

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, JUNE 28, 2016
7:00 P.M.**

I. ROLL CALL OF MEMBERS

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

IV. DISCUSSION:

1. BROOK PARK FINANCIAL ASSISTANCE PROGRAM – PER COUNCIL PRESIDENT ASTORINO

2. 2016 BUDGET UPDATE – PER COUNCIL PRESIDENT ASTORINO

V. FINANCE COMMITTEE – CHAIRWOMAN, McCORMICK:

1. AN ORDINANCE AMENDING CHAPTER 133.01 (d) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SALARY'. Introduced by Councilwoman Powers **Placed in Committee 11/5/14**

2. A RESOLUTION REPEALING RESOLUTION NO. 11-2000, ENTITLED 'HOME IMPROVEMENT MONTHS; WAIVER OF BUILDING PERMIT FEES' AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 2/4/15**

3. AN ORDINANCE AMENDING SECTIONS 709.07 OF THE BROOK PARK CODIFIED ORDINANCES AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 12/16/14**

V. FINANCE COMMITTEE – CHAIRWOMAN, McCormick: cont.

4. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OLD DOMINION BRUSH COMPANY, FOR THE PURCHASE OF ONE 2016 LEAF COLLECTOR MODEL SCL 800TM25 AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 5/17/16**

5. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HENDERSON TRUCK EQUIPMENT FOR THE PURCHASE OF THREE (3) NEW HENDERSON SALT SPREADERS INSERTS AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 5/17/16**

6. ORDINANCE NO. 10028-2016, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH G&G FITNESS FOR THE PURCHASE OF PERFORMANCE CARDIO EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne. **Placed in Committee 6/7/16; Caucus 6/14/16; 1st R 6/21/16; 2nd R 8/2/16.**

7. ORDINANCE NO. 10029-2016, AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION IN THE STATE OF OHIO PURCHASING PROGRAM, FOR THE PURCHASE OF STRENGTH EQUIPMENT, CARDIO EQUIPMENT AND TREADMILLS AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 6/7/16; Caucus 6/14/16; 1st R 6/21/16; 2nd R 8/2/16.**

VI. LEGISLATIVE COMMITTEE – CHAIRMAN, TROYER:

1. ORDINANCE NO. 10025-2016, AUTHORIZING THE MAYOR TO ENTER INTO THE RESTATEMENT OF THE WATER SERVICE AGREEMENT WITH THE CITY OF CLEVELAND. Introduced by Mayor Coyne **Placed in Committee 3/15/16; Cau 6/14/16; 1st R 6/21/16; 2nd R 8/2/16**

VI. LEGISLATIVE COMMITTEE – CHAIRMAN, TROYER: CONT.

2. RESOLUTION NO. 16-2016, AUTHORIZING THE MAYOR TO ENTER INTO A RESTATEMENT OF THE WATER SERVICE AGREEMENT FOR DIRECT SERVICE WITH THE CITY OF CLEVELAND AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 3/15/16; Cau 6/14/16; 1st R 6/21/16; 2nd R 8/2/16**

3. RESOLUTION NO. 17-2016, AUTHORIZING THE MAYOR TO ENTER INTO AN ASSET TRANSFER AGREEMENT WITH THE CITY OF CLEVELAND FOR THE TRANSFER OF WATER SERVICE ASSETS AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 3/15/16; Cau 6/14/16; 1st R 6/21/16; 2nd R 8/2/16**

4. RESOLUTION NO. 18-2016, AUTHORIZING THE MAYOR TO ENTER INTO A MUNICIPAL UTILITY DISTRICT AGREEMENT WITH THE CITY OF CLEVELAND IN CONNECTION WITH THE PROVISION OF WATER SERVICE, AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne **Placed in Committee 3/15/16; Cau 6/14/16; 1st R 6/21/16; 2nd R 8/2/16**

NOTE: EXECUTIVE SESSION:

1. PERSONNEL MATTERS

2. ATTORNEY CONFERENCES

VII. ADJOURNMENT:

Posted 6/24/16

P/C 11/5/14 Finance
CA 6/28/16
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCILWOMAN POWERS

AN ORDINANCE
AMENDING CHAPTER 133.01(d)
OF THE BROOK PARK CODIFIED ORDINANCES, ENTITLED
'SALARY'

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

SECTION 1: Section 133.01(d) of the Brook Park Codified Ordinances amended by Ord. 8571-1999 passed 6-29-99; Ord. 9001-2003 passed 6-17-03, and reading as follows:

s/b 133.01
~~131.01~~

131.01 (d) SALARY.

- (d) The salary of the Director of Law for one year commencing January 1, 2007, until duly changed, is hereby fixed at sixty-three thousand, one hundred ninety-nine dollars (\$63,199) per annum, payable in biweekly installments.

is hereby amended to read:

s/b 133.01
~~131.01~~

131.01 (d) SALARY.

- (d) The salary of the Director of Law for one year commencing January 1, 2018, until duly changed is hereby fixed at fifty-six thousand eight hundred seventy-nine dollars (\$56,879) per annum, payable in biweekly installments.

SECTION 2: Former Section 133.01(d) of the Brook Park Codified Ordinances, as amended by Ord. 8571-1999 passed 6-29-99; Ord. 9001-2003 passed 6-17-03 is hereby expressly repealed.

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 Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance shall take effect at the earliest time 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 2/4/15 Finance
CA 6/28/16
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO: _____

INTRODUCED BY: MAYOR COYNE

A RESOLUTION
REPEALING RESOLUTION NO. 11-2000
ENTITLED 'HOME IMPROVEMENT MONTHS:
WAIVER OF BUILDING PERMIT FEES,'
AND DECLARING AN EMERGENCY

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

SECTION 1: Resolution No. 11-2000, passed on May 16, 2000, is hereby repealed.

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, 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 the further reason that Council desires to repeal Resolution No. 11-2000, therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

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

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

12/16/14 Finance
CA 6/28/16
1st R
2nd R
3rd R

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AMENDING SECTIONS 709.07
OF THE BROOK PARK CODIFIED ORDINANCES,
AND DECLARING AN EMERGENCY

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

SECTION 1: Section 709.07 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 9341-2007, passed December 18, 2007 and Ordinance No. 9570-2009, passed April 7, 2009 and reading as follows:

709.07 COMMUNITY ECONOMIC DEVELOPMENT FUND.

Effective January 1, 2009, revenues collected by the Transient Parking License Fee shall be placed in the General Fund.

is hereby amended to read:

709.07 COMMUNITY ECONOMIC DEVELOPMENT FUND.

Effective January 1, 2009, revenues collected by the Transient Parking License Fee shall be placed in the Community Economic Development Fund.

SECTION 2: Former Section 709.07 of the Brook Park Codified Ordinances as enacted by Ordinance No. 9341-2007, passed December 18, 2007 and Ordinance No. 9570-2009, passed April 7, 2009, is hereby expressly repealed.

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 Section 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 the further reason of amending Section 709.07 of the Brook Park Codified Ordinances; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

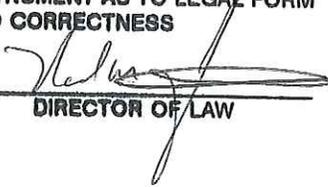
PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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



DIRECTOR OF LAW

DATE

P/C 5/17/16 Finance
CA 6/28/16
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
OLD DOMINION BRUSH COMPANY, FOR THE PURCHASE OF
ONE 2016 LEAF COLLECTOR MODEL SCL 800TM25,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park is a member of the National Joint Powers Alliance ("NJPA") which is an organization that creates national cooperative contract purchasing solutions for its member agencies; and

WHEREAS, Old Dominion Brush Company is a vendor that has been authorized by the NJPA to provide leaf collectors to NJPA members.

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

SECTION 1: Pursuant to Section 7.04(h) of the Charter of the City of Brook Park, the Mayor is authorized to enter into an Agreement with Old Dominion Brush Company for the purchase of one new leaf collector, model SCL 800TM25 for the City of Brook Park; a proposal for said services and materials is attached hereto and incorporated herein as Exhibit "A."

SECTION 2: The money needed for the aforesaid transaction shall be paid from fund 401 capital therefore appropriated or to be appropriated for said purpose; the total amount of the purchase of one 2016 leaf collector, model SCL 800TM25 is \$55,884.50.

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 Section 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 the further reason to allow the City one new leaf collector model SCL 800TM25; 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

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



DIRECTOR OF LAW

DATE

OLD DOMINION BRUSH CO., INC.
 5118 Glen Alden Drive, Richmond, VA 23231
 1-800-446-9823

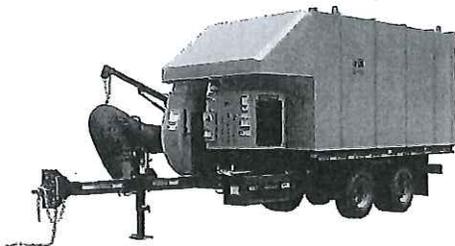
PROPOSAL # 11/24/15RT1
 City of Brook Park
 Brook Park, Ohio

DATE: November 24, 2015
ATTN: John Pensis
NJPA Membership # 39065

Description	Price
(1) New ODB Trailer Mounted Vacuum Debris Collector Model SCL800TM25	
Hopper - 25 cubic yards with self dumping underbody hoist	
32" diameter suction impeller with six 3/8" thick T-1 steel blades	
Direct drive for suction impeller	
16" diameter x 100" rubber suction hose with steel nozzle	
Hydraulic hose boom powered by an electric/hydraulic pump	
13" clutch assembly with a 2.25" diameter PTO shaft & safety engagement	
44-gallon polyethylene fuel tank	
Engine controls; tachometer, hour meter, oil pressure & water temp	
Murphy engine safety shutdown for low oil pressure and high water temperature	
Underbody type hoist that dumps to 52 degrees and is power up/down	
Gear driven hydraulic pump powers the 26.6 ton capacity hoist	
Tandem axles with a combined rating of 24,000 pounds	
Eight 235/80R16E tires mounted on steel wheels	
Electric brakes with break-away actuator	
LED type DOT lights and two rear amber LED oval flashers	
HD height adjustable pintle eye with three quick release pins	
Manual parking jack with drop foot	
All components pre-painted prior to assembly - standard color is white	
Powered by John Deere Power Tech EWX 4.5L 4 cyl diesel rated for 74 HP Final Tier 4	\$ 50,750.00
Options	
Red hopper paint color other than standard white	\$ 900.00
Belt drive for suction impeller	\$ 3,500.00
Air scoop for top of hopper to redirect exhausted air towards rear	\$ 2,400.00
Hydraulic front parking jack in lieu of manual jack	\$ 1,500.00
	Total Equipment Cost: \$ 59,050.00
	NJPA 7% Discount: \$ (4,133.50)
	NET Equipment Cost: \$ 54,916.50
Transportation cost from Richmond, VA at \$2/mile	484 \$ 968.00
	TOTAL DELIVERED COST PER UNIT: \$ 55,884.50

NJPA AWARDED
 CONTRACTS
Contract #060612-ODB

Thank you, *Rick Timmerman*
 800-632-7989
rickt@odbco.com



P/C 5/17/16 Finance
CA 6/28/16
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
HENDERSON TRUCK EQUIPMENT FOR THE PURCHASE OF
THREE (3) NEW HENDERSON SALT SPREADERS INSERTS,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park is a member of the National Joint Powers Alliance ("NJPA") which is an organization that creates national cooperative contract purchasing solutions for its member agencies; and

WHEREAS, Henderson Truck Equipment is a vendor that has been authorized by the NJPA to provide truck equipment to NJPA members.

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

SECTION 1: Pursuant to Section 7.04(h) of the Charter of the City of Brook Park, the Mayor is authorized to enter into an Agreement with Henderson Truck Rental for the purchase of three (3) new salt spreader inserts for trucks 472, 474 and 475 for the City of Brook Park; a proposal for said services and materials is attached hereto and incorporated herein as Exhibit "A."

SECTION 2: The money needed for the aforesaid transaction shall be paid from fund 401 capital, therefore appropriated or to be appropriated for said purpose; the total amount of the purchase of three new salt spreader inserts is \$49,106.25;

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 Section 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 the further reason to allow the City to purchase three (3) new salt spreader inserts; 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

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



DIRECTOR OF LAW

DATE



Effective March 2016

**HENDERSON V-BOX SPREADER
PRICE LIST**

Prices include installation, freight, hoses & QDs to the rear

HENDERSON FSH II V-BOX SPREADER

- Eight tooth cast iron sprockets.
- 4" spring loaded idler adjustment with 1 1/2" roller bearings.
- Formed in chain shields.
- 10 gauge sides and ends.
- 7 gauge replaceable floor.
- 7 gauge sills.
- 24" conveyor.
- Pintle type conveyor chain with 3/4" x 1 1/2" crossbar spacing on 4 1/2" centers.
- Screwjack type feed gate control curb side.
- Steep 45 degree side slope.
- Body width 84" wide.
- Zinc plated hardware.
- 20" spinner disk with 6 replaceable stainless steel vanes.
- Telescopic spinner chute provides spinner disc adjustment from 29" – 38" below mounting surface.
- Three external adjustable deflectors and one front fixed deflector with overlapping corners.
- Dump body hold-downs not included-see options.
- Mild steel units painted highway orange.
- 304 SS or 201 SS units unpainted with non-SS components painted aluminum

SELECT (X)	LENGTH	Side Height	Construction	Capacity Cu.Yds	Approx. Weight	LIST PRICE	EXTENDED	
	8	50	Mild Steel	4.5	1760	\$ 9,762	\$ -	
	9	50	Mild Steel	5.1	1905	\$ 9,933	\$ -	
X	10	56	201ss	6.9	2166	\$ 16,484	\$ 16,484	
	11	50	Mild Steel	6.2	2225	\$ 10,415	\$ -	
	12	50	Mild Steel	6.8	2380	\$ 10,738	\$ -	
	13	50	Mild Steel	7.3	2535	\$ 11,323	\$ -	
	14	50	Mild Steel	7.9	2690	\$ 12,207	\$ -	
	15	50	Mild Steel	8.4	2845	\$ 12,500	\$ -	
	16	50	Mild Steel	8.9	3001	\$ 12,744	\$ -	
Hopper/Conveyor Upgrades								
x	304 stainless spreader 12ga ILO 10ga deduct					Body Length	10	\$ (1,016) \$ -
	Spring loaded idler adjustment ILO STD (not avail with auger option)							\$ 220 \$ -
	25:1 conveyor gearbox ILO Standard 50:1 (not avail with auger option)							\$ 73 \$ -
	Chain oiler, installed (not avail with auger option)							\$ 250 \$ -
	3/8" x 1-1/2" cross bars ILO STD 1/4" x 1-1/2" (not to be combined with belt over option)							\$ 177 \$ -
	Conveyor motor with integral speed sensor							\$ 311 \$ -
	Front Idler adjustments Extended to Rear (not applicable with Auger(s) option)					Body Length	10	\$ 183 \$ -
X	Front Idler grease tubes extended to rear					Body Length	10	\$ 226 \$ 226
x	Auger Options (includes top screens and safety interlock. Vee included on 12' units and longer)					LIST PRICE		EXTENDED
	Single 7" dia auger conveyor ILO chain					Body Length	10	\$ 2,006 \$ -
X	Dual 7" dia auger conveyor ILO chain					Body Length	10	\$ 3,622 \$ 3,622
	Heavy duty top screens ILO STD duty (for auger units only)							\$ 537 \$ -
	Inverted Vee and Top Screens					LIST PRICE		EXTENDED
	Inverted Vee, installed					Vee Material	201ss	\$ 1,229 \$ -
								\$ -
								\$ -
	Belt over chain ILO STD Pintle Chain.							\$ 1,829 \$ -
Spinner Chute Upgrades								
X	Tilt Up Spinner Kit, with hand crank wrench, installed					Tip Up Material	201ss	\$ 563 \$ 563
X	20" Poly Urethane Spinner Disc ILO Standard Steel							\$ 183 \$ 183
	Telescopic Centerline Chute ILO STD Chute					Chute Material	201ss	\$ 805 \$ -
Hold Down Kits								
X	Dump body hold down kit (ratchet strap)							\$ 476 \$ 476
	Dump body hold down kit (ratchet chain binders)							\$ 625 \$ -
	Dump body hold down kit (chain binders)							\$ 427 \$ -
	Dump body hold down kit (basic chain)							\$ 293 \$ -
X	Trunnion Tailgate Latch for dump body (mild)							\$ 271 \$ 271
Cabshields								
	58" to 62" cab height (mild steel)							\$ 671 \$ -
	64" to 70" cab height (mild steel)							\$ 695 \$ -
	58" to 62" cab height (stainless steel)							\$ 1,346 \$ -
	64" to 70" cab height (stainless steel)							\$ 1,398 \$ -
Ladders								
	Rear mount ladder, installed (mild steel)							\$ 555 \$ -



Rear mount ladder, installed (stainless steel)				\$ 1,061	\$ -
Side mount ladder for frame kit only, installed (mild)				\$ 555	\$ -
Side mount ladder for frame kit only, installed (stainless)				\$ 1,053	\$ -
Misc					
Rubber side shields, installed					
		<i>Body Length</i>	10	\$ 732	\$ -
Metal spill shield, front or rear	<i>Material Type</i>	201ss	<i>Install Location</i>	N/A	\$ 754
Rear bumper (mild) shipped loose				\$ 518	\$ -
Spacer Bars, installed				\$ 366	\$ -
					\$ -
Spreader Stands					
IS bolt-on stand (mild steel, installed)				\$ 3,329	\$ -
IS bolt-on stand (stainless steel, installed)				\$ 5,489	\$ -
HD Tube Stand - Mild Steel, installed		<i>Body Length</i>	10	\$ 3,531	\$ -
Paint					
Highway Yellow paint ILO Orange (mild steel units only)		<i>Body Length</i>	10	\$ 244	\$ -

Customer Name	BROOKPARK CITY
NJPA Member #	39065
Contact Ph.	0
PO #	0
Date	4/1/2016

SUBTOTAL (ALL FSH II CHOICE PICKS)	\$ 21,825	(EA Unit)
UNIT QUANTITY	3	
TOTAL (LIST)	\$ 65,475	Total

P/O 6/7/16 Finance
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10028-2016

INTRODUCED BY: MAYOR COYNE

**AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH G&G FITNESS
FOR THE PURCHASE OF PERFORMANCE CARDIO EQUIPMENT
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Brook Park received three proposals for performance cardio equipment; and

WHEREAS, after reviewing each proposal thoroughly, G & G Fitness was selected; and

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

SECTION 1: The Mayor is hereby authorized to enter into an agreement with G & G Fitness, as set forth in Exhibit "A" attached hereto.

SECTION 2: The money needed for the aforesaid transaction shall be paid from capital improvements fund no. 401 and recreation center fund no. 341; therefore appropriated or to be appropriated for said purpose and shall not exceed \$37,969.00.

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 Section 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 purchase performance cardio equipment; 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: _____

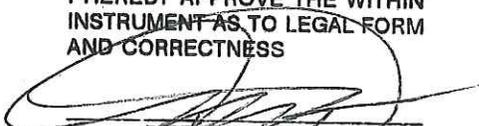
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____



7350 Transit Road
 Williamsville, NY 14221

Quote # 934755
 Rep: JPOLACEK
 Date: 2016-05-18

Commercial Consultant: James Polacek Phone: (440) 653-7026 Fax: (716) 204-2521

SOLD TO

Brookpark Recreation [155631]
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact 1: Maryann Fields 1-216-433-1545
 Contact 2:

SHIP TO

Brookpark Recreation
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact:
 Email: Mfields@cityofbrookpark.com
 Phone:
 Fax:
 Cell:

Description	Qty	MSRP	Price	Ext. Price
Octane Elliptical Pro3700 W/standard Console Model: 103042-550	2	\$4,999.00	\$3,171.00	\$6,342.00
Octane Xr6000 Xride W/standard Console Model: 103498-550	4	\$4,899.00	\$3,034.00	\$12,136.00
Octane Xt-one W/standard Console Model: 109100-500	3	\$7,899.00	\$4,922.00	\$14,766.00
Assault Air Bike Model: AS-ASSAULTB	3	\$1,299.00	\$680.00	\$2,040.00

Estimated Lead Time: Cardio lead times are approximately 4 weeks, Strength lead times are approximately 12 weeks, Custom logo lead times 12-16 weeks.
Requirements: All treadmills require a 120 volt 20 amp dedicated outlet (NEMA 5-20R receptacle). 220 volt treadmills are special order and require an 8 week lead time.
Desired Delivery Date: _____
Frame Color: _____
Upholstery Color: _____
Power Cord Length: _____
Ground Floor Delivery: _____
Door Size: _____
Lift Gate: _____

Delivery/Assembly	\$2,685.00
Taxable Subtotal	\$37,969.00
Sales Tax 0%	\$0.00
TOTAL	\$37,969.00

Comments:

Terms and Conditions

Please select the payment terms desired:

___ Pre-paid: 50% (or more) of total invoice due as down-payment when order is placed. Balance due prior to scheduling delivery.

___ (Initials)

___ Net ___ Days: On approved credit or government purchase order. Full payment will be due on or before the the specified number of days.

___ (Initials)

1. Any and all late payments will be assessed a 1.5% late fee charged on the remaining outstanding balance. Additional late fee charges will accrue thereafter at a rate of 1.5% per 10 day period. Orders with Pre-pay or COD terms will be effectively due on day of delivery for purposes of late charge calculations.
2. If partial deliveries are accepted by the customer, payment for those items is due as they are delivered, per the terms of the sale.
3. G&G Fitness reserves the right to reacquire any equipment equal to the dollar amount owed should late payments exceed 14 days or if regular payment schedules are defaulted at any time.
4. Any and all attorney's fees and other agency fees that may result from non-payment will be charged to the party in default and may be subject to all applicable late fees and charges.
5. Terms and Conditions of sale which appear on purchaser's documents (including purchase orders) and which are inconsistent with these terms shall be voided.
6. Orders canceled after shipment (or after production starts for built-to-order products) are subject to a 20% restocking fee.
7. Delays in delivery at customer request are subject to storage fees of \$10 per month per piece.
8. Customers with sites located beyond twenty-five miles from our nearest service depot may be responsible for additional travel charges for service on equipment even when covered under a manufacturer's labor warranty.
9. Orders over ten thousand dollars paid with a credit card will incur a 2% convenience fee.

Customer Approval Signature

Date

--	--

Quote Valid for 30 Days

By signing you affirm that you are authorized to enter into a purchase agreement on behalf of the aforementioned organization and that you have read and agreed to all specifications, terms and conditions.



7601 Northland Dr. N. #100 Brooklyn Park, MN 55428 USA

Fax: (763) 323-2064
Phone: (763) 757-2662

PROPOSAL

REMIT TO:

OCTANE FITNESS
PO BOX 8807
CAROL STREAM, IL 60197-8807

Order Number: 0000199251
Order Date: 4/13/2016
Salesperson: Matt Hennessey
Customer: 27479
Warehouse: SUPFG

Sold To

Brookpark Recreation
17400 Holland Road
Brookpark, OH 44142 USA

Ship To

Brookpark Recreation
17400 Holland Road
Cleveland, OH 44142 USA

Customer PO	Estimated Ship Date	Ship Via	Shipping Terms	Credit Terms
	4/20/2016	CCX	Destination-Prepaid	Prepay

Item	Qty	Unit Price	Discount	Net Unit Price	Total
1 103042-550 PRO 3700 BASE W/STANDARD CONSOLE Kit Components: 103042-001 PRO 3700 BASE - FIXED STRIDE 107225-001 PRO3700 CONSOLE-STANDARD	2	4,999.00	1,600.00(32%)	3,399.00	6,798.00
2 103498-550 xR6000 BASE W/STANDARD CONSOLE Kit Components: 103498-001 xR6000 BASE - TOTAL BODY SEATED 107228-001 xR6000 CONSOLE- STANDARD	4	4,899.00	1,600.00(33%)	3,299.00	13,196.00
3 109100-500 XT-ONE W/STANDARD CONSOLE Kit Components: 109100-001 XT-ONE BASE 110400-001 XT-ONE STD CONSOLE, ENG	3	7,899.00	2,600.00(33%)	5,299.00	15,897.00
4 DI DELIVERY/INSTALLATION	9	250.00		250.00	2,250.00

Net Order: 55,541.00
Discount: -17,400.00
Sub-total: 38,141.00
Freight: 1,053.41
Sales tax (8.000%): 3,135.57

APPROVED BY:

Title passes per Incoterms.

X

Balance (USD): 42,329.98

Freight charge is valid for up to 5 days from date of sales quote. Any revisions or purchase made after 5 days will affect freight charges.



7601 Northland Dr. N. #100 Brooklyn Park, MN 55428 USA

Fax: (763) 323-2064
Phone: (763) 757-2662

PROPOSAL

REMIT TO:
OCTANE FITNESS
PO BOX 8807
CAROL STREAM, IL 60197-8807

Order Number: 0000199259
Order Date: 4/13/2016
Salesperson: Matt Hennessey
Customer: 27479
Warehouse: SUPFG

Sold To
Brookpark Recreation
17400 Holland Rd
Brookpark, OH 44142 USA

Ship To
Brookpark Recreation
17400 Holland Road
Cleveland, OH 44142 USA

Customer PO	Estimated Ship Date	Ship Via	Shipping Terms	Credit Terms
	4/27/2016	CCX	Destination-Prepaid	Prepay

Item	Qty	Unit Price	Discount	Net Unit Price	Total
1 111446-001 SCHWINN AD PRO	3	1,299.00	400.00(31%)	899.00	2,697.00
2 DI DELIVERY/INSTALLATION	3	175.00		175.00	525.00

Octane Fitness is now offering equipment financing options through United Leasing (as low as 6.9% with approved credit). For a lease quote call Whitney Martin at (800) 742-3928 ext. 3618.

Net Order:	4,422.00
Discount:	-1,200.00
Sub-total:	3,222.00
Freight:	175.79
Sales tax (8.000%):	271.83

APPROVED BY: _____
Title passes per Incoterms.

X

Balance (USD): 3,669.62

P/C 6/7/16 Finance
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10029-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION
IN THE STATE OF OHIO PURCHASING PROGRAM,
FOR THE PURCHASE OF STRENGTH EQUIPMENT,
CARDIO EQUIPMENT AND TREADMILLS,
AND DECLARING AN EMERGENCY

WHEREAS, Section 125.04(B) of the Ohio Revised Code provides the opportunity for political subdivisions in the State of Ohio to participate in contracts of the Ohio Department of Administrative Services for the purchase of equipment for the Recreation Center.

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

SECTION 1: The Mayor hereby requests authority, in the name of the City of Brook Park to participate in the Ohio Department of Administrative Services contract for the purchase of strength equipment, cardio equipment and treadmills pursuant to the Ohio Revised Code Section 125.04(B). Specifically the City of Brook Park requests authority to purchase this equipment for use within the City of Brook Park's Recreation Center.

SECTION 2: The Mayor of the City of Brook Park is hereby authorized to be bound by all terms and conditions as the Department of Administrative Services prescribes.

SECTION 3: The Mayor of the City of Brook Park is authorized to directly pay vendors, under each such contract of the Ohio Department of Administrative Services in which the City of Brook Park participates, for items it receives pursuant to the contract.

SECTION 4: The money needed for the aforesaid transaction shall be paid from capital improvements fund no. 401 and recreation center fund no. 341; theretofore appropriated or to be appropriated for said purpose; the total amount of the purchase of said equipment is \$92,228.00, attached hereto as Exhibit "A-1, A-2 and A-3."

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 action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: 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 the further reason to allow the City to participate in the Ohio Department of Administrative Services in purchasing said strength equipment, cardio equipment and treadmills; 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.

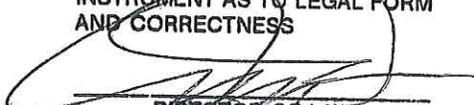
PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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



DIRECTOR OF LAW

DATE

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____



7350 Transit Road
 Williamsville, NY 14221

Quote # 934962
 Rep: JPOLACEK
 Date: 2016-05-18

Commercial Consultant: James Polacek Phone: (440) 653-7026 Fax: (716) 204-2521

SOLD TO

Brookpark Recreation [155631]
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact 1: Maryann Fields 1-216-433-1545
 Contact 2:

SHIP TO

Brookpark Recreation
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact:
 Email: Mfields@cityofbrookpark.com
 Phone:
 Fax:
 Cell:

Description	Qty	MSRP	Price	Ext. Price
Hammer Ground Base Jammer Model: GBJ	1	\$1,839.00	\$1,420.00	\$1,420.00
Hammer Iso-lateral Shoul- Der Press Model: ILSP	1	\$2,259.00	\$1,752.00	\$1,752.00
Hammer Iso-lat. Wide Pulldown Model: ILWPD	1	\$2,189.00	\$1,705.00	\$1,705.00
Hammer Iso-lat Chest Press Model: MTSCP	1	\$4,619.00	\$3,248.00	\$3,248.00
Hammer Mts Decline Press Model: MTSDP	1	\$4,639.00	\$3,271.00	\$3,271.00
Hammer Incline Press Model: MTSIP	1	\$4,619.00	\$3,248.00	\$3,248.00
Hammer Front Pulldown Model: MTSFP	1	\$4,619.00	\$3,248.00	\$3,248.00
Hammer Bicep Curl Model: MTSBC	1	\$4,619.00	\$3,248.00	\$3,248.00
Hammer Mts Tricep Extens- Ion Model: MTSTE	1	\$4,619.00	\$3,248.00	\$3,248.00

Estimated Lead Time: Cardio lead times are approximately 4 weeks, Strength lead times are approximately 12 weeks, Custom logo lead times 12-16 weeks.
Requirements: All treadmills require a 120 volt 20 amp dedicated outlet (NEMA 5-20R receptacle). 220 volt treadmills are special order and require an 8 week lead time.
Desired Delivery Date: _____
Frame Color: _____
Upholstery Color: _____
Power Cord Length: _____
Ground Floor Delivery: _____
Door Size: _____
Lift Gate: _____

Delivery/Assembly	\$1,689.00
Taxable Subtotal	\$26,077.00
Sales Tax 0%	\$0.00
TOTAL	\$26,077.00

Comments:
 STATE CONTRACT

Schedule Number: 800300

Index Number: STS650

Vendor OAKS Contract ID: 800300-4



Terms and Conditions

Please select the payment terms desired:

___ Pre-paid: 50% (or more) of total invoice due as down-payment when order is placed. Balance due prior to scheduling delivery.

_____ (Initials)

___ Net ___ Days: On approved credit or government purchase order. Full payment will be due on or before the the specified number of days.

_____ (Initials)

1. Any and all late payments will be assessed a 1.5% late fee charged on the remaining outstanding balance. Additional late fee charges will accrue thereafter at a rate of 1.5% per 10 day period. Orders with Pre-pay or COD terms will be effectively due on day of delivery for purposes of late charge calculations.
2. If partial deliveries are accepted by the customer, payment for those items is due as they are delivered, per the terms of the sale.
3. G&G Fitness reserves the right to reacquire any equipment equal to the dollar amount owed should late payments exceed 14 days or if regular payment schedules are defaulted at any time.
4. Any and all attorney's fees and other agency fees that may result from non-payment will be charged to the party in default and may be subject to all applicable late fees and charges.
5. Terms and Conditions of sale which appear on purchaser's documents (including purchase orders) and which are inconsistent with these terms shall be voided.
6. Orders canceled after shipment (or after production starts for built-to-order products) are subject to a 20% restocking fee.
7. Delays in delivery at customer request are subject to storage fees of \$10 per month per piece.
8. Customers with sites located beyond twenty-five miles from our nearest service depot may be responsible for additional travel charges for service on equipment even when covered under a manufacturer's labor warranty.
9. Orders over ten thousand dollars paid with a credit card will incur a 2% convenience fee.

Customer Approval Signature

Date

--	--

Quote Valid for 30 Days

By signing you affirm that you are authorized to enter into a purchase agreement on behalf of the aforementioned organization and that you have read and agreed to all specifications, terms and conditions.



7350 Transit Road
 Williamsville, NY 14221

Quote # 933634
 Rep: JPOLACEK
 Date: 2016-05-18

Commercial Consultant: James Polacek Phone: (440) 653-7026 Fax: (716) 204-2521

SOLD TO

Brookpark Recreation [155631]
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact 1: Maryann Fields 1-216-433-1545
 Contact 2:

SHIP TO

Brookpark Recreation
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact:
 Email: Mfields@cityofbrookpark.com
 Phone:
 Fax:
 Cell:

Description	Qty	MSRP	Price	Ext. Price
Life Fitness Integrity Elliptical Domestic Model: CLSX-DOMXX-05	1	\$4,880.00	\$3,174.00	\$3,174.00
Life Fit Integrity Recumbent Cycle Domestic Model: CLSR-DOMXX-05	4	\$3,524.00	\$2,213.00	\$8,852.00
Life Fitness Integrity Upright Cycle Domestic Model: CLSC-DOMXX-05	2	\$3,419.00	\$1,973.00	\$3,946.00
Life Fitness Stairclimber Integrity Domestic Model: CLSS-DOMXX-05	2	\$3,940.00	\$2,545.00	\$5,090.00
Life Fit Adjustable Cable Crossover Connects Cores Model: MJAXO-STA	1	\$4,339.00	\$3,037.00	\$3,037.00
Life Fitness Core Tower - Multi Gym Model: MJ-CORE	2	\$1,279.00	\$895.00	\$1,790.00
Life Fitness Row For Mj Station Model: MJRW-STA	2	\$2,329.00	\$1,635.00	\$3,270.00
Life Fit Lat Pulldown For Mj Station Model: MJLP-STA	2	\$2,329.00	\$1,635.00	\$3,270.00
Life Fit Tricep Pushdown For Mj Station Model: MJTP-STA	2	\$1,669.00	\$1,167.00	\$2,334.00

Estimated Lead Time: Cardio lead times are approximately 4 weeks, Strength lead times are approximately 12 weeks, Custom logo lead times 12-16 weeks.
Requirements: All treadmills require a 120 volt 20 amp dedicated outlet (NEMA 5-20R receptacle). 220 volt treadmills are special order and require an 8 week lead time.
Desired Delivery Date: _____
Frame Color: _____
Upholstery Color: _____
Power Cord Length: _____
Ground Floor Delivery: _____
Door Size: _____
Lift Gate: _____

Delivery/Assembly	\$3,270.00
Taxable Subtotal	\$38,033.00
Sales Tax 0%	\$0.00
TOTAL	\$38,033.00

Comments:
 STATE CONTRACT

Schedule Number: 800300

Index Number: STS650

Vendor OAKS Contract ID: 800300-4



Terms and Conditions

Please select the payment terms desired:

___ Pre-paid: 50% (or more) of total invoice due as down-payment when order is placed. Balance due prior to scheduling delivery.

_____ (Initials)

___ Net ___ Days: On approved credit or government purchase order. Full payment will be due on or before the the specified number of days.

_____ (Initials)

1. Any and all late payments will be assessed a 1.5% late fee charged on the remaining outstanding balance. Additional late fee charges will accrue thereafter at a rate of 1.5% per 10 day period. Orders with Pre-pay or COD terms will be effectively due on day of delivery for purposes of late charge calculations.
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7. Delays in delivery at customer request are subject to storage fees of \$10 per month per piece.
8. Customers with sites located beyond twenty-five miles from our nearest service depot may be responsible for additional travel charges for service on equipment even when covered under a manufacturer's labor warranty.
9. Orders over ten thousand dollars paid with a credit card will incur a 2% convenience fee.

Customer Approval Signature

Date

--	--

Quote Valid for 30 Days

By signing you affirm that you are authorized to enter into a purchase agreement on behalf of the aforementioned organization and that you have read and agreed to all specifications, terms and conditions.



7350 Transit Road
 Williamsville, NY 14221

Quote # 934961
 Rep: JPOLACEK
 Date: 2016-05-18

Commercial Consultant: James Polacek Phone: (440) 653-7026 Fax: (716) 204-2521

SOLD TO

Brookpark Recreation [155631]
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact 1: Maryann Fields 1-216-433-1545
 Contact 2:

SHIP TO

Brookpark Recreation
 17400 Holland Rd.

 Brookpark, OH 44142
 Contact:
 Email: Mfields@cityofbrookpark.com
 Phone:
 Fax:
 Cell:

Description	Qty	MSRP	Price	Ext. Price
Life Fitness Integrity Treadmill Domestic Model: CLST-DOMXX-05	6	\$7,650.00	\$4,369.00	\$26,214.00

Estimated Lead Time: Cardio lead times are approximately 4 weeks, Strength lead times are approximately 12 weeks, Custom logo lead times 12-16 weeks.
Requirements: All treadmills require a 120 volt 20 amp dedicated outlet (NEMA 5-20R receptacle). 220 volt treadmills are special order and require an 8 week lead time.
Desired Delivery Date: _____
Frame Color: _____
Upholstery Color: _____
Power Cord Length: _____
Ground Floor Delivery: _____
Door Size: _____
Lift Gate: _____

Delivery/Assembly	\$1,904.00
Taxable Subtotal	\$28,118.00
Sales Tax 0%	\$0.00
TOTAL	\$28,118.00

Comments:

STATE CONTRACT

Schedule Number: 800300

Index Number: STS650

Vendor OAKS Contract ID: 800300-4

Terms and Conditions

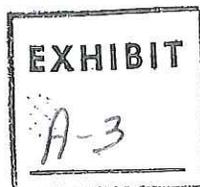
Please select the payment terms desired:

___ Pre-paid: 50% (or more) of total invoice due as down-payment when order is placed. Balance due prior to scheduling delivery.

___ (Initials)

___ Net ___ Days: On approved credit or government purchase order. Full payment will be due on or before the the specified number of days.

___ (Initials)



1. Any and all late payments will be assessed a 1.5% late fee charged on the remaining outstanding balance. Additional late fee charges will accrue thereafter at a rate of 1.5% per 10 day period. Orders with Pre-pay or COD terms will be effectively due on day of delivery for purposes of late charge calculations.
2. If partial deliveries are accepted by the customer, payment for those items is due as they are delivered, per the terms of the sale.
3. G&G Fitness reserves the right to reacquire any equipment equal to the dollar amount owed should late payments exceed 14 days or if regular payment schedules are defaulted at any time.
4. Any and all attorney's fees and other agency fees that may result from non-payment will be charged to the party in default and may be subject to all applicable late fees and charges.
5. Terms and Conditions of sale which appear on purchaser's documents (including purchase orders) and which are inconsistent with these terms shall be voided.
6. Orders canceled after shipment (or after production starts for built-to-order products) are subject to a 20% restocking fee.
7. Delays in delivery at customer request are subject to storage fees of \$10 per month per piece.
8. Customers with sites located beyond twenty-five miles from our nearest service depot may be responsible for additional travel charges for service on equipment even when covered under a manufacturer's labor warranty.
9. Orders over ten thousand dollars paid with a credit card will incur a 2% convenience fee.

Customer Approval Signature

Date

--	--

Quote Valid for 30 Days

By signing you affirm that you are authorized to enter into a purchase agreement on behalf of the aforementioned organization and that you have read and agreed to all specifications, terms and conditions.

P/C 3/15/16 Legislative
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10025-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING AND DIRECTING THE MAYOR
TO ENTER INTO THE RESTATEMENT OF THE
WATER SERVICE AGREEMENT WITH THE CITY OF CLEVELAND

WHEREAS, the City of Brook Park has previously entered into certain agreements with the City of Cleveland related to the provision of water service to the City of Brook Park's residents and businesses; and

WHEREAS, the City of Cleveland amended and restated the various agreements so that it may continue to reimburse communities, beyond the year 2012, for replacement water lines; and

WHEREAS, the Council finds and determines that the proposed Restatement of the Water Service Agreement is in the best interests of the City of Brook Park, its water users and ratepayers, and its taxpayers and residents.

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

SECTION 1: That the Mayor be and is hereby authorized and directed to enter into the "Restatement of the Water Service Agreement" with the City of Cleveland, which is on file in the Clerk of Council's office.

SECTION 2: That the Mayor may take such further actions and sign such documents as are necessary to fully implement the "Restatement of the Water Service Agreement."

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 Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance 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

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


DIRECTOR OF LAW

DATE

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____

P/C 3/15/16 Legislative
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 16-2016

INTRODUCED BY: MAYOR COYNE

A RESOLUTION
AUTHORIZING THE MAYOR
TO ENTER INTO A RESTATEMENT OF THE
WATER SERVICE AGREEMENT FOR DIRECT
SERVICE WITH THE CITY OF CLEVELAND,
AND DECLARING AN EMERGENCY.

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

SECTION 1: The Mayor be, and he hereby is, authorized to enter into a Restatement of the Water Service Agreement for direct Service with the City of Cleveland for the transfer of water service assets, a copy of which Agreement is attached hereto as Exhibit "A."

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 to authorize the Mayor to enter into a Restatement of Water Service Agreement for Direct Service with the City of Cleveland; therefore provided 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: _____

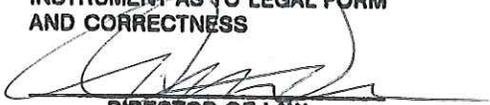
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

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


DIRECTOR OF LAW

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____

P/C 3/15/16 Legislative
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 17-2016

INTRODUCED BY: MAYOR COYNE

A RESOLUTION
AUTHORIZING THE MAYOR
TO ENTER INTO AN ASSET TRANSFER
AGREEMENT WITH THE CITY OF CLEVELAND
FOR THE TRANSFER OF WATER SERVICE ASSETS,
AND DECLARING AN EMERGENCY.

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

SECTION 1: The Mayor be, and he hereby is, authorized to enter into an Asset Transfer Agreement with the City of Cleveland for the transfer of water service assets, a copy of which Agreement is attached hereto as Exhibit "A."

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 to authorize the Mayor to enter into an Asset Transfer Agreement with the City of Cleveland; therefore provided 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: _____

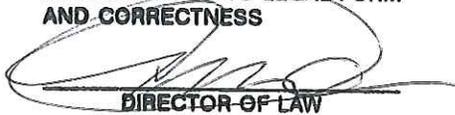
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____

P/C 3/15/16 Legislativ
CA 6/14/16
1st R 6/21/16
2nd R 8/2/16
3rd R
B/C

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 18-2016

INTRODUCED BY: MAYOR COYNE

A RESOLUTION
AUTHORIZING THE MAYOR
TO ENTER INTO A MUNICIPAL UTILITY
DISTRICT AGREEMENT WITH THE CITY
OF CLEVELAND IN CONNECTION WITH
THE PROVISION OF WATER SERVICE,
AND DECLARING AN EMERGENCY.

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

SECTION 1: The Mayor be, and he hereby is, authorized to enter into a Municipal Utility District Agreement with the City of Cleveland in connection with the provision of water service, a copy of which Agreement is attached hereto as Exhibit "A."

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 to authorize the Mayor to enter into a Municipality Utility District Agreement with the City of Cleveland; therefore provided 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

Troyer
Mencini
Powers
Scott
Burgio
McCormick
Salvatore

	Yea	Nay
Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burgio	_____	_____
McCormick	_____	_____
Salvatore	_____	_____

DATE