City of Strongsville

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

January 30, 2020

MEETING NOTICE

City Council has scheduled the following meetings for Monday, February 3, 2020, 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 & Engineering Committee will meet to discuss Ordinance Nos. 2020-016 and 2020-017.

A motion will be made to approve the Planning, Zoning & Engineering Committee meeting minutes of January 21, 2020.

Recreation & Community Services Committee will meet to discuss Ordinance No. 2020-018.

Committee of the Whole will meet to discuss Resolution No. 2020-019.

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
AGENDA

1. CALL TO ORDER:

2. PLEDGE OF ALLEGIANCE:

3. CERTIFICATION OF POSTING:

4. ROLL CALL:

5. COMMENTS ON MINUTES:
   ▪ Council Meeting – January 21, 2020

6. APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:

7. REPORTS OF COUNCIL COMMITTEE:
   ▪ SCHOOL BOARD – Mr. Carbone:
   ▪ SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Short:
   ▪ BUILDING AND UTILITIES – Mr. DeMio:
   ▪ COMMUNICATIONS AND TECHNOLOGY – Ms. Roff:
   ▪ ECONOMIC DEVELOPMENT – Mr. Carbone:
   ▪ FINANCE – Mr. DeMio:
   ▪ PLANNING, ZONING AND ENGINEERING – Mr. Schonhut:
   ▪ PUBLIC SAFETY AND HEALTH – Mr. Short:
   ▪ PUBLIC SERVICE AND CONSERVATION – Mr. Kaminski:
   ▪ RECREATION AND COMMUNITY SERVICES – Ms. Kosek:
   ▪ COMMITTEE-OF-THE-WHOLE – Mr. Schonhut:

8. REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:
   ▪ MAYOR PERCIAK:
   ▪ FINANCE DEPARTMENT:
   ▪ LAW DEPARTMENT:

9. AUDIENCE PARTICIPATION:
10. ORDINANCES AND RESOLUTIONS:

- **Ordinance No. 2020-016** by Mayor Perciak and All Members of Council. AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF HOWE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS, CATCH BASINS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS WHERE THEY DO NOT NOW EXIST, AND REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAY APRONS, STORM SEWERS AND CULVERTS, ALL TOGETHER WITH THE NECESSARY APPURTEYNES THERETO, AND DECLARING AN EMERGENCY.

- **Ordinance No. 2020-017** by Mayor Perciak and All Members of Council. AN ORDINANCE TO ENACT SECTION 1046.248 OF THE CITY’S CODIFIED ORDINANCES IN ORDER TO ESTABLISH CHARGES FOR ANY CONNECTIONS DIRECTLY OR INDIRECTLY TO THE HOWE ROAD SOUTH SANITARY SEWER PROJECT FOR THOSE LOTS AND LANDS FOR WHICH AN ADDITIONAL CONNECTION OR CONNECTIONS IS REQUIRED OR WHICH WERE NOT ASSESSED FOR SUCH PROJECT, AND DECLARING AN EMERGENCY.

- **Ordinance No. 2020-018** by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF YOUTH SPORTS WEARING APPAREL FOR USE BY THE RECREATION DEPARTMENT OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

- **Resolution No. 2020-019** by Mayor Perciak and All Members of Council. A RESOLUTION SUPPORTING THE CUYAHOGA COUNTY HEALTH AND HUMAN SERVICES LEVY, ISSUE NO. 33.

11. COMMUNICATIONS, PETITIONS AND CLAIMS:

12. MISCELLANEOUS BUSINESS:

13. ADJOURNMENT:
CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2020 – 016

By: Mayor Perciak and All Members of Council

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF HOWE ROAD BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS, CATCH BASINS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS WHERE THEY DO NOT NOW EXIST, AND REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAY APRONS, STORM SEWERS AND CULVERTS, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.

WHEREAS, the improvement described in Section 1 has been completed and the final cost of that improvement has been determined.

NOW, THEREFORE, BE IT ORDEMD BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA, OHIO, THAT:

Section 1. Levy of Special Assessments. The special assessments for the cost and expense of improving in the City Howe Road from a point approximately 250 feet south of its intersection with Falmouth Drive southerly to a point approximately 230 feet north of its terminus at Boston Road by constructing sanitary sewers, catch basins and manholes, installing sanitary sewer service connections where they do not now exist, and replacing, where necessary, pavement, driveway aprons, storm sewers and culverts, all together with the necessary appurtenances thereto, pursuant to Resolution No. 2018-073, adopted on June 4, 2018, amounting in total to $111,947.92, which were filed and are on file with the Clerk of Council, are adopted and confirmed. Those special assessments are levied and assessed upon the lots and lands provided for in Resolution No. 2018-073 in the respective amounts set forth in the schedule of special assessments on file, which special assessments are in proportion to the special benefits and are not in excess of any statutory limitation.

Section 2. Determination of Proportionality of Special Assessments. This Council finds and determines that the special assessments are in the same proportion to the estimated special assessments as the actual cost of the improvement is to the estimated cost of the improvement as originally filed.

Section 3. Installments; Interest Rate. The special assessment against each lot or parcel of land shall be payable in whole or in part by cash or check within 30 days after the passage of this Ordinance, or at the option of the owner over a period of 20 years in 40 semiannual installments with interest at the rate of 3.03% per year, which interest rate is determined by this Council to be substantially equivalent to the fair market rate that would have borne by securities issued in anticipation of the collection of the special assessments if such securities had been issued by the City (as contemplated by Section 727.28(B) of the Revised Code). All payments by cash or check shall be made to the Director of Finance of the City. All special assessments remaining unpaid at the expiration of those 30 days shall be certified by the Clerk of Council to the County Fiscal Officer as provided by law to be placed on the tax duplicate and collected as taxes are collected.

Section 4. Publication of Notice. The Clerk of Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in the City and shall keep on file in the office of the Clerk of Council the special assessments.
Section 5. Certification and Delivery of Ordinance. The Clerk of Council shall deliver or cause to be delivered a certified copy of this Ordinance to the County Fiscal Officer within 20 days after its passage.

Section 6. Compliance with Open Meeting Requirements. This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

Section 7. Captions and Headings. The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

Section 8. Declaration of Emergency; Effective Date. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective so that advances made by the City in anticipation of that levy may be repaid from the collection of those special assessments, which special assessments must be certified to the County Fiscal Officer by the date established by law, and thereby preserve the credit of the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

President of Council

Date Passed: _________________________, 2020

Approved: _________________________

Mayor

Date Approved: _________________________, 2020

Attest: _________________________

Clerk of Council

ORD. No. 2020-016

Amended: _________________________

1st Rgd: _________________________ Ref: _________________________

2nd Rgd: _________________________ Ref: _________________________

3rd Rgd: _________________________ Ref: _________________________

Pub Hrg: _________________________ Ref: _________________________

Adopted: _________________________ Defeated: _________________________
CITY OF STRONGBUSVILLE, OHIO

ORDINANCE NO. 2020 – 017

By: Mayor Perciake and All Members of Council

AN ORDINANCE TO ENACT SECTION 1046.248 OF THE
CITY’S CODIFIED ORDINANCES IN ORDER TO ESTABLISH
CHARGES FOR ANY CONNECTIONS DIRECTLY OR
INDIRECTLY TO THE HOWE ROAD SOUTH SANITARY
SEWER PROJECT FOR THOSE LOTS AND LANDS FOR
WHICH AN ADDITIONAL CONNECTION OR CONNECTIONS
IS REQUIRED OR WHICH WERE NOT ASSESSED FOR SUCH
PROJECT, AND DECLARING AN EMERGENCY.

WHEREAS, Council has heretofore established certain regulations and charges for
connections to the City’s sanitary sewerage system as set forth in Chapter 1046 of the City’s Codified
Ordinances; and

WHEREAS, on June 4, 2018, this Council adopted Resolution No. 2018-073 (the Resolution
of Necessity) declaring the necessity of constructing the improvement identified in Section 1 of the
Resolution of Necessity (such improvement, together with any extensions and improvements thereto
being hereinafter referred to as the Project) and determined that a portion of the costs of the Project
would be financed from funds of the City, and has also determined that such funds shall be repaid and
recouped, in part, by charges to be paid by the owners of lots and lands, being hereafter connected
directly or indirectly to the Project which either (i) because of a split, a subdivision, or construction
of additional improvements thereon, an additional connection or connections is required (beyond the
single sanitary sewer service connection allowed for each lot specially assessed for the Project) or (ii)
have not been specially assessed for the Project as identified in Section 4 of the Resolution of
Necessity; and

WHEREAS, as an essential part of the program for the construction of the Project and to
provide for the repayment and recoupment of a portion of such funds to be expended therefor, this
Council has determined that it is necessary to include in Chapter 1046 of the City’s Codified
Ordinances additional connection charges for the aforementioned lots and lands, with such connection
charges to be determined, as set forth in this Ordinance, so as to distribute as equitably as possible
among the users of the Project the cost of providing the Project, all as determined by the City
Engineer; and

WHEREAS, the additional connection charges to be established herein, in the judgment of
this Council, are reasonable and proper, having due regard to all relevant circumstances and
conditions.

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

Section 1. Amendment to Chapter 1046 of the City’s Codified Ordinances. Section
1046.248 of the City’s Codified Ordinances shall be enacted to read as follows:

“1046.248. CONNECTION CHARGES FOR HOWE ROAD SOUTH
SANITARY SEWER PROJECT IN ADDITION TO THOSE SET FORTH IN
SECTION 1046.24.”
(a) No person, corporation, public agency, partnership or association whatsoever shall connect, or cause to be connected, any building or other structure either directly or indirectly to those sanitary sewer improvements identified in Section 1 of Resolution No. 2018-073, adopted by the Council of the City on June 4, 2018, and commonly known as the Howe Road South Sanitary Sewer Project (the “Project”) without first paying the charges established in Section 1046.24 and any applicable additional charges determined in accordance with the provisions of this Section.

(b) Where a connection is to be made to the Project, either directly or indirectly, and if the lots or lands to be served directly or indirectly by the Project, either (i) because of a split, a subdivision, or construction of additional improvements thereon, an additional connection or connections is required (beyond the single sanitary sewer service connection allowed for each lot specially assessed for costs of the Project), or (ii) have not been specially assessed for costs of the Project, then the potential user thereof shall pay, prior to making such connection, in addition to the charges established in Section 1046.24 and any other applicable section, a one-time, up-front connection charge equal to $421.81 per Benefit Unit. For purposes hereof a single Benefit Unit shall be equal to an estimated sewage flow of 400 gallons per day and the number of Benefit Units to be used in calculating the additional connection charge hereunder shall be determined by the City Engineer based on the Suggested Sewage Flow Guide attached as Exhibit A to this Chapter passed by Council or, if such Suggested Sewage Flow Guide in the sole judgment of the City Engineer does not cover the particular situation, then the City Engineer shall calculate the number of Benefit Units based on customary engineering principles and practices with respect to estimated sewage flows from particular uses.

(c) The charge per Benefit Unit set forth in this section shall be increased by an amount equal to 3.50% thereof on January 1, 2021, and on the first day of January each year thereafter, in order to offset interest charges on any debt incurred to pay, and interest earnings foregone on any funds utilized by the City to pay, a portion of the cost of the Project.

(d) All moneys collected by the City as charges pursuant to the provisions of this Section shall be collected at the same time and in the same manner as charges due under Section 1046.24 of the Codified Ordinances and shall be deposited into the Sanitary Sewer Fund of the City.

(e) The imposition of charges provided for in this section shall not preclude the subsequent levy of special assessments against benefited properties to provide funds for the construction, replacement, rehabilitation or other improvement of sanitary sewers required to provide sanitary sewer service to such properties, and the charges provided for in this section are in addition to any other permits and charges required by law.

(f) In the event that any lot or land or building or other structure thereon is connected directly or indirectly to the Project in violation of any of the provisions of this section, and the owner, agent, lessee, tenant or occupant of such lot or land fails or refuses to disconnect the same upon being directed to do so by the City Engineer,
the City Engineer is hereby authorized to cause such lot or land to be disconnected from the Project, and the violator shall be liable to the City for the cost of making such disconnection."

**Section 2. Certification and Delivery of Ordinance.** The Clerk of Council shall deliver or cause to be delivered a certified copy of this Ordinance to the County Fiscal Officer within 20 days after its passage.

**Section 3. Compliance with Open Meeting Requirements.** This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public in compliance with the law.

**Section 4. Captions and Headings.** The captions and headings in this Ordinance are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Ordinance unless otherwise indicated.

**Section 5. Declaration of Emergency; Effective Date.** This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to be immediately effective to provide for the additional connection charges in order to repay moneys advanced by the City for the Project and thereby preserve the finances and credit of the City; wherefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

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President of Council

Approved: ________________ Mayor

Date Passed: _________________, 2020

Date Approved: _________________, 2020

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Attest: ________________ Clerk of Council

ORD. No. 2020-017

Amended: 

1st Rdg. Ref: 

2nd Rdg. Ref: 

3rd Rdg. Ref: 

Pub Hrg. Ref: 

Adopted: Defeated: 

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2020 – 018

By: Mayor Perciak and All Members of Council

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF YOUTH SPORTS WEARING APPAREL FOR USE BY THE RECREATION DEPARTMENT OF THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised and received bids for the purchase of various youth sports wearing apparel for use by the Recreation Department of the City of Strongsville during 2020; and

WHEREAS, Council is desirous of accepting the lowest unit price bids, and proceeding to award and enter into a contract for such purchases.

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 ADLER TEAM SPORTS for the purchase of various caps, visors, shirts, pants and shorts, for use by the Recreation Department of the City of Strongsville, and in the unit prices to be paid for each item set forth on the Bid Response Form attached hereto as Exhibit A and incorporated herein by reference, meets the specifications on file in the office of the Director of Recreation & Senior Services; is in compliance with the applicable requirements for bidding 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 such 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 for the purchase of the specified youth sports wearing apparel in accordance with the specifications on file in the office of the Director of Recreation & Senior Services, and for the sums submitted as unit prices in such bid, but in a total amount not to exceed $39,843.93, and all in a form to be approved by the Law Director.

Section 3. That the funds for the purpose of such contract have been appropriated and shall be paid from the Multi-Purpose Complex Fund; and the Director of Finance be and is hereby authorized and directed to issue the City's warrants in accordance with the terms and conditions of such bid and contract.

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

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is immediately necessary to purchase said materials in order to provide for the continuity of services and operation of the Department of Recreation and Senior Services, 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.

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Attest: _____________________________  Clerk of Council

ORD. No.2020-018  Amended: ______________
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**Notes**

- QTY = Quantity
- Unit = Unit Price
- Total = Total Price

**Legend**

- T-Shirt
- Cap
- Shorts
- Pant

**EXHIBIT A**
CITY OF STRONGSVILLE, OHIO

RESOLUTION NO. 2020 – 019

By: Mayor Perciak and All Members of Council

A RESOLUTION SUPPORTING THE CUYAHOGA COUNTY HEALTH AND HUMAN SERVICES LEVY, ISSUE NO. 33.

WHEREAS, the Cuyahoga County Health and Human Services levy has supported our community’s most vulnerable citizens, namely, children and seniors; and

WHEREAS, every year, more than 400,000 people from more than 200,000 families access Cuyahoga County’s Health and Human Services system; and

WHEREAS, Cuyahoga County’s Health and Human Services system primarily provides services to five groups with critical needs such as children who are at risk of abuse and neglect, people with mental illnesses or an addiction, people with serious health issues, victims of crime, and senior citizens and people with disabilities; and

WHEREAS, the demand for health and human services in Cuyahoga County has grown as a result of increasing poverty, opioid addiction, changing demographics and inadequate state and federal funding; and

WHEREAS, passing this replacement Health and Human Services levy will ensure that current critical services continue and will fund investment in targeted, interconnected areas that will amplify the impact of our health and human services efforts, help reduce long-term needs and costs, and provide us with measurable, accountable results; and

WHEREAS, Cuyahoga County’s Health and Human Services levies are practical investments in strengthening the resilience of our economy and community, and in reducing future economic and social costs; and

WHEREAS, therefore, Cuyahoga County has placed a 4.7 mills Health and Human Services levy on the March 17, 2020 Primary Election ballot that would replace the County’s current 3.9 mill levy; and

WHEREAS, the Health and Human Services replacement levy, therefore, is a critical piece of our community safety net, available for all of us at any time and meritorious of the support of all residents.

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

Section 1. That the City of Strongsville recognizes the far-reaching importance of the passage of the Health and Human Services Levy.

Section 2. That this Council hereby supports and urges passage by the voters of the Cuyahoga County Health and Human Services levy, Issue No. 33, on the ballot March 17, 2020.
Section 3. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adoptec in an open meeting of this Council; and that all deliberations of the Council, and any of its committees, that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 4. That this Resolution shall take effect and be in force from and after the earliest period allowed by law.

President of Council

Date Passed:________________________________________

Yea  |  Nay
Carbone |    |    
DeMio  |    |    
Kaminski |    |    
Kosek  |    |    
Roff  |    |    
Schonhut |    |    
Short  |    |    

Approved:_________________________________________ Mayor

Date Approved:_____________________________________

Attest:__________________________________________ Clerk of Council

RES
ORD. No. 2020-019  Amended:__________________________
1st Rdg. ______________ Ref:________________________
2nd Rdg. ______________ Ref:________________________
3rd Rdg. ______________ Ref:________________________

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Pub Hrg.  Ref:________________________
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