



# CITY OF AKRON, OHIO

*Marilyn Keith, President*  
*Margo Sommerville, Vice-President*  
*Donnie Kammer, President Pro-Tem*

## **ORDINANCES AND RESOLUTIONS PASSED JULY 25, 2016:**

**ORD. NO. 237-2016** approving Supplement No. 1 to an agreement between the City of Akron and Akron Energy Systems LLC relating to the financing of certain improvements to the city's steam, hot water and chilled water system and the sale of certificates payable from payments made under such agreement, and authorizing the execution of Supplement No. 1 to Financing Agreement, and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 238-2016** approving the sale of various parcels of vacant City-owned land pursuant to the City's "A Lot for A Little" Program, in order to facilitate the productive re-use of the property and reduce the cost to the City and the taxpayers in maintaining vacant lots; determining said property is not needed for public use; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 239-2016** authorizing the purchase of a Sewer Easement for the CSO Rack 5/7 Storage Basin Project; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 240-2016** authorizing the purchase of 223 Mustill Ct. for the Ohio Canal Interceptor Tunnel Project; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 241-2016** approving the sale of City-owned land located at 31 Lake St. & 2 vacant lots to Akron MASJID to be used for parking; determining said property is not needed for public use; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 242-2016** authorizing the Director of Public Service to enter into an agreement for the exchange of real property with the Battered Women's Shelter of Summit and Medina Counties (the "Shelter"), providing for the acquisition of .41 acres of real property needed in connection with the CSO Rack 5 and 7 Sewer Separation project, in exchange for the transfer of City-owned land of equal acreage to the Shelter, to be used by the Shelter for parking; finding such City-owned property is not needed for any public use; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 243-2016** authorizing the Director of Public Service to grant an easement on City-owned property at Theiss Road to Benjamin M. Amos and Nicole L. Brave; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 244-2016** authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids through the Office of the Purchasing Agent, for the purchase of solid lid manhole covers to replace vented manhole covers at locations throughout the City, in order to reduce rainwater runoff from entering the sanitary or combined sewers and reduce sewer surcharges, backups and overflows; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 245-2016** declaring it necessary to improve certain streets in the City, between certain termini, by providing street-cleaning services and street lighting; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 246-2016** authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the collection of residential trash and recyclables, for the period beginning January 2017 and not to exceed five years; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 247-2016** declaring it necessary to improve various off-street parking facilities in the Kenmore Business District and the Canton Road Business District by sealing, resurfacing and repairing, painting parking space stripes, sweeping, removing snow, cleaning sewer openings, providing lawn, turf, shrub and tree maintenance, litter and other general clean-up and otherwise improving and maintaining the same, and all when and where necessary; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 248-2016** authorizing the Director of Public Service to enter into an agreement with the Ohio and Erie Canalway Coalition for the reconstruction of the section of the floating towpath bridge between Summit Lake and West Wilbeth Road that was destroyed by arson; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 249-2016** authorizing the Mayor to file applications and enter into an agreement with the Ohio Environmental Protection Agency (EPA) and Ohio Water Development Authority (OWDA) for funding through the Water Supply Revolving Loan Account (WSRLA) program for the construction of the Stow Road Emergency Connection project, in order to construct a secondary back-up connection with the Stow water system; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 250-2016** ratifying the actions of the Director of Public Service in entering into a contract with Canal Construction Company for the emergency repair of the 12-inch water main on Riverview Road south of West Bath Road; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 251-2016** ratifying the actions of the Director of Public Service in entering into a contract with H.M. Miller Construction Company for the emergency repair of the 12-inch water main at the intersection of Darrow Road and Gilchrist Road; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 252-2016** authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids through the Office of the Purchasing Agent, for the replacement of an existing fuel station and the addition of a new diesel fuel station at the Water Reclamation Facility; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 253-2016** ratifying the actions of the Director of Public Service in entering into a contract with H.M. Miller Construction Company for the emergency removal of trees and debris from the Cuyahoga River; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 254-2016** repealing and replacing Title 13 “General Offenses” of the Codified Ordinances of the City of Akron, Article 135 “Offenses Against Persons,” Section 135.09 “Menacing by Stalking” and Article 132 “Offenses Against Public Peace,” Section 132.07 “Telephone Harassment,” in accordance with recent changes in the Ohio Revised Code, to expand what prosecutors can accomplish on behalf of crime victims; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 255-2016** amending and supplementing various provisions of Title 13 “General Offenses” of the Codified Ordinances of the City of Akron, Article 138 “Drug Offenses,” to eliminate the mandatory driver’s license suspension penalty for specific misdemeanor drug offenses, and instead make the imposition of a driver’s license suspension within the court’s discretion; and giving sentencing courts the discretion to terminate previously issued mandatory driver’s license suspensions for violation of those offenses, upon motion; and declaring an emergency. *VOTE: 12-0*

**RES. NO. 256-2016** expressing support for the efforts of the Ohio Environmental Protection Agency (EPA) and its local partners to remove the Gorge Dam from the Cuyahoga River; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 257-2016** authorizing a Conditional Use to construct an accessory structure beyond the building line and exceeding the height requirement at 58 Wolcott Road; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 258-2013** authorizing a Conditional Use to construct a restaurant at 1527 Copley Road; and declaring an emergency. *VOTE: 12-0*

**ORD. NO. 259-2016** authorizing the Clerk of the Akron Municipal Court to enter into a contract, without the formality of advertising for bids, with MapSys Systems & Solutions for Intel server hardware and software configuration and implementation services; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 260-2016** authorizing the Clerk of the Akron Municipal Court to enter into a contract, without the formality of advertising for bids, with MapSys Systems & Solutions for upgrades to the operating system used by the Clerk of Courts; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 261-2016** authorizing the Clerk of the Akron Municipal Court to enter into a contract, without the formality of advertising for bids, with Scanworks, LLC for archival document imaging of criminal and traffic case files maintained by the Clerk of Courts; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 262** ratifying the actions of the Director of Public Service to enter into a contract with Eslich Wrecking Company for the emergency demolition of the former Stage Left Building adjacent to the Akron Civic Theatre; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 263-2016** authorizing the Director of Public Service to enter into a contract, after publicly advertising for bids, for the construction of the North Street Improvements project; and declaring an emergency. ***VOTE: 12-0***

**ORD. NO. 264-2016** authorizing the Director of Public Service to enter into a contract, after requesting quotes, for the emergency demolition of the former Rolling Acres Mall; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 265-2016** opposing and objecting to the application of Pulse Food Mark, LLC dba Pulse Food Mart, 908 Raymond Street, Akron, Ohio for the renewal of Class C2 and D1 liquor permit (7113594) to be pending before the Division of Liquor Control; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 266-2016** opposing and objecting to the application of Salena N. Mansur, dba Steves Market, 192 W. South Street, Akron, Ohio 44311 for the renewal of Class C2 and D1 liquor permit (55047664) to be pending before the Division of Liquor Control; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 267-2016** urging the adoption of policies and procedures that would require Tasers to be provided to all patrol officers of the Akron Police Division, as standard issue equipment; expressing support for the efforts of the Akron Police Division to train and equip every patrol officer with a Taser; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 268-2016** opposing and objecting to the application of Abdelqader Corporation, dba B Rite Market, 1304 Diagonal Road, Akron, Ohio 44307 for the renewal of a Class C2 and C2X liquor permit (0022091) to be pending before the Division of Liquor Control; and declaring an emergency. ***VOTE: 12-0***

**RES. NO. 269-2016** urging Governor John Kasich to request full federal food assistance in all eligible Ohio counties and communities in order to provide vulnerable and struggling Ohioans with access to one of their basic human needs, adequate nutrition, so they can have the foundation they need to support their families and contribute fully to their communities; and declaring an emergency. ***VOTE: 12-0***

## **Frequently Used Terms**

**Consent Agenda:** One or more ordinances and/or resolutions that can be acted on at one time under a single motion.

**Refer / Time:** When Council delays taking any action on a piece of legislation until a future meeting.

**Declaring an Emergency:** Allows Council to dispense with the requirement that a piece of legislation be read at three separate Council meetings, and allows the legislation to go into effect earlier than 30 days from passage of the legislation.

**Suspension of the Rules:** Allows Council, upon a two-thirds vote, to temporarily suspend or set aside the Rules of Procedure for Council. This motion is most commonly used to pass legislation as an emergency (see above).

**Amend:** A proposal to alter the text of an ordinance or resolution by substituting, adding, or deleting language.

**Legislation:** An official act of Council that takes the form of either an ordinance or a resolution (see below).

**Ordinance:** A formal act of Council. Examples of ordinance topics include: authorizing the Director of Public Service to enter into a contract for the construction of a project, approving a union agreement, approving a conditional use application, or amending the Codified Ordinances of the City.

**Resolution:** A formal expression of the opinion or will of Council. Examples of resolution topics include congratulating a local high school that has won a state championship, supporting or opposing a bill pending before the Ohio General Assembly, or approving the appointment of members of a board or commission.

**Substitute Offered as an Amendment:** An amended version of an ordinance or resolution that replaces an earlier version before Council.

**Motion:** A formal request for consideration of a proposal for action by Council members. Examples include a motion to pass an ordinance, a motion to amend, or a motion for time.

**Second:** An indication by a member of Council, other than the member who made the motion, that he or she agrees that the proposed motion should be considered.

**Executive Session:** A closed-door session of Council for the purpose of discussing a particular confidential matter, in accordance with law.

**Roll Call:** When the names of Council members are called out by the Clerk of Council to confirm their vote on the previous motion.

**Public Hearing:** When a hearing is held before Council or a committee of Council on a particular piece of legislation. Members of the public wishing to testify before Council at a public hearing are asked to first take an oath to swear or affirm that the testimony they will provide is the truth.

**Public Speaking Period:** The portion of a regular Council meeting where members of the public are invited to address Council for three minutes on topics that are germane and relevant to Council business. Members of the public are asked to provide their name and address, and to refrain from making personal attacks or disrespectful remarks.

**Minutes:** The official record of a meeting of Council or a committee of Council.

**Committee:** *A smaller group of members of Council that meet to consider legislation before it is considered or voted upon by all of Council. Standing committees are established by the Rules of Procedure of Council and have five members each. Special committees are appointed by the President. Committee meetings take place on Monday afternoons.*

**Quorum:** *The minimum number of members who must be present to officially conduct business. A quorum of Council is a majority of the all of the members of Council, a quorum of a committee is three members.*

**Abstain:** *When a member of Council elects not to vote on a particular motion.*

**“Aye” or “Yea”:** *an affirmative or favorable vote on a motion.*

**“Nay” or “No”:** *a negative or unfavorable vote on a motion.*

**Roberts Rules of Order:** *A manual on parliamentary procedure. In the absence of any provision governing matters of business in either the Rules of Procedure of Council, the laws of the State of Ohio, or the City Charter, Roberts Rules of Order, Newly Revised shall be the standard of parliamentary procedure for Council.*

**Chairperson:** *The member of Council who presides over a particular committee and its meetings. In the absence of the Chairperson the Vice-Chairperson shall preside over the committee.*

**President:** *The member of Council who presides over Council and its meetings. In the absence of the President, the Vice President shall be the presiding officer. In the absence of either the President or the Vice President the President Pro Tem shall be the presiding officer.*