

THE CITY OF STREETSBORO, OHIO
SERVICE COMMITTEE MEETING AGENDA

Monday, July 8, 2024

TIME: 7:00 p.m.
PLACE: Streetsboro City Council Chambers
CHAIR: Anthony Lombardo 440-669-6922
VICE-CHAIR: Jon Hannan 330-931-5451

1. **Call to Order**
2. **Invocation and Pledge of Allegiance**
3. **Roll Call**
4. **Disposition of Minutes**
Special Service Committee Meeting of January 22, 2024
5. **Old Business**
 - a. T-7612 Amend Code Regarding Nuisance Properties (Bill Miller, Andrei Nova)
[schedule second Work Session]
6. **New Business**
 - a. Presentation Regarding Property Assessments (Matt Kelly)
 - b. T-7625 Contract w/Eastern Power Gas for Natural Gas Aggregation (Tom Bellish, Glenn)
 - c. T-7626 Contracts for Construction of Maintenance Garage Addition (Mytinger, Ruffo)
 - d. T-7627 Purchase Memorial Benches (Mytinger, Ruffo)
 - e. T-7630 Temporary Moratorium on Solar Electric Generation Facilities (Cieszkowski)
 - f. T-7631 Amend Code Section 1165 Site Development Regulations (Czekaj)
 - g. T-7628 Professional Legal Services for Law and Economic Development (O'Malia)
 - h. T-7629 Authorize Trade-Ins for Sign Truck (Bill Miller)
7. **Citizens' Comments**
8. **Announcements**
A Regular Council Meeting will immediately follow this meeting.
9. **Adjournment**

RECORD OF ORDINANCE

Tabled 5-13-21
absolute value
division

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 90043

Ordinance No. _____

Passed _____

AN ORDINANCE RE-NAMING CHAPTER 531 OF PART FIVE (GENERAL OFFENSES CODE) OF THE CODIFIED ORDINANCES, AMENDING SECTIONS 531.01, 531.02, 531.03, 531.04, 531.05, 531.06 AND 531.99 THEREOF, ENACTING NEW SECTION 531.07 THEREOF, AND REPEALING CHAPTER 553 THEREOF, RELATING TO NUISANCE PROPERTIES AND NUISANCE ABATEMENT PROCEDURES.

WHEREAS, the Mayor recommends renaming Chapter 531 of the Codified Ordinances, as follows (new text underlined; deleted text in ~~strikethrough~~):

Chapter 531
Litter Nuisance Properties

and,

WHEREAS, the Mayor recommends amending Sections 531.01, 531.02, 531.03, 531.04, 531.05, 531.06, and 531.99 of the Codified Ordinances, to read in full as follows (new text underlined; deleted text in ~~strikethrough~~):

531.01 DEFINITIONS.

For the purpose of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(a) ~~“Authorized private receptacle” means a litter storage and collection receptacle as required and authorized in the City by Chapter 941.~~ “Building materials” means lumber, drywall, plywood, brick and concrete masonry units, stone, roofing, siding, flooring materials, insulation, pipe, wire, and bulk materials used in construction such as drywall compound, concrete, sand, gravel, aggregate, asphalt cement, etc.

(b) “Director” means the Director of Public Service.

(c) “Building parts” means doors, windows, plumbing fixtures, cabinets, light fixtures, and heating, ventilation and air conditioning equipment.

~~(b)(d)~~ “Garbage” means discarded the matter, substance, or waste resulting from the growing, handling, storage, preparation, cooking, selling, serving, and/or consumption of food, including animal products (including fat and bones), fowl, fish, fruits and vegetables, grains, legumes, and condiments, including animal and bird feeds as well as contaminated containers used to prepare, serve or sell such matter.

(e) “Household appliances and equipment” means refrigerators, ranges, microwave ovens, dishwashers, clothes washers, dryers and other built-in and countertop appliances, and audio-visual equipment.

(f) “Motor vehicle” includes those vehicles defined in Ohio Revised Code Section 4501.01(B), as well as recreational vehicles as defined in Ohio Revised Code Section 4501.01(Q), motorcycles as defined in Ohio Revised Code Section 4501.01(ZZ), and mini-trucks as defined in Ohio Revised Code Section 4501.01(BBB).

(g) ~~“Litter” “Refuse” means garbage, refuse and rubbish, as defined herein, and all other waste material, including appliances, used or discarded building materials, roofing material, used or discarded siding material, used or discarded building parts lumber, broken concrete, broken asphalt, bricks, drywall, unauthorized signs within City rights of way, tree and shrub stumps, limbs, clippings, branches, and other waste building materials, which, if thrown, stored, or deposited, as herein prohibited, tends to create a danger to public health, safety, and welfare.~~ “Litter” also includes abandoned property. For purposes of this chapter, abandoned property shall include, but is not limited to, property left on any public right of way for a period of forty eight hours or longer. “Litter” shall not include material that is deposited pursuant to a valid permit issued by the Building Inspection Division. “Litter” Refuse shall not include leaves placed in the street adjacent to the right of way in compliance with the City leaf program. For purposes of this section “signs” has the same meaning as in Codified Ordinance §1159.04.

~~(d)(h)~~ “Person” means any individual, firm, partnership, association, corporation, limited liability company or organization of any kind.

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 944-224-3358 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

~~(e)(i) "Private premises" or "premises" means any dwelling, house, building, or other structure designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or temporarily or continuously uninhabited or vacant and includes any yard, grounds, walk, driveway, sidewalks and abutting property between the property line and the curb line, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building or other structure. "Parcel of land" means any parcel of real property recognized by the Portage County Auditor for tax or assessment purposes, even if tax-exempt, but does not include publicly-owned parcels, the public right-of-way, or dedicated public grounds.~~

~~(j) "Owner" means the person, corporation, partnership, limited liability company, or other entity identified on the tax duplicate of the Portage County Auditor as the record title owner of a parcel of land coming within the purview of this Chapter.~~

~~(f) "Refuse" means all putrescible and non-putrescible solid wastes, (except body wastes), including, but not limited to, garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles, and solid market and industrial wastes.~~

~~(g)(k) "Rubbish" means non-putrescible solid wastes consisting of both combustible and non-combustible wastes such as paper (including newsprint, magazines, paperback books, etc.) paperboard, plastic, polystyrene and other packaging materials and containers, wrappings, cigarettes, cardboard and cardboard boxes, tin cans metal, plastic and glass containers, yard waste clippings, leaves, wood, glass, textiles including clothing, mattresses, bedding, carpet, drapery, crockery and similar materials.~~

~~(l) "Litter" means uncontained rubbish, including prepared food and drink containers, that may be carried, scattered, or disbursed by normal wind conditions.~~

~~(m) "Long-term" for the purposes of Section 531.02, means more than one year; the time is measured from the commencement of any outdoor storage, notwithstanding that some materials may have been stored for less than one year.~~

531.02 LITTER ON OCCUPIED PRIVATE PROPERTY, DECLARATION OF NUISANCE.

~~No person shall throw or deposit litter on any occupied private property within the City, whether owned by such person or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk, or other public place or upon any private property.~~

~~The following conditions are hereby declared to be nuisances:~~

~~(a) Grass, weeds, and any other non-woody plants having grown eight inches (8") tall or higher:~~

- ~~(1) On any parcel of land within a platted residential subdivision,~~
- ~~(2) On any portion of any parcel of land that is within fifty feet (50') of an occupied residential structure, and~~
- ~~(3) On any portion of any parcel of land that is within thirty feet (30') of any public right-of-way or any private right-of-way that is open to the public.~~

~~(b) Trees, brush, or other woody plants, growing on any parcel of land, that:~~

- ~~(1) Obstruct any portion of a public right-of-way,~~
- ~~(2) Present a risk, due to unstable conditions, of falling into a public right-of-way, and~~
- ~~(3) In the opinion of the City Engineer, obstruct traffic sightlines necessary for safe vehicular travel.~~

~~(c) Long-term outdoor storage of refuse, new or used building materials, new or used building parts, signs, junk motor vehicles, motor vehicle parts, trailers, household appliances or equipment, indoor furniture, pallets, fencing, bins, tanks and other bulk containers, construction equipment, material handling equipment, road maintenance machines, equipment and tools, landscaping machines, equipment and tools, public utility fixtures and equipment, ladders, scaffolding, tools, or other unusable personal property, on any parcel of land not principally used for agricultural purposes.~~

~~(d) Abandoned, unsecured buildings.~~

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20_____

(e) Outdoor storage or deposition of hazardous materials or hazardous wastes (other than those regulated under Chapter 1507 of these Ordinances) that may become airborne or waterborne in such a manner that they may migrate off the parcel of land on which they are stored.

(f) Accumulations of litter of such extent that normal wind conditions may cause the litter to migrate to adjacent properties or public streets or rights-of-way.

531.03 OWNER TO MAINTAIN PREMISES FREE OF LITTER. FINDING OF PUBLIC NUISANCE APPLICABLE TO PARTICULAR PROPERTIES; NOTICE TO ABATE; SERVICE.

~~The owner or person in control of any private property shall at all times maintain the premises free of litter. However, this section shall not prohibit the storage of litter in authorized private receptacles for collection.~~

(a) Whenever the Zoning Inspector finds nuisance conditions defined under Section 532.02 to exist on any parcel of land, the Zoning Inspector shall issue a written Notice of Finding of Public Nuisance and Order to Abate ("Finding and Order" or "Notice") to the owner. The Notice shall:

- (1) Specifically identify the nature of the nuisance, with reference to the applicable subsection of Section 531.02.
- (2) Order the owner, occupant, and/or person in charge control of the parcel to abate the nuisance completely and thoroughly, in compliance with any specific instructions contained in the Notice.
- (3) Specify a reasonable time in which to abate the nuisance, which shall take into account the nature and extent of the violation.
- (4) Advise the owner and/or person in control of the right to appeal the Notice to the Board of Zoning and Building Appeals, and
- (5) Advise the owner, occupant, and/or person in control of the abatement remedies that may be employed by the City of Streetsboro following the failure to abate the nuisance in conformance with the Notice.

Any owner or other person to whom a Finding and Order is directed shall have standing to appeal the Finding and Order to the Board of Zoning and Building Appeals pursuant to Section 1105.11.

(b) The Notice shall be served on the owner of the applicable parcel of land. Service may be made in accordance with the procedures applicable to zoning violations. If the parcel is occupied or under the control of persons or entities and not the owner, service shall be made on those persons or entities as well. However, the inability to obtain service on a responsible party or parties other than the owner shall not invalidate any action of the City to recover its costs for abatement of a nuisance under this Chapter. Service is presumed if the owner is served by certified mail at the tax mailing address of the owner identified on the records of the Portage County Auditor, or upon a statutory agent of the owner as identified on the records of the Ohio Secretary of State. If certified mail is returned "refused," the Zoning Inspector may obtain service by the use of regular mail.

531.04 LITTER ON VACANT PRIVATE PROPERTY. TIME FOR ABATEMENT; APPEALS.

~~No person shall throw or deposit litter on any open or vacant private property within the City, whether owned by such person or not.~~

(a) The time specified in a Finding and Order for the owner to abate a nuisance shall commence upon service of the Finding and Order. The date upon which the abatement must be completed as specified in the Finding and Order is the "Compliance Date." The compliance date shall not be less than twenty (20) calendar days following service, except in the case of tall grass or weeds cited under subsection 531.02(a), in which case the compliance date may be as few as five (5) calendar days following service.

(b) An owner or other person subject to a Finding and Order may appeal the finding or the abatement order to the Board of Zoning and Building Appeals ("Board"). An appeal may be filed not later than twenty (20) days following service of the Finding and Order. The Board may affirm, reverse, or modify the Finding and Order in accordance with

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30543

Ordinance No. _____ Passed _____, 20____

its authority under Section 1105.08(a) of these Ordinances. The Board's decision may be reviewed only in accordance with Chapter 2506 of the Ohio Revised Code.

(c) The time to file an appeal and the time to abate the nuisance shall both commence on the date of service of the Finding and Order. However, the Director may proceed to abate the nuisance with City forces if an appeal is not filed as of the Compliance Date. An appeal is not rendered moot by such action.

531.05 CLEARING OF LITTER BY CITY, DURATION OF FINDING.

~~(d) Notice to Remove. The Director of Public Service is authorized to notify the owner of any open or vacant private property or any other private property within the City or the agent of such owner to properly dispose of litter located on such owner's premises that is dangerous to public health, safety, or welfare. Such notice shall be personally delivered to such owner or his agent or shall be posted at the residence or place of business of such owner or his agent if personal service cannot be obtained.~~

~~(e) Action Upon Noncompliance. On the failure, neglect, or refusal of any owner or agent notified to properly dispose of litter dangerous to the public health, safety, or welfare within forty-eight hours after service, as provided in subsection (a) hereof, the Director of Public Service shall cause such litter to be removed and may employ the necessary labor to perform such work or cause it to be done by the City.~~

~~(f) Expenses as a Lien. All expenses so incurred by the Director of Public Service and the cost of such notice shall be reported to the Director of Finance, who shall mail a statement thereof to the owner of the land, if his address is known. If after 30 days such amount remains unpaid, the Director of Finance shall certify the total amount of the expense, the name of the owner of the land, and a sufficient description of the premises, to the Auditor of Portage County, to be entered upon the tax duplicate, to be a lien on the land from the date of entry, to be collected as other taxes and assessments returned to the City, pursuant to Ohio R.C. 731.54. The remedy provided for herein shall be in addition to the penalties provided in Section 941.99.~~

Unless specified herein, a finding of a public nuisance shall expire upon abatement of the nuisance or a decision of the Board or a court of proper jurisdiction terminating the finding.

531.06 MULTIPLE OFFENSES, DUTY TO PREVENT AND ABATE NUISANCES; REMEDY FOR NONCOMPLIANCE.

~~A separate offense shall be deemed committed each day during or on which a violation of any of the provisions of this chapter occurs or continues.~~

(a) Every owner of a parcel of land within the City shall maintain such land, or cause such land to be maintained, free from the nuisance conditions defined in this Chapter.

(b) Upon the failure, neglect, or refusal of any owner to abate a nuisance on or before the Compliance Date, and as required by a Finding and Order properly served on such owner, the Director shall cause such nuisance to be abated in conformance with the Finding and Order, and except as provided in subsection (c) below, may employ the necessary labor to perform such work or cause it to be performed by City forces.

(c) Where a nuisance involves abandoned or junk motor vehicles, recreational vehicles, motorcycles, or mini-trucks, abatement of these items by City forces shall proceed only pursuant to Chapter 304 of the Codified Ordinances.

(d) In the event of a timely appeal, the owner shall conduct the abatement in conformance with the resolution determined by the Board or as finally determined in any further appeal, unless the Director causes the nuisance to be abated prior to the resolution of an appeal. The appeal is not rendered moot by such action.

(e) After all opportunity for appeal has been exhausted, and in the absence of a successful appeal, all abatement expenses incurred by the Director shall be reported to the Director of Finance, who shall mail a statement thereof to the owner of the subject parcel of land. If after 30 days such amount remains unpaid, the Director of Finance shall certify the total amount of the expense to the Portage County Auditor, to be entered upon the tax duplicate as a lien on the land from the date of entry, and to be collected as taxes and

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 644-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

assessments, pursuant to Ohio R.C. 731.54. The remedy provided for herein shall be in addition to the penalties provided in Section 531.99.

531.99 PENALTY.

Whoever violates any provision in this Chapter 531 is guilty of a misdemeanor of the third degree, ~~except that whoever violates the unauthorized sign within the City rights of way provision is subject to a warning for the first offense (a subsequent offense is subject to the penalty).~~

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, that:

SECTION 1: The title of Chapter 531 of the Codified Ordinances is hereby amended to read in its entirety as follows:

Nuisance Properties

SECTION 2. Existing Sections 531.01, 531.02, 531.03, 531.04, 531.05, 531.06, and 531.99 of the Codified Ordinances are hereby amended to read in full as follows:

531.01 DEFINITIONS

For the purpose of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

(a) "Building materials" means lumber, drywall, plywood, brick and concrete masonry units, stone, roofing, siding, flooring materials, insulation, pipe, wire, and bulk materials used in construction such as drywall compound, concrete, sand, gravel, aggregate, asphalt cement, etc.

(b) "Building parts" means doors, windows, plumbing fixtures, cabinets, light fixtures, and heating, ventilation, and air conditioning equipment.

(c) "Director" means the Director of Public Service.

(d) "Garbage" means discarded matter, substance, or waste resulting from the growing, handling, storage, preparation, cooking, selling, serving, and/or consumption of food, including animal products, fowl, fish, fruits, vegetables, grains, legumes, and condiments, as well as contaminated containers used to prepare, serve, or sell such matter.

(e) "Household appliances and equipment" means refrigerators, ranges, microwave ovens, dishwashers, clothes washers, dryers and other built-in and countertop appliances, and audio-visual equipment.

(f) "Litter" means uncontained rubbish, including prepared food and drink containers, that may be carried, scattered, or disbursed by normal wind conditions.

(g) "Long term," for the purposes of Section 531.02, means more than one year; the time is measured from the commencement of any outdoor storage, notwithstanding that some materials may have been stored for less than one year.

(h) "Motor vehicle" includes those vehicles defined in Ohio Revised Code Section 4501.01(B), as well as recreational vehicles as defined in Ohio Revised Code Section 4501.01(Q), motorcycles as defined in Ohio Revised Code Section 4501.01(ZZ), and mini-trucks as defined in Ohio Revised Code Section 4501.01(BBB).

(i) "Owner" means the person, corporation, partnership, limited liability company, or other entity identified on the tax duplicate of the Portage County Auditor as the record title owner of a parcel of land coming within the purview of this Chapter.

(j) "Parcel of land" means any parcel of real property recognized by the Portage County Auditor for tax or assessment purposes, even if tax-exempt, but does not include publicly-owned parcels, the public right-of-way, or dedicated public grounds.

(k) "Person" means any individual, firm, partnership, association, corporation, limited liability company or organization of any kind.

(l) "Refuse" means garbage and rubbish, as defined herein, and all other waste material, including appliances, used or discarded building materials, used or discarded building parts, tree and shrub stumps, limbs, clippings, branches, and other waste building

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

materials. Refuse shall not include leaves placed adjacent to the right of way in compliance with the City leaf program.

(m) "Rubbish" means non-putrescible solid wastes consisting of both combustible and non-combustible wastes such as paper (including newsprint, magazines, paperback books, etc.) paperboard, plastic, polystyrene and other packaging materials and containers, cardboard and cardboard boxes, metal, plastic and glass containers, yard waste, wood, glass, textiles including clothing, mattresses, bedding, carpet, drapery, crockery, and similar materials.

531.02 DECLARATION OF NUISANCE.

The following conditions are hereby declared to be nuisances:

- (a) Grass, weeds, and any other non-woody plants having grown eight inches (8") tall or higher:
- (1) on any parcel of land within a platted residential subdivision,
 - (2) on any portion of any parcel of land that is within fifty feet (50') of an occupied residential structure, and
 - (3) on any portion of any parcel of land that is within thirty feet (30') of any public right-of-way or any private right-of-way that is open to the public.
- (b) Trees, brush, or other woody plants, growing on any parcel of land, that
- (1) obstruct any portion of a public right-of-way,
 - (2) present a risk, due to unstable conditions, of falling into a public right-of-way, and
 - (3) in the opinion of the City Engineer, obstruct traffic sightlines necessary for safe vehicular travel.
- (c) Long-term outdoor storage of refuse, new or used building materials, new or used building parts, signs, junk motor vehicles, motor vehicle parts, trailers, household appliances or equipment, indoor furniture, pallets, fencing, bins, tanks and other bulk containers, construction equipment, material handling equipment, road maintenance machines, equipment and tools, landscaping machines, equipment and tools, public utility fixtures and equipment, ladders, scaffolding, tools, or other unusable personal property, on any parcel of land not principally used for agricultural purposes.
- (d) Abandoned, unsecured buildings.
- (e) Outdoor storage or deposition of hazardous materials or hazardous wastes (other than those regulated under Chapter 1507 of these Ordinances) that may become airborne or waterborne in such a manner that they may migrate off the parcel of land on which they are stored.
- (f) Accumulations of litter of such extent that normal wind conditions may cause the litter to migrate to adjacent properties or public streets or rights-of-way.

531.03 FINDING OF PUBLIC NUISANCE APPLICABLE TO PARTICULAR PROPERTIES; NOTICE TO ABATE; SERVICE.

- (a) Whenever the Zoning Inspector finds nuisance conditions defined under Section 532.02 to exist on any parcel of land, the Zoning Inspector shall issue a written Notice of Finding of Public Nuisance and Order to Abate ("Finding and Order" or "Notice") to the owner. The Notice shall:
- (1) Specifically identify the nature of the nuisance, with reference to the applicable subsection of Section 531.02,
 - (2) Order the owner, occupant, and/or person in control of the parcel to abate the nuisance completely and thoroughly, in compliance with any specific instructions contained in the Notice,
 - (3) Specify a reasonable time in which to abate the nuisance, which shall take into account the nature and extent of the violation,
 - (4) Advise the owner and/or person in control of the right to appeal the Notice to the Board of Zoning and Building Appeals, and

RECORD OF ORDINANCES

Ordinance No. _____ Passed _____, 20____

- (5) Advise the owner, occupant, and/or person in control of the abatement remedies that may be employed by the City of Streetsboro following the failure to abate the nuisance in conformance with the Notice.

Any owner or other person to whom a Finding and Order is directed shall have standing to appeal the Finding and Order to the Board of Zoning and Building Appeals pursuant to Section 1105.11.

(b) The Notice shall be served on the owner of the applicable parcel of land. Service may be made in accordance with the procedures applicable to zoning violations. If the parcel is occupied or under the control of persons or entities and not the owner, service shall be made on those persons or entities as well. However, the inability to obtain service on a responsible party or parties other than the owner shall not invalidate any action of the City to recover its costs for abatement of a nuisance under this Chapter. Service is presumed if the owner is served by certified mail at the tax mailing address of the owner identified on the records of the Portage County Auditor, or upon a statutory agent of the owner as identified on the records of the Ohio Secretary of State. If certified mail is returned "refused," the Zoning Inspector may obtain service using regular mail.

531.04 TIME FOR ABATEMENT; APPEALS.

(a) The time specified in a Finding and Order for the owner to abate a nuisance shall commence upon service of the Finding and Order. The date upon which the abatement must be completed as specified in the Finding and Order is the "Compliance Date." The compliance date shall not be less than twenty (20) calendar days following service, except in the case of tall grass or weeds cited under subsection 531.02(a), in which case the compliance date may be as few as five (5) calendar days following service.

(b) An owner or other person subject to a Finding and Order may appeal the finding or the abatement order to the Board of Zoning and Building Appeals ("Board"). An appeal may be filed not later than twenty (20) days following service of the Finding and Order. The Board may affirm, reverse, or modify the Finding and Order in accordance with its authority under Section 1105.08(a) of these Ordinances. The Board's decision may be reviewed only in accordance with Chapter 2506 of the Ohio Revised Code.

(c) The time to file an appeal and the time to abate the nuisance shall both commence on the date of service of the Finding and Order. However, the Director may proceed to abate the nuisance with City forces if an appeal is not filed as of the Compliance Date. An appeal is not rendered moot by such action.

531.05 DURATION OF FINDING.

Unless specified herein, a finding of public nuisance shall expire upon abatement of the nuisance or a decision of the Board or a Court of proper jurisdiction terminating the finding.

531.06 DUTY TO PREVENT AND ABATE NUISANCES; REMEDY FOR NONCOMPLIANCE.

(a) Every owner of a parcel of land within the City shall maintain such land, or cause such land to be maintained, free from the nuisance conditions defined in this Chapter.

(b) Upon the failure, neglect, or refusal of any owner to abate a nuisance on or before the Compliance Date, and as required by a Finding and Order properly served on such owner, the Director shall cause such nuisance to be abated in conformance with the Finding and Order, and except as provided in subsection (c) below, may employ the necessary labor to perform such work or cause it to be performed by City forces.

(c) Where a nuisance involves abandoned or junk motor vehicles, recreational vehicles, motorcycles, or mini-trucks, abatement of these items by City forces shall proceed only pursuant to Chapter 304 of the Codified Ordinances.

(d) In the event of a timely appeal, the owner shall conduct the abatement in conformance with the resolution determined by the Board or as finally determined in any further appeal, unless the Director causes the nuisance to be abated prior to the resolution of an appeal. The appeal is not rendered moot by such action.

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 644-324-5338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20 _____

(e) After all opportunity for appeal has been exhausted, and in the absence of a successful appeal, all abatement expenses incurred by the Director shall be reported to the Director of Finance, who shall mail a statement thereof to the owner of the subject parcel of land. If after 30 days such amount remains unpaid, the Director of Finance shall certify the total amount of the expense to the Portage County Auditor, to be entered upon the tax duplicate as a lien on the land from the date of entry, and to be collected as taxes and assessments, pursuant to Ohio R.C. 731.54. The remedy provided for herein shall be in addition to the penalties provided in Section 531.99.

531.99 PENALTY.

Whoever violates any provision in this Chapter 531 is guilty of a misdemeanor of the third degree.

SECTION 3. New Section 531.07 of the Codified Ordinances is hereby enacted to read in full as follows:

531.07 EMERGENCIES.

In the event of a bona fide emergency endangering the public health, safety, or welfare, the Zoning Inspector shall designate on the Notice that the matter is an emergency. Upon such a designation, the Service Director may proceed to immediately abate the nuisance in an appropriate manner, including:

- (a) effective boarding of vacant, unsecured, and abandoned buildings,
- (b) partial or complete demolition of unsafe and/or unstable structures threatening adjacent structures or the public right-of-way,
- (c) removal of trees fallen across a public right-of-way, or
- (d) removal of hazardous materials that would otherwise contaminate adjacent properties. The Zoning Inspector shall endeavor to give as much notice to the owner as possible, but the City's cost recovery remedy for the abatement shall remain available, subject to timely appeal.

SECTION 4: Existing Sections 531.01, 531.02, 531.03, 531.04, 531.05, and 531.06 of the Codified Ordinances, as enacted by Ord. No. 1997-150, passed November 24, 1997, are hereby repealed. Existing Section 531.99 of the Codified Ordinances, as amended by Ord. No. 2006-136, passed September 25, 2006, is hereby repealed. Existing Chapter 553 of Part Five of the Codified Ordinances, enacted by Ord. No. 2004-119, passed August 2, 2004, is hereby repealed in its entirety.

SECTION 5: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 6: This ordinance shall take effect and be in force at the earliest period allowed by law upon its passage and approval by the Mayor.

PASSED: _____
Date Steve Michniak, President of Council

ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date Glenn M. Broska, Mayor

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

Prepared and approved as to legal content by: _____
David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Director of Public Service

Caroline Kremer

From: Matt Kelly <mkelly@portageco.com>
Sent: Monday, June 24, 2024 1:44 PM
To: Caroline Kremer
Subject: Community meetings for property assessments in Portage County

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. When in doubt, please contact your IT Department.

Hello Caroline,

I would like to have a community meeting in Streetsboro to communicate what to expect from the property assessments in Portage County. Can I work with you to find a location, date and time?

MATT KELLY
PORTAGE COUNTY AUDITOR
234-233-0022
449 S. Meridian St. Ravenna, Ohio 44266
portagecounty-oh.gov



RECEIVED

JUN 24 2024

CLERK OF COUNCIL
STREETSBORO, OHIO

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 644-224-3338 FORM NO. 80043

Ordinance No. _____

Passed _____, 20____

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE SELECTED SUPPLIER TO SUPPLY NATURAL GAS TO ELIGIBLE CONSUMERS WITHIN THE CITY OF STREETSBORO PURSUANT TO THE CITY'S OPT-OUT NATURAL GAS AGGREGATION PROGRAM. AT A COST NOT TO EXCEED \$3.75/Mcf FOR A PERIOD OF TWENTY-FOUR MONTHS AND IF THAT RATE IS NOT AVAILABLE, \$3.75/Mcf FOR TWELVE MONTHS AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE CONTRACT.

WHEREAS, the City of Streetsboro is certified under Ohio Revised Code Section 4929.26 to operate a governmental aggregation program and thereunder to arrange for the supply of retail natural gas service on behalf of the aggregation group, being the eligible consumers within the City of Streetsboro.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, three-fourth (3/4) or more of its members concurring:

SECTION 1: The Mayor hereby is authorized to enter into a contract with the selected supplier to supply natural gas to eligible consumers within the City of Streetsboro under the City's natural gas aggregation program, for an amount not to exceed 3.75/Mcf, for a period of twenty-four months and if that rate is not available, \$3.75/Mcf for twelve months.

SECTION 2: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 3: This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the residents of this City for the reason that the Council wishes to expedite the renewal of the natural gas aggregation program and the gas supply contract associated therewith, and provided it receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: _____
Date

Steve Michniak, President of Council

ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date

Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____
David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Mayor Broska

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3336 FORM NO. 30043

Ordinance No. _____ Passed _____, 20_____

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITHOUT COMPETITIVE BIDDING WITH MAS CONSTRUCTION AND VARIOUS OTHER VENDORS FOR THE CONSTRUCTION OF A POLE BARN FOR USE BY THE PARKS AND RECREATION DEPARTMENT. IN AN AMOUNT NOT TO EXCEED \$65,000. AND DECLARING AN EMERGENCY IN ORDER TO ALLOW CONSTRUCTION TO IMMEDIATELY PROGRESS.

WHEREAS, the purchases authorized by this ordinance are in part exempt from competitive bidding pursuant to Sections 133.05(b) and (c) of the Codified Ordinances and Section 125.04 of the Ohio Revised Code; and

WHEREAS, it is necessary to construct a pole barn for use by the Parks and Recreation Department as a maintenance garage; and

WHEREAS, the estimated cost of construction and associated services is an amount not to exceed \$65,000.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, (3/4) or more of its members concurring:

SECTION 1: The Mayor is hereby authorized to enter into contracts without competitive bidding with the following identified vendors for construction of a pole barn and associated services for use by the Parks and Recreation Department.

<u>Vendor</u>	<u>Product or Service</u>
MAS Construction	Construction of a pole barn (for an estimated cost of \$37,435.00)
Apex Tree Solutions	Tree removal (\$2,565)
Estimated 401- total not to exceed amount	\$40,000
Stamm Concrete	Concrete
Oscar Brugmann Sand & Gravel	Fill Materials
Lowe's	Building Materials and Supplies
Estimated 403- total not to exceed amount	\$25,000
Total Estimated Cost Not to Exceed	\$65,000

SECTION 2: The Director of Finance is hereby authorized and directed to make payment for the same, in an amount not to exceed \$40,000 from Account No. 401.32.5773 and \$25,000 from Account No. 403.31.5773.

SECTION 3: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 4: This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the residents of this City for the reason that it is necessary to expeditiously allow construction to proceed, and provided it receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

PASSED: _____
Date Steve Michniak, President of Council

ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____
David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Parks and Recreation Director

MAS Construction
PO Box 600
Parkman, OH 44080 US
330-842-2608
1marcsch@gmail.com



Estimate

ADDRESS
CITY OF STREETSBORO

ESTIMATE # 1156
DATE 05/07/2024

DETAIL	AMOUNT
05/07/2024	
BUILD NEW 24' X 32' POLE BUILDING	37,435.00
Pre-engineered wood trusses 24" O.C.	
2x6 3 ply treated bottom wood column	
2-2x8 Treated T&G skirting board along bottom	
2x4 SPF wall girts 24"O.C.	
5/8" Osb roof sheathing	
Ice and water shield along eaves	
Synthetic felt throughout under all shingles	
Shingles to match existing shingles	
Ridge vent installed on roof	
T-1LL Wall siding	
Vented soffit along all eaves	
Solid soffit along all roof rakes	
Gutter to match and tie into existing	
3-3'X4' White vinyl double hung windows	
2- 36" Exterior man door	
1- 9'x7' Insulated overhead door with opener on backside	
Thank you for your business!	
We accept Cash, Credit Card, and Check.	
Checks Payable To: "MAS CONSTRUCTION"	
SUBTOTAL	37,435.00
TAX	0.00
TOTAL	\$37,435.00

Accepted By

Accepted Date

50% DOWN UPON DAY OF AGREEMENT

Final Balance Due On Day Of Job Completion

Any Changes or Extras Charged Accordingly

MAS Construction is Licensed and Bonded

We Provide Financing

**Streetsboro Parks &
Recreation**

Memo

To: Matthew Miller
From: Rachel Miller
cc: Greg Mytinger
Date: 7.2.24
Re: DWA Recreation

RECEIVED
JUL 02 2024
CLERK OF COUNCIL
STREETSBORO, OHIO

Hello,

The Parks and Recreation Department is requesting approval from the Service Committee to go beyond the current spending limit with DWA Recreation. We need to purchase two more memorial benches for \$2,825.00. Necessary supplies will be covered by the Tree and Bench Program, account line 101.81.5971. Please let me know if you need any further details.

Thank you.

Best regards,

Greg Mytinger

Parks & Recreation Director

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3238 FORM NO. 33043

Ordinance No. _____ Passed _____, 20_____

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH DWA RECREATION TO PURCHASE TWO MEMORIAL BENCHES FOR USE BY THE PARKS AND RECREATION DEPARTMENT, FOR AN AMOUNT NOT TO EXCEED \$2,825.00 AND DECLARING AN EMERGENCY TO EXPEDITE THE PURCHASE.

WHEREAS, the Mayor has determined that it is in the best interest of the City of Streetsboro to purchase two additional memorial benches from DWA Recreation, in an amount not to exceed \$2,825.00, for use by the Parks and Recreation Department; and

WHEREAS, because the City has already spent at least \$20,000 in the aggregate for purchases from DWA Recreation, any additional purchases must be approved by this Council.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, three-fourths (3/4) or more of the members elected or appointed thereto concurring:

SECTION 1. That Mayor is hereby authorized to enter into a contract with DWA Recreation for the purchase of two memorial benches, in an amount not to exceed \$2,825.00, for use by the Parks and Recreation Department.

SECTION 2. That the Finance Director be, and hereby is, authorized and directed to make payment for same from Account No. 101.81.5971.

SECTION 3. 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 4. That this ordinance is hereby declared to be an emergency measure, necessary for the preservation of the public peace, health, safety, convenience and welfare of the residents of this City for the reason that it is necessary to immediately authorize the purchase of the memorial benches. For this reason and other reasons manifest to this Council this ordinance shall take effect and be in force immediately upon proper passage by Council and approval by the Mayor.

PASSED: _____ Date Steve Michniak, President of Council

ATTEST: _____ Caroline L. Kremer, Clerk of Council

APPROVED: _____ Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____ David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Parks and Recreation Director

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20____

AN ORDINANCE PLACING A TEMPORARY MORATORIUM ON THE ISSUANCE OF PLANNING, ZONING AND BUILDING PERMITS, APPROVALS AND CERTIFICATES RELATED TO SOLAR ELECTRIC GENERATION FACILITIES.

WHEREAS, this Council finds that continued unrestrained development of certain commercial uses in the absence of updated commercial development policies is not in the best interest of the City or its residents; and

WHEREAS, the City is authorized by Article 18, Section 3 of the Ohio Constitution to regulate land use in furtherance of the public health, safety and welfare, including by establishing policies that control certain land uses in furtherance of sound urban development strategies; and

WHEREAS, the Streetsboro Planning and Zoning Commission, on June 11, 2024, adopted a motion recommending that the City place a temporary moratorium on the issuance of planning, zoning and building permits related to solar electric generation facilities until such time as the City adjusts its development policies in relation to these uses.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, that:

SECTION 1: As of the effective date of this Ordinance, no building permits, site plan approvals, conditional use permits, zoning certificates, variances or other land use regulatory approvals shall be granted or issued for any homeowner, business, organization, endeavor or land use wherein the proposed principal, conditional or accessory use includes solar electric generation facilities, excepting any of these uses that have acquired initial Planning Commission approval for a development or construction on or before the effective date of this ordinance, and further excepting any solar electric generation facility that is a "major utility facility" as defined in Ohio Revised Code §4906.01(B)(1). This moratorium shall be in effect from the effective date of this Ordinance for a period of one year, to allow the City to assess its policy options and implement permanent zoning changes. This moratorium shall be renewable at the discretion of the Council.

SECTION 2: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 3: This ordinance shall take effect and be in force at the earliest period allowed by law upon its passage and approval by the Mayor.

PASSED: _____ Date Steve Michniak, President of Council

ATTEST: _____ Caroline L. Kremer, Clerk of Council

APPROVED: _____ Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____ David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Mayor Broska

City of Streetsboro

Administrative Offices
9184 St. Rt. 43, Streetsboro, OH 44241
(330) 626-4942



Planning and Zoning Department
(330) 422-2098
planninginfo@cityofstreetsboro.com

STREETSBORO PLANNING AND ZONING COMMISSION MOTION TO RECOMMEND

Motion by: Ms. Covert

Seconded by: Mr. Good

I hereby move on this 11th day of June 2024, that the Streetsboro Planning and Zoning Commission in accordance with Sections 14.03 and 14.04 of the Charter of the City of Streetsboro, recommends to City Council adoption of a temporary moratorium on the issuance of all planning, zoning and building permits, certificates, and approvals related to the following principal use:

Solar Electric Generation Facilities

The proposed moratorium, contained in the draft ordinance prepared by the Law Director, is attached hereto and made part of this recommendation.

Roll Call Vote:

Ms. Covert yes Mr. Gallo (absent) Mr. Good yes Mr. Hurd yes

Mr. Salyer (absent) Mr. Yonish yes Mr. Pavlick yes

Count: Yes 5 No 0

Motion: Approved xx Denied _____ Tabled _____

Attest:

Angella M. Fausset, Clerk

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20_____

AN ORDINANCE AMENDING CHAPTER 1165 OF TITLE FIVE, PART ELEVEN (PLANNING AND ZONING CODE) OF THE CODIFIED ORDINANCES, TO GUARANTEE THE PERFORMANCE OF A BUILDER THROUGH THE REQUIREMENT OF A SURETY BOND.

WHEREAS, Chapter 1165 of Title Five, Part Eleven (Planning and Zoning Code) currently requires a cash deposit from a builder as a guarantee that all requirements and standards of the ordinance are satisfied upon completion of a project; and

WHEREAS, there are increasing instances where the builder is requiring the homeowner to pay for this cash deposit, which effectively lessens the city's ability to hold the builder to the standards of Chapter 1165; and

WHEREAS, the proposed changes to Chapter 1165, attached hereto as Exhibit "A" and incorporated herein as if fully restated, guarantee the performance of the builder, not the homeowner, through a surety bond instead of a cash deposit; and

WHEREAS, requiring a surety bond ensures that the builder will remain responsible for completing the project in accordance with the Codified Ordinances and better protect the City's new residents; and

WHEREAS, at its meeting held on June 11, the City of Streetsboro Planning Commission approved the aforementioned amendments, which are subject to the approval of this Council.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, that:

SECTION 1: Existing Sections 1165.06 and 1165.07 are hereby amended as set forth in Exhibit "A," attached hereto and incorporated herein as if fully restated.

SECTION 2: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 3: This ordinance shall take effect and be in force at the earliest period allowed by law upon its passage and approval by the Mayor.

PASSED: _____
Date Steve Michniak, President of Council

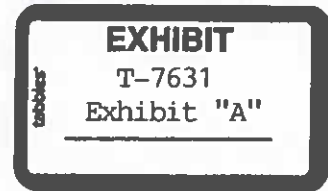
ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____
David L. Nott, Law Director

Date Submitted to Mayor for Approval: _____ Returned: _____

Sponsored by: Engineering Department



CHAPTER 1165
Site Development Regulations

- 1165.01 General requirements.
- 1165.02 Surveying.
- 1165.03 Topographical site plan and approvals required for all buildings.
- 1165.04 Topographical site plan requirements for single, two and three family dwellings.
- 1165.05 Topographical site plan requirements for other development.
- 1165.06 Requirements for all topographical site plans.
- 1165.07 ~~Deposits and fees~~ Performance Bond and Fees.
- 165.08 Conflict.
- 1165.09 Injunction proceedings.
- 1165.99 Penalty.

1165.01 GENERAL REQUIREMENTS.

The site on which any new structure other than accessory structures is constructed shall be improved in a manner appropriate to the intended use of the structure, and to the condition of the site and the surrounding land according to the provisions of these regulations. Regulations applicable to such site are also hereby enacted and appear below in the form of items to be shown upon the plan or simply as required construction. All such regulations, and all items established by the below listed approving authorities as items to be shown upon the site plan, shall be implemented as the site is developed.

(Ord. 2021-118. Passed 8-9-21.)

1165.02 SURVEYING.

(a) Surveying Standards. All surveying for land development shall be done in accordance with Ohio A.C. 4733.37, "Minimum Standards for Boundary Surveys in the State of Ohio" and shall be based on the relevant survey monumentation system.

(b) Markers. Markers shall be located in the ground to the final grade at all lot corners. Such markers shall be of solid ferrous metal, three-fourths inch in diameter and shall be at least thirty inches long.

(Ord. 2021-118. Passed 8-9-21.)

1165.03 TOPOGRAPHICAL SITE PLAN AND APPROVALS REQUIRED FOR ALL BUILDINGS.

All applications for building permits for new structures other than accessory structures shall include a topographical site plan prepared by a surveyor licensed to practice in the State of Ohio. The site plan shall be prepared on a sheet 11" x 17" in size, at a nominal scale of 1" = 10', 1" = 20' or 1" = 30' and, generally, shall include the following:

(a) Plan date, survey date, scale, direction of north, names of: property owner; development; and builder, subplot or permanent parcel number, building front and side setback dimensions and name, certification and registration seal of the surveyor.

(b) The site plan is to also include a survey of the subject lot or parcel. Survey information shall include the bearing and length of all property lines, all recorded or proposed easements, and survey monuments found or set.

(c) All topographical survey data shall be done to the datum of the United States Geological Survey (USGS). A description of the "source" bench mark is to be shown. A suitable "site" bench mark (TBM) is to be established on or near the subject lot and shown on the plan.

(d) Existing site topography is to be shown for the subject lot and is to extend a minimum of twenty-five feet onto the adjoining properties. Contours, if used, are to be at one-foot intervals. "Spot" elevations, if used, are to be established on a minimum fifty-foot grid and at all intermediate points necessary to define existing topography. In addition, "spot" elevations are to be established (or interpolated) at the corners of the proposed building and at the near face of buildings on the adjoining properties. All existing drainage courses and swales are to be shown.

(1) All existing planimetric information is to be located and shown, i.e., pavements, drives, walks, parking areas, buildings, fences, ponds, poles, etc. Paving material type is to be noted. Elevations are to be established on: the sidewalks, gutter and street center line at maximum intervals of fifty feet along their length fronting the property; all other hard surface areas; and the first floor of adjoining buildings.

(2) The size and location of all existing utility mains (i.e., sanitary, storm, water, gas, electric, telephone, etc.) and appurtenances (i.e., culverts, catch basins, manholes, hydrants, headwalls, miscellaneous drainage piping, etc.) is to be shown. Elevations are to be established on: the rim and invert of all manholes; the invert of all drainage piping; and catch basin rims.

(e) Finished site topography is to be shown for the subject lot. Finished site topography is to be superimposed over existing site topography by including a finished grade elevation for each "spot" elevation shown to describe the existing grade, as described above. Additional "spot" elevations are to be shown to establish positive drainage control. Arrows are to be added to indicate the direction of slope of finished grade. All proposed drainage ditches or swales are to be shown, including finished grade elevations at the center line and top of slope. All proposed planimetric information is to be shown, i.e., buildings, building

additions, parking areas, drive, aprons, fences, etc. Buildings and/or additions are to be dimensioned.

(f) All requirements of the Building Code, Zoning Code, Fire Code and other requirements of the City pertaining to building sites shall be required by the City and not waived by the City's approval of the plans unless specifically waived by the Planning Commission and/or the Board of Zoning and Building Appeals.

(g) Topographical site plans shall be submitted digitally and shall be returned as "Issued for Construction" to the applicant upon acceptance by the City.

(h) If, in the opinion of the Planning, Zoning and Building Director and/or the City Engineer, the site plan lacks sufficient information, requires additions and/or corrections, the applicant shall revise the site plan accordingly including the required information and resubmit for reviews.

(i) Approvals required:

- (1) Planning and Zoning Director
- (2) Residential Building Official
- (3) City Engineer.

(Ord. 2021-118. Passed 8-9-21.)

1165.04 TOPOGRAPHICAL SITE PLAN REQUIREMENTS FOR SINGLE, TWO AND THREE FAMILY DWELLINGS.

The site plan requirements for single, two and three family dwellings shall include the following:

(a) The plan shall show the existing topography of the lot and land adjacent thereto as indicated: buildings adjacent thereto, proposed finished yard elevations at points indicated, proposed finished floor elevations, proposed basement floor elevation, proposed drainage swales, driveway, driveway catch basin(s), walks, building storm sewer, sanitary sewer, water line, electric service line, telephone service line, rear-yard basin, when required, and any other utilities. If the lot is in a development or subdivision, this plan shall be in addition to the mass grading plan and the existing elevations shown shall be those elevations as existing at the time of application for building permit. The final lot grading shall be in general conformance with the surrounding lots and mass grading plan. An elevation at the building setback line shall show the front elevations of the house in relation to the existing or proposed grading of the adjacent lots and their houses either existing or under construction. In addition to the elevations shown, the plan shall also show the existing and proposed contours at one-foot intervals. For large size lots, the existing elevations and contours need not be shown more than 100 feet beyond construction limits and the required sheet size of the plan may be larger.

(b) Each lot shall be shown to be graded so that the front yard slopes toward the street and that the ground slopes away from the building. Side yard swales shall be constructed and maintained between all houses to a minimum depth of three inches below finished grade at the lowest adjacent house, and shall be deep enough to drain any swale at the rear of the house.

(c) Where the rear yard slopes towards the house, a swale shall be constructed at least thirteen feet to the rear of the house to a minimum depth of three inches below the finished building grade of that house and shall drain to the side yard swales.

(d) In a case where lots behind the subject lot are higher in elevation and the rear yards of the high lots slope toward the rear of the subject lot, swales on the lower lots or lots shall be constructed along the side lot lines with an average depth of three inches below the lowest adjacent lot surface at the building and shall extend from the front lot line to the rear lot line. In this case, drainage from no more than two high rear lots shall accumulate to outlet along a side line of a given low lot.

(e) Where the rear yards slope toward the rear of the lot and the method of grading described above is not possible, a catch basin shall be constructed in a swale constructed along the rear lot line. In subdivisions, the maximum distance between catch basins along the length of any such rear swale shall be 100 feet and each lot shall have a catch basin at its rear lot line. Catch basins shall be either constructed during the development phase or the building phase, but shall exist prior to the issuance of an occupancy permit. Each such swale and catch basin shall be maintained by the property owner to ensure effective and total storm water control. In a development, the center of the swale may be along the property line and in any other case it shall be at least six feet, but not more than ten feet, onto the property being developed and a minimum of four inches below the lower property.

(f) For additions to existing dwellings and detached garage construction on an existing site, site drainage shall be maintained in accordance with the above.

(g) No yard slope shall exceed a one-foot rise vertically for a five-foot horizontal distance when possible.

(h) All sanitary sewer house connections shall be indicated on the site plans as follows:

(1) From the curb connection to the front of the dwelling or to the individual waste water system, if approved, shall be shown.

(2) If a central collection system (street sanitary sewer) is to be used, the elevation of the invert of the nearest manhole and the estimated invert elevation of the curb connection invert shall be shown. If an individual waste water system approved by the County Board of Health is to be used, the elevations and sizes of the septic tank tops, bottoms, inlets and outlets shall be shown, including splitter box inlets and outlets, distribution boxes inlets and outlets, inspection ports and all pipe lines, including materials and sizes or evaporation-transpiration trench and filters or, details of, other approved system shall be shown in detail.

(3) The site plan shall show the location of the test tee, two feet minimum in the front yard from the street right-of-way and the invert elevation at the front of the building, which shall be below the building footing.

(4) The grade of the house connection shall be a minimum of one percent (1%).

(i) All roof drainage shall be collected by downspouts and directed into the storm sewer drainage system, unless otherwise approved.

(j) All construction in designated floodplain areas shall be in accordance with the requirements of the National Flood Insurance Program.

(k) Prior to the issuance of an occupancy permit, iron lot pins shall be installed on all lot corners by the builder as shown on the building site plan and verified by the Residential Building Official and/or City Engineer.

(l) The site plan shall indicate all existing curbs, walks, water service connector boxes, water line valve hydrants and manholes located in the street right-of-way adjacent to the lot. All such appurtenances shall be protected by the builder during construction, and any damage to them shall be repaired by the builder and where repaired, such existing appurtenances reset by the builder to proper grade prior to the issuance of an occupancy permit.

(Ord. 2021-118. Passed 8-9-21.)

1165.05 TOPOGRAPHICAL SITE PLAN REQUIREMENTS FOR OTHER DEVELOPMENT.

The site plan requirements for all types of development other than single family dwellings, two family dwellings and three family dwellings including but not limited to, industrial, commercial, business, office and apartment districts and similar uses shall conform with those requirements set forth above for single family dwellings, two family dwellings and three family dwellings, where applicable.

(Ord. 2021-118. Passed 8-9-21.)

1165.06 REQUIREMENTS FOR ALL TOPOGRAPHICAL SITE PLANS.

(a) All topographical site plans submitted for the purpose of obtaining a building permit for residential building construction shall be reviewed for appropriateness by the City Engineer. A ~~cash deposit surety bond shall be provided by the homebuilder or prime contractor as principal to the City as oblige~~, in the amount of ten thousand dollars (\$10,000) is required for all topographical site plans. ~~This amount~~ The surety bond shall be ~~deposited with provided to~~ the City as a ~~requirement condition~~ of the site plan application. Once the ~~deposit and surety bond and~~ application are received, the City Engineer will review the topographical site plan for compliance with this regulation. The City Engineer

will issue the site plan for construction and the Building Department will release the necessary building permits.

(b) As a requirement of construction, the building permit holder shall provide verification of the footer subgrade elevation to the Resident Building Official. This verification shall be provided by a surveyor licensed to practice in the State of Ohio and will be necessary prior to the building permit holder proceeding beyond this point in construction. The verification shall be accompanied by a certification statement and shall be stamped by the surveyor. The Director of Planning and Zoning and/or Residential Building Official shall determine whether the submitted elevation is within one-foot tolerance of the City issued topographical site plan. If the elevation is within the tolerance, the Director of Planning and Zoning and/or Residential Building Official shall notify the permit holder that construction work can continue. If the elevation is out of tolerance the subgrade elevation shall be re-established according to the City issued topographical site plan. No construction work beyond the subgrade can continue until the certified elevation is within tolerance.

(c) Upon finished grade being established at the site, the building permit holder, through a surveyor licensed to practice in Ohio, shall certify to the City Engineer that the construction and site improvement have been built per the City issued topographical site plan. The completed "as-built" topographical site plan shall be as described in subsection (d) below and shall be submitted to the City Engineer to begin the final grade inspection process.

(d) Record (As-Built) Topographical Site Plan. Record (as-built) measurements to be obtained shall include, but not necessarily be limited to the following:

- (1) The location of any dwelling, and any "out" buildings on the lot. Obtain front and side yard set-back dimensions;
- (2) Perimeter dimensions of the dwelling and any "out" buildings;
- (3) Finished first floor and garage floor elevations of the dwelling;
- (4) Finished grade elevation at the corners of the dwelling;
- (5) Finished grade elevation of the driveway, parking areas and sidewalk (in right-of-way only);
- (6) Location and pipe material of all new drainage facilities such as manholes; inlet basins; piping; head walls; retaining walls; yard drains; cleanouts; water shut off valves, etc.;
- (7) Centerline and invert elevation of all new drainage ditches and swales;
- (8) Finished grade elevation at the property lines opposite to the corners of the dwelling;

(9) Finished grade elevation at a sufficient number of points to define the change in grade from the condition which existed prior to construction and to confirm that the approved grading scheme has been established;

(10) Location of all facilities at or above grade which pertain to an on-site sanitary sewage system, such as manholes, tanks, splitter or distribution boxes, vents, etc.;

(11) Location of any water well casing;

(12) Location of any swimming pool or pond;

(13) Location of all perimeter fences;

(14) Confirmation that survey monuments have been set at all property corners; and

(15) A description of the bench mark used to obtain the "as-built" elevations. The following certification is to be included on the "as-built" submittal:

"I hereby certify that I have made the survey of record (as-built) measurements shown hereon and that the information shown is a true representation of the conditions which existed at the time of said survey".

The surveyor is to sign, seal and date the revised topographical plan and include his/her registration number.

(e) The City shall perform final grade inspection upon receipt of the as-built topographical site plan. If the inspection reveals that the site does not satisfy the final grade requirements, the City shall notify the permit holder of deficiencies identified during the inspection. Following notification by the permit holder, the City shall perform re-inspection of previously deficient final grade. If all deficiencies are not corrected and/or the if City identifies new items during the re-inspection, the City shall notify the permit holder. Each re-inspection conducted by the City shall carry fees as specified in Section 1165.07. If the site is determined to meet the requirements for the final grade, the requirements were met within the 6-month period following issuance of the building occupancy permit, and no violations exist, the ~~cash deposit surety bond submitted pursuant to subsection (a) above for the site, minus any fees,~~ shall be ~~refunded~~ returned.

(f) Whenever the City determines it to be appropriate either during construction or after its completion, the City may examine a construction site for which the topography site plan has been submitted, to ensure no violations beyond the established tolerances exist.

(Ord. 2021-118. Passed 8-9-21.)

1165.07 DEPOSITS PERFORMANCE BOND AND FEES.

(a) A ~~cash deposit surety bond shall be provided by homebuilder or prime contractor as principal to the City as obligee,~~ in the amount of ten thousand dollars (\$10,000), is required ~~as a condition of review~~ for all topographical site plans and is required to be submitted by the direct or prime contractor. This amount shall be deposited with ~~The surety bond shall~~

be provided to the City prior to the issuance of a building permit. The deposit-surety bond will be refunded, minus any fees, returned upon acceptance of the final grade and as-built inspection. Failure to pass the final grade inspection after six months following issuance of the building occupancy permit shall result in the forfeiture of deposit in call of the bond and completion of the project by the City under support of the bond.

(b) The fee to review and inspect the herein described topographical site plan, record drawings and final grade by the City Engineer is five hundred dollars (\$500.00). This fee is due and payable with the Building Permit.

(c) The first final grade inspection review is included in the above referenced fee. If additional inspections are required, a five hundred dollar (\$500.00) re-inspection fee shall be deducted from the site plan deposit for each subsequent inspection.

(Ord. 2021-118. Passed 8-9-21.)

1165.08 CONFLICT.

It is hereby declared that the intent of these regulations is to supplement (not conflict with) any provision(s) of the Regional Dwelling House Code or the Ohio Basic Building Code. Where a conflict may arise, the more restrictive language shall apply.

(Ord. 2021-118. Passed 8-9-21.)

1165.09 INJUNCTION PROCEEDINGS.

Whenever any person, firm or corporation fails, neglects or refuses to comply with any order of the City Engineer under the provisions of this Chapter, or whenever any subdivision site or other area is used or occupied so as to be in violation of or not in conformity with any provision of this Chapter, the Law Director may, in his discretion, institute and maintain in the name of the City an appropriate action at law or in equity to restrain the execution in violation of this Chapter, to prevent the occupation or use of such building or other structure and to prevent or terminate any violation of this Chapter.

(Ord. 2021-118. Passed 8-9-21.)

1165.99 PENALTY.

Any building permit holder violating any provisions of this Chapter shall, upon conviction, be found guilty of a misdemeanor and shall be fined up to two hundred fifty dollars (\$250.00) per day for each day that the violation continues to exist after the building permit holder has been notified.

(Ord. 2021-118. Passed 8-9-21.)

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____

Passed _____, 20____

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES WITH SQUIRE PATTON BOGGS TO ASSIST THE DEPARTMENT OF LAW AND THE DEPARTMENT OF ECONOMIC DEVELOPMENT IN ESTABLISHING TAX INCREMENT FINANCING AREAS IN THE CITY OF STREETSBORO, IN AN AMOUNT NOT TO EXCEED \$12,500, AND DECLARING AN EMERGENCY IN ORDER TO ENSURE IMMEDIATE LEGAL ASSISTANCE.

WHEREAS, Section 121.03 of the Codified Ordinances to the City of Streetsboro provides that Council must approve a contract for professional services; and

WHEREAS, the Mayor recommends that this Council approve a professional service contract with Squire Patton Boggs to assist the Department of Law and Department of Economic Development in establishing Tax Increment Financing ("TIF") areas in the City of Streetsboro.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, (3/4) or more of its members concurring:

SECTION 1: The Mayor is hereby authorized to enter into a professional service contract with Squire Patton Boggs, based upon its proposal dated July 2, 2024, in an amount not to exceed \$12,500, to assist the Department of Law and the Department of Economic Development in establishing Tax Increment Financing ("TIF") areas in the City of Streetsboro.

SECTION 2: The Director of Finance is hereby authorized and directed to make payment for the same from the General Fund, Account No. 101.74.5331.

SECTION 3: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 4: This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the residents of this City for the reason that the City wishes to hire outside counsel to provide assistance in establishing TIF areas in the City to provide future funds for the City, and provided it receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: _____
Date Steve Michniak, President of Council

ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____
David L. Nott, Law Director



Squire Patton Boggs (US) LLP
1000 Key Tower
127 Public Square
Cleveland, Ohio 44114

O +1 216 479 8500
F +1 216 479 8780
squirepattonboggs.com



Catherine Zirolì Romanchek
T +1 216 479 8393
catie.romanchek@squirepb.com

July 2, 2024

VIA E-MAIL ONLY

Patrick O'Malia
Economic Development Director
City of Streetsboro
9184 State Route 43
Streetsboro, OH 44241

Re: Engagement Letter for Economic Development

Dear Mr. O'Malia:

We thank you for the opportunity to represent the City of Streetsboro in connection with your Economic Development matters.

A written engagement agreement is required or recommended by the law of professional ethics in the jurisdictions in which we practice law. The engagement agreement is designed to address our responsibilities to each other and to outline for you certain important matters that are best established early as we form an attorney-client relationship with you in this matter.

The engagement agreement responds to requirements in the rules of professional ethics and is intended to achieve a better understanding between us. We request that you review this agreement carefully. By proceeding with this engagement you will be indicating to us that you have done so. It is important that you review and understand the terms of our relationship.

Based on our meeting on June 28, 2024, the scope of our work covered by this letter includes tax increment financing projects in the City, including review of TIF Reimbuesement Agreements.

Based on our current understanding of the proposed representation, our estimated fee for this work would be approximately \$5,000.00 to \$10,000.00.

This fee arrangement is subject to adjustment in the event that circumstances relating to the representation vary significantly from our current understanding. The fee information provided covers fees but not disbursements.

Over 40 Offices across 4 Continents

Squire Patton Boggs (US) LLP is part of the international legal practice Squire Patton Boggs, which operates worldwide through a number of separate legal entities

Please visit squirepattonboggs.com for more information

Any of the following alternative methods for acceptance of this engagement agreement will be effective: (i) signing and returning a copy of this letter, or (ii) assigning us work, including continuing any previous assignment of work, or (iii) sending us a letter or e-mail clearly referencing this engagement agreement and agreeing to it. However, even if you accept this engagement agreement by methods (ii) or (iii), I would appreciate it if you would confirm your acceptance by countersigning this letter and returning it to me. If you do not agree with one or more of the provisions of the engagement agreement, please contact me so that we can try to address your concerns. Of course, if you have any questions or concerns regarding the foregoing, please call me.

Throughout our relationship, we want you to be satisfied with the professional services that we perform on your behalf. Accordingly, we encourage you to contact us just as soon as you have any questions or concerns regarding our services or our fees.

Sincerely,



Catherine Ziroli Romanchek



Russell W. Balthis

CITY OF STREETSBORO, OHIO

By: _____
Patrick O'Malia

Date: _____, 2024

Title: Economic Development Director

Service Department

Memo

TO: Members of Council
FROM: Bill Miller, Service Director
DATE: July 1, 2024
RE: Sign Truck
Vendor: Liberty Ford Aurora- Trade in

RECEIVED

JUL 01 2024

CLERK OF COUNCIL
STREETSBORO, OHIO

Council Members,

I would like to discuss, and pass by emergency at the July 8, 2024, Council Meeting the approval to trade in (2) vehicles-

- 2014 Explorer- VIN #1FM5K8AR0EGC60887- \$4,000
- 2004 Excursion- VIN #1fmnu41i04ed77832- \$1,450

The trades will go towards the purchase of the sign truck.

Thank you,

Bill Miller

Service Director

Caroline Kremer

From: Bill Miller
Sent: Monday, July 1, 2024 1:00 PM
To: Caroline Kremer; David Nott; Katie Harrison
Subject: RE: 7.8.24 Council Addition- Vehicle Trades

Good afternoon, yes the truck was ordered in 23 ,we just had it delivered Thursday they would not give us a price on the trades until the truck was delivered thanks

From: Caroline Kremer <ckremer@cityofstreetsboro.com>
Sent: Monday, July 1, 2024 11:19 AM
To: David Nott <dnott@cityofstreetsboro.com>; Katie Harrison <kharrison@cityofstreetsboro.com>
Cc: Bill Miller <bmillier@cityofstreetsboro.com>
Subject: RE: 7.8.24 Council Addition- Vehicle Trades

I think we authorized purchase of a truck already (October 2023) and this is to now include the trade ins. Bill, is this correct? It's the only legislation I found.
We also authorized purchase of a plow truck chassis in January 2024 and a separate ordinance in 2024 to add the plow features and graphics.

From: David Nott <dnott@cityofstreetsboro.com>
Sent: Monday, July 1, 2024 10:03 AM
To: Katie Harrison <kharrison@cityofstreetsboro.com>; Caroline Kremer <ckremer@cityofstreetsboro.com>
Cc: Bill Miller <bmillier@cityofstreetsboro.com>
Subject: Re: 7.8.24 Council Addition- Vehicle Trades

Are there new vehicles we need authorization to purchase?

Get [Outlook for iOS](#)

From: Katie Harrison <kharrison@cityofstreetsboro.com>
Sent: Monday, July 1, 2024 8:34:04 AM
To: Caroline Kremer <ckremer@cityofstreetsboro.com>; David Nott <dnott@cityofstreetsboro.com>
Cc: Bill Miller <bmillier@cityofstreetsboro.com>
Subject: 7.8.24 Council Addition- Vehicle Trades

Caroline,

Could you please add this to council to pass as emergency for the 7.8.24 Council Meeting.

Katie Harrison

Water Department Billing Administrator
City of Streetsboro
9184 State Route 43
Streetsboro, OH 44241
Phone: 330-626-4942 ext. 6107

Date/Time: 6/19/2024 1:45:22 PM

Buyer: Bill Miller
Home Phone: (330) 352-0970

Trade 1: 2014 Ford Utility Police
Interceptor (102,686 mi.)
Trade 2: 2008 Chevrolet Trailblazer
(58,092 mi.)
Trade 3: 2004 Ford Excursion (107,988
mi.)

Salesperson: Chris Fischer (Fish)

Liberty Ford Aurora

2024 Ford F-450

No Photo
Available

VIN: 1fd0w4gn8red99095
Color: White

MSRP/NADA Retail	\$58,790.00
Selling Price	\$54,900.00
Rebate	0.00
Total Savings	\$3,890.00
Government Fee	\$35.00
Proc/Doc Fee	\$250.00
Accessories	0.00
Total Taxes	0.00
Trade Allowance	\$5,450.00
Trade Payoff	0.00
Cash Down	0.00
Amount Financed	\$49,735.00

TRADES

14 EXPIRE

1 - 1FMSK8AR0EG66887 \$4,000

2 - 04 EXCURSION \$1,750

1FMNU41LO4ED71F32

With Approved Credit

APR is an estimate, subject to approved financing and is not guaranteed. Payments are an estimate and may vary among lending institutions. The final terms of your loan may differ depending on the actual terms of the financial institution's acceptance and are negotiable. Rebates subject to qualification as determined by Ford Motor Company. Tax rules may vary per State.

X _____
Customer Signature Date

[Signature] _____ 6-19-24
Manager Signature Date

Liberty Ford Aurora

Home Phone: (330) 352-2192
Cell Phone: (330) 352-2192

Salesperson: Chris Fischer (Fish)

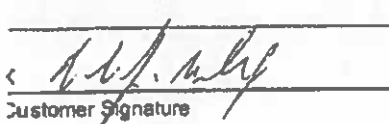
2024 Ford Truck F-350 Super Duty 2WD Crew Cab XL DRW

No Photo
Available

MSRP/NADA Retail	\$58,290.00
Selling Price	\$54,900.00
Rebate	0.00
Total Savings	\$3,390.00
Government Fee	\$35.00
Proc/Doc Fee	\$250.00
Accessories	0.00
Total Taxes	0.00
Trade Allowance	0.00
Trade Payoff	0.00
Cash Down	0.00
Amount Financed	\$55,185.00

With Approved Credit

APR is an estimate, subject to approved financing and is not guaranteed. Payments are an estimate and may vary among lending institutions. The final amount of your loan may differ depending on the actual terms of the financial institution's acceptance and are negotiable. Rebates subject to qualification as determined by Ford Motor Company. Tax rules may vary per State.


Customer Signature

10/24/2023
Date


Manager Signature

10/24/23
Date

RECORD OF ORDINANCES

GOVERNMENT FORMS & SUPPLIES 844-224-3338 FORM NO. 30043

Ordinance No. _____ Passed _____, 20_____

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO TO A CONTRACT FOR THE TRADE-IN OF TWO USED CITY VEHICLES AS PART OF A PURCHASE CONTRACT WITH LIBERTY FORD AURORA FOR A HEAVY-DUTY FORD F-450 CHASSIS FOR USE BY THE SERVICE DEPARTMENT AS A SIGN TRUCK, AS AUTHORIZED BY ORDINANCE NO. 2023-135 AND DECLARING AN EMERGENCY IN ORDER TO EXPEDITE THE PURCHASE OF THE TRUCK.

WHEREAS, the certain purchases are authorized by ordinance as in part exempt from competitive bidding pursuant to Sections 133.05(b) and (c) of the Codified Ordinances and Section 125.04 of the Ohio Revised Code; and

WHEREAS, this Council adopted Ordinance No. 2023-135, which authorized the Mayor to enter into a contract or contracts with without competitive bidding with Liberty Ford Aurora and various other vendors for the purchase and upfitting of a heavy-duty Ford F-450 chassis for use as a sign truck by the Service Department; and

WHEREAS, part of the aforementioned contract included the trade-in of the following vehicles: a 2014 Explorer for \$4,000 and a 2004 Excursion for \$1,450.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Streetsboro, Portage County, Ohio, three-fourth (3/4) or more of its members concurring:

SECTION 1: The Mayor is hereby authorized to enter into a contract for the trade-in to Liberty Ford Aurora as part of the purchase of a Ford F450 chassis authorized by Ordinance No. 2023-135:

- 2014 Explorer - VIN #1FM5K8AR0EGC60887 - \$4,000
- 2004 Excursion - VIN #1fmmu41104ed77832 - \$1,450

SECTION 2: 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, to the extent applicable, including Chapter 107 of the Codified Ordinances.

SECTION 3: This ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety, convenience and welfare of the residents of this City for the reason that it is necessary to timely act upon time-sensitive proposals for the purchase of the sign truck, and provided it receives the affirmative vote of three-fourths of the members elected or appointed to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor.

PASSED: _____
Date Steve Michniak, President of Council

ATTEST: _____
Caroline L. Kremer, Clerk of Council

APPROVED: _____
Date Glenn M. Broska, Mayor

Prepared and approved as to legal content by: _____
David L. Nott, Law Director