

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, JUNE 7, 2016
7:00 P.M.**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

D. REPORTS OF STANDING COMMITTEES:

AVIATION & ENVIRONMENTAL (Powers) _____	PLANNING COMMITTEE (Troyer) _____
FINANCE COMMITTEE (McCormick) _____	SAFETY COMMITTEE (Salvatore) _____
LEGISLATIVE COMMITTEE (Troyer) _____	SERVICE COMMITTEE (Burgio) _____
PARKS & RECREATION (Mencini) _____	BOARD OF ZONING APPEALS (Scott) _____

E. REPORTS OF SPECIAL COMMITTEES:

SOUTHWEST GENERAL HEALTH CENTER - TRUSTEE (Salvatore) _____	_____
BEREA BOARD OF EDUCATION COMMITTEE (Burgio, McCormick) _____	_____

F. REPORTS OF BOARDS AND COMMISSIONS:

G. INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

1. SOUTHWEST GENERAL HEALTH CENTER AWARD PRESENTATION TO BROOK PARK FIRE DEPARTMENT FOR THEIR WORK WITH CARDIAC PATIENTS
In attendance: Southwest President/CEO William Young, EMS Coordinator, Jackie Haumschild and Brook Park Fire Chief Maund

H. REPORTS AND COMMUNICATIONS FROM THE MAYOR:

I. REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS AND OTHER PUBLIC OFFICIALS:

**J. OTHER COMMUNICATIONS AND PETITIONS, AND VERBAL APPROVAL:
(INTRODUCTION OF NEW LEGISLATION):**

VERBAL APPROVAL:

1. 2017 TAX BUDGET
2. AMERICAN LEGAL ANNUAL PAYMENT INTERNET RENEWAL FEE FOR CODIFIED UPDATES - **\$495.00**
3. AMERICAN LEGAL PAYMENT FOR FOLIO VIEWS CD FOR USE BY COUNCIL OFFICE STAFF – **\$458.25**

K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

L. REMARKS FROM THE AUDIENCE ON THE ORDINANCES AND/OR RESOLUTIONS THAT PERTAIN TO ITEMS ON THE AGENDA:

M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 10024-2016, AUTHORIZING THE TRANSFER OF FUNDS FROM THE BROOK PARK FOOD PANTRY TO AUDREY'S OUTREACH AS A DONATION AND DECLARING AN EMERGENCY Introduced by Councilwoman McCormick & Council Members Troyer, Mencini, Powers, Scott, Burgio, Salvatore, Council President Astorino and Mayor Coyne.
2. RESOLUTION NO. 10-2016, HONORING HEAD COACHES AND ASSISTANT COACHES FOR VOLUNTEERING IN COACHING BROOK PARK SPORTS PROGRAMS FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY Introduced by Councilman Mencini and Council Members Troyer, Powers, Scott, Burgio, McCormick, Salvatore, Council President Astorino and Mayor Coyne
3. RESOLUTION NO. 11-2016, DESIGNATING THE MONTH OF JULY AS 'BUY AMERICAN MONTH' IN THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY Introduced by Councilwoman Powers and Council Members Troyer, Mencini, Scott, Burgio, McCormick, Salvatore, Council President Astorino and Mayor Coyne

M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING) CONT.

4. RESOLUTION NO. 12-2016, DESIGNATING THE MONTH OF JULY AS 'PARKS AND RECREATION MONTH' IN THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY Introduced by Councilman Burgio and Council Members Troyer, Mencini, Powers, Scott, McCormick, Salvatore and Council President Astorino
5. RESOLUTION NO. 13-2016, SUPPORTING 'OHIO HOUSE BILL 523' TO LEGALIZE MARIJUANA IN THE STATE OF OHIO AND DECLARING AN EMERGENCY Introduced by Councilwoman McCormick
6. RESOLUTION NO. 14-2016, ENCOURAGING PEOPLE TO CREATE MONARCH BUTTERFLY WAY STATIONS Introduced by Councilwoman Powers and Council Members Troyer, Mencini, McCormick and Council President Astorino

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 10022-2016, APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; PUBLISHING THE ENACTMENT OF SUCH NEW MATTER; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY Introduced by Council President Astorino

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:**P. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:****Q. ADJOURNMENT:**

Updated 2016

**SYNOPSIS OF RESOLUTIONS AND ORDINANCES
FOR THE COUNCIL MEETING OF TUESDAY, JUNE 7, 2016**

FIRST READING:

- Res. No. 10-2016 A RESOLUTION HONORING HEAD COACHES AND ASSISTANT COACHES FOR VOLUNTEERING IN COACHING BROOK PARK SPORTS PROGRAMS, FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY.
- SYNOPSIS: A resolution to honor and recognize all head coaches and assistant coaches in the City's recreation program for their time, and dedication.
- Res. No. 11-2016 A RESOLUTION DESIGNATING THE MONTH OF JULY AS BUY AMERICAN MONTH IN THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.
- SYNOPSIS: A resolution dedicating the month of July, 2016 as Buy American Month in the City of Brook Park.
- Res. No. 12-2016 A RESOLUTION DESIGNATING THE MONTH OF JULY AS PARKS AND RECREATION MONTH IN THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.
- SYNOPSIS: A resolution dedicating the month of July, 2016 as Parks and Recreation month in the City of Brook Park. We encourage all residents to take advantage of the great programs and activities that the Recreation Center has to offer.
- Res. No. 13-2016 A RESOLUTION SUPPORTING OHIO HOUSE BILL 523 TO LEGALIZE MEDICAL MARIJUANA IN THE STATE OF OHIO, AND DECLARING AN EMERGENCY.
- SYNOPSIS: A resolution showing the City of Brook Park's support for Ohio House Bill 523 which would legalize medical marijuana.
- Res. No. 14-2016 A RESOLUTION ENCOURAGING PEOPLE TO CREATE MONARCH BUTTERFLY WAYSTATIONS.
- A resolution encouraging Brook Park residents and business to create Monarch Butterfly Waystations by planting milkweed, which would help create new monarch butterfly waystations.
- Ord. No. 10024-2016 AN ORDINANCE AUTHORIZING THE TRANSFER OF FUNDS FROM THE BROOK PARK FOOD PANTRY TO AUDREY'S OUTREACH AS A DONATION.
- SYNOPSIS: An ordinance that would transfer the funds held in Fund No. 259 to Audrey's Outreach Lunch Sack Program.

SECOND READING:

Ord. No. 10022-2016 AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; PUBLISHING THE ENACTMENT OF SUCH NEW MATTER; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance approving the editing and arrangement performed by American Legal Publishing for the City's annual update and revision of the Codified Ordinances.

PREPARED BY THE BROOK PARK LEGAL DEPARTMENT

June 2, 2016

ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit City of Brook Park

For the Fiscal Year Commencing January 1, 2017

Fiscal Officer Signature _____ Date _____

COUNTY OF CUYAHOGA

Background

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

Ohio Revised Code Section 5705.281

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

County Budget Commission Duties

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

County Budget Commission Action

On October 11, 2002, during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (including Schools) to adopt a tax budget as provided under ORC Section 5705.281, but shall require the filing of this Alternative Tax Budget Information document on an annual basis.

Alternative Tax Budget Information Filing Deadline

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

P/C _____
CA 5/24/16
1st R _____
2nd R _____
3rd R _____
B/C _____

STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

SCHEDULE 2

I	II	III	IV	V	VI	VII
Fund By Type	Beginning Estimated Unencumbered Fund Balance	Property Taxes and Local Government Revenue	Other Sources Receipts	Total Resources Available for Expenditures	Total Estimated Expenditures & Encumbrances	Ending Estimated Unencumbered Balance
General Fund	4,432,179.00	2,167,183.00	18,850,000.00	25,449,362.00	21,017,183.00	4,432,179.00
City Income Tax Fund	50,100.00		19,500,000.00	19,550,100.00	19,550,000.00	100.00
Admissions Tax Fund	169,100.00		175,000.00	344,100.00	194,100.00	150,000.00
Hotel, Motel Tax Fund	201,845.00		170,000.00	371,845.00	200,000.00	171,845.00
Street Construction, Maint. & Repair Fund	42,500.00		765,000.00	807,500.00	775,000.00	32,500.00
State Highway Improvement Fund	530,000.00		63,000.00	593,000.00	100,000.00	493,000.00
Permissive Tax Fund	40,300.00		44,250.00	84,550.00	50,000.00	34,550.00
Economic Development Fund	481,500.00		500,000.00	981,500.00	750,000.00	231,500.00
Brookpark Road Corridor Fund	82,835.00			82,835.00	25,000.00	57,835.00
CDBG Fund	36,582.00			36,582.00		36,582.00
Special Recreation Fund	385,000.00		105,000.00	490,000.00	100,000.00	390,000.00
Concession Stand Funds	6,200.00		53,965.00	60,165.00	63,000.00	5,165.00
Furtherance of Justice Fund	0.00			0.00		0.00
Law Enforcement Fund	100,000.00		500.00	100,500.00	70,000.00	30,500.00
DWI Enforcement & Education Fund	23,184.00		1,000.00	24,184.00	5,000.00	19,184.00
Federal Forfeiture Fund	268,000.00		25,000.00	293,000.00	100,000.00	193,000.00
Community Diversion Program Fund	9,800.00		1,500.00	11,300.00	1,500.00	9,800.00
Continuing Training Program Fund	3,343.00		1,000.00	4,343.00	1,500.00	2,843.00

STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

SCHEDULE 2

I Fund BY Type	II Beginning Estimated Unencumbered Fund Balance	III Property Taxes and Local Government Revenue	IV Other Sources Receipts	V Total Resources Available for Expenditures	VI Total Estimated Expenditures & Encumbrances	VII Ending Estimated Unencumbered Balance
FEMA Fund	54,663.00			54,663.00	10,000.00	44,663.00
Insurance Fund	1,090,000.00		31,500.00	1,121,500.00	75,000.00	1,046,500.00
General Bond Retirement Fund	891,595.88		716,421.38	1,608,017.26	716,421.38	891,595.88
Capital Improvement Fund	100,000.00		2,716,000.00	2,816,000.00	2,766,000.00	50,000.00
Construction Funds	1,245,000.00		2,330,000.00	3,575,000.00	2,690,000.00	885,000.00
Medical Benefits Fund	2,415,000.00		2,155,000.00	4,570,000.00	2,155,000.00	2,415,000.00
Retiree Accrued Benefits Fund	60,457.00			60,457.00	25,000.00	35,457.00
Police Pension Fund	4,650.00	141,202.00		145,852.00	660,000.00	5,352.00
Fire Pension Fund	7,500.00	141,202.00		148,702.00	752,000.00	1,202.00
Southwest General Hospital Fund	0.00	126,390.00		126,390.00	126,390.00	0.00
Cash Bonds Held Fund	25,000.00		4,000.00	29,000.00	19,000.00	10,000.00
Building Standards Fund	500.00		4,600.00	5,100.00	4,600.00	500.00
Unclaimed Monies Fund	0.00		1,200.00	1,200.00	1,200.00	0.00
Payroll Account Funds	5,000.00		88,300.00	93,300.00	90,000.00	3,300.00
Special Assessment Bond Retirement Fund	25,372.00		58,400.00	83,772.00	66,255.00	25,517.00

**CITY OF BROOK PARK
2017 TRANSFERS**

FROM	AMOUNT	TO
100 General Fund	400,000.00	243 Economic Development Fund
	250.00	261 Hufsey/Forbes Concession Fund
	200.00	262 American Legion Concession Fund
	1,000.00	263 Wedo Park Concession Fund
	35,000.00	264 Water Park Fund
	250.00	265 Plant Lane Concession Fund
	505,000.00	711 Police Pension Fund
	590,000.00	712 Fire Pension Fund
SubTotal	1,531,700.00	
210 City Income Tax Fund	15,564,000.00	100 General Fund
	2,666,000.00	401 Capital Improvement Fund
SubTotal	18,230,000.00	
215 Admissions Tax Fund	150,000.00	100 General Fund
220 Hotel, Motel Tax Fund	200,000.00	100 General Fund
401 Capital Improvement Fund	653,068.08	310 General Bond Retirement Fund
	1,000,000.00	543 2017 Street Improvements Fund
SubTotal	1,653,068.08	
Total All Transfers	21,764,768.08	

P/C _____
CA 5/10/16
1st R 5/17/16 - amended
2nd R 6/7/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10024-2016

INTRODUCED BY: COUNCILWOMAN MCCORMICK & COUNCIL MEMBERS TROYER,
MENCINI, POWERS, SCOTT, BURGIO, SALVATORE, COUNCIL PRESIDENT
ASTORINO & MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE TRANSFER OF FUNDS FROM
THE BROOK PARK FOOD PANTRY TO AUDREY'S OUTREACH AS A DONATION,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park previously operated a food pantry for the benefit of the citizens of Brook Park; and

WHEREAS, the City of Brook Park received donations in the amount of \$4,765.57 which were placed in Fund No. 259 for the purpose of supporting the Food Bank;

WHEREAS, the City of Brook Park ceased to operate a food pantry leaving the donated funds in Fund No. 259, serving no reasonable purpose; and

WHEREAS, Audrey's Outreach provides that assistance to families in need and is an independent Ohio non-profit organization for which such donations are vital; and

WHEREAS, these funds could be used to benefit the citizens of Brook Park by their donation to Audrey's Outreach;

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: Therefore all funds held in Fund No. 259 are to be paid to Audrey's Outreach Lunch Sack Program.

SECTION 2: The Director of Finance is authorized to pay the funds held in Fund No. 259 to Audrey's Outreach as a donation.

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, including Sections 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for reason to allow the City to transfer the funds from the Brook Park Food Pantry to Audrey's Outreach Lunch Sack Program; provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

P/C Legislative 4/5/16
CA 5/24/16
1st R 6/7/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 10-2016

INTRODUCED BY: COUNCILMAN MENCINI and COUNCIL MEMBERS TROYER, POWERS,
SCOTT, BURGIO, McCORMICK, SALVATORE, COUNCIL PRESIDENT ASTORINO,
AND MAYOR COYNE

A RESOLUTION
HONORING HEAD COACHES AND ASSISTANT COACHES
FOR VOLUNTEERING IN COACHING
BROOK PARK SPORTS PROGRAMS,
FOR THE CITY OF BROOK PARK,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park would like to honor and thank all our head coaches and assistant coaches in our recreation programs for giving hours and days of your time, talent and energy and for your continued dedication; and

WHEREAS, our volunteer coaches are priceless and give their time from the heart and have impacted and touched many lives; and

WHEREAS, coaches provide and encourage our youth a positive character-building sports experience; and

WHEREAS, participation in recreation programs builds self-esteem, provides positive and constructive alternatives to anti-social behavior; and

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The Council of the City of Brook Park along with the administration and recreation staff would like to recognize and honor all our head coaches and assistant coaches for their positive impact that has touched many lives.

SECTION 2: This Council does hereby direct the Council Clerk to post a copy of this Resolution to our City website and forward it to the Recreation Department to be posted within the Recreation Center.

SECTION 3 It is found and determined that all formal actions of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4 This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason to honor our head coaches and assistant coaches for volunteering their time and effort; therefore, provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS



DIRECTOR OF LAW

P/C 4/19/16 Legislative
CA 5/24/16
1st R 6/7/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 11-2016

INTRODUCED BY: COUNCILWOMAN POWERS AND COUNCIL MEMBERS TROYER,
MENCINI, SCOTT, BURGIO, McCORMICK, SALVATORE, COUNCIL PRESIDENT
ASTORINO AND MAYOR COYNE

A RESOLUTION
DESIGNATING THE MONTH OF JULY AS
BUY AMERICAN MONTH
IN THE CITY OF BROOK PARK,
AND DECLARING AN EMERGENCY

WHEREAS, the month of July represents the birth of our nation;
and

WHEREAS, our nation needs a rebirth to buy American; and

WHEREAS, the United States trade deficit represents an
insolvent imbalance in the exports and imports of our country; and

WHEREAS, over half of the manufactured goods bought and sold
in America are imported from foreign countries; and

WHEREAS, domestic manufacturing is a critical component of job
creation and economic growth; and

WHEREAS, recognizing the Fourth of July is an opportunity for
Americans to reflect and celebrate the founding of the United
States; and

WHEREAS, July would be an appropriate period to designate as
'Buy American Month' and send a message to our manufacturers by
buying American exclusively for all year and especially in July to
bring jobs back to America; and

NOW THEREFORE BE IT RESOLVED, by the Council of the City of
Brook Park, State of Ohio that:

SECTION 1: That the month of July, 2016 be designated as 'Buy
American Month' in the City of Brook Park.

SECTION 2: It is found and determined that all formal actions
of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public
in compliance with all legal requirements, including Section 121.22
of the Ohio Revised Code.

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason to designate the month of July, 2016, as 'Buy American Month' in the City of Brook Park; provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

**I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS**


DIRECTOR OF LAW

P/C 5/17/16 Legislative
CA 5/24/16
1st R 6/7/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 12-2016

INTRODUCED BY: COUNCILMAN BURGIO and COUNCIL MEMBERS TROYER, MENCINI, POWERS, SCOTT, McCORMICK, SALVATORE, COUNCIL PRESIDENT ASTORINO

A RESOLUTION
DESIGNATING THE MONTH OF JULY AS
PARKS AND RECREATION MONTH IN
THE CITY OF BROOK PARK,
AND DECLARING AN EMERGENCY

WHEREAS, parks and recreation activities enhance the physical health and mental well-being of individuals, work forces, and communities; and

WHEREAS, participation in recreation programs builds self-esteem and provides positive and constructive alternatives to anti-social behavior; and

WHEREAS, parks and recreation opportunities and open space enhance the desirability of communities as locations for business, industry, and residential housing; and

WHEREAS, parks and recreation stimulates tourism revenues and the economic development of communities; and

WHEREAS, parks and open space are vital to the appearance and livability of communities, protect our air and water, and balance our ecosystem; and

WHEREAS, it is the right of everyone regardless of age, race, color religion, gender, national origin or ability to participate in parks and recreation programs and activities and enjoy parks and open space; and

WHEREAS, the Brook Park Recreation Department encourages all residents to take advantage of the great programs and activities the Recreation Center has to offer.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The month of July, 2016 is hereby designated as Parks and Recreation Month in the City of Brook Park.

SECTION 2: This Council does hereby request that all citizens of this community join with citizens of other communities throughout this great state in recognizing that parks and recreation services are essential to the quality of life not only in July during Parks and Recreation Month in Brook Park, but all through the year as well.

SECTION 3 It is found and determined that all formal actions of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4 This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason to celebrate the month of July as Parks and Recreation Month in the City of Brook Park; provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law

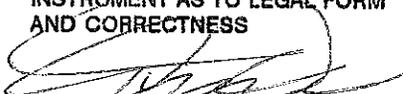
PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS



DIRECTOR OF LAW

DATE

CITY OF BROOK PARK, OHIO

P/C 5/17/16 Legislativ
CA 5/24/16
1st R 6/7/16
2nd R _____
3rd R _____
B/C _____

RESOLUTION NO. 13-2016

INTRODUCED BY: COUNCILWOMAN MCCORMICK

A RESOLUTION
SUPPORTING OHIO HOUSE BILL 523 TO LEGALIZE
MEDICAL MARIJUANA IN THE STATE OF OHIO,
AND DECLARING AN EMERGENCY

WHEREAS, Ohio House Bill 523 would legalize marijuana use for individuals with qualifying medical conditions with a doctor's recommendation; and

WHEREAS, the Ohio House passed HB 523 in a bipartisan 71-26 vote on Tuesday, May 10, 2016; and

WHEREAS, Ohio HB 523 has been sent to the Ohio Senate for consideration; and

WHEREAS, the City Council has a vested interest in ensuring that Brook Park residents have access to all viable medical options that could address symptoms associated with chronic, painful, or terminal diseases; and

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The Council of the City of Brook Park hereby supports the passage of Ohio HB 523.

SECTION 2: The Council of the City of Brook Park hereby urges the Ohio Senate to pass HB 523.

SECTION 3: The Council of the City of Brook Park encourages the Executive Branch of the State of Ohio to sign into law HB 523, once it passes through the Senate.

SENATE 4: The Council of the City of Brook Park supports the rights of residents to access medical care to alleviate the pain and suffering from qualified medical conditions as determined by the State of Ohio;

SECTION 5: The Clerk of Council is hereby authorized and instructed to forward a certified copy of this Resolution to Representative Stephen Huffman, and to have it posted to the City's website.

SECTION 6: It is found and determined that all formal actions of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason to support House Bill 523 to legalize medical marijuana in the State of Ohio; provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law

PASSED: _____

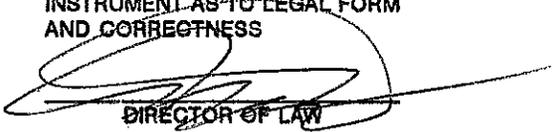
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS


DIRECTOR OF LAW

B/C 5/17/16 Legislative
CA 5/23/16
1st R 6/7/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 14-2016

INTRODUCED BY: COUNCILWOMAN POWERS AND COUNCIL MEMBERS
TROYER, MENCINI, MCCORMICK & COUNCIL PRESIDENT ASTORINO

A RESOLUTION
ENCOURAGING PEOPLE TO CREATE MONARCH BUTTERFLY WAYSTATIONS

WHEREAS, the Monarch butterfly, once common in the United States is being considered for listing on the endangered species list; and

WHEREAS, the Monarch butterfly's population has decreased by 90% over the past twenty years; and

WHEREAS, the decline in the Monarch butterfly's population is due to development, widespread use of herbicides, and the frequent planting and mowing of grass along roadsides, all of which constitute to the loss of milkweed plants which are necessary for monarch butterflies to find and reproduce; and

WHEREAS, to offset the loss of milkweeds and nectar sources we need to create, conserve, and protect milkweed/monarch habitats; and

WHEREAS, Monarch Waystations are places that provide resources necessary for Monarchs to produce successive generations and sustain their migration in home gardens, at schools, businesses, along roadsides, and on other unused plots of land; and

WHEREAS, by creating and maintaining a Monarch Waystation you are contributing to monarch conservation, an effort that will help assure the preservation of the species.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The Council of the City of Brook Park does hereby encourage Brook Park residents and businesses to create Monarch Waystations by planting milkweed, thereby creating new monarch butterfly habitats.

SECTION 2: The Council encourages the Berea City School District to develop educational programs at the elementary and middle school levels involving the Monarch butterfly and Monarch Waystation Habitats for monarch butterfly conservation.

SECTION 3: The Clerk of Council is hereby authorized and instructed to forward a certified copy of this Resolution to be posted on the City's website.

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to this Resolution 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Resolution shall take effect and be in force from and after the earliest time allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

I HEREBY APPROVE THE WITHIN
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AND CORRECTNESS



DIRECTOR OF LAW

Free Milkweed for Restoration Projects Request Form 2016

We are currently reviewing "Free Milkweed for Restoration Projects" applications for Spring 2016. Please enter your name and email address on the next page if you would like to be notified when we begin accepting applications again.

NRPA?

If you are applying with connections to the National Parks and Recreation Association, check NRPA below. If you are not connected with the NRPA

NRPA

Important Information ▼

If you are hoping to apply for a free flat of milkweeds for school or non-profit gardens, you will need to contact milkweed@monarchwatch.org. This form is not the correct form to fill out for that grant.

We will reply to your request in the order it was received.

About Us ▼

Monarch Watch is a nonprofit education, conservation, and research program based at the University of Kansas that focuses on the monarch butterfly, its habitat, and its spectacular fall migration. Our team is made up of three full-time employees and our director, Dr. Chip Taylor. One team member handles milkweed sales to over 1900 customers. We are not a nursery or a company. Our goal is large-scale habitat restoration with a small budget and a small team.

Your purchase of milkweed will support our efforts to restore milkweed/monarch habitat throughout the range of the monarch migration.

NEXT

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Google Forms

P/C _____
CA 5/10/16
1st R 5/17/16
2nd R 6/7/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO. ~~10022~~-2016

INTRODUCED BY COUNCIL PRESIDENT ASTORINO

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; PROVIDING FOR THE ADOPTION OF NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; PUBLISHING THE ENACTMENT OF SUCH NEW MATTER; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

WHEREAS, American Legal Publishing has completed its annual updating and revision of the Codified Ordinances of the City; and

WHEREAS, various ordinances and a resolution of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (December 31, 2014) have been included in the Codified Ordinances of the City; and

WHEREAS, certain changes were made in the Codified Ordinances to bring City law into conformity with State law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROOK PARK, STATE OF OHIO, that:

Section 1. The editing, arrangement and numbering or renumbering of the following ordinances or resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
9952-2015	1-6-15	1313.03
9961-2015	4-21-15	1313.04
9972-2015	9-22-15	937.01 - 937.05
9984-2015	12-15-15	1801.01 - 1801.04, 1802.01, 1803.01 - 1803.50, 1804.01, 1804.02, 1805.01, 1805.02, 1806.01 - 1806.05, 1807.01, 1808.01 - 1808.04, 1809.01 - 1809.06, 1810.01, 1811.01, 1812.01, 1813.01 - 1813.04, 1814.01, 1815.01, 1816.01, 1817.01, 1818.01, 1819.01, 1820.01 - 1820.03, 1821.01, 1822.01, 1823.01

Section 2. The following sections are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

331.26, 335.01, 335.035, 335.09, 341.01, 341.03 - 341.05, 341.07, 351.04, 351.19, 501.06 - 501.08, 501.99, 513.01, 525.02, 525.12, 529.07, 537.09, 549.01, 549.15, 1511.03, 1519.04, 1519.06

Section 3. All ordinances and resolutions or parts thereof which are in conflict or inconsistent with any provision of the new matter adopted in Section 2 of this ordinance are hereby repealed as of the effective date of this ordinance, except as follows:

- (a) The enactment of the 2016 Replacement Pages for the Codified Ordinances shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment, or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision, nor to affect an indictment or prosecution therefor. For such purposes, any legislative provision shall continue in full force notwithstanding its repeal for the purpose of revision and codification.
- (b) The repeal provided above shall not affect any legislation enacted subsequent to December 31, 2015.

Section 4. The money needed for the aforesaid transaction shall be paid from general fund no. 100.

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 of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Ohio R.C. 121.22.

Section 6. Pursuant to Ohio R.C. 731.23 and 731.25 and Section 123.01 of the Codified Ordinances, the Clerk of Council shall post a notice of the enactment of this ordinance, containing the title of this ordinance, together with a summary of the new matter contained in the 2016 Replacement Pages hereby approved, adopted and enacted, a copy of which Summary is attached hereto as Exhibit A, for a period of not less than fifteen days in the six public places provided in Section 123.01.

Section 7. This ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the City, and for the further reason that it is immediately necessary to have an up-to-date codification of the laws of the City, one which is consistent with current State law, where and as required by Article XVIII, Section 3, of the Ohio

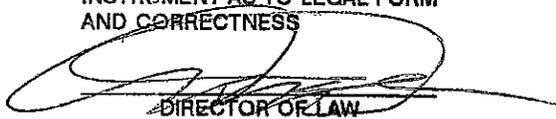
Constitution, with which to administer the affairs of the City, ensure law and order and avoid practical and legal entanglements; therefore this ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____ PRESIDENT OF COUNCIL

ATTEST: _____ APPROVED:
CLERK OF COUNCIL MAYOR

DATE: _____

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS



DIRECTOR OF LAW

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2016 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF BROOK PARK, OHIO

New matter in the Codified Ordinances of Brook Park, Ohio, as contained in the 2016 Replacement Pages therefor, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
331.26	Driving upon street posted as closed for repair.
335.01	Driver's or commercial driver's license required.
335.035	Driving with probationary license.
335.09	Display of license plates; registration; obstructions.
341.01	Definitions relating to drivers of commercial vehicles.
341.03	Licensing requirements.
341.04	Physical qualification to operate commercial motor vehicles.
341.05	Criminal offenses.
341.07	Information required of prospective drivers by employers; unauthorized driving.
351.04	Manner of parallel and angle parking; handicapped persons.
351.19	Parking prohibitions on private property; private tow-away zones.
501.06	Limitation on criminal prosecutions.
501.07	Requirements for criminal liability; voluntary intoxication.
501.08	Culpable mental states.
501.99	Penalties for misdemeanor.
513.01	Definitions relating to drugs.
525.02	Falsification.
525.12	Dereliction of duty.
529.07	Open container prohibited.
537.09	Coercion.
549.01	Definitions relating to weapons and explosives.
549.15	Concealed handgun licenses: possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.
1511.03	Open burning.
1519.04	Fireworks.
1519.06	Fireworks.