

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON, MONDAY DECEMBER 4, 2017.

The Council of the City of Strongsville met in the Caucus Room at the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road, on **Monday, December 4, 2017 at 7:15 p.m.**

Present: Council Members: Kenneth M. Dooner, Matthew A. Schonhut, Michael J. Daymut, Joseph C. DeMio, Duke Southworth, Gordon C. Short and James E. Carbone. Also Present: Clerk of Council Aimee Pientka. **Administration:** Law Director Neal M. Jamison, Finance Director Joseph K. Dubovec, Communications and Technology Director David E. Sems, Service Director Joe Walker, Human Resource Director Steve Kilo, Building Commissioner Tony Biondillo, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan Bogre, Public Safety Director Charles Goss, Police Chief Mark Fender and Fire Chief Jack Draves.

Council President Dooner called the caucus to order at 7:15 p.m.

The following Council Committees met to review legislation on the agenda:

Finance Committee: Chairman Short recommended adoption for Ordinance Nos. 2017-190 and 2017-191. These are the two TIF (Tax Increment Financing) ordinances pertaining to Pearl Road IV and Scannell Properties respectively. Mr. Short advised there was one outstanding item to consider before the budget gets passed at the next meeting; and that was the \$100,000.00 for the playground at Surrarrer Park. Mr. Southworth advised they were looking into some grant funding; and also there was an economic development fund containing \$100,000.00 that was never tapped into. Council's consensus was to appropriate money for that park. Mr. Short asked what fund the money from the ice rink went into, now that we no longer give it to the arena. Mr. Daymut stated the money is now in the recreation center fund. Mr. Schonhut suggested taking enough of that ice rink money to pay for the playground and the remainder of the money can go into the general fund. It was decided by council to do that.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance No. 2017-208. This is a second amendment to the agreement with Olmsted Falls for the public safety dispatch services. There was an increase in charges of \$117/month. Mr. Jamison advised the increase is equally applied to the other cities in the regional dispatch program depending on the number of calls each municipality receives. Suspension and adoption was also recommended for Resolution No. 2017-209; a resolution accepting a donation of \$1,000.00 from Swagelok.

Recreation and Community Services Committee: Chairman Southworth recommended suspension and adoption for Ordinance No. 2017-210; an ordinance authorizing the disposal of various items of furniture utilized by the recreation department.

Public Service and Conservation Committee: Chairman Carbone recommended suspension and adoption for Ordinance No. 2017-211. This is to enter into a contract and make payment for emergency repairs to the Wastewater Treatment Plant "C". This is without public bidding so all seven votes of council are needed for this to pass. There will also be two motions on the floor pertaining to burial rights in the Strongsville Municipal Cemetery.

Economic Development Committee: Mr. Daymut advised there will be no committee meeting in December. He will give a report of the November 27th meeting on the floor.

Committee of the Whole: Mr. Dooner recommended suspension and adoption for Ordinance No. 2017-212. This is an ordinance to retain the law firm of Walter/Haverfield LLP, jointly with RITA and other municipalities for purposes of initiating litigation to challenge the constitutionality of amendments to Chapter 718 of the Ohio Revised Code relating to municipal income tax. Council will be discussing this ordinance in executive session.

Mr. Daymut advised he has been receiving numerous calls regarding the recycling bins at Surrarer Park and Webster. All the bins have been filled up and overflowing. Mr. Walker advised people may be donating more due to the holiday season. He will contact someone there to increase their pick-up schedule. Mr. Daymut advised the residents would like a light installed in that area and possibly a video camera. Also, the company comes to pick-up the clothing at 5:00 a.m. which they are not allowed to do. Mr. Daymut advised he will also speak to Jennifer Milbrandt, the Natural Resource Coordinator as well. Mr. Sems advised there are some camera options he can look into.

President Dooner noted the necessity for an executive session for the purpose to discuss litigation matters. Also present from the Administration: Law Director Neal Jamison, Assistant Law Director Dan Kolick and Finance Director Joe Dubovec. It was so moved by Mr. DeMio and seconded by Mr. Schonhut to adjourn from open session into executive session [Article XI, Section 9, City Charter]. All members present voted aye and the motion carried. Council adjourned into executive session at 7:32 p.m. The executive session concluded at 8:18 p.m. and reconvened into open session.

MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON MONDAY, DECEMBER 4, 2017 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS.

CALL TO ORDER:

Council President Dooner called the meeting to order at 8:19 p.m. All joined in the Pledge of Allegiance to the Flag.

CERTIFICATION OF POSTING:

The Clerk of Council certified that the meeting had been posted in accordance with Ordinance No. 2004-273.

ROLL CALL:

Present: Council Members: Kenneth M. Dooner, Matthew A. Schonhut, Michael J. Daymut, Joseph C. DeMio, Duke Southworth, Gordon C. Short and James E. Carbone. Also Present: Clerk of Council Aimee Pientka. **Administration:** Law Director Neal M. Jamison, Finance Director Joseph K. Dubovec, Communications and Technology Director David E. Sems, Service Director Joe Walker, Human Resource Director Steve Kilo, Building Commissioner Tony Biondillo, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan Bogre, Public Safety Director Charles Goss, Police Chief Mark Fender and Fire Chief Jack Draves.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on November 20, 2017 were approved as submitted.

APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:

(None)

REPORTS OF COUNCIL COMMITTEES:

SCHOOL BOARD – Mr. Dooner: There was no meeting.

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Carbone: Yes, there was a meeting on the 29th. It was a very long meeting. I had to cut through some of the items. They did pass two capital improvement projects; one being a breast center relocation expansion center, to the tune of \$1.5 million, and Oakview adult inpatient unit renovation expansion-\$2.75 million. They are very committed to keeping the services up to par in our community for our residents, especially when it comes to breast cancer and then with the Oakview adult behavioral center with the mental health, more and more opioid epidemic. They're very committed to that. Both projects are slated to be done by the end of next year. That ends my report.

Mr. Dooner – Thank you Mr. Carbone.

BUILDING AND UTILITIES – Mr. Schonhut:

* See Communications and Technology Committee below *

COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut: Thank you Mr. Dooner, I have nothing to report tonight for Building and Utilities nor Communications and Technology but I'll happily take any questions.

Mr. Dooner – Thank you Mr. Schonhut.

ECONOMIC DEVELOPMENT – Mr. Daymut: Thank you Mr. Dooner, we have no ordinances or resolutions on this evening's agenda. I will give a brief report on our meeting of Monday, November 27th. Our next business network breakfast will be in late February. We're in the process of updating a speaker and a sponsor for that. We have several people in mind. We received no report from our tech committee. Our residential survey...we have finally accomplished that. It is in the hands of the printer. It should be out by next week so every household, basically resident, in the City of Strongsville will receive that. Please take the time to fill that out. You can fill it out online or you can fill it out on the paper and drop it back off at Foltz. We look forward to getting the results of that survey. We worked very hard on it. I thank all the committee members for that; and Dr. Pinkerton, who is in charge of that survey. We did discuss Ordinance No. 2017-111. We thought we would have a resolution to that, we did not. We did not have it on this evening's agenda so there is no report on that. We went over the business expo. We had 107 businesses there. It was quite successful. I would like to thank The Rotary and The Chamber, it was well attended, and Bill Wills, our emcee for that particular event. We have people that have actually contacted me now wanting to know when it is going to be next year; so obviously, quite an event that we sponsor in the City of Strongsville for our small businesses here. I did discuss SouthPark Mall, and specifically J.C. Penney and Sears and what's happening with them economically. We did discuss goals and tours and presentations for 2018. We're in the process of getting those together so we can set the agenda for next year. We did not receive a business update. We have no meeting in December. We're on recess. That's all I have this evening Mr. Dooner, thank you.

Mr. Dooner – Thank you Mr. Daymut.

FINANCE – Mr. Short: Thank you Mr. Dooner. We have two ordinances on tonight's agenda. Ordinance No. 2017-190, which is to establish a tax increment equivalent fund or TIF for the Pearl Road IV municipal public improvement projects. Then Ordinance No. 2017-191, to establish a tax increment equivalent fund of TIF for the Scannell Properties as well. The recommendation is to adopt those tonight. That concludes my report but I'll take any questions.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING – Mr. Daymut: Thank you Mr. Dooner. This may be a first in the City of Strongsville, to my knowledge, in 26 years. There is no ordinance or resolution in Planning, Zoning and Engineering. That's all I have.

Mr. Dooner – Thank you Mr. Daymut.

PUBLIC SAFETY AND HEALTH – Mr. DeMio: We have one ordinance and one resolution, Ordinance No. 2017-208 and Resolution No. 2017-209. Resolution No. 2017-209 will go first. It is a donation from Swagelok for \$1,000.00 to help with police equipment, etc. So they're locking in their donation to us every year for \$1000.00. That's awesome, we're going to take that. Then the Olmsted Falls dispatch agreement; adding to our dispatch and with increases every year for the next three years. I just want to remind council that it is a tremendous compliment, as we know and the public should know, of our dispatch center and the leadership of our safety committee overall. We are known, at least where I work downtown at the courthouse, as among the finest. The recordings that we get that are in the courtroom are of the highest quality which makes a gigantic difference then some I've had and heard over the years. I thank our chiefs and our safety director. I want to make sure that is noted. That's very important; and you can tell by the continuation and additions of communities that are working with us in our dispatch that they must be experiencing the same thing. A lot of money was put in that facility, but it is well worth the safety of our area. We would like to suspend and adopt that ordinance. Unless there is anything else for our committee Ken we'll close it.

Mr. Dooner – Thank you Mr. DeMio.

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:

Motion made by Mr. Carbone, second by Mr. Daymut to note and approve the owner's designation of wishes for interments in the Strongsville Municipal Cemetery, Section F, Lot #110, Grave I. All members present voted aye and the motion carried.

Motion made by Mr. Carbone, second by Mr. Daymut to note and approve the owner's designation of wishes for interments in the Strongsville Municipal Cemetery, Section E, Lot #96, Grave B. All members present voted aye and the motion carried.

Mr. Carbone - Lastly this evening, I have Ordinance No. 2017-211. This is an ordinance approving, ratifying and authorizing the mayor to enter into a contract. This is for a new rooftop gas heating unit, at the city's waste treatment plant, Plant C, without public bidding, to the tune of \$12,280.00. This is an emergency and the recommendation is to suspend and adopt. That ends my report.

Mr. Dooner – Thank you Mr. Carbone.

RECREATION AND COMMUNITY SERVICES – Mr. Southworth: Thank you Mr. Dooner, we have one ordinance on this evening's agenda; it's Ordinance No. 2017-210. This allows the administration to dispose of used furniture at the recreation center which no longer has a purpose. The recommendation on that is to suspend and adopt. If there are any questions, I'd be more than happy to answer them but that is all that I have.

Mr. Dooner – Thank you Mr. Southworth.

REPORTS OF COUNCIL COMMITTEES (cont'd):

COMMITTEE OF THE WHOLE – Mr. Dooner: We have Ordinance No. 2017-212. This is an ordinance to engage the law firm of Walter/Haverfield jointly with the Regional Income Tax Authority (RITA) and other municipalities for the purpose of initiating litigation of challenge against the State of Ohio regarding RITA tax and the disposing of our RITA taxes. The recommendation is to suspend and adopt.

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

MAYOR PERCIAK:

(No Report)

FINANCE DEPARTMENT – Mr. Dubovec: Funds will be made available for all ordinances and resolutions on this evening's agenda requiring certification of funding. That ends my report, thank you sir.

Mr. Dooner – Thank you Mr. Dubovec.

LAW DEPARTMENT – Mr. Jamison: Thank you Mr. Dooner. I just want to let council and keep them informed-if you remember back in September of this year, this council passed a resolution to contact the FAA and City of Cleveland as it relates to a proposed new program that the FAA was putting in as it relates to Hopkins Airport and the concern that this body had and this city had in terms of what was going forward because there was not a lot of information at that time in terms of whether it would affect landing or take off patterns as it relates to the City of Strongsville. Council did pass that back in September. I did contact the FAA and the City of Cleveland. Back in November, myself, Mr. Dooner and our Safety Director Charlie Goss met with the FAA. The regional director flew in from Chicago along with parts of her staff to have a discussion about that. Here's what they explained...and on top of that, myself and Mr. Goss went last week to a meeting at the Cleveland Airport with other communities, along with the FAA in attendance, to discuss what they're doing. We've been at two different meetings in the last month and have more information I would like to report on that tonight. Essentially, what this program is called is, "The Next Generation Air Transportation System," which they call "NEXTGEN". What it is its part of an ongoing transformation of the traffic control technologies and procedures in the United States. We are part of the Detroit/Cleveland Metroplex area. That encompasses all the airports within the Cleveland and Detroit area-that includes Akron; that includes Toledo, all the way up to Detroit. They have been doing this in other Metroplex areas in the country. I believe Los Angeles was one that had just been completed, if I remember correctly. This is not something unique to Cleveland. This is something that is a country-wide program. The purpose is to enhance aviation safety, reduce carbon emissions and modernize the air traffic procedures. The simple way to explain it, as it was explained to me-and again I'm just a lawyer, but in the traditional model of how the FAA would track planes-if we assume that this is a land-based marker that would admit a radio signal...back in the day, that is how planes would be able to cross the country or the oceans in terms of bouncing a signal or receiving a signal off of that beacon to then move forward. That was done by both the plane and the air traffic controllers. With the development of technology of satellites, what has happened is that the airlines moved to using GPS off the satellites; so instead of going on the land, they're bouncing it through space. The reason that's an advantage is that it now allows for them to take more direct routes than if they used the traditional beacons. If the beacons were deployed in certain areas, think of it like there were lanes of air traffic throughout the country or world. With the satellites, they're not necessarily bound to the traditional traffic lanes.

**REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS
AND OTHER OFFICERS (cont'd):**

LAW DEPARTMENT – Mr. Jamison (cont'd): What the FAA is doing is they're now going to go to the GPS system to now sync up with what the airlines are doing and so that will make both more efficient and create better safety because now the air traffic controller doesn't have to be continually trying to adjust based on what the airline or the pilot is doing because they're both on the same page. So that's essentially what the program is. When myself and Mr. Dooner and the safety director met with them, we asked what impact if any does this have on the City of Strongsville. They told us none in terms of the departures or landings at Hopkins Airport. What I learned is that at the airport the arrivals or departures, in terms of how they arrive or land, is dependent on the wind patterns. Typically in Cleveland, the wind comes out of the south or southwest 65% of the time; the other 35% comes out of the north or northwest. The only time that any real traffic comes through Strongsville is on the takeoffs when the wind is coming out of the south/southwest and then the planes...if you ever flown out; so then you're basically flying south/southwest and you're going over Olmsted Falls and Olmsted Township. What the FAA rules require is that they then will keep heading in that direction and when they get to 5,000 feet they then can start the turn for those planes, in our case, that would be heading east to like the east coast-New York, Baltimore, Washington D.C., Philadelphia. That's the only time where they would then turn and go over the southern part of our city. By that time, they're at least at 5,000 feet because they can't turn until they're at 5,000 feet. What's interesting in looking at the models that they showed us is that traffic has slowed down because of United pulling out of Hopkins Airport so there are not as many flights coming out of Hopkins going to the east coast. That traffic has diminished. For the other three possibilities, those really don't impact us too much. The only time we get any potential traffic is, like I said, when they're departing and turning to go east. That is not changing those patterns. It's also, what's interesting is that when they're arriving is that 10-15 miles out they're pretty much locked in into the pattern that the air traffic controller gives them; so again, that's necessarily going to change. We were assured that in this new program that's being developed that will not change for the City of Strongsville. In looking at the models they showed us, the only thing that would have changed for the city would have been when there was a proposal back in the day under Mayor White in Cleveland to build a north/south runway which was part of the legal battle between Cleveland the City of Brook Park, for a 14 year holy war between the two cities, where they had received money to install that runway. If that runway would have gone in, that would have dramatically impacted our city. If we ever get to that point where there's a proposal for a north/south, clearly that's where I think my recommendation is we would get engaged for that. Absent that, at the present time under this new program, that's not going to take place. The other thing that I want to report is as part of this NEXTGEN program that the FAA is required to do what are called NEPA (National Environmental Policy Act) workshops. There are going to be 3 in this area. One is tomorrow, December 5th at the Rocky River Civic Center. There is one on December 6th at the Gunning Recreation center which is on Puritas Avenue in Cleveland; so if you're driving south on I-71 you will see it right on the right-hand side there. There's one on Thursday, December 7th at Baldwin Wallace College at Strosacker Hall which is the student union. Each workshop will run from 5:00 p.m.-8:00 p.m. It's open to the public; they're going to have representatives there from the FAA to answer questions, to have diagrams, to have video aides to go through what they're doing. They encourage comments or questions. If you cannot make it, you can go online to them and submit comments. Under federal legislation, which we found out, they have to respond to every single comment that's made. So if you submit something, they will respond. The website is www.faa.gov/nextgen/communityengagement. I will give that to the clerk so that we can get that out there. Again, if anyone has an interest in this issue, they clearly are welcoming anyone to come this week to give your input. Based on our meetings with them, at this point, there is really going to be little or no impact for this program going into Hopkins Airport probably sometime next summer/fall of 2018. So, I'll conclude...

**REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS
AND OTHER OFFICERS (cont'd):**

LAW DEPARTMENT – Mr. Jamison (cont'd):

Mr. Schonhut – So, at our next meeting, can you give us the statistical data on Burke Lakefront Airport on all of this?

(Laughter)

Mr. Jamison – No...interestingly enough, I don't think Burke even plays into their equation. An interesting comment that I received early on, which I asked them, was about the old Strongsville Airport being taken out or closed and a residential community or development being put in there, and whether the fact that airport is no longer there is the cause for any increased traffic over our city. The answer is no. That airport wouldn't have even registered in terms of their air traffic control. Those patterns were the same whether they were there or not. To be honest, I don't have that kind of data. I'll just say...I'll conclude that if anybody has any questions, feel free to reach out to me. I know this is an important topic for certain people and it was a concern so myself and Mr. Dooner and Charlie met with them. We're pretty confident that this program is not going to negatively impact our community. I'll just conclude by saying all ordinances and resolutions are in proper legal form, thank you.

Mr. Dooner – Thank you Mr. Jamison.

AUDIENCE PARTICIPATION:

Mr. Dooner – We've come to the part of our program for audience participation. There is no one who has signed in. If there is anyone who would like to address council, please come to the podium and state your name and address. You have five minutes to talk to council.

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2017-190 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A PEARL ROAD IV MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries.

Resolution No. 2017-190 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-191 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHING A SCANNELL PROPERTIES MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Resolution No. 2017-191 ADOPTED.

Ordinance No. 2017-208 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDMENT TO THE AGREEMENT FOR PUBLIC SAFETY DISPATCH SERVICES BETWEEN THE CITY OF STRONGSVILLE AND THE CITY OF OLMSTED FALLS, IN CONNECTION WITH AN ADJUSTMENT OF FEES COMMENCING JANUARY 1, 2018, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Daymut. All members present voted aye and the motion carried.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Ordinance No. 2017-208 ADOPTED.

Resolution No. 2017-209 by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING A DONATION OF \$1,000.00 FROM SWAGELOK COMPANY TO THE CITY OF STRONGSVILLE TO BE USED FOR EQUIPMENT, EDUCATION AND TRAINING FOR THE POLICE DEPARTMENT.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Daymut. All members present voted aye and the motion carried.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Resolution No. 2017-209 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-210 by Mr. Southworth. AN ORDINANCE AUTHORIZING THE DISPOSAL OF VARIOUS ITEMS OF FURNITURE UTILIZED BY THE DEPARTMENT OF RECREATION & SENIOR SERVICES, AND NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Daymut. All members present voted aye and the motion carried.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Ordinance No. 2017-210 ADOPTED.

Ordinance No. 2017-211 by Mayor Perciak and Mr. Carbone. AN ORDINANCE APPROVING, RATIFYING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AND MAKE PAYMENT FOR EMERGENCY REPAIRS TO THE WASTEWATER TREATMENT PLANT "C", WITHOUT PUBLIC BIDDING; AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Daymut. All members present voted aye and the motion carried.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Ordinance No. 2017-211 ADOPTED.

Ordinance No. 2017-212 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR, DIRECTOR OF FINANCE AND LAW DIRECTOR, ON BEHALF OF THE CITY OF STRONGSVILLE, TO ENGAGE THE LAW FIRM OF WALTER | HAVERFIELD LLP, JOINTLY WITH THE REGIONAL INCOME TAX AGENCY (RITA) AND OTHER MUNICIPALITIES FOR PURPOSES OF INITIATING LITIGATION TO CHALLENGE THE CONSTITUTIONALITY OF AMENDMENTS TO CHAPTER 718 OF THE OHIO REVISED CODE RELATING TO MUNICIPAL INCOME TAX, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Daymut. All members present voted aye and the motion carried.

Motion to adopt by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Ordinance No. 2017-212 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS (cont'd):

*Application for Permit: **NEW-D5I**: To: Cinemark USA Inc.; **Cinemark at Southpark Mall**, 17450 Southpark Center, Strongsville, Ohio 44136 (Responses must be postmarked no later than 12/18/2017).*

There were no objections to this permit.

MISCELLANEOUS BUSINESS:

(None)

ADJOURNMENT:

There being no further business to come before this Council, President Dooner adjourned the meeting at 8:46 p.m.

Signature on file
Aimee Pientka, MMC
Clerk of Council

December 18, 2017
Date of Approval