

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, SEPTEMBER 20, 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:

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):**

1. AMENDMENT TO COUNCIL RULE NO. 5
2. AMENDMENT TO COUNCIL RULE NO. 11
3. AMENDMENT TO COUNCIL RULE NO. 25
4. NEW PROPOSAL FOR COUNCIL RULE NO. 29

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. RESOLUTION NO. 26-2016, DESIGNATING THE DEPOSITORIES OF THE ACTIVE FUNDS OF THE CITY OF BROOK PARK, OHIO, FOR A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016 AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
2. RESOLUTION NO. 27-2016, DESIGNATING THE DEPOSITORIES OF THE INTERIM FUNDS OF THE CITY OF BROOK PARK, OHIO, FOR A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016 AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
3. RESOLUTION NO. 28-2016, ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
4. RESOLUTION NO. 29-2016, HONORING SAMANTHA ROCCO, MISS BROOK PARK 2015, AND DECLARING AN EMERGENCY. Introduced by Councilman Salvatore, Council Members Troyer, Mencini, Scott, Burgio, McCormick and Council President Astorino

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

5. A RESOLUTION NO. 30-2016, HONORING ANNA MARIE SULMINSKI MISS BROOK PARK 2016 AND DECLARING AN EMERGENCY. Introduced by Council Salvatore, Council Members Troyer, Mencini, Powers, Scott, Burgio, McCormick and Council President Astorino
6. RESOLUTION NO. 31-2016, HONORING BROOKLYN VARGA JUNIOR MISS BROOK PARK 2016 AND DECLARING AN EMERGENCY. Introduced by Council Salvatore, Council Members Troyer, Mencini, Powers, Scott, Burgio, McCormick and Council President Astorino
7. RESOLUTION NO. 32-2016, HONORING THE CLEVELAND CAVALIERS 2016 NATIONAL BASKETBALL CHAMPIONSHIP AND DECLARING AN EMERGENCY. Introduced by Council Salvatore, Council Members Troyer, Mencini, Powers, Scott, Burgio, McCormick and Council President Astorino

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

1. RESOLUTION NO. 13-2016, SUPPORTING OHIO HOUSE BILL 523 TO LEGALIZE MEDICAL MARIJUANA IN THE STATE OF OHIO AND DECLARING AN EMERGENCY. Introduced by Councilwoman McCormick.
2. ORDINANCE NO. 10035-2016, AN EMERGENCY ORDINANCE AMENDING SECTION 143.026 FO THE CODIFIED ORDINANCES OF THE CITY OF BROOK PARK REGARDING THE STAFFING OF THE FIRE SAFETY PERSONNEL WITHIN THE CITY AND DECLARING AN EMERGENCY. Introduced by Councilman Troyer, Council Members Powers and McCormick.

P. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Q. ADJOURNMENT:

SYNOPSIS OF RESOLUTIONS AND ORDINANCES
FOR THE COUNCIL MEETING OF TUESDAY, SEPTEMBER 20, 2016

FIRST READING:

Res. No. 26-2016 A RESOLUTION DESIGNATING THE DEPOSITORIES OF THE ACTIVE FUNDS OF THE CITY OF BROOK PARK, OHIO, FOR A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016, AND DECLARING AN EMERGENCY.

SYNOPSIS: A Resolution naming which banks and banking institutions become the depositories of the City's Active Funds in the amount of \$20,000,000.00 for the next five years.

Res. No. 27-2016 A RESOLUTION DESIGNATING THE DEPOSITORIES OF THE INTERIM FUNDS OF THE CITY OF BROOK PARK, OHIO FOR A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016 AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution naming which banks and banking institutions become the depositories of the City's Interim Funds in the amount of 20,000,000.00 for the next five years.

Res. No. 28-2016 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution that accepts the amounts and rates as determined by the Budget Commission and further authorizing the tax levies.

Res. No. 29-2016 A RESOLUTION HONORING SAMANTHA ROCCO MISS BROOK PARK 2015, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution that honors and congratulates Samantha Rocco for being chosen Miss Brook 2015 and representing the City of Brook Park.

Res. No. 30-2016 A RESOLUTION HONORING ANNA MARIE SULMINSKI MISS BROOK PARK 2016, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution that honors and congratulates Anna Marie Sulminski for being chosen Miss Brook Park 2016 and wishing her the best in her future.

Res. No. 31-2016 A RESOLUTION HONORING BROOKLYN VARGA JUNIOR MISS BROOK PARK 2016, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution that honors and congratulates Brooklyn Varga as being chosen Miss Junior Brook Park 2016, and wishing her the best in her future.

Res. No. 32-2016

A RESOLUTION HONORING THE CLEVELAND CAVALIERS 2016 NATIONAL BASKETBALL CHAMPIONSHIP, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution honoring and thanking our very own 2016 Cleveland Cavaliers as the National Basketball Champions.

THIRD READING:

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.

Ord. No. 10035-2016

AN EMERGENCY ORDINANCE AMENDING SECTION 143.026 OF THE CODIFIED ORDINANCES OF THE CITY OF BROOK PARK REGARDING THE STAFFING OF FIRE SAFETY PERSONNEL WITHIN THE CITY AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance amending Section 143.026 of our codified ordinances to allow staffing by sufficient firefighters at 17401 Holland Road, (Station No. 1) and 22530 Ruple Road (Station No. 2) as necessary and to implement and comply with NFPA 1710 to provide proper turnout time and staffing.

PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
September 15, 2016

RULE 5: STANDING COMMITTEES

All Regular Standing Committee Meetings shall be held at City Hall. No later than the second Regular Meeting of Council, the President of Council shall appoint a Chairman and an Acting Chairman for each of the Regular Standing Committees. In the absence of the Chairman, the Acting Chairman shall preside and, until the regular Chairman appears, shall discharge all of the duties of the Chairman during such absence.

All Regular Standing Committees shall be comprised of the Council of the Whole; namely, the four (4) Ward Councilmen and the three (3) Councilmen at Large.

The Order of Business shall be as follows:

- A. ROLL CALL**
- B. APPROVAL OF MINUTES OF PRECEDING MEETINGS**
- C. OLD BUSINESS**
- D. NEW BUSINESS**
- E. ADJOURNMENT**

All Regular Standing Committees consisting of the Committee of the Whole shall hold their regular meetings on the second (2nd) and fourth (4th) Tuesdays of each month at 7:00 p.m. Should additional meetings be required, they may be scheduled at the discretion of the President of Council and/or a majority of the Members of Council. (Amended/Adopted 1/4/16).

A majority (4) of the Members of the Committee of the Whole shall constitute a quorum for the transaction of business.

The Chairman of each Standing Committee shall submit to the Clerk of Council all requests from his committee to be placed on the agenda for the Committee of the Whole Meeting at least ninety-six (96) hours in advance.

The agendas for all Regular Council and Committee of the Whole Meetings shall be prepared by the President of Council and each member of the Committee of the Whole shall have a copy of the agenda at least seventy-two (72) hours in advance in his mailbox at City Hall.

In the event of additions to the agendas for Regular Council or Committee of the Whole meetings, a supplement agenda, showing new additions only, shall be given to each member of Council prior to the meeting.

Complete minutes shall be kept by the Clerk of Council of all business discussed by the Committee of the Whole and the vote on all matters before the Committee shall be recorded in the minutes of each regular or specially called meeting.

Copies of these detailed minutes shall be available to all Members of Council, the Mayor and the President of Council in their mailbox at City Hall and shall be accepted by a majority (4) vote Council at the next regularly scheduled Committee Meeting.

THE STANDING COMMITTEES SHALL BE: (Eight)

FINANCE

To which all ordinances and resolutions shall be referred and other matters relating to finance, indebtedness, appropriations, the payment of monies not provided for by previous legislation taxation and all matters pertaining to the Department of Finance, the standardization of salaries and wages, civil service, pension of employees, and the sale and purchase of real estate.

PUBLIC SAFETY

To which shall be referred all ordinances, resolutions and other matters pertaining to police and fire, and matters pertaining to concession upon public streets, inspection of buildings, and enforcement of the Building Code.

SERVICE AND DEVELOPMENT

To which shall be referred all ordinances, resolutions and other matters pertaining to street and sewer improvements, switch track and pipe lines, elimination of grade crossings street cleaning, waste collection and disposal matters pertaining to streets, taxes and assessments pertaining to sidewalks and street improvements.

CITY PLANNING

To which shall be referred all ordinances, resolutions and other matters relating to City Planning, the City Planning Commission and new municipal buildings, proposals, etc.

BOARD OF ZONING APPEALS

To which shall be referred all ordinances, resolutions and other matters relating to zoning issues, appeals, etc. (Amended per City Charter 11/7/01)

LEGISLATIVE, PUBLIC UTILITY

To which shall be referred all ordinances, resolutions and other matters pertaining to County, State and Federal legislation affecting the City, annexations, redistricting all initiative, referendum and recall petitions, all matters relating to courts, ordinances relating to license and those imposing fines penalties, forfeitures or imprisonment,

printing and advertising; and the City's water supply, sewage disposal, ordinances and resolutions pertaining to rates to be paid by the City to any public utility for street lighting or other utility services, and to existing or proposed franchises.

PUBLIC PARKS & RECREATION

To which shall be referred all ordinances, resolutions and other matters pertaining to public parks, public places, public recreation, playgrounds, public buildings not specifically related or belonging to some department or division, and to the use of City property and land for public purposes.

AVIATION AND ENVIRONMENTAL

To which shall be referred all ordinances, resolutions and all other matters pertaining to airport; air and water pollution control; some abatement; and other environmental nuisances.

**HOSPITAL BOARD OF TRUSTEES
SOUTHWEST HEALTH CENTER**

Council shall elect a Trustee to represent the City of Brook Park, and he/she shall serve at the pleasure of Council. He/She will present a report to Council through the President of Council when necessary.

**REPRESENTATIVE TO BEREAS
SCHOOL BOARD**

Council may elect a delegate or committee to represent the City of Brook Park and he/she shall serve at the pleasure of Council. He/She will present a report to Council through the President of Council when necessary.

**REPRESENTATIVES IN AIRPORT-
RELATED MATTERS AND AIRPORT
NOISE CONTROL**

Council may elect a representative to represent the City of Brook Park and he/she shall serve at the pleasure of Council. He/She will present a report to Council through the President of Council. (Amended/Adopted 1/4/16)

Persons desiring to be heard by any Standing Committee of the Whole, on any matter under consideration may, by consent of the Chairman and/or President of Council, be given an opportunity to be heard thereon.

Any legislation submitted to a Standing Committee must be placed on the agenda of the Committee of the Whole within a reasonable length of time. Any Council Member may request that legislation left in committee for ninety (90) days without official action or discussion be placed on the next regular caucus agenda.

PROPOSED AMENDMENT: Any legislation submitted to a Standing Committee must be placed on the agenda of the Committee of the Whole within a reasonable length of time. Any Council Member may request that legislation left in committee for sixty (60) days without official action or discussion be placed on the next regular caucus agenda.

Any legislation assigned to a Standing Committee shall be posted on the bulletin board in the Council Office and copies placed in the Committee Chairman's mailbox at City Hall within forty-eight (48) hours after assignment.

PROPOSED AMENDMENT: Any legislation assigned to a Standing Committee shall be posted on the bulletin board in the Council Office and copies placed in the Committee Chairman's mailbox at City Hall within forty-eight (48) hours after assignment **and copies of all legislation shall also be emailed to all Members of Council within 48 hours after assignment and shall also be posted to the City Council website for public viewing.**

NOTE:

Representatives of the Hospital Board and Berea School Board, shall be appointed by the majority Members of Council. (Amended 6/7/11 – Verbal Approval)

RULE 11: PROCEDURE OF MOTIONS

When a motion is before Council, no motion shall be entertained except the following:
(Note: *Can be amended; the others cannot.)

1. Fix the time to which to adjourn (when privileged)*
2. Adjourn (when privileged)*
3. Take a recess (when privileged)*
4. Raise a question of privilege
5. Call for the Orders of the Day

6. Lay on the table
7. Remove from table
8. Previous Question 2/3 (5)

9. Postpone to a certain time*
10. Commit or refer*
11. Amend*
12. Postpone indefinitely
13. Main Motion

(H)

These motions shall have precedence in the order indicated. The ordinary motions rank the lowest at the bottom and highest at the top of the list. When any one of them is immediately pending, the motions above it are in order and those below it are out of order.

The first three motions are not always privilege. To "Fix the time to which to adjourn" is privileged only when another question is pending, and in an assembly that has made no provision for another meeting on the same or the next day. To "adjourn" loses its privilege character and is a main motion if, in any way qualified or if its effect if adopted, is to dissolve the assembly without any provision for its meeting again. "To take a recess" is privileged only when other business is pending.

PROPOSED AMENDMENT: RULE 11: PROCEDURE OF MOTIONS

1. Fix the time to which to adjourn (when privileged)*
2. Adjourn (when privileged) **requires a vote of majority of Council***
3. Take a recess (when privileged)*
4. Raise a question of privilege
5. Call for the Orders of the Day

6. Lay on the table
7. Remove from table
8. Previous Question 2/3 (5)

9. Postpone to a certain time*
10. Commit or refer*
11. Amend*
12. Postpone indefinitely
13. Main Motion

RULE 25: PARLIMENTARY AUTHORITY:

Any rule not specifically covered by these listed rules shall be determined by referral to 'Roberts Rules of Order, 9th edition. (Amended/Adopted 2/1/00)

PROPOSED AMENDMENT: RULE 25: PARLIMENTARY AUTHORITY:

Any rule not specifically covered by these listed rules, shall be determined by referral to **the latest revision** of 'Roberts Rules of Order'.

NEW RULE 29 - TIME LIMIT

Any legislation introduced which is not passed or defeated within two years of the date that it was first introduced shall be automatically removed from consideration, unless a separate motion of Council passed by a majority vote plus one (5) of all voting members elected extends the time period for consideration to a date certain.

P/C 9/6/16 Finance
CA 9/13/16
1st R 9/20/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Resolution No. 26-2016

Introduced By: MAYOR COYNE

A RESOLUTION
DESIGNATING THE DEPOSITORIES OF THE ACTIVE
FUNDS OF THE CITY OF BROOK PARK, OHIO, FOR
A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016,
AND DECLARING AN EMERGENCY

WHEREAS, Huntington National Bank, PNC Bank, and Fifth Third Bank are banking institutions and are eligible to become the depositories of the City's Active Funds in the amount thereafter set forth, and have filed applications to become the depository of the Active Funds of said City for said five year period; 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 determines that the estimated amount of the Active Funds of the City for deposit in an eligible depository during the five year period beginning October 7, 2016, is \$20,000,000.00.

SECTION 2: Huntington National Bank, PNC Bank, and Fifth Third Bank are applicants for the deposit of Active Funds of said City, be determined to be eligible depositories for said Active Funds during the period as aforesaid, and the Director of Finance of the City is hereby authorized to deposit such Active Funds as he deems advisable in said depositories according to law and upon receipt of the proper security.

SECTION 3: The period for the designation of depository for the Active Funds of said City shall be for the five year period dating from October 7, 2016.

SECTION 4: The Mayor and Finance Director shall be authorized to enter into depository agreements with said banks as the

depositories of the Active Funds of the City for the aforesaid five year period application of said banks.

SECTION 5: 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 6: 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 to immediately designate depositories before the present agreement terminates; 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 9/6/16 Finance
CA 9/13/16
1st R 9/20/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Resolution No. 27-2016

Introduced By: MAYOR COYNE

A RESOLUTION
DESIGNATING THE DEPOSITORIES OF THE INTERIM
FUNDS OF THE CITY OF BROOK PARK, OHIO, FOR
A PERIOD OF FIVE YEARS BEGINNING OCTOBER 7, 2016
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 Council of the City of Brook Park determines that the estimated amount of the Interim Funds of the City for deposit in an eligible depository during the five year period beginning October 7, 2016, is \$20,000,000.00.

SECTION 2: The period for the designation of a depository for the Interim Funds of said City shall be for the five year period dating from October 7, 2016.

SECTION 3: The following applicants for the deposit of Interim Funds of said City, shall be determined to be eligible depositories for said Interim Funds during the period as aforesaid, and the Director of Finance of the City is hereby authorized to deposit such Interim Funds as he deems advisable in said depositories according to law and upon receipt of the proper security:

JP Morgan Chase Bank, N.A.
Key Bank
PNC Bank
Huntington National Bank
First Merit Bank
Fifth Third Bank

SECTION 4: The Mayor and Finance Director shall be authorized to enter into depository agreements with said banks as the depositories of the Interim Funds of the City for the aforesaid five year period application of said banks.

SECTION 5: 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 6: 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 to identify the depositories to the present agreement; 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: _____

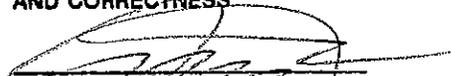
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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


DIRECTOR OF LAW

CITY OF BROOK PARK, OHIO

P/O 9/6/16 Finance
CA 9/13/16
1st R 9/20/16
2nd R
3rd R
B/C

RESOLUTION NO. 28-2016

INTRODUCED BY: MAYOR COYNE

**A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER,
AND DECLARING AN EMERGENCY**

The Council of the City of Brook Park, Cuyahoga County, Ohio met in regular session on the _____ day of _____, 2016, at the Brook Park Council Chambers.

WHEREAS, this Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2017; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation;

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

SECTION 1: That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION 2: That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as set forth in Exhibits "A" and "B."

SECTION 3: That the Clerk of Council is hereby directed to certify a copy of this Resolution to the Fiscal Officer of Cuyahoga County.

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 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 accept the amounts and rates as determined by the Budget Commission, authorizing tax levies and certifying them to the Cuyahoga County Fiscal Officer; 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: _____

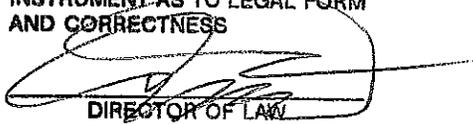
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	Co. Fiscal Officer's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Total General Fund outside 10m. Limitation.		
Park Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Recreation Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	

and be it further
RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this
Resolution to the Fiscal Officer of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. _____

Mr./Mrs. _____

Mr./Mrs. _____

Adopted the _____ day of _____, 20____.

Attest:

President of Council

Clerk of Council



CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, _____ County, ss.

I, _____, Clerk of the Council of the City

of _____ within and for said County, and in whose custody the Files
and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby
certify that the foregoing is taken and copied from the original _____

now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20 ____

Clerk of Council

No. _____

COUNCIL OF THE CITY OF

County, Ohio.

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER

(City Council)

Adopted _____, 20 ____

Clerk of Council

Filed _____, 20 ____

County Fiscal Officer

By _____
Deputy

RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES
AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

(CITY COUNCIL)
Revised Code, Secs. 5705.34-5705.35

The Council of the City of Brook Park, Cuyahoga
County, Ohio, met in _____ session on the _____ day of _____
(Regular Or Special)
2016, at the office of _____ with the following members

present:

Mr./Mrs. _____ moved the adoption of the following Resolution:

WHEREAS, This Council in accordance with the provisions of law has previously
adopted a Tax Budget for the next succeeding fiscal year commencing January 1st,
2017; and

WHEREAS, The Budget Commission of Cuyahoga County, Ohio, has
certified its action thereon to this Council together with an estimate by the County Fiscal Officer of the rate
of each tax necessary to be levied by this Council, and what part thereof is without, and what part
within the ten mill tax limitation; therefore, be it

RESOLVED, By the Council of the City of Brook Park,
Cuyahoga County, Ohio, that the amounts and rates, as determined
by the Budget Commission in its certification, be and the same are hereby accepted; and be it further

RESOLVED, That there be and is hereby levied on the tax duplicate of said City the rate
of each tax necessary to be levied within and without the ten mill limitation as follows:

CITY OF BROOK PARK, OHIO

Resolution No. 29-2016

Introduced By: COUNCILMAN SALVATORE, COUNCIL MEMBERS TROYER,
MENCINI, SCOTT, BURGIO, McCORMICK AND COUNCIL PRESIDENT ASTORINO

A RESOLUTION
HONORING SAMANTHA ROCCO
MISS BROOK PARK 2015,
AND DECLARING AN EMERGENCY

WHEREAS, Samantha Rocco, has lived in Brook Park her entire life with her parents, John and Jen, her brothers Ray and Sal and her dog Lexi; and

WHEREAS, Samantha Rocco was president of the Speech and Debate Team and member of the Junior State of America, where she had the opportunity to travel to Washington, DC to debate world issues during this past school year; and

WHEREAS, Samantha Rocco currently is attending Ohio State University; and

WHEREAS, this past year Samantha Rocco dedicated herself to her City as an active member of the IMPACT youth mentoring group, helped plan and attend various events through the year, and volunteered her time to help out the Brook Park Senior Citizens Club; and

WHEREAS, Samantha Rocco was honored to be chosen as a Best of Brook Park award recipient, and helped Mrs. Healy choreograph the Little Princesses; and

WHEREAS, Samantha Rocco is a 2016 graduate from Berea-Midpark and is attending Ohio State University at Mansfield this Fall to pursue her career in education; and

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

SECTION 1: The Mayor and Council of the City of Brook Park, personally and collectively wish to congratulate Samantha Rocco for being chosen Miss Brook Park 2015 and for representing the City of Brook Park.

SECTION 2: The Mayor and Council extend their congratulations and offer best wishes to Samantha Rocco in all her future endeavors and pursuits.

SECTION 3: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Samantha Rocco, 5377 West 151st Street, Brook Park, OH 44142.

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 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 honor Samantha Rocco, Miss Brook Park 2015; 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

CITY OF BROOK PARK, OHIO

Resolution No. 30-2016

Introduced By: COUNCILMAN SALVATORE, COUNCIL MEMBERS TROYER, MENCINI, POWERS, SCOTT, BURGIO, McCORMICK AND COUNCIL PRESIDENT ASTORINO

A RESOLUTION
HONORING ANNA MARIE SULMINSKI
MISS BROOK PARK 2016,
AND DECLARING AN EMERGENCY

WHEREAS, Anna Marie Sulminski, is a resident of Brook Park;
and

WHEREAS, Anna Marie Sulminski is a member of the National Honor Society and has applied to Future Agents in Training Camp through the FBI and was accepted and is still involved with the FBI training camps;

WHEREAS, Anna Marie Sulminski possesses interests in playing the trumpet in marching band, varsity cheerleading, and a member of the track team; and

WHEREAS, Anna Marie Sulminski is looking forward to being involved in the community and reaching out to others, especially through the recreation center clubs, and schools;

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

SECTION 1: The Mayor and Council of the City of Brook Park, personally and collectively wish to congratulate Anna Marie Sulminski for being chosen Miss Brook Park 2016.

SECTION 2: The Mayor and Council extend their congratulations and offer best wishes to Anna Marie Sulminski in all her future endeavors and pursuits.

SECTION 3: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Anna Marie Sulminski, 6506 Haviland Drive, Brook Park, OH 44142.

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 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 honor Anna Marie Sulminski, Miss Brook Park 2016; 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

CITY OF BROOK PARK, OHIO

Resolution No. 31-2016

Introduced By: COUNCILMAN SALVATORE, COUNCIL MEMBERS TROYER, MENCINI, POWERS, SCOTT, BURGIO, McCORMICK AND COUNCIL PRESIDENT ASTORINO

A RESOLUTION
HONORING BROOKLYN VARGA
JUNIOR MISS BROOK PARK 2016,
AND DECLARING AN EMERGENCY

WHEREAS, Brooklyn Varga, is a resident of Brook Park; and

WHEREAS, Brooklyn Varga is an incoming sixth grader at Ford Intermediate School and is a member of the mileage club at school, participated in choir and TNT; and

WHEREAS, Brooklyn Varga has been a little princess in Brook Park for six years and this year was an usherette all while running for Junior Miss Brook Park 2016; and

WHEREAS, Brooklyn Varga has been a member of X-treme Gymnastics Competition Team for the past five seasons and is the current state champion on uneven bars and all around for level five in the State of Ohio; and

WHEREAS, Brooklyn Varga has performed as a member of the Cavs Kids Dance "Team for four seasons, and in her free time likes to swim and ride roller coasters; and

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

SECTION 1: The Mayor and Council of the City of Brook Park, personally and collectively wish to congratulate Brooklyn Varga for being chosen Junior Miss Brook Park 2016.

SECTION 2: The Mayor and Council extend their congratulations and offer best wishes to Brooklyn Varga in all her future endeavors and pursuits.

SECTION 3: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Brooklyn Varga, 6023 Michael Drive, Brook Park, OH 44142

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 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 honor Brooklyn Varga, Junior Miss Brook Park 2016; 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

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 32-2016

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

A RESOLUTION
HONORING THE CLEVELAND CAVALIERS
2016 NATIONAL BASKETBALL CHAMPIONSHIP,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park is extremely proud to celebrate the Cleveland Cavaliers 2016 National Basketball Championship; and

WHEREAS, the 2016 Cavaliers Championship team, Matthew Dellavedova, Channing Frye, Kyrie Irving, LeBron James, Richard Jefferson, Dahntay Jones, James Jones, Sasha Kaun, Kevin Love, Jordan McRae, Timofey Mozgov, Iman Shumpert, J.R. Smith, Tristan Thompson, and Mo Williams deserve honor, praise and congratulations on breaking our 52 year sports curse for Cleveland; and

WHEREAS, the success of the 2016 Cavaliers has stimulated the local economy and generated millions of dollars in local economic activity; and

WHEREAS, the 2016 Cleveland Cavaliers put the thrill and excitement back in our hearts in the "CLE" and the "216."

WHEREAS, the Cleveland Cavaliers are the first team in the history of the NBA to come back and win a championship after being down 3-1 in the Finals series; and

WHEREAS, LeBron James was unanimously named the Most Valuable Player (MVP) of the NBA Finals Series for his leadership, strength, commitment, and talent;

WHEREAS, the entire 2016 Cleveland Cavaliers Team along with coach Tyronn Lue, General Manager David Griffin, and Dan Gilbert majority owner and chairman secured the first championship in franchise history; and

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

SECTION 1: The Mayor and Council wish to recognize, honor, and thank the 2016 Cleveland Cavaliers for their dedication, strength and perseverance in defeating the Golden State Warriors 93-89 in game 7 of the NBA Final Championships.

SECTION 2: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to the majority owner and chairman Dan Gilbert.

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 and congratulate the 2016 Cleveland Cavaliers on their NBA Championship; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 13-2016

INTRODUCED BY: COUNCILWOMAN MCCORMICK

P/C 5/17/16 Legislativ
CA 5/24/16
1st R 6/7/16
2nd R 6/21/16
3rd R 8/2/16
B/C 9/6/16 Council
Tabled to 9/6/16 Council
Caucus 9/13/16
3rd R 9/20/16

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

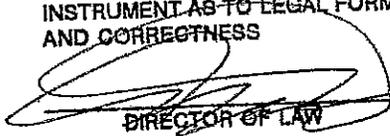
PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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



DIRECTOR OF LAW

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

P/C 8/2/16 Safety
CA _____
1st R 8/2/16 CR 13
2nd R 9/6/16
3rd R 9/20/16
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO : 10035-2016

INTRODUCED BY : COUNCILMAN TROYER AND COUNCIL MEMBERS POWERS AND MCCORMICK

**AN EMERGENCY ORDINANCE
AMENDING SECTION 143.026 OF THE CODIFIED ORDINANCES OF THE CITY OF
BROOK PARK REGARDING THE STAFFING OF THE FIRE SAFETY PERSONNEL
WITHIN THE CITY AND DECLARING AN EMERGENCY**

WHEREAS, the Brook Park Fire Department is a professional fire department with state certified firefighters and emergency medical personnel and staffed with employees as defined in Section 11.02(d)(2)(i.) of the City Charter; and

WHEREAS, on April 12, 2016 the Cuyahoga County Common Pleas Court ordered the City of Brook Park to keep Fire Station Nos. 1 and 2 open at all times; and

WHEREAS, the Mayor shall provide the Director of Public Safety and the Fire Chief of the City of Brook Park with sufficient and effective authority to objectively manage and utilize the resources of the Fire Department using the guidelines established in Chapter 4 of the NFPA 1710 Standard, sections 4.1.2 through 4.1.2.6.1;

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

Section 1:

Codified 143.026 MINIMUM MEMBERS ON DUTY

The Director of Public Safety and the Chief of the Fire Department shall see that there is, in addition to the Fire Chief, Assistant Fire Chief and the Fire Prevention Personnel, a minimum of five firefighters on duty at 17401 Holland Road (Station No. 1) and two firefighters at the 22530 Ruple Road (Station No. 2) fire station at all times;

is hereby amended to read:

Codified 143.026 MINIMUM MEMBERS ON DUTY

(a) The Director of Public Safety and the Chief of the Fire Department shall see that there is, in addition to the Fire Chief, Assistant Fire Chief and Fire Prevention Personnel, sufficient firefighters at 17401 Holland Road (Station No. 1) and 22530 Ruple Rd. (Station No. 2) as necessary to protect lives and property of all persons and businesses present within every geographic location of the City at all times.

(b) The City shall work toward implementation and compliance with the NFPA 1710 Standard to provide proper turnout time, travel time and staffing sufficient to maintain the operations of the fire department at an effective level.

(i.) In order for the City to make a determination in this safety matter, the fire department shall evaluate its level of service and deployment delivery and alarm handling time, turn out time, and travel time objectives on an annual basis. The evaluations shall be based on emergency incident data relating to level of service, deployment, and the employment of each time objective in each geographic area within the jurisdiction of the fire department.

(ii.) The fire department shall provide this evaluation in an annual written report, or more often if requested by the Mayor or City Council. The annual report shall define the geographic areas and/or circumstances in which the requirements are not being met. The annual report shall explain the predictable consequences of any deficiencies and address the steps that are necessary to achieve compliance.

(iii.) Where applicable, the annual report will also include a review of relevant Local and State policies, regulations and statutes that address fire suppression operations, emergency medical services and special operations delivery.

SECTION 2: Ordinance 143.026 as passed February 3, 2015 and effective March 1, 2015, 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 that it is necessary to amend ordinance No. 143.026; 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: _____

APPROVED: _____

Clerk of Council

MAYOR

Yea **Nay**

Troyer	_____	_____
Mencini	_____	_____
Powers	_____	_____
Scott	_____	_____
Burglo	_____	_____
McCormick	_____	_____
Salvatore	_____	_____

DATE