDERS, PROCLAMATIONS, NOTICES AND REPORTS REQUIRED BY LAW, AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article III, Section 12 of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide that Council shall post in not less than two (2) of the most public places in the City all ordinances, resolutions, statements, orders, proclamations, notices and reports required by law:

Section 12 of Article III of the City Charter shall be amended to read as follows:

**ARTICLE III  
THE COUNCIL**

\* \* \*

**SECTION 12. PROCEDURE.**

All legislative action shall be by ordinance or resolution except when otherwise required by the Constitution or the laws of the State of Ohio. The Council shall keep a journal of its proceedings which shall be a public record. The vote shall be taken by ayes and nays, which shall be entered upon the journal; and no ordinance or resolution shall be passed without the concurrence of a majority of the members elected to Council. The Council, through passage of an Ordinance, may establish a consent agenda. Every ordinance or resolution shall be read or read by title on three different days unless two-thirds (2/3) of the members elected to Council dispense with the rule. All ordinances, resolutions, statements, orders, proclamations, notices and reports

required by law, by this Charter or by ordinance to be posted, shall be posted in not less than ~~five (5)~~ **two (2)** of the most public places in the Municipality, as determined by Council, for a period of not less than fifteen (15) days prior to the taking effect thereof, subject to the exceptions set forth in Section 13 hereof, or in such other manner as Council may hereafter determine by ordinance, resolution or order.  
(~~Amended 11-2-04.~~)

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 12 of Article III shall be and the same is hereby repealed and replaced by the new Section 12 of Article III.

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

**PROPOSED CHARTER AMENDMENT**

**A majority affirmative vote is necessary for passage.**

Shall Section 12 of Article III of the City Charter be amended to provide that Council shall post in not less than two (2) of the most public places in the City all ordinances, resolutions, statements, orders, proclamations, notices and reports required by law?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2018 – 099**  
**Page 3**

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-099 Amended: \_\_\_\_\_  
 1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
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 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 100

By: Mayor Perciak and All Members of Council

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE V OF THE CHARTER OF THE CITY ENTITLED “FINANCE” IN SECTION 5(b), TO PROVIDE THAT COUNCIL BY A VOTE OF NOT LESS THAN SIX (6) OF ITS MEMBERS MAY AUTHORIZE CERTAIN EXPENDITURES, IN EMERGENCIES OR OTHER LIMITED CIRCUMSTANCES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article V, Section 5(b) of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide that Council by a vote of not less than six (6) of its members may authorize certain expenditures, in emergencies or other limited circumstances, without public bidding:

Section 5(b) of Article V of the City Charter shall be amended to read as follows:

**ARTICLE V  
FINANCE**

\* \* \*

**SECTION 5. PUBLIC BIDDING**

\* \* \*

(b) The Council, by a ~~unanimous~~ vote of not less than six (6) of its members, may authorize expenditures of funds of the City exceeding the limitations established ~~by the~~ in Article V, Section 5 of this Charter without public bidding and advertising for the acquisition of real estate; for the discharge of non-contractual claims against the City; for personal services; for the joint use

of facilities or exercise of powers with other political subdivisions; for the product or services of public utilities (including those municipally and publicly operated); in the case of a real and present emergency arising in connection with the operation and maintenance of a department, division, commission, bureau or board of the municipality, for work to be done or for the purchase of supplies or materials; or for expenditures without public bidding authorized by the General Laws of Ohio.

~~(Amended 11-4-80.)~~

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then existing Section 5(b) of Article V shall be and the same is hereby repealed and replaced by the new Section 5(b) of said Article V.

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

#### PROPOSED CHARTER AMENDMENT

##### A majority affirmative vote is necessary for passage.

Shall Section 5(b) of Article V of the City Charter be amended to provide that Council by a vote of not less than six (6) of its members may authorize certain expenditures, in emergencies or other limited circumstances, without public bidding?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.





CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 101

By: Mayor Perciak and All Members of Council

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE VII OF THE CHARTER OF THE CITY ENTITLED “NOMINATIONS AND ELECTIONS” TO PROVIDE FOR THE ENACTMENT OF NEW SECTION 5 “QUALIFIED ELECTORS,” IN ORDER TO DEFINE SUCH TERM AS USED IN THE CITY’S CHARTER, AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article VII of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide for the definition of the term “qualified elector” as it is used throughout the City Charter:

Section 5 of Article VII of the City Charter shall be enacted to read as follows:

**ARTICLE VII  
NOMINATIONS AND ELECTIONS**

\* \* \*

**SECTION 5. QUALIFIED ELECTORS.**

**Every citizen of the United States who is of the age of eighteen (18) years or over, who possesses the qualifications herein required, shall be entitled to vote at a special, primary, or regular municipal election. No person shall be permitted to vote at any election unless that person has registered to vote, and has been a resident of the State of Ohio for thirty (30) days next preceding the election at which that person desires to vote.**

**A qualified elector who has resided in the State the length of time required herein and who moves from one ward to another within the City of Strongsville shall have the right to vote in such ward provided the Board of Elections shall have corrected that individual's registration to that ward as required by law. No person residing in any City ward shall be entitled to vote at any election or shall sign any nominating, initiative, referendum or recall petition unless that person is duly registered as an elector in the manner provided by law. The term "qualified elector" as used throughout this Charter shall be construed to mean an elector who has complied with the foregoing requirements.**

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then new Section 5 of Article VII shall be and the same is hereby enacted.

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

**PROPOSED CHARTER AMENDMENT**

**A majority affirmative vote is necessary for passage.**

Shall Section 5 of Article VII of the City Charter be enacted to provide for the definition of the term "qualified elector" as it is used throughout the City Charter?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2018 – 101**  
**Page 3**

Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-101 Amended: \_\_\_\_\_  
 1st Rdg. 06-18-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 102

By: Mayor Perciak and All Members of Council

**AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORS OF THE CITY OF STRONGSVILLE AT THE NEXT REGULAR NOVEMBER ELECTION CERTAIN AMENDMENTS TO ARTICLE VII OF THE CHARTER OF THE CITY ENTITLED “NOMINATIONS AND ELECTIONS” TO PROVIDE FOR THE ENACTMENT OF NEW SECTION 6 “GENERAL QUALIFICATIONS OF ELECTED OFFICIALS,” AND DECLARING AN EMERGENCY.**

WHEREAS, in accordance with Article X of the City Charter, the Mayor has appointed a Charter Review Committee; and

WHEREAS, the Committee has reviewed and recommended to City Council certain amendments to Article VII of the City’s Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO, NOT LESS THAN TWO-THIRDS (2/3) OF ALL MEMBERS THEREOF CONCURRING:

**Section 1.** That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article IX, Section 2 and Article X of the Charter of the City of Strongsville, this Council hereby authorizes and directs the submission to the electors of the City of Strongsville, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Strongsville, Ohio:

That in order to provide for the requirement that the Mayor and every Council member shall be a resident of the City and that a Ward Council member be a resident of the Ward for at least one (1) year prior to that individual’s election or appointment:

Section 6 of Article VII of the City Charter shall be enacted to read as follows:

**ARTICLE VII  
NOMINATIONS AND ELECTIONS**

\* \* \*

**SECTION 6. GENERAL QUALIFICATIONS OF ELECTED OFFICIALS.**

**The Mayor and every Councilmember shall be a resident of the City for at least one (1) year prior to that individual’s election or appointment, and during that individual’s term of office shall continue to be a resident of the City, and shall be a qualified elector thereof. In addition to the foregoing, no individual shall be eligible to hold a Ward Council position unless that individual shall have been a resident and qualified elector of such Ward for one (1) year immediately prior to**

**that individual's election or appointment and must remain a resident of said Ward during that individual's term of office.**

**Section 2.** That if the foregoing proposal receives the affirmative vote of a majority of the electors voting thereon, then new Section 6 of Article VII shall be and the same is hereby enacted.

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

**PROPOSED CHARTER AMENDMENT**

**A majority affirmative vote is necessary for passage.**

Shall Section 6 of Article VII of the City Charter be enacted to provide for the requirement that the Mayor and every Council member shall be a resident of the City and that a Ward Council member be a resident of the Ward for at least one (1) year prior to that individual's election or appointment?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Ordinance to the Board of Elections of Cuyahoga County no later than August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County shall cause an appropriate notice to be duly given of the regular election to be held on November 6, 2018 on the foregoing amendment to the Charter of this City, and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

**Section 6.** That the Clerk of this Council is hereby authorized and directed to cause the full text of such proposed Charter amendment to be published once a week for two consecutive weeks in a newspaper of general circulation in the City of Strongsville, with the first publication to be made at least fifteen days prior to the election to be held on November 6, 2018, or to mail a copy of such proposed Charter amendment to each elector whose name appears in registration books of the last general or regular municipal election held in the City at least 30 days prior to the November 6, 2018 election, all as provided in Article XVIII, Section 9 of the Constitution of the State of Ohio, in Section 731.211 of the Ohio Revised Code and Article IX, Section 2 of the City Charter.

**Section 7.** That there is hereby appropriated from the General Fund a sufficient sum of money to pay the costs of carrying out the authorizations and directives of this Ordinance.

**CITY OF STRONGSVILLE, OHIO**  
**ORDINANCE NO. 2018 – 102**  
**Page 3**

**Section 8.** 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 9.** 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 this Ordinance become effective immediately and be certified to the election authorities in order for the question to appear on the ballot at an election to be held on November 6, 2018. 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.

\_\_\_\_\_  
 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. 2018-102 Amended: \_\_\_\_\_  
 1st Rdg. 06-13-18 Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 103

By: Mayor Perciak and Mr. Schonhut

**AN ORDINANCE AMENDING SECTION 1252.16 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING PROJECTIONS INTO YARDS, AND DECLARING AN EMERGENCY.**

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

**Section 1.** That Section 1252.16 of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville be and is hereby amended to read in its entirety as follows:

**CHAPTER 1252  
Residential Districts**

\* \* \*

**1252.16 PROJECTIONS INTO YARDS.**

A projection is that part or feature of a building which extends or projects outside of the main building walls. It is intended that certain features may project into required yards but they shall be regulated so as not to substantially interfere with the reception of sun, light, air and the use of adjacent lots. Building features may project into a front, side or rear yard of a dwelling as follows:

- (a) Architectural Features. A belt course, balcony, cornice, gutter or chimney may project into a front and side yard for a distance of two feet provided no part is less than three feet from any side lot line.
- (b) Entrance Features. ~~An~~ **Ground level** open platform**s**, landing**s**, ~~steps,~~ ~~or~~ ~~terraces~~ ~~or other feature~~ **not extending-exceeding 120 square feet in area may extend up to ten feet into the required front yard. Steps or other features not extending** above the first floor level of a building may extend up to six feet into a required front yard and three feet into a required side yard **provided that no part is less than three feet from any lot line.**
- (c) Enclosed Shelters. An enclosed entry, enclosed porch or enclosed deck may be constructed as part of the dwelling, but shall not project into any required yard area.
- (d) Unenclosed Shelters. An entrance hood or open but roofed porch may project up to six feet into a required front yard or required rear yard and three feet into a required side yard.
- (e) Unenclosed Patio or Deck. On a lot with a one-family dwelling or two-family dwelling, an unenclosed patio or deck may project up to fourteen feet into a required rear yard provided such deck or patio maintains the same required side yard setback as established for the main building, and is set back not less than five feet from any rear lot line, and does not encroach into any easement.



On a lot with a one-family cluster or a townhouse dwelling, an unenclosed patio or deck may project up to fourteen feet into a required rear yard provided such deck or patio is set back not less than ten feet from the rear lot line, and does not encroach into an easement, and thirty-five feet from any adjoining side or rear lot line of any single family dwelling lot and does not encroach into any easement; except that, if the Planning Commission has approved the location and arrangement of unenclosed patios or decks for the cluster or townhouse area in conjunction with the approval of the detailed site plan of such area, then such approval shall govern.

~~(Ord. 2015-031. Passed 4-6-15.)~~

\* \* \*

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

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

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

First reading: \_\_\_\_\_

Referred to Planning Commission

Second reading: \_\_\_\_\_

\_\_\_\_\_

Third reading: \_\_\_\_\_

Approved: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_  
Mayor

Date Passed: \_\_\_\_\_

Date Approved: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO  
ORDINANCE NO. 2018 - 103  
Page 3

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

Attest: \_\_\_\_\_  
Clerk of Council

ORD. No. 2018-103 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 104

By: Mayor Perciak and All Members of Council

**AN ORDINANCE AMENDING SECTION 1253.11, OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING REQUIREMENTS ASSOCIATED WITH SINGLE-FAMILY DETACHED AND CLUSTER DEVELOPMENTS, 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 existing Section 1253.11 Land Planning Criteria, of Title Six of Part Twelve-Planning and Zoning Code of the Codified Ordinances of the City of Strongsville, be and is hereby amended to read in its entirety as follows:

\* \* \*

**1253.11 LAND PLANNING CRITERIA.**

The following planning criteria are established to guide and control the planning, development and use of land in a single-family detached and cluster development.

(a) Area and density regulations.

- (1) Development area. The minimum area to qualify for single-family detached and cluster development shall be not less than twenty-five contiguous acres. The Commission may, however, allow areas of less than twenty-five acres if it finds and determines that the single-family detached and cluster development as proposed can adequately meet the intent of this Chapter.
- (2) Development area density. The residential density of the entire development area shall not exceed 2.60 dwelling units per acre on land zoned R1-75 and 2.0 dwelling units per acre on land zoned R1-100.
- (3) Required open space. In any single family detached and cluster development, the total public or common open space area shall be not less than twenty percent (20%) of the gross acreage of the entire development area.

(b) Building arrangement and dwelling unit size. The design criteria set forth in this section are intended to provide considerable latitude and freedom to encourage variety in the arrangement of the bulk and shape of buildings, open space and landscape features. The dwellings may be arranged in various groups, courts, sequences or clusters with open spaces organized and related to the dwellings so as to provide privacy and to form a unified composition of buildings and space. Although latitude in design is provided and encouraged, the following design conditions shall be met:

- (1) Single family attached dwellings. Not more than four single-family dwellings may be attached in any group.
- (2) Distribution of cluster single-family dwellings. Not more than thirty-five percent (35%) of the total allowable dwelling units within any single family detached and cluster development may be allocated to cluster dwellings.
- (3) Cluster area building spacing. Dwelling units in an approved cluster area shall be set back not less than fifteen feet from any common open space

area controlled by the overall homeowner's association and thirty-five feet from a detached single family side and rear property line. The minimum side separation of adjacent dwelling units shall be 10 feet. The minimum rear yard spacing or separation of adjacent units shall be not less than 50 feet. The Commission may, however, allow lesser distances if it determines that the intent of these regulations will be met.

- (4) Dwelling unit size. The minimum area of any single-family dwelling shall be not less than that established in Section 1252.22.
- (c) Yard and height regulations.
- (1) Lot area. The minimum lot area for each dwelling unit in the detached single-family portion of the development area shall be not less than 12,750 square feet on land zoned R1-75 and 17,000 square feet on land zoned R1-100.
  - (2) Lot width. Dwelling units in the detached single-family portion of the development area shall have a minimum lot width of seventy-five feet measured at the building line on land zoned R1-75 and 100 feet on land zoned R1-100. In the detached single-family portion of the development area, corner lots shall have a minimum lot width of not less than 90 feet and 100 feet respectively on land zoned R1-75 and R1-100.
  - (3) Front yard depth. The front yard depth for each dwelling unit in the detached single-family portion of the development area shall comply with Section 1252.05. The front yard depth for each dwelling unit within any cluster single-family portion of the development area shall be no less than twenty feet measured from the nearest edge of street or sidewalk pavement.
  - (4) Side yard and building spacing. In the detached single family portion of the development area, side yard width and separation between adjacent dwellings shall be as follows:  
Each dwelling shall have a minimum side yard depth of not less than ten feet and the minimum separation between adjacent dwellings shall not be less than 20 feet.
  - (5) Rear yard. The rear yard depth for dwellings in the detached single-family portion of the development area shall not be less than ~~fifty~~ **thirty** feet.
  - (6) Yards for accessory buildings and uses. Yards for accessory buildings and uses shall be in accordance with the provisions of Section 1252.15.
  - (7) Height. The height of any single-family dwelling at the front facade shall not exceed two stories.
- (d) Access and vehicular circulation. Each cluster area of single-family dwelling units shall be served by a dedicated street. However, individual dwelling units within such cluster need not so abut provided that:
- (1) Each dwelling unit is accessible by means of a private drive, to service and emergency vehicles in a manner acceptable to the City Engineer and Fire Prevention Officer.
  - (2) Construction methods, standards and materials for private drives meet accepted engineering practice and are approved by the City Engineer.
  - (3) The location, design and construction of all utilities on private or common land is approved by the City Engineer.
  - (4) The preservation and maintenance of all private drives and utilities on private land is assured by firm commitment of the abutting owners through

documents recorded in the office of the Cuyahoga County Recorder or in such other form as is approved by the Director of Law. Each dwelling unit in the detached single-family portion of the development area shall abut upon a dedicated street.

- (e) Parking. Parking in a single-family detached and cluster development shall be in accordance with the requirements set forth in Chapter 1270. Two enclosed parking spaces shall be provided for each dwelling unit in a single-family detached and cluster development outside the street right of way or private drive. Additional guest off-street parking areas may be required by the Commission if it determines that such additional parking is necessary to adequately serve the needs of the cluster area.

~~(Ord. 2014-172. Passed 12-1-14.)~~

\* \* \*

**Section 3.** That unless otherwise specified, the provisions of this Ordinance shall be operative from and after the effective date of this Ordinance, in accordance with law.

**Section 4.** That any other ordinances or parts thereof inconsistent with this Ordinance be and are hereby repealed.

**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 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 in order to provide for the proper development of lots and lands within the City 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: \_\_\_\_\_

Referred to Planning Commission

Second reading: \_\_\_\_\_

\_\_\_\_\_

Third reading: \_\_\_\_\_

Approved: \_\_\_\_\_

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. 2018-104 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Repealed: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 105

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 WEST 130<sup>th</sup> STREET, IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION (PART OF PPN 399-01-005).

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 property located at Royalton Road and West 130<sup>th</sup> Street, from LB (Local Business) classification to MS (Motorist Service) classification (PPN 399-01-005), which property is 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 shall take effect and be in force from and after the earliest period allowed by law.

First reading: \_\_\_\_\_

Referred to Planning Commission

Second reading: \_\_\_\_\_

\_\_\_\_\_

Third reading: \_\_\_\_\_

Approved: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO  
ORDINANCE NO. 2018 - 105  
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. 2018-105 Amended: \_\_\_\_\_

1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

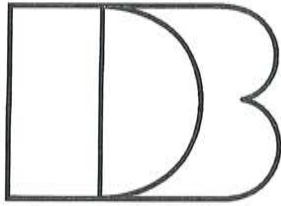
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

\_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_

Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_





**Donald Bohning  
& Associates**

7979 Hub Parkway  
Valley View, Ohio 44125

T 216.642.1130

F 216.642.1132

P.P.N. 399-01-005  
Royalton Road – West 130<sup>th</sup>  
Strongsville  
DGB 4829

June, 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 No. 5, and bounded and described as follows:

Beginning in the centerline of West 130<sup>th</sup> Street, 80 feet wide, at its intersection with the center line of Edgerton Road, 60 feet wide, and from which point an iron pin found bears North 39 degrees 44 minutes 15 seconds West, 1.04 feet;

Thence South 0 degrees 36 minutes 46 seconds East along the centerline of West 130<sup>th</sup> Street, 178.11 feet to a point;

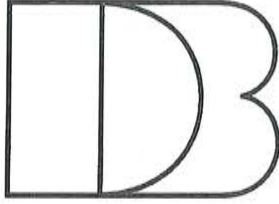
Thence South 88 degrees 43 minutes 50 seconds West, 40.00 feet to a point in the westerly line of West 130<sup>th</sup> Street at its intersection with the northerly line of a parcel of land conveyed to Margaret A. Nicholson, Trustee, by deed recorded as A.F.N. 201702080420 of Cuyahoga County Records, and from which point a 5/8" iron pin found bears, North 88 degrees 43 minutes 50 seconds East, 0.18 feet; South 1 degree 16 minutes 10 seconds East, 0.15 feet, and the principal place of beginning of the parcel herein described;

Thence South 88 degrees 43 minutes 50 seconds West along the northerly line of said land conveyed to Margaret A. Nicholson, Trustee, 275.00 feet to its intersection with the easterly line of a parcel of land conveyed to Margaret A. Nicholson, by deed recorded as A.F.N. 200306170383 of Cuyahoga County Records, and from which point a 5/8" iron pin found bears, South 88 degrees 43 minutes 50 seconds West, 0.40 feet;

Thence North 0 degrees 36 minutes 46 seconds West along the easterly line of said land conveyed to Margaret A. Nicholson, 270.27 feet to a point in the southerly line of Parcel 43 WD of land conveyed to The City of Strongsville by deed recorded as A.F.N. 200310071633 of Cuyahoga County Records, and from which point a 5/8" iron pin found bears North 88 degrees 43 minutes 50 seconds East, 0.08 feet; North 1 degree 16 minutes 10 seconds West, 0.33 feet;

Thence North 88 degrees 43 minutes 50 seconds East along the southerly line of said Parcel 43 WD, 58.06 feet to an iron pin set in the curved southerly line of Royalton Road, variable width;





**Donald Bohning  
& Associates**

7979 Hub Parkway  
Valley View, Ohio 44125

T 216.642.1130  
F 216.642.1132

P.P.N. 399-01-005  
Royalton Road – West 130<sup>th</sup>  
Strongsville  
DGB 4829

Thence southeasterly along the curved southerly line of Royalton Road, being an arc of a curve deflecting to the right, 231.94 feet to an iron pin set at an angle point, therein, said arc having a radius of 481.67 feet, a central angle of 27 degrees 35 minutes 25 seconds, and a chord which bears South 69 degrees 12 minutes 42 seconds East, 229.71 feet;

Thence South 39 degrees 44 minutes 15 seconds East along the southerly line of Royalton Road, 4.84 feet to an iron pin set at its intersection with the westerly line of West 130<sup>th</sup> Street;

Thence South 0 degrees 36 minutes 46 seconds East along the westerly line of West 130<sup>th</sup> Street, 180.21 feet to the principal place of beginning and containing 66,960 square feet or 1.5372 acres of land, according to the survey by Donald G. Bohning & Associates, Inc. dated June, 2018.

The courses used in this description are referenced to the centerline of Royalton Road (North 88 degrees 43 minutes 50 seconds East) as shown on Cuyahoga County Plan set S.R. 82/Cuy-48, approved Oct 23, 2008 and are used to indicate angles only.

Michael A. Ackerman  
Registered Surveyor No. 8196

*m:\adcadd\p\4829\documents\legals\ppn 399-01-005 june 2018.doc*





**PROPERTY DESCRIPTION FORM**

Ordinance Number: 2018-105

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

Address of Property: VACANT LAND @ SW CORNER OF W 130TH & ROYALTON RD

Permanent Parcel No.: 399-01-005

The property is bounded by the following streets: (indicate direction; i.e., north, south, etc.) NORTH BY ROYALTON ROAD.  
EAST BY W. 130TH

Number and type of buildings which now occupy property (if any): N/A VACANT LAND

Acreage: 1.5372 AC.

Said property (has) (had) the following deed restrictions affecting the use thereof (attach copy): SOUTHERN 40' HAS A RESTRICTION BY CLEVELAND METROPARKS, SEE ATTACHED LETTER, INTENDED SITE PLAN ADHERES TO THIS RESTRICTION.

Said deed restrictions (will) (have) expire(d) on: DOES NOT EXPIRE.

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

Owner(s)	Percent of Ownership:
1. <u>PETRUS FAMILY LIMITED PARTNERSHIP</u>	<u>100</u> %
2. _____	_____ %
3. _____	_____ %

[Signature]  
Signature of Owner(s)

State of Ohio )  
County of Cuyahoga )

Sworn to and subscribed to in my presence this 14<sup>th</sup> day of June, 2018.

[Signature]  
Notary Public

My commission expires \_\_\_\_\_  
DARCY M. MacGREGOR  
Notary Public - State of Ohio  
Recorded in Cuyahoga County  
My Commission Expires 6-27-2020

\* 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.

**PETITION FOR ZONING CHANGE**

Ordinance Number: 2018-105

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 use to a class MS use.  
LOCAL BUSINESS MOTOR SERVICE

Such change is necessary for the preservation and enjoyment of a substantial property right because: CURRENT ZONING IS OVERLY RESTRICTIVE BY PRECLUDING A USE THAT IN GREAT DEMAND IN THE NEIGHBORHOOD. REZONING TO MS WOULD ALLOW DEVELOPMENT PROVIDE AND ENHANCE CONVENIENCE FOR THE NEIGHBORHOOD.

Such change will not be materially detrimental to the public welfare nor to the property of other persons located in the vicinity because: THE PROPOSED USE FITS HARMONIOUSLY WITH OTHER ADJACENT COMMERCIAL/MOTOR SERVICE USES, PROVIDES NEEDED CONVENIENCE BY ENHANCING NEIGHBORHOOD SERVICES, ADHERES TO THE METROPARK EASEMENT, AND WILL INCLUDE ANY NECESSARY SCREENING TO ADJACENT PROPERTIES

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

- PRELIMINARY SITE PLAN W/ BUILDING RENDERING & SAMPLE PHOTO
- \_\_\_\_\_
- \_\_\_\_\_

THE PROPOSED USE OF THE PROPERTY IS: RETAIL CONVENIENT STORE W/ ASSOCIATED GAS PUMPS

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

Name: GREGORY S. MODIC, AGENT

Address: 10474 BROADVIEW RD BROADVIEW HEIGHTS, OH 44147

Telephone Number: 440-525-1725

[Signature]  
Signature of Owner(s)

State of Ohio )  
County of Cuyahoga )

Sworn to and subscribed in my presence this 14<sup>th</sup> day of June, 2018.

DARCY M. MacGREGOR  
Notary Public - State of Ohio  
Recorded in Cuyahoga County  
My Commission Expires 6-27-2020

[Signature]  
Notary Public

My commission expires: \_\_\_\_\_

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

**CITY OF STRONGSVILLE**  
**OFFICE OF THE COUNCIL**

**MEMORANDUM**

---

**TO:** Ken Mikula, City Engineer

**FROM:** Aimee Pientka, Clerk of Council

**DATE:** June 18, 2018

**SUBJECT:** Rezoning Application  
Petros Family Limited Partnership; Owners  
Gregory S. Modic, Agent  
PPN: 399-01-005  
Address: vacant land at the southwest corner of W. 130<sup>th</sup> and Royalton Rd.  
From Local Business (LB) to 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:** June 19, 2018

**Re:** Rezoning Application  
Petros Family Limited Partnership; Owners  
Gregory S. Modic, Agent  
PPN 399-01-005  
From LB to MS

---

Neal,

The legal description included in the Clerk of Council's June 18, 2018 memo regarding the above referenced application accurately depicts the parcel to be rezoned.

Please feel free to contact me with any questions.

Thank you.

**CITY OF STRONGSVILLE, OHIO**

**ORDINANCE NO. 2018 – 106**

**By: Mayor Perciak and All Members of Council**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT BETWEEN THE NORTHEAST OHIO REGIONAL SEWER DISTRICT AND THE CITY OF STRONGSVILLE, IN ORDER FOR THE DISTRICT TO PROVIDE REIMBURSEMENT OF FUNDS TO THE CITY IN CONNECTION WITH THE HOWE ROAD SOUTH SANITARY SEWER PROJECT, AND DECLARING AN EMERGENCY.**

WHEREAS, the Northeast Ohio Regional Sewer District (“District”), pursuant to the authority of Chapter 6119 of the Ohio Revised Code and Title V of the District’s Stormwater Management Code, is authorized to provide planning, financing, design, improvement, construction, inspection, monitoring, maintenance, operation and regulation for the handling of stormwater runoff to member communities; and

WHEREAS, by and through Ordinance No. 2016-057, this Council authorized the Mayor to enter into a Regional Stormwater Management Program Service Agreement with the District in order to provide delivery of District Regional Stormwater Management Program services within the City of Strongsville; and

WHEREAS, in conjunction with the aforementioned Stormwater Management Agreement, on May 16, 2013, by and through Resolution No. 114-13, the District was authorized to enter into Regional Stormwater Management Program Community Cost-Share Program Agreements with certain member communities; and

WHEREAS, the District, as a component of implementing such Regional Stormwater Management Program, manages a financial account termed the “Community Cost-Share Account” that is for the aggregation and dissemination of funds derived from revenues collected from member communities’ Stormwater Fees; and

WHEREAS, the purpose of the Community Cost-Share Account is to provide funding to assist the City with District-approved projects through the Community Cost-Share Program; and

WHEREAS, the Community Cost-Share Program funds are used for construction, operation, and maintenance of the Local Stormwater System, including administrative costs directly associated with such projects, as well as costs related to repair or upgrade; and

WHEREAS, by and through Resolution No. 2018-073, this Council declared it necessary to improve Howe Road from a point approximately 250 feet south of Falmouth Drive southerly to a point approximately 230 feet north of Boston Road by constructing sanitary sewers, catch basins and manholes, and installing sanitary sewer service connections to replace the failing septic systems currently in place, all in connection with the Howe Road South Sanitary Sewer Project (“Project”); and

WHEREAS, the District supports the Howe Road South Sanitary Sewer Project as a Community Cost-Share Project.



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

**Section 1.** That the Mayor be and is hereby authorized and directed to enter into and execute a Community Cost-Share Agreement with the Northeast Ohio Regional Sewer District in order for the District to allocate and provide reimbursement of funds up to \$450,000.00 to the City of Strongsville, in connection with the Howe Road South Sanitary Sewer Project, a copy of which Agreement is substantially in the form attached hereto and marked as Exhibit "1".

**Section 2.** That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the Sanitary Sewer Fund.

**Section 3.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this 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 enter into the Agreement in order to receive the City's share of funds available through the District's Community Cost-Share Policy. 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. 2018-106 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_

**COMMUNITY COST-SHARE AGREEMENT  
BY AND BETWEEN  
THE NORTHEAST OHIO REGIONAL SEWER DISTRICT  
AND  
CITY OF STRONGSVILLE**

This Agreement is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by and between the Northeast Ohio Regional Sewer District (District), acting pursuant to Resolution No. 114-13, adopted by the Board of Trustees of the District on May 16, 2013 (Exhibit "A"), and the City of Strongsville (City), acting pursuant to Ordinance/Resolution No. \_\_\_\_\_, adopted on \_\_\_\_\_, 20\_\_\_\_ (Exhibit "B").

**Recitals**

WHEREAS, the District, as a component of implementing a regional stormwater management program, manages a financial account termed the "*Community Cost-Share Account*" that is for the aggregation and dissemination of funds derived from revenues collected from the Stormwater Fee; and

WHEREAS, the purpose of the Community Cost-Share Account is to provide funding to assist the City with District-approved projects through the Community Cost-Share Program; and

WHEREAS, the Community Cost-Share Program funds are used for construction, operation, and maintenance of the Local Stormwater System, including administrative costs directly associated with such projects as well as costs related to repair or upgrade; and

WHEREAS, the District supports the Community Cost-Share Howe Road South Sanitary Sewer project (the "Project") as a Community Cost-Share project proposed by the City; and

NOW THEREFORE, in consideration of the foregoing, the payment and the mutual promises contained in this Agreement, the parties agree as follows:

**Article 1.0 City Obligations**

1.1 The City agrees to perform as follows:

1.1.1 Complete work as detailed in the District approved Community Cost-Share application. (Exhibit "C")

1.1.2 Complete and submit Progress Reports when submitting Request for Payment as needed, or within 30 days of close of the Project, per Section 5.0 of the *Community Cost-Share Program Policy*.

- 1.1.3 Notify the City's Watershed Team Leader at least 7 business days prior to the start of the Project.
- 1.1.4 Meet with District staff when requested to review the Project status.
- 1.1.5 Obtain all necessary legal agreements with affected property owners to perform the Project and to bind any successor in title to maintain compliance as specified in this Agreement between the District and the City for the Project.
- 1.1.6 Comply with all applicable local, state and federal requirements. This may include, but is not limited to, U.S. Army Corp of Engineers Section 404, Ohio EPA Section 401 water quality certification, and Ohio Department of Natural Resources Dam Safety Laws.
- 1.1.7 If the City fails to maintain the Project in accordance with this Agreement, the City shall be liable for the full amount of any Community Cost-Share Program funds paid for the Project. Such amount shall be offset against the City Community Cost-Share Account.
- 1.1.8 Submit requests for approval to modify the budget, deadline, deliverables, or other components of the Project to the City's Watershed Team Leader at least 30 business days prior to the desired date of execution of the modification.
- 1.1.9 Acknowledge the District on any public advertisement or outreach efforts including all publications and signage related to the Project which shall include the following disclaimer:

*This project was funded in part or totally through the Northeast Ohio Regional Sewer District (NEORSD) Community Cost-Share Program in coordination with City, under the provisions of the NEORSD Regional Stormwater Management Program. The contents and views, including any opinions, findings, or conclusions or recommendations, contained in this publication are those of the authors and have not been subject to NEORSD review and may not necessarily reflect the views of NEORSD, and no official endorsement should be inferred.*
- 1.1.10 Provide the District the opportunity to have design approval for any signage or public education and outreach efforts related to the Project.
- 1.1.11 Permit the District to photograph the Project and to incorporate the Project into the District's overall public education and outreach efforts for stormwater management.
- 1.2 Failure to meet any of the requirements listed in Article 1.1 may result in termination of this Agreement and reimbursement of disbursed funds to the District.

**Article 2.0**    **District’s Obligations**

- 2.1    The District agrees to perform as follows:
  - 2.1.1.    Allocate \$450,000.00 to the City for the Project from the City’s Community Cost-Share Account.
  - 2.1.2.    Provide reimbursement of funds up to \$450,000.00 to the City within 60 days of receipt of a complete Request for Payment from the City, detailing costs related to the Project.
  - 2.1.3.    Timely review and approval or disapproval of requests to modify the budget, deadline, deliverables, or other components of the Project.
  - 2.1.4.    Acknowledge the City in presentations or publications related to the Project.

**Article 3.0**    **Dispute Resolution**

- 3.01    The Parties shall continue the performance of their obligations under this Agreement notwithstanding the existence of a dispute.
- 3.02    The Parties shall first try to resolve the dispute at the level of the designated representatives as follows:

<b>District Representative</b>	<b>City Representative</b>
Watershed Team Leader	Lori Daley, Assistant City Engineer City of Strongsville

If the Parties are unable to resolve the dispute at that level within ten (10) working days, the Parties shall escalate the dispute to the following level to resolve the dispute:

<b>District Representative</b>	<b>City Representative</b>
Director of Watershed Programs	Kenneth P. Mikula, City Engineer City of Strongsville

- 3.03    If the Parties remain unable to resolve the dispute within an additional ten (10) working days, the Parties shall proceed to mediation upon request by either party. The mediator shall review all documents and written statements, in order to accurately and effectively resolve the dispute. The mediator shall call a meeting between the Parties within ten (10) working days after mediator appointment, which meeting shall be attended by at least the respective representatives listed in paragraph 3.02 above. The Parties shall attempt in good faith to resolve the dispute. The Parties agree to follow the Uniform Mediation Act, Chapter 2710 of the Ohio Revised Code. The Parties shall share the cost of the mediator equally.

3.04 Such mediation shall be non-binding between the Parties and, to the extent permitted by law, shall be kept confidential. If the dispute is resolved and settled through the mediation process, the decision will be implemented by a written agreement signed by both Parties. If the dispute is unable to be resolved through mediation, the Parties agree to submit the dispute to the appropriate jurisdiction as per Article 4, Remedies, below.

**Article 4**      **Remedies**

4.01 The Parties agree that, after exhausting the dispute resolution process outlined above, all claims, counter-claims, disputes and other matters in question between the Parties arising out of or relating to this Agreement, or the breach thereof, will be decided at law. This Agreement shall be governed by and interpreted according to the law of the State of Ohio.

**Article 5**      **Counterpart Signatures**

5.01 This Agreement may be executed in counterparts, each of which shall be deemed to be an original, but which counterparts when taken together shall constitute one Agreement.

**Article 6**      **Governing Law**

6.01 The terms and provisions of this Agreement shall be construed under and governed by the laws of Ohio (to which all Parties hereto consent to venue and jurisdiction).

**Article 7**      **Disclaimer of Joint Venture**

7.01 This Agreement is not intended to create a joint venture, partnership or agency relationship between the Parties, and such joint venture, partnership, or agency relationship is specifically hereby disclaimed.

**Article 8**      **Authority to Execute**

8.01 Each person executing this Agreement represents and warrants that it is duly authorized to execute this Agreement by the party on whose behalf it is so executing.

**Article 9**      **Exhibits**

The following exhibits are attached hereto and incorporated herein:

- Exhibit "A" – District Resolution
- Exhibit "B" – City Ordinance/Resolution
- Exhibit "C" – District-Approved Community Cost Share Application

The parties have executed this Agreement on the day and year first above written.

**NORTHEAST OHIO REGIONAL SEWER DISTRICT**

BY: \_\_\_\_\_  
Kyle Dreyfuss-Wells  
Chief Executive Officer

AND

BY: \_\_\_\_\_  
Darnell Brown, President  
Board of Trustees

**CITY OF STRONSVILLE**

By: \_\_\_\_\_  
Thomas P. Perciak  
Title: \_\_\_\_\_  
Mayor

The Legal Form and Correctness of this  
Instrument is hereby Approved:

**CITY OF STRONGSVILLE**

\_\_\_\_\_  
Neal M. Jamison  
Law Director

This Instrument Prepared By:  
Katarina K. Waag  
Assistant General Counsel  
Northeast Ohio Regional Sewer District

Each party agrees that this Agreement may be executed and distributed for signatures via email, and that the emailed signatures affixed by both parties to this Agreement shall have the same legal effect as if such signatures were in their originally written format.

# CONTRACT NO.

NORTHEAST OHIO REGIONAL SEWER  
DISTRICT

WITH

CITY OF STRONGSVILLE

FOR

COMMUNITY COST-SHARE PROJECT:  
HOWE ROAD SOUTH SANITARY SEWER

---

Total Approximate Cost:           \$450,000.00

---

The legal form and correctness of the within  
instrument are hereby approved.

---

CHIEF LEGAL OFFICER

---

Date

## CERTIFICATION

It is hereby certified that the amount required to meet the contract, agreement, obligation, payment or expenditure, for the above, has been lawfully appropriated or authorized or directed for such purpose and is in the Treasury or in process of collection to the credit of the fund free from any obligation or certification now outstanding.

---

CHIEF FINANCIAL OFFICER

---

Date



*Community Cost-Share Program  
Application*

**Community Cost-Share Program  
APPLICATION**

**Member Community Information**

Community: City of Strongsville

Primary Project Contact: Lori Daley  
(Name & Title) Assistant City Engineer

Mailing Address: 16099 Foltz Parkway  
Strongsville, OH 44149

Phone Number: 440-580-3120

Email: lori.daley@strongsville.org

**Project Information**

Project Title: Howe Road South Sanitary Sewer

Address or Location of Project: Howe Road between Falmouth Drive  
and Boston Road

Project Start Date: January 1, 2019

Project End Date: August 31, 2019

Community Cost-Share Fund Request: \$450,000

Submission Date: May 30, 2018





### **Project Narrative**

#### **1) Project Summary (1,000 word maximum)**

Describe the Project and include the following information, as applicable:

- Describe the Project and deliverables; provide a map if applicable
- Submit a deliverable worksheet listing tasks and deliverables with start dates and end dates for the significant benchmarks.
- List permitting requirements necessary to initiate and complete project and how the requirements will be met.

This project consists of the installation of approximately 2,000 lf. of 8" sanitary sewer collection line, manholes and house connections to replace the failing septic systems currently in place. All restoration of disturbed areas including drive aprons, drive culverts, sidewalks, catch basins and landscaped areas as well as pavement repairs to Howe Road including milling existing asphalt, base repairs and new asphalt intermediate and surface courses.

This project is necessary due to the numerous failing septic systems creating illicit discharges. The majority of the sewage systems in this area discharge their effluent into storm sewers and ditches that ultimately discharge into the Rocky River Watershed, with some discharging directly into tributary streams of the East Branch of the Rocky River. See attached letter of support from the Cuyahoga County Board of Health.

This project is located on Howe Road from a point approximately 250 feet south of Falmouth Drive southerly to a point approximately 230 feet north of Boston Road.

Construction to begin in January 2019 and be completed by August 2019.

The required Ohio EPA Permit to Install was issued on March 16, 2018.



*Community Cost-Share Program  
Application*

**2) Ability to Provide Long Term Maintenance (500 word maximum)**

Describe the plans for long-term maintenance, addressing the following question:

- Who is responsible to provide on-going maintenance for the project and how will maintenance be ensured?
- Provide documentation of scheduled maintenance and operation for completed stormwater project(s).

The sanitary sewers will become part of the City's system and maintained and repaired by the City. The Service Department annually cleans and cameras the public sanitary sewer systems. Any capital improvement plans will be publicly bid.



*Community Cost-Share Program  
Application*

**3) Visibility and Public Outreach: (500 word maximum)**

Public outreach is required if appropriate for your project.

- What audiences will be exposed to this Project (neighbors, students, community groups, general public)?

All necessary legislation, including the Resolution of Necessity, Authorization to Bid and Awarding the Contractor to a Contractor will be presented by City Council in public meetings.



*Community Cost-Share Program  
Application*

**4) Budget Summary (500 words maximum)**

The Budget Summary and Project Budget (*see page 3*) represent the Community Cost-Share Project components exclusively. Include details on the provider of all services such as design, engineering, construction management and materials including specific material cost, equipment, and hourly rate.

If an engineer's estimate is included with the application, indicate which line items are included in the Community Cost-Share Project application.

See attached Engineer's Estimate for construction costs.



*Community Cost-Share Program  
Application*

**Vendor Registration**

Prior to submission, ensure that the Member Community is a registered vendor with the District. Vendor Registration can be done by accessing [http://www.neorsd.org/isupplier\\_homepage.php](http://www.neorsd.org/isupplier_homepage.php) and completing the New Vendor Registration. If unsure of the Member Community vendor status, by initiating the New Vendor Registration a message of active registration will appear if currently registered as a vendor.

**Project Budget**

Project Expenses	Community Cost-Share Expense	Line Item Description
Professional Services		
Personnel <i>(Member Community staff only)</i>		
Subcontract		
Equipment		
Materials		
Other	\$450,000	Construction Costs
<b>TOTAL</b>	<b>\$ 450,000</b>	

# CUYAHOGA COUNTY BOARD OF HEALTH

YOUR TRUSTED SOURCE FOR PUBLIC HEALTH INFORMATION

April 10, 2018

Ms. Lori Daley, P.E.  
City of Strongsville Engineering Department  
16099 Foltz Parkway  
Strongsville, OH 44149

RE: Proposed Sanitary Sewer Installation on Howe Road

Dear Ms. Daley,

The Cuyahoga County Board of Health supports any plan that the City of Strongsville would have to install sanitary sewers and eliminate septic systems on Howe Road. The above referenced project area has a total of 31 sewage treatment systems servicing residential properties. The majority of the sewage treatment systems in the project area are undersized and of antiquated design. These systems are designed to discharge sewage effluent off of the property due to small lot size and poor soil conditions. The failure rate for the systems that were installed in the 1950s, 1960s, and 1970s would likely approach 100%.

Over 70 percent (70%) of the sewage treatment systems in the above referenced area were installed prior to 1977. These systems commonly utilized an antiquated gravel filter bed or a primitive aeration system as the means of secondary treatment. Systems of this type can be assumed to have a failure rate at or near 100% due to their age and antiquated design.

The majority of the sewage systems in this area of Strongsville discharge their effluent into storm sewers and ditches that ultimately discharge into the Rocky River Watershed. Several systems discharge their effluent directly into tributary streams of the East Branch of the Rocky River. Sample results from previous water quality sampling projects conducted by this office reveal the severity of the nuisance conditions generated by these failing septic systems. Fecal coliform and E.coli sample results from storm sewer outfalls in the immediate area, as well as samples collected from septic system effluent or directly from the Rocky River tributary streams commonly exceed the established thresholds for a public health nuisance condition (Fecal coliform: 5,000 cfu/100 mL; E.coli: 1,030 cfu/100mL). These elevated bacteria levels put the community at risk of exposure to waterborne pathogens.

As an example of the nuisance conditions present in the proposed project area, on 9/18/2012 a fecal coliform sample collected from the septic system effluent at 19113 Howe Rd. had a result of 5,050,000 cfu/100mL. Another example of the nuisance conditions present in this area is evident in a fecal coliform sample collected from the septic system effluent at 19783 Howe Rd. on 3/26/2012, with a result of 100,000 cfu/100mL. These systems are of the typical age and design of the 23 household sewage treatment systems in this area installed prior to 1977, and are just two of the 31 septic systems that impact the surface waters of this part of Strongsville on a daily basis.

In addition, this office has received numerous complaints of sewage odors from several properties within the proposed project area. These complaints have occurred frequently over the past 3-4 years.

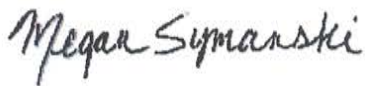
5550 Venture Drive ♦ Parma, Ohio 44130 ♦ Direct: 216.201.2000 ♦ TTY: 216.676.1313 ♦ [www.ccbh.net](http://www.ccbh.net)

Terrance M. Allan, R.S., M.P.H. Health Commissioner

The impact of the contamination from improperly treated wastewater on the Rocky River Watershed is a serious concern. In addition, the public health importance of this issue is fully realized when considering the pathogenic organisms present in poorly treated wastewater.

The need for sanitary sewers in this area of Strongsville is indisputable. The impact of this project on both public health and water quality would be of great significance. Therefore, please accept this office's complete support for this important public health improvement plan. Feel free to contact me at 216-201-2001 x1248 if I can be of additional assistance in this effort.

Sincerely,



Megan Symanski, R.S., M.A.  
Program Manager  
Environmental Public Health Services

City of Strongsville  
 Howe Road South Sanitary Sewer  
 Engineer Estimate  
 DATE: 4/25/18

ITEM NO.	DESCRIPTION	BID QUANTITY	UNITS	UNIT PRICE	BID AMOUNT
<b>Sanitary Sewer</b>					
1	8" PVC Sanitary Sewer SDR 35 (<=20 feet)	1,600	LF	\$ 150.00	\$ 240,000.00
2	8" PVC Sanitary Sewer SDR 26 (>20 feet)	360	LF	\$ 250.00	\$ 90,000.00
3	Precast Sanitary Manhole, No. 3, 48" Base	7	Each	\$ 5,000.00	\$ 35,000.00
4	Precast Sanitary Doghouse Manhole, 48" Base	1	Each	\$ 7,500.00	\$ 7,500.00
5	6" Short side Lateral Connection	15	Each	\$ 1,000.00	\$ 15,000.00
6	6" Long side Lateral Connection	18	Each	\$ 6,500.00	\$ 117,000.00
7	Reconnection/Installation of Existing Wye	1	Each	\$ 1,500.00	\$ 1,500.00
8	Low Strength Mortar Backfill, Type 2	50	CY	\$ 100.00	\$ 5,000.00
<b>Storm Sewers</b>					
9	Catch Basin, No. 2-3	2	Each	\$ 1,500.00	\$ 3,000.00
10	Catch Basin, No. 2-2A	1	Each	\$ 1,200.00	\$ 1,200.00
11	Catch Basin, No. 2-2B	8	Each	\$ 1,200.00	\$ 9,600.00
12	12" Drive Culvert	450	LF	\$ 28.00	\$ 12,600.00
13	Half Height Headwall (Contingency)	2	Each	\$ 450.00	\$ 900.00
14	6" PVC Storm Sewer	100	LF	\$ 40.00	\$ 4,000.00
15	12" RCP Storm Sewer	600	LF	\$ 62.00	\$ 37,200.00
16	30" RCP Storm Sewer	162	LF	\$ 150.00	\$ 24,300.00
17	Remove 12" Storm Sewer	400	LF	\$ 3.00	\$ 1,200.00
18	Remove 30" Storm Sewer	162	LF	\$ 4.00	\$ 648.00
19	Reconnect 6" Storm Lateral Connection to ROW w/ Tee As E	18	EA	\$ 400.00	\$ 7,200.00
<b>Pavement (Only for Falmouth to Boston)</b>					
20	Miscellaneous Concrete	40	SY	\$ 100.00	\$ 4,000.00
21	Reinforced Concrete Curb Ramp and Sidewalk Replacement	1,200	SF	\$ 6.00	\$ 7,200.00
22	Truncated Dome	2	EA	\$ 200.00	\$ 400.00
23	Concrete Curb, Type 2A	50	LF	\$ 40.00	\$ 2,000.00
24	Valve Box Adjusted to Grade	4	EA	\$ 300.00	\$ 1,200.00
25	Mill existing 3" asphalt	6,867	SY	\$ 3.00	\$ 20,601.00
26	448 Asphalt Intermediate Course (1 3/4")	334	CY	\$ 165.00	\$ 55,110.00
27	448 Asphalt Surface Course w/ fibers (1 1/4")	240	CY	\$ 215.00	\$ 51,600.00
28	Asphalt Apron	10	CY	\$ 150.00	\$ 1,500.00
29	Chip Seal with Binder	6,868	SY	\$ 2.50	\$ 17,170.00
30	Tack Coat for Surface Course (0.10 gal/SY)	687	GAL	\$ 2.00	\$ 1,374.00
31	Full Depth Base Repair (Item 301)	500	CY	\$ 280.00	\$ 140,000.00
32	Manhole Adjusted to Grade	2	EA	\$ 500.00	\$ 1,000.00
33	Bull Joint	200	LF	\$ 4.00	\$ 800.00
34	Adjust Monument Boxes in Asphalt	2	EA	\$ 350.00	\$ 700.00
35	Stop Bar Line, Type 1	50	LF	\$ 3.00	\$ 150.00
36	Edge Line	1.0	MI.	\$ 1,000.00	\$ 1,000.00
37	Double Solid Yellow Centerline, Type 1	0.5	MI.	\$ 1,800.00	\$ 900.00
38	Pedestrian Crosswalk Line, Type 1	186.0	LF	\$ 3.00	\$ 558.00
39	Directional Arrow, Left/Right, Type 1	2.0	EA	\$ 200.00	\$ 400.00
40	Yellow Island Marking, Type 1	600.0	LF	\$ 2.00	\$ 1,200.00
41	Channelizing Line 8", Type 1	100.0	LF	\$ 150.00	\$ 15,000.00
42	6" Concrete Apron Replacement	8,500	SF	\$ 7.00	\$ 59,500.00
<b>Miscellaneous</b>					
43	Preconstruction Photography	1	LS	\$ 1,500.00	\$ 1,500.00
44	Site Restoration	1	LS	\$ 30,000.00	\$ 30,000.00
45	Mobilization	1	LS	\$ 30,000.00	\$ 30,000.00
46	Maintenance of Traffic	1	LS	\$ 35,000.00	\$ 35,000.00
47	Clearing and Grubbing	1	LS	\$ 15,000.00	\$ 15,000.00
48	Mailbox Support	15	EA	\$ 150.00	\$ 2,250.00
49	Guardrail/Fence Removal and Replacement	10	LF	\$ 60.00	\$ 600.00
50	Sign Removal and Replacement	4	EA	\$ 50.00	\$ 200.00
51	As Bulls	1	LS	\$ 2,500.00	\$ 2,500.00
52	Construction Staking	1	LS	\$ 6,000.00	\$ 6,000.00
53	Utility Pole Support (Contingency)	8	EA	\$ 1,500.00	\$ 12,000.00
54	Utility Allowance	1	EA	\$ 30,000.00	\$ 30,000.00
55	OPWC Sign	1	EA	\$ 1,000.00	\$ 1,000.00
56	Erosion and Sedimentation Control	1	LS	\$ 8,000.00	\$ 8,000.00
<b>SUMMARY</b>					<b>\$ 1,170,261.00</b>



CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2018 – 107

By: Mr. Schonhut

**A RESOLUTION PROVIDING FOR THE SUBMISSION OF  
ORDINANCE NO. 2018-062 TO THE ELECTORS,  
ESTABLISHING AN ELECTION DATE THEREFOR, AND  
DECLARING AN EMERGENCY.**

WHEREAS, on July 2, 2018, Council passed Ordinance No. 2018-062, entitled "An Ordinance amending the Zoning Map of the City of Strongsville adopted by Section 1250.03 of Title Six, Part Twelve of the Codified Ordinances of Strongsville to change the zoning classification of certain 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."; 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, and the results of that election have been certified by the Board of Elections.

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

**Section 1.** That this Council hereby sets the date of the next regularly scheduled General Election of November 6, 2018, for submission of Ordinance No. 2018-062 to the electors of the City of Strongsville, a copy of which is attached hereto and incorporated herein as if fully rewritten.

**Section 2.** That this Council hereby requests the Board of Elections to do all things necessary to provide for the submission of Ordinance No. 2018-062 on said date to the electors of the City of Strongsville.

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

**PROPOSED ZONING AMENDMENT**

A majority affirmative vote of the electors voting thereon in the City and in Ward 1 are necessary for passage.

Shall the Zoning Map of Strongsville adopted by Section 1250.03 of the Codified Ordinances of Strongsville be amended to change the 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)?

YES

NO

**Section 4.** That the Clerk of Council is hereby authorized and directed to forward a certified copy of this Resolution to the Board of Elections of Cuyahoga County on or before August 8, 2018.

**Section 5.** That the Board of Elections of Cuyahoga County is requested to cause an appropriate notice to be duly given of the regularly scheduled General Election to be held on November 6, 2018, on the foregoing Ordinance of this City and otherwise to provide for such election in the manner provided by the general laws of the State of Ohio.

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

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

**Section 8.** That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that, in accordance with the City Charter, it is immediately necessary to submit the aforementioned zoning amendment to the Board of Elections in order to meet the legal deadline and place said question before the electorate at the November 6, 2018 General Election. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

CITY OF STRONGSVILLE, OHIO  
RESOLUTION NO. 2018 – 107  
Page 3

\_\_\_\_\_  
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. 2018-107 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ eated: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2018 - 108

By: Mr. Carbone

**A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY TO CERTIFY TO THE FISCAL OFFICER OF CUYAHOGA COUNTY UNPAID PROPERTY MAINTENANCE NUISANCE ABATEMENTS FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY.**

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

**Section 1.** That the Director of Finance of the City be and is hereby authorized and directed to certify to the Fiscal Officer of Cuyahoga County various property maintenance nuisance abatements and penalties which are due and unpaid for the premises and in the sums set forth in Exhibit "A", plus interest at the rate of ten percent (10%) per annum, attached hereto and incorporated herein by reference, for extension of the tax duplicate and collection by the County Treasurer in the same manner as other taxes.

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

**Section 3.** That this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that the immediate certification is necessary in order to comply with County deadlines and to preserve public funds. Therefore, provided this Resolution receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

\_\_\_\_\_  
President of Council  
Approved: \_\_\_\_\_  
Mayor

Date Passed: \_\_\_\_\_ Date Approved: \_\_\_\_\_

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

Attest: \_\_\_\_\_  
Clerk of Council

RES. ORD. No. 2018-108 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Created: \_\_\_\_\_

PPN	NAME	ADDRESS	TOTAL	PENALTY @ 10%	Total
391-15-066	Alan R Georgio	10947 Sand Creek	\$ 183.18	\$ 18.34	\$ 201.52
391-29-003	David James Scott	19162 Albion Road	\$ 1,081.52	\$ 108.16	\$ 1,189.68
		<b>Total Book 391 2 Detail Records</b>	<b>\$ 1,264.70</b>	<b>\$ 126.50</b>	<b>\$ 1,391.20</b>
392-31-029	Shawn E Miller	13194 Atlantic Road	\$ 150.00	\$ 15.00	\$ 165.00
		<b>Total Book 392 1 Detail Record</b>	<b>\$ 150.00</b>	<b>\$ 15.00</b>	<b>\$ 165.00</b>
393-20-047	Michael Picciano	20848 Lunn Road	\$ 150.00	\$ 15.00	\$ 165.00
393-32-012	Donald Volosyn	15997 Wedgewood Lane	\$ 3,700.00	\$ 370.00	\$ 4,070.00
		<b>Total Book 393 2 Detail Records</b>	<b>\$ 3,850.00</b>	<b>\$ 385.00</b>	<b>\$ 4,235.00</b>
394-20-026	Eco Realty c/o Zach Hoyt	19646 Prospect Road	\$ 208.80	\$ 20.88	\$ 229.68
		<b>Total Book 394 1 Detail Records</b>	<b>\$ 208.80</b>	<b>\$ 20.88</b>	<b>\$ 229.68</b>
395-27-006	Basma Hamid	00000 Albion Road	\$ 150.00	\$ 15.00	\$ 165.00
395-28-075	Diane Kurz	15377 Highland Park Dr	\$ 450.00	\$ 45.00	\$ 495.00
		<b>Total Book 395 2 Detail Records</b>	<b>\$ 600.00</b>	<b>\$ 60.00</b>	<b>\$ 660.00</b>
396-12-028	Health Span	17406 Royalton Drive	\$ 231.28	\$ 23.14	\$ 254.42
396-14-051	Great Escape Plaza 15, LLC	17200 Royalton Road	\$ 700.00	\$ 70.00	\$ 770.00
		<b>Total Book 396 2 Detail Records</b>	<b>\$ 931.28</b>	<b>\$ 93.14</b>	<b>\$ 1,024.42</b>
397-01-047	David Kushing	00000 Carol Drive	\$ 450.00	\$ 45.00	\$ 495.00
397-05-061	Eugene Budoj	15340 Sunset Drive	\$ 150.00	\$ 15.00	\$ 165.00
397-08-055	Equity Trust Company	16230 Windsor Drive	\$ 306.60	\$ 30.66	\$ 337.26
397-10-074	Mary Ann Zawislan	16889 Rabbit Run Drive	\$ 150.00	\$ 15.00	\$ 165.00
397-18-013	Diane M Nagy	18668 Admiralty Drive	\$ 150.00	\$ 15.00	\$ 165.00
397-19-005	Ann Domonkos	17893 Drake Road	\$ 5,356.58	\$ 535.68	\$ 5,892.26
397-28-055	Milton L Randall	19390 Ridgeline Ct	\$ 150.00	\$ 15.00	\$ 165.00
		<b>Total Book 397 7 Detail Records</b>	<b>\$ 6,713.18</b>	<b>\$ 671.34</b>	<b>\$ 7,384.52</b>
399-22-015	Richard & Gail Walker	17877 Hunt Road	\$ 150.00	\$ 15.00	\$ 165.00
		<b>Total Book 399 1 Detail Record</b>	<b>\$ 150.00</b>	<b>\$ 15.00</b>	<b>\$ 165.00</b>
<b>Total All Books 18 Detail Records</b>			<b>\$ 13,867.96</b>	<b>\$ 1,386.86</b>	<b>\$ 15,254.82</b>

TO THE FISCAL OFFICER OF CUYAHOGA COUNTY:

THE FOLLOWING LIST OF SPECIAL ASSESSMENT CHARGES HAVE BEEN CONFIRMED BY THE COUNCIL OF

City of Strongsville FOR Grass Cutting

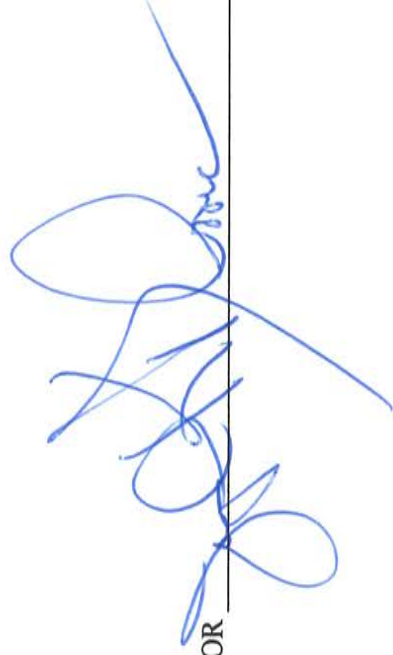
MUNICIPALITY

TYPE OF ASSESSMENT

AND IS HEREBY CERTIFIED FOR COLLECTION FOR COLLECTION(S) IN 1 ANNUAL INSTALLMENT(S) TO BE

COLLECTED FOR THE TAX YEAR(S) 2018

ORD / RES NO: 2018-xxx



SIGNATURE OF FINANCE DIRECTOR \_\_\_\_\_ DATE \_\_\_\_\_

FOR FISCAL OFFICE USE ONLY:

DATE ENTERED \_\_\_\_\_ DATE SENT TO IT \_\_\_\_\_ DATE RETURNED FROM IT \_\_\_\_\_ DATE IMPORTED TO MVP \_\_\_\_\_ DATE VALIDATED \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 109

By: Mayor Perciak and Mr. Short

**AN ORDINANCE APPROVING PURCHASES OF SUPPLEMENTAL SPECIALTY ITEMS, EQUIPMENT, PAINTING, AND INSTALLATION OF ACCESSORIES NECESSARY TO PROPERLY OUTFIT NEW VEHICLES SEPARATELY PURCHASED FOR USE BY THE POLICE DEPARTMENT; AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH VARIOUS VENDORS, WITHOUT PUBLIC BIDDING; AND DECLARING AN EMERGENCY.**

WHEREAS, through adoption of Ordinance No. 2018-067, this Council authorized purchase of various new Police Department vehicles through the Ohio Department of Administrative Services; and

WHEREAS, after purchase of such new vehicles, they must be outfitted with certain supplemental specialty items, equipment, painting, and installation of additional accessories in order to render them fully operational for use by the Police Department; and

WHEREAS, various reliable local vendors recognized within the law enforcement community are able to provide the specific equipment and installation of accessories on an expedited basis at most advantageous prices; and

WHEREAS, the Police Department, therefore, recommends and seeks authority to proceed without public bidding for such purchases and contracts.

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 that the City's Police Department is in need of purchasing certain supplemental specialty items, equipment, painting, and installation of accessories in order to properly outfit and operate a number of new Police vehicles.

**Section 2.** That this Council, therefore, 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 Police Department of the City of Strongsville, in that it is immediately necessary to enter into contracts, without public bidding, with **STATEWIDE FORD LINCOLN, STATEWIDE EMERGENCY PRODUCTS, A-TEAM PUBLIC SAFETY CO., LLC, SUPERIOR COLLISION, C.B. GRAPHICS PRINTING & SIGNS, MOTOROLA SOLUTIONS and MPH INDUSTRIES**, for such various supplemental new vehicle specialty items, equipment, painting, and installation of accessories to ensure efficient Police Department operations and to protect the health, safety and welfare of the residents.

**Section 3.** That, for the reasons aforesaid, this Council hereby approves and authorizes the Mayor's entering into various purchases and contracts with **STATEWIDE FORD LINCOLN (\$43,743.00 – Exhibit A), STATEWIDE EMERGENCY PRODUCTS (\$32,356.00 – Exhibit B), A-TEAM PUBLIC SAFETY CO., LLC (\$31,322.00 – Exhibit C), SUPERIOR**

**COLLISION (\$30,625.00 – Exhibit D), C.B. GRAPHICS PRINTING & SIGNS (\$5,850.00 – Exhibit E), MOTOROLA SOLUTIONS (\$1,986.30 – Exhibit F) and MPH INDUSTRIES (\$6,075.00 – Exhibit G),** without public bidding, in a total amount not to exceed \$151,957.30, for various supplemental specialty items, equipment, painting, and installation of accessories into various new Police vehicles, and as more fully set forth in Exhibits A through G, attached hereto and incorporated herein by reference.

**Section 4.** That the funds for the purposes of this Ordinance 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 of the City, and for the further reason that it is immediately necessary to enter into said contracts in order to maintain continuity in the operation of the City's Police Department, to protect the health, safety and welfare of the residents, and to conserve public funds. Therefore, provided this Ordinance receives the unanimous vote of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

\_\_\_\_\_ 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. 2018-109 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Created: \_\_\_\_\_



Statewide Ford Lincoln 1108 W. Main Street Van Wert, Ohio 45891		Reference Number SR03379	
Revision Level	5/20/2018	Sales Rep Name	Tom White
Date	2018	Utility	Purchase Order Number
Vehicle	2018	Quote	
Status			

Customer Billing Information		Contact Information	
Purchaser Name	Strongsville Police Dept.	Email	<a href="mailto:mike.graziani@strongsville.org">mike.graziani@strongsville.org</a>
Contact Name	Mike Graziani	Phone	440-580-3238
Mailing Address	18688 Royalton Rd.	Fax	
City, State & Zip	Strongsville, OH 44136	Alt. Contact	

Notes Section: This quote is for additional vehicle options for seven 2018 Ford Utility Interceptors.

QTY	Manufacturer	Part Number	Part Description	Unit Price	Extended Price	Cost of Options
7	Ford	43D	Courtesy lamp inoperative	\$ 50.00	\$ 350.00	
7	Ford	17T	Red/Clear dome lamp for cargo area	\$ 60.00	\$ 420.00	
7	Ford	18W	Rear power window switches delete	\$ 24.00	\$ 168.00	
7	Ford	686	Rear door handles and locks inoperative	\$ 34.00	\$ 238.00	
7	Secure Idle	SI	Secure Idle, installed	\$ 295.00	\$ 2,065.00	
7	Soundoff Signal	New HLF	Headlight flasher, installed	\$ 259.00	\$ 1,813.00	
7	Soundoff Signal	FPP	Front Prep Package, installed	\$ 1,199.00	\$ 8,393.00	
			Package includes the following equipment:	\$ -		
			*Dual color Red/White & Blue/White corner headlights	\$ -		
			*100 watt speaker w/ mounting bracket	\$ -		
			*Dual color Red/White & Blue/White grill lights	\$ -		
7	Soundoff Signal	RPP	Rear Prep Package, installed	\$ 1,199.00	\$ 8,393.00	
			Package includes the following equipment:	\$ -		
			* (2) Blue LED inserts for reverse light area	\$ -		
			* (2) Dual color Red/Blue LED lights for under rear spoiler	\$ -		
			* (2) Red LED inserts for tail light area	\$ -		
			* (2) Dual color Red/Blue LED lights for cargo side windows	\$ -		
7	Whelen	RRP	Ready-for-the-Road Package, installed	\$ 3,129.00	\$ 21,903.00	



**Statewide Emergency Products**  
 4983 Ridge Road  
 Wadsworth, OH 44281

Reference Number **SR03377**

Date	Vehicle	Status
6/19/2018	Utility	Quote

Shipping

<input type="checkbox"/> Ship to Shop	<input checked="" type="checkbox"/> Build	<input type="checkbox"/> Deliver
<input type="checkbox"/> Pull From Inventory		
<input type="checkbox"/> Manufacturer Ship Direct		

2018 - White

**Customer Information**

Purchaser Name	Strongsville Police Department
Contact Name	Mike Graziani
Mailing Address	18688 Royalton Rd.
City, State & Zip	Strongsville, OH 44136

**Contact Information**

Email	<a href="mailto:mike.graziani@strongsville.org">mike.graziani@strongsville.org</a>
Phone	440-580-3238
Fax	440-343-1644
Alt. Contact	

**Supporting Information**

Sales Rep Name	Steve Rick
Customer PO #	
Delivery Address	
City, State & Zip	

Notes Section: Equipment to be installed in seven 2018 Utility Interceptors for Patrol, and Supervisor Units.  
 Two sets of 10RP partitions and dual weapon mounts needed because two Expeditions will be used to transfer equipment and those vehicles do not have the front partitions and dual weapon mounts.

QTY	Manufacturer	Part Number	Part Description	Unit Price	Extended Price	Cost of Options
7	Magnetic Mic	MMSU-1	Magnetic mic kit	\$ 30	\$ 210	
7	Havis	C-VS-0812-INUT-1	Console with dual cup holder & arm rest	\$ 450	\$ 3,150	
7	Setina	TK0248ITU12	Storage box system - includes two sliding drawers with combination locks	\$ 1,100	\$ 7,700	
7	Setina	BARRIERS	Window guards, set of 2, steel bars, installed	\$ 250	\$ 1,750	
7	Setina	PT2185ITU12	10RP transfer kit for transferring front partition from Charger to Utility Interceptor, installed	\$ 399	\$ 2,793	
7	Setina	TK0476ITU12	Lifting floor plate with electronics tray, installed	\$ 365	\$ 2,555	
7	Setina	RPC	Rear partition w/ upper metal screen & prisoner seat w/ outboard seat belts, installed	\$ 1,550	\$ 10,850	
2	Setina	10RPSUV	Recessed partition, center sliding window, installed	\$ 725	\$ 1,450	
2	Setina	DVW	Dual weapon mount, installed	\$ 449	\$ 898	
				\$ -	\$ -	
				\$ -	\$ -	
				\$ -	\$ -	
				\$ -	\$ -	
				\$ -	\$ -	
				\$ -	\$ -	
				\$ -	\$ -	





A-team Public Safety Co LLC  
2997 Winchell Rd  
Aurora, OH 44202 US  
ateampublicsafety@gmail.com

# ESTIMATE

**ADDRESS**

Mike Graziani  
Strongsville Police Department  
18688 Royalton Rd.  
Strongsville, OH 44136

**ESTIMATE # 1182**  
**DATE 06/20/2018**

ACTIVITY	QTY	RATE	AMOUNT
<b>Part</b> Unmarked vehicle package- console, undercover siren, speaker and bracket, 2 front corner LEDs, 4 rear LEDs	2	3,450.00	6,900.00
<b>Part</b> SoundOff Signal hlf	2	259.00	518.00
<b>Part</b> Side cargo lights	2	399.00	798.00
<b>Part</b> LEDs on interior hatch trim facing out rear window	2	399.00	798.00
<b>Part</b> Setina storage box	2	1,100.00	2,200.00
<b>Part</b> Setina freestanding bracket kit	2	65.00	130.00
<b>Labor</b> Installation	1	1,000.00	1,000.00
<b>Shipping</b>	1	200.00	200.00
<b>TOTAL</b>			<b>12,544.00</b>

Accepted By

Accepted Date



**A-team Public Safety Co LLC**  
2997 Winchell Rd  
Aurora, OH 44202 US  
ateampublicsafety@gmail.com

## ESTIMATE

### ADDRESS

Mike Graziani  
Strongsville Police Department  
18688 Royalton Rd.  
Strongsville, OH 44136

**ESTIMATE # 1181**  
**DATE 06/20/2018**

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ACTIVITY	QTY	RATE	AMOUNT
Part Ray Allen insert	1	2,050.00	2,050.00
Part Ray Allen F3	1	1,100.00	1,100.00
Part Dome light	1	30.00	30.00
Part Kennel fan	1	64.00	64.00
Part Setina storage box	1	1,100.00	1,100.00
Part Freestanding bracket kit	1	65.00	65.00
Part Setina lifting floor plate w electronics tray	1	365.00	365.00
Part Loft gun mount system	1	900.00	900.00
Part Havis console	1	450.00	450.00
Part Magnetic mic kit	1	30.00	30.00
Part Secure idle	1	295.00	295.00
Part HL flasher	1	259.00	259.00
Part SoundOff Signal front prep package	1	1,199.00	1,199.00
Part SoundOff Signal rear prep package	1	1,199.00	1,199.00
Part Whelen Ready for the road package	1	3,129.00	3,129.00
Part Ford 43d- courtesy lamp inoperative	1	50.00	50.00

ACTIVITY	QTY	RATE	AMOUNT
Part Ford 17d red/clear cargo dome lamp	1	60.00	60.00
Part Ford 18w rear window switches delete	1	24.00	24.00
Part Ford 686 rear handles/locks inoperative	1	34.00	34.00
Shipping	1	500.00	500.00
Labor Installation	1	5,875.00	5,875.00
TOTAL			18,778.00

Accepted By

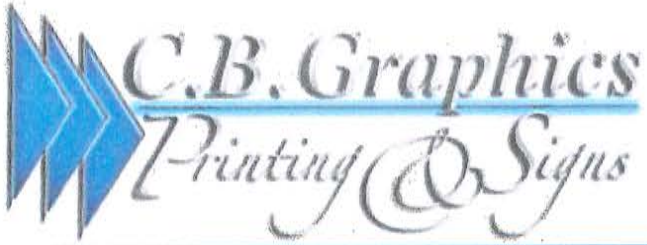
Accepted Date

12,544.00  
18,778.00

TOTAL → 31,322







April 24th, 2018

216.749.5577 or 440.941.5577  
5725 Brookpark Road • Parma, Ohio 44129

Strongsville Police Dept.  
Mike Graziani 440-580-3238

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Set-up and Create Graphic Packages Ford Explorer Patrol Vehicles	
Installation of vehicle graphics	
Produce K-9 Expolorer. Print laminate & Die-Cut	\$775.00
Produce Expolorer Patrol Package. Print Laminate & Die-Cut	\$725.00
Miscellaneous install and extra graphics work	
1 K-9 Units and 7 Patrol Units	\$5,850.00

**EXHIBIT E**

MOTOROLA SOLUTIONS COST AND EQUIPMENT REQUIREMENTS



STRONGSVILLE POLICE DEPARTMENT  
 18688 ROYALTON ROAD  
 STRONGSVILLE, OH 44136

MOTOROLA SOLUTIONS  
 CAROL REA  
 12430 PLAZA DRIVE  
 PARMA, OH 44130  
 330-410-5540

CUSTOMER#: 1000401258

6/10/2018

**QUOTE FOR NEW ANTENNAS FOR NEW CRUISERS**

ITEM	MODEL NUMBER	DESCRIPTION	UNIT PRICE	QTY	EXTENDED PRICE
1	ANTENNA 47999	LAIRD 806-866 MHz Phantom 3 dB-MEG low visibility black antenna.	\$ 39.83	10	\$ 398.30
2	ANTENNA 455500	LAIRD - Phantom Antenna, Cell/PCS, Black, low visibility	\$ 51.40	10	\$ 514.00
3	ANTENNA 461105	LAIRD 156-174 Phantom Antenna, Black	\$ 107.40	10	\$ 1,074.00

**EQUIPMENT SUBTOTAL** \$ 1,986.30  
 S & H No Charge  
**SYSTEM TOTAL** \$ **1,986.30**

SHIPPING 2 WEEKS ARO  
 QUOTE VALID FOR 90 DAYS  
 TERMS: NET 30 DAYS FROM SHIP DATE  
 PRICES ARE GOOD FOR ANY QUANTITY

*Carol Rea* 6/10/2018  


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**Carol Rea** **DATE**  
**MOTOROLA SOLUTIONS**  
[carolrea@motorolasolutions.com](mailto:carolrea@motorolasolutions.com)



MPH Industries, Inc.  
 316 East 9th Street  
 Owensboro KY 42303  
 Phone: 888-689-9222  
 Fax: 270-685-6288

Date: 6/21/2018  
 Expires: 8/20/2018  
 Reference:  
 Terms: NET 30 DAYS



Sales Person: Brandy Atherton  
 Phone: 888-689-9222  
 Fax: 270-685-6288  
 Email: bmatherton@mphindustries.com

**QUOTE: 15650**

<b>Quote To:</b> MIKE GRAZIANI STRONGSVILLE, CITY OF 16099 FOLTZ IND PKWY STRONGSVILLE OH 44149 USA Phone:            Fax: Email: mike.graziani@strongsville.org Customer #: 441362	<b>Ship To:</b> STRONGSVILLE, CITY OF 16099 FOLTZ IND PKWY STRONGSVILLE, OH 44149 USA Phone #: 216-238-7373    Fax #: Email: Ship Via: Best Way GND
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USD

Line	Part	Description	Rev
1	BEE3-2KA	BEE III standard radar with two Ka-band antennas, basic kit with choice of wired or wireless remote, mounting brackets, cables, tuning forks, manual and 3 year warranty	-

*1-K9  
 2-supervisor SUV'S  
 PATROL*

Sales Kit

Kit Components			
Kit Seq.	Part Number	Description	Qty Per
1.001	988114	MANUAL,BEE III,2016	1 EA
1.002	990664	DISPLAY ASSY,BEE III	1 EA
1.003	991205	REMOTE,BEEIII,WIRELES	1 EA
1.004	990653	ANT ASSY,BEE III,Ka	2 EA
1.005	910527	REFERENCE,QUICK,BEE	1 EA
1.006	950980	HOLDER	1 EA
1.007	903397004	FORK,TUNING,20 MPH,	1 EA
1.008	903397010	FORK,TUNING,50	1 EA
1.009	991222	COUNT,BEE3,Ka,CQ	1 EA
<b>Quantity:</b>		3 EA	<b>Unit Price:</b> 2,025.00 <b>Ext Price:</b> 6,075.00

**Total: 6,075.00**



*Thank you for an opportunity to quote.*

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 110

By: Mayor Perciak and Mr. Short

**AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CUYAHOGA COUNTY FOR ACCEPTANCE OF A DONATION OF RESCUE TASK FORCE EQUIPMENT AND SUPPLIES FROM THE CLEVELAND-CUYAHOGA COUNTY URBAN AREA SECURITY INITIATIVE REGION TACTICAL INTEROPERABLE PLAN, FOR USE BY THE CITY OF STRONGSVILLE FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.**

WHEREAS, the County of Cuyahoga and the City of Strongsville are working together to achieve interoperable *Rescue Task Force* response to Active Shooter incidents that will allow law enforcement and fire/emergency services to join together to protect the citizens of Cuyahoga County and the City of Strongsville, and thereby achieve regional interoperability; and

WHEREAS, the project is an extension of the Cleveland-Cuyahoga County Urban Area Security Initiative (UASI) Region Tactical Interoperable Plan for use by first responders and personnel who require Personal Protective Equipment (PPE) during an incident; and

WHEREAS, using UASI Homeland Security funding, the Cuyahoga County Council, through Board of Control No. BC2018-98, has purchased ballistic vests, ballistic helmets and emergency medical supplies and equipment to meet these goals and is distributing this equipment to communities who meet the guidelines to receive such equipment and supplies; and

WHEREAS, therefore, in order to receive two ballistic helmets valued at \$259.98 each and two ballistic vests with medical supplies valued at \$872.96 each, for a total donation value of \$2,265.88, it is necessary that the County and the City enter into a Memorandum of Understanding, a copy of which is attached hereto as Exhibit A.

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

**Section 1.** That this Council hereby approves and authorizes the Mayor to enter into a Memorandum of Understanding with Cuyahoga County, in order to receive *Rescue Task Force* ballistic helmets and ballistic vests with medical supplies, in a total value of \$2,265.88, for use by the City of Strongsville Fire and Emergency Services in Active Shooter incidents.

**Section 2.** That the Mayor and Fire Chief be and are hereby authorized and directed to provide, execute and deliver certifications, assurances and such other information as may be required in connection therewith.

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

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

**Section 4.** That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary in order to receive the donation of equipment and supplies to enhance the ability of the Fire Department personnel to provide for homeland security, 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. 2018-110 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Repealed: \_\_\_\_\_

This **Memorandum of Understanding** is entered between the Community of **Strongsville** and the County of Cuyahoga to acknowledge the common goal of achieving regional interoperability for the purpose of *Rescue Task Force* response to Active Shooter incidents and to acknowledge the policies governing the Community's receipt of ballistic vests, ballistic helmets, and emergency medical supplies purchased by Cuyahoga County using Homeland Security funding.

Whereas, the County of Cuyahoga and the Community of **Strongsville** are working together to achieve interoperable *Rescue Task Force* response to Active Shooter incidents that will allow law enforcement and fire/emergency services to join together to protect the citizens of Cuyahoga County and thereby achieve regional interoperability; and,

Whereas, the project is an extension of the Cleveland – Cuyahoga County UASI Region Tactical Interoperable Plan for use by first responders and personnel who require Personal Protective Equipment (PPE) during an incident and,

Whereas, pursuant to Board of Control No. BC2018-98 of County Council, the County has purchased ballistic vests, ballistic helmets and emergency medical supplies and equipment to meet these goals and is hereby distributing this equipment to end users who meet the guidelines to receive funding; and,

Whereas, pursuant to the Community's receipt of this equipment, the Community agrees to the following:

1. The Community agrees that the ballistic vests, ballistic helmets and emergency medical supplies will be used for *Rescue Task Force* operations during Active Shooter events and not for everyday use.
2. The Community agrees to maintain equipment and restock the medical supplies as needed.
3. The Community agrees to share its resources through mutual aid agreements with all other communities in Cuyahoga County.
4. By accepting the ballistic vests, ballistic helmets and emergency medical supplies the Community agrees to implement a fully operational *Rescue Task Force* response plan for Active Shooter events following the attached operating procedures within four (4) months of receipt of this equipment.
5. The Community further acknowledges that its inability to adhere to these conditions will disqualify the Community's eligibility to receive these ballistic vests, ballistic helmets and emergency medical supplies and will require the return of such equipment to the County for reallocation.

Number of Ballistic Helmets Received:   2   valued @ \$259.98 each  
Number of Ballistic Vests with Medical Supplies Received   2   @ \$872.96 each

CITY OF STRONGSVILLE  
For the Community of: \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Thomas P. Perciak, Mayor

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 111

By: Mayor Perciak and Ms. Roff

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE 2018 ROOF REPLACEMENT PROJECT AT THE CITY OF STRONGSVILLE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.**

WHEREAS, in connection with the 2018 Roof Replacement Project at the Walter F. Ehrnfelt Recreation & Senior Center, the City has advertised and received bids for 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; and

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

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

**Section 1.** That this Council hereby finds and determines that the bid submitted by **PROFESSIONAL ROOFING SERVICES, INC.**, for removal and replacement of existing roofing at the Walter F. Ehrnfelt Recreation & Senior Center in connection with the 2018 Roof Replacement Project, meets the specifications on file in the office of the Building Commissioner; is in compliance with the applicable requirements for bids and contracts established by the laws of the City and the State; and is the lowest and best bid for the proposed contract. All other bids for this contract are hereby rejected.

**Section 2.** That the Mayor be and is hereby authorized and directed to enter into a contract with the aforesaid lowest and best bidder in the amount of \$529,900.00, which includes all alternates, for 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, at the Walter F. Ehrnfelt Recreation & Senior Center, and in a form approved by the Law Director.

**Section 3.** That the funds for the purposes of this Ordinance have been appropriated and shall be paid from the 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 immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to authorize execution of said contract in order to make necessary improvements to the roofing at the City's Recreation Center for the safety and comfort of its employees and patrons, to repair and protect City-owned facilities, 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. 2018-111 Amended: \_\_\_\_\_  
 1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: \_\_\_\_\_ Repealed: \_\_\_\_\_



CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2018 – 112

By: All Members of Council

**AN ORDINANCE ENACTING CHAPTER 1027 OF TITLE TWO OF PART TEN-STREETS, UTILITIES AND PUBLIC SERVICES CODE CONCERNING ABANDONED SHOPPING CARTS PROHIBITED.**

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

**Section 1.** That Chapter 1027 of Title Two of Part Ten-Streets, Utilities and Public Services Code of the Codified Ordinances of the City of Strongsville be and is hereby enacted to read in its entirety as follows:

**CHAPTER 1027  
ABANDONED SHOPPING CARTS PROHIBITED**

(a) No person, owner, occupant, business or agent shall permit a shopping cart to be removed from their place of business and to be abandoned in the public right-of-way or on public property. Any shopping cart found in the public right-of-way or any public property without an individual utilizing the shopping cart shall be considered an abandoned shopping cart.

(b) The Director of Public Service or the Director's designee is hereby directed to collect said abandoned shopping cart. The Director of Public Service or the Director's designee shall attempt to identify the owner of the abandoned shopping cart and notify the owner to pick up the shopping cart from the Service Department. If said abandoned shopping cart is not picked up by the owner within seven (7) business days after notification or if the owner cannot be identified, the Director of Public Service or the Director's designee may dispose of the shopping cart in any manner determined by the Director.

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

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

\_\_\_\_\_  
President of Council

Approved: \_\_\_\_\_  
Mayor

Date Passed: \_\_\_\_\_

Date Approved: \_\_\_\_\_

CITY OF STRONGSVILLE, OHIO  
ORDINANCE NO. 2018 - 112  
Page 2

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

Attest: \_\_\_\_\_  
Clerk of Council

ORD. No. 2018-112 Amended: \_\_\_\_\_  
1st Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
2nd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_  
3rd Rdg. \_\_\_\_\_ Ref: \_\_\_\_\_

Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
Adopted: \_\_\_\_\_ Defeated: \_\_\_\_\_