

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, OCTOBER 18, 2016
7:00 P.M.**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. REGULAR COUNCIL MEETING HELD ON APRIL 19, 2016.

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):**

Verbal Approval:

1. AMENDMENT TO COUNCIL RULE NO. 19.
2. CONTRACTUAL AMENDMENTS TO LABOR CONTRACTS TO REFLECT THE VACATION SCHEDULE CHANGE:
 - a) INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 1141
 - b) FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL INC. (DISPATCHERS)
 - c) FRATERNAL ORDER OF POLICE, LODGE #15
 - d) OHIO PATROLMAN'S BENEVOLENT ASSOCIATION
(SERGEANTS AND LIEUTENANTS)
 - e) TEAMSTERS LOCAL 436
 - f) MUNICIPAL FOREMAN AND LABORERS' UNION LOCAL NO. 1099

K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

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

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

1. ORDINANCE NO. 10047-2016, AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICIATIONS FOR POLICE AUTO CAMERAS AND VIDEO WITH SOUND RECORDERS, AND FURTHER AUTHORIZING THE MAYOR TO SEEK SUCH PROPOSALS AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
2. RESOLUTION NO. 36-2016, GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT AND OPERATE A NEW 12,000 SQUARE FOOT MULTI-TENANT BUILDING LOCATED AT 16110 BROOKPARK ROAD, LOCATED IN A U7-B AND A U7-AE DISTRICT AND DECFLARING AN EMERGENCY. Introduced by Council as a Whole

N. INTRODUCTION OF ORDINANCES AND RESOLUTIONS: SECOND READING:

1. ORDINANCE NO. 10038-2016, AMENDING ORDINANCE NO. 10007-2016, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, OHIO AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
2. ORDINANCE NO. 10039-2016, AUTHORIZING THE CITY TO MAKE A DISTRIBUTION FROM THE MAYOR'S COURT FUND TO THE DOMESTIC VIOLENCE & CHILD ADVOCACY CENTER. Introduced by COUNCILMEMBERS SALVATORE, SCOTT, TROYER, MENCINI, POWERS, BURGIO, McCORMICK, COUNCIL PRESIDENT ASTORINO AND MAYOR COYNE
3. ORDINANCE NO. 10043-2016, AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF ONE 2017 WESTERN STAR 4700SB TRUCK AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne.
4. ORDINANCE NO. 10044-2016, AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE ONE PLOW ASSEMBLY FOR A 2017 WESTERN STAR 4700SB TRUCK AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne.
5. ORDINANCE NO. 10045-2016, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HENDERSON PRODUCTS, FOR THE PURCHASE OF ONE 2017 DUMP BODY AND PLOW PACKAGE FOR WESTERN STAR TRUCK AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne.
6. ORDINANCE NO. 10046-2016, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BEST ENVIRONMENTAL EQUIPMENT, CO., INC., FOR THE LEASE/PURCHASE OF TWO NEW MACK CHASSIS WITH LABRIE AUTOMATED SIDE LOADERS AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne.

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

P. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Note: EXECUTIVE SESSION - ATTORNEY CONFERENCES

Q. ADJOURNMENT:

**SYNOPSIS OF RESOLUTIONS AND ORDINANCES
FOR THE COUNCIL MEETING OF TUESDAY, OCTOBER 18, 2016**

FIRST READING:

Res. No. 36-2016 A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT AND OPERATE A NEW 12,000 SF MULTI-TENANT BUILDING LOCATED AT 16110 BROOKPARK ROAD, LOCATED IN A U7-B AND A U7-AE DISTRICT, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution granting a conditional use permit to construct and operate a new 12,000 SF multi-tenant building located at 16110 Brookpark Road located in a U7-B and a U7-AE district if certain conditions are met.

Ord No. 10047-2016 AN ORDINANCE AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICATIONS FOR POLICE AUTO CAMERAS AND VIDEO WITH SOUND RECORDERS, AND FURTHER AUTHORIZING THE MAYOR TO SEEK SUCH PROPOSALS, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Safety Director to prepare specifications for police auto cameras and video with sound recorders to be installed in police vehicles, and further authorizing the Mayor to seek proposals for same.

SECOND READING:

Ord. No. 10038-2016 AN ORDINANCE AMENDING ORDINANCE NO. 10007-2016, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance amending the previous appropriation ordinance to reflect adjustments in the expenditures of the City of Brook Park.

Ord. No. 10039-2016 AN ORDINANCE AUTHORIZING THE CITY TO MAKE A DISTRIBUTION FROM THE MAYOR'S COURT FUND TO THE DOMESTIC VIOLENCE & CHILD ADVOCACY CENTER.

SYNOPSIS: An ordinance appropriating funds from the Mayor's Court Fund to the Domestic Violence & Child Advocacy Center for the benefit of Brook Park victims of domestic violence.

Ord. No. 10043-2016 AN ORDINANCE AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF ONE 2017 WESTERN STAR 4700SB TRUCK, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance that authorizes the City to participate in the Ohio Department of Transportation contracts for the purchase of one 2017 Western Star 4700SB Truck from Kinstle Sterling in the amount of \$90,782.97.

Ord. No. 10044-2016 AN ORDINANCE AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION IN THE ODOT COOPERATIVE PURCHASING PROGRAM FOR THE PURCHASE OF ONE PLOW ASSEMBLY FOR A 2017 WESTERN STAR 4700SB TRUCK, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the City to participate in the Ohio Department of Transportation contracts for the purchase of one plow assembly for a 2017 Western Star 4700SB Truck from Gledhill Road Machinery in the amount of \$9,782.97.

Ord. No. 10045-2016 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HENDERSON PRODUCTS, FOR THE PURCHASE OF ONE 2017 DUMP BODY AND PLOW PACKAGE FOR WESTERN STAR TRUCK, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Mayor to enter into an Agreement with Henderson Products for the purchase of one new 2017 dump body and plow package for a Western Star Truck in the amount of \$56,374.00.

Ord. No. 10046-2016 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BEST ENVIRONMENTAL EQUIPMENT CO., INC., FOR THE LEASE/PURCHASE OF TWO NEW MACH CHASSIS WITH LABRIE AUTOMATED SIDE LOADERS, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Mayor to enter into an Agreement with Best Environmental Equipment Co., Inc., for the lease/purchase of two new Mack Chassis with Labrie automated side loaders in the amount of \$592,000.00.

**PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
October 12, 2016**

RULE 19: PERMISSION REQUIRED TO ADDRESS COUNCIL

Persons other than Members of the Council and City Officers shall not be permitted to address Council except upon introduction by the presiding officer. Each citizen must identify himself, and his residential address, for purpose of Public Record. Each citizen shall at all times during any Regular or Special Council meeting conduct themselves in a professional manner. They shall not use offensive language to elected or appointed officials or to the attending public. They shall not personally attack either physically or verbally any elected or appointed official. They shall comply with the Rules of Council 2016-2017.

IS HEREBY AMENDED TO READ:

RULE 19: PERMISSION REQUIRED TO ADDRESS COUNCIL

Persons other than Members of the Council and City Officers shall not be permitted to address Council except upon introduction by the presiding officer. Each citizen must identify himself, and his residential address, for purpose of Public Record. Each citizen shall at all times during any Regular or Special Council meeting conduct themselves in a professional manner. They shall not use offensive **threatening** language to elected or appointed officials or to the attending public. They shall comply with the Rules of Council 2016-2017.

It is agreed by the City of Brook Park and the International Association of Fire Fighters Local 1141 that the collective bargaining agreement shall be amended as follows effective January 1, 2016. The parties acknowledge that each has the authority to enter into and execute this agreement.

1. Article XIV – Compensation, Section 1

All base wages contained within Article XIV, Section 1 shall be increased by 2% effective January 1, 2016. Excluded from the 2% increase is the Longevity benefit scale contained in Section 1.

2. Vacation: Article XII, Section 1

Section 1 All full-time employees shall be granted the following vacation leave with pay for each year based on length of service with the Employer. Vacations shall be taken at a time mutually convenient to the Employer and the employee. During the vacation selection process, employees shall be permitted to “float” four (4) vacation selections into the calendar year in which they shall be taken, or subject to the terms of Section 4 of this article.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks
After 5 years	3 weeks
After 10 years	4 weeks
After 15 years	5 weeks
After 20 years	6 weeks

Section 1(a) Any employee credited with an extra week of vacation as a result of this fact finding award and contract amendment shall have the option of scheduling the additional week or banking the week in accordance to this contract. In 2016 only, any member receiving an extra week of vacation as a result of this fact finding and contract amendment will have the option of receiving a weeks’ pay in lieu of either banking or utilizing the additional week. Employees selecting this option must make this selection by October 15, 2016 and the payment will be made concurrent with the first pay period in November and shall be a separate and distinct check from any other compensation.

Signed the 15th day of July, 2016

For the IAFF Local 1141

Matthew Knight President

Mark T. Higgins VP

For the City of Brook Park

David P. Byrne

It is agreed by the City of Brook Park and the Fraternal Order of Police, Ohio Labor Council, Inc. (Dispatchers) that the collective bargaining agreement effective January 1, 2016 shall be amended as follows:

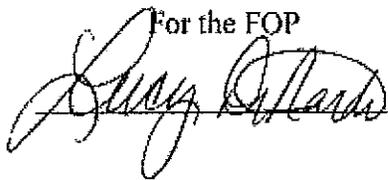
1. Vacation; Article X

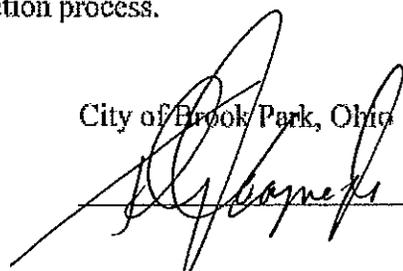
10.1 All full-time employees shall be granted the following vacation leave with pay for each year based on length of service with the Employer. Vacations shall be taken at a time mutually convenient to the Employer and the employee. The Employer may allow two (2) employees to take vacation at the same time provided they are not scheduled on the same shift.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks
After 5 years	3 weeks
After 10 years	4 weeks
After 15 years	5 weeks
After 20 years	6 weeks

10.1(a) All employees credited with an extra week of vacation in 2016 as a result of this amendment shall have the option of either banking the vacation week or receiving 40 hours of salary in lieu of scheduling the time off.

10.1(b) Effective January 1, 2017, all employees receiving 6 weeks of paid vacation shall have the option of receiving cash for one (1) vacation week per year. Payment for this week of vacation shall be paid concurrent with the first pay day in December of each year. An employee wishing to utilize this option must notify the Police Chief during the normal vacation selection process.

For the FOP


City of Brook Park, Ohio


7/17/16
Date

It is agreed by the City of Brook Park and the Fraternal Order of Police, Lodge #15 that the collective bargaining agreement effective January 1, 2016 shall be amended as follows:

1. Vacation; Article XIV

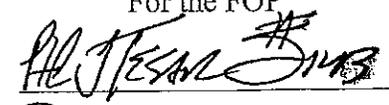
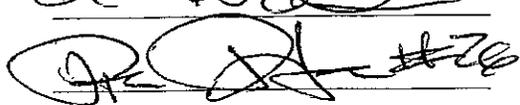
14.01 All full-time employees shall be granted the following vacation leave with pay for each year based on length of service with the Employer. Vacations shall be taken from January 1st through December 31st and shall be selected by employees in December preceding the year the vacation is to be taken based upon seniority and classification.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks
After 5 years	3 weeks
After 10 years	4 weeks
After 15 years	5 weeks
After 20 years	6 weeks

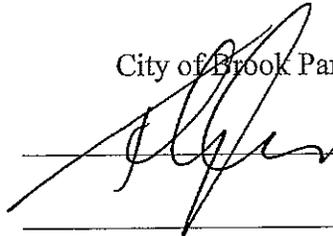
14.01(a) All employees credited with an extra week of vacation in 2016 as a result of this contract amendment shall have the option of either banking the additional vacation week or receiving 40 hours of salary for that additional week.

14.01(b) Effective January 1, 2017, all employees receiving 6 weeks of paid vacation shall have the option of receiving cash for one (1) vacation week per year. Payment for this week of vacation shall be paid concurrent with the first pay day in December of each year. An employee wishing to utilize this option must notify the Police Chief during the normal vacation selection process.

For the FOP


DET [Signature] #60
 #78

City of Brook Park, Ohio



5-3-16

Date

It is agreed by the City of Brook Park and the Ohio Patrolman's Benevolent Association (Sergeants and Lieutenants) that the collective bargaining agreement effective January 1, 2016 shall be amended as follows:

ARTICLE XIII
VACATION

Section 1 All full-time employees shall be granted the following vacation leave, with pay, for each year based on length of service with the Employer. Vacations shall be taken from January 1 through December 31 and shall be selected by employees in December preceding the year the vacation is to be taken based upon seniority.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks (80 hours)
After 5 years	3 weeks (120 hours)
After 10 years	4 weeks (160 hours)
After 15 years	5 weeks (200 hours)
After 20 years	6 weeks (240 hours)

Section 2 Compensation for vacation shall be based upon forty (40) hours of pay at the employee's regularly hourly rate for each week of vacation.

Section 3 Any break in service by an employee will result in a forfeiture of all accumulated years or service. Break in service shall mean retirement or resignation by an employee or termination by the Employer which is final.

Section 4 Accumulation Vacation shall be taken in the calendar year following the calendar year in which it is earned, except that all employees of the Division of Police may accumulate up to three times their annual vacation provided that in no event shall such accumulation exceed ten (10) weeks (400 hours).

Accrued vacation time in excess or accumulation permitted by the preceding paragraph, and carried over to the following calendar year, shall be forfeited.

Section 5 Employees may be permitted to take their earned vacation time (1-6 weeks / 80-240 hours) in hourly increments provided that permission for such vacation has been secured from the Chief or his designee and further provided that such vacation does not cause overtime.

Section 6(a) All employees credited with an extra week of vacation in 2016 as a result of this amendment shall have the option of either banking the vacation week or receiving 40 hours of salary in lieu of scheduling the time off.

It is agreed by the City of Brook Park and the Teamsters Local 436 that the collective bargaining agreement effective January 1, 2016 shall be amended as follows:

1. Vacation: Article XVIII, Section 18.01

18.01 All regular full-time employees shall be granted the following vacation leave with pay for each year based on length of service with the Employer. Vacations shall be taken at a time mutually convenient to the Employer and employee based upon the operational needs of the employer.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks
After 5 years	3 weeks
After 10 years	4 weeks
After 15 years	5 weeks
After 20 years	6 weeks

18.01(a) All employees credited with an extra week of vacation in 2016 as a result of this amendment shall receive 40 hours of salary in lieu of scheduling the time off concurrent with the first pay in December, 2016.

18.01(b) Effective January 1, 2017, all employees receiving 6 weeks of paid vacation shall have the option of receiving cash for one (1) vacation week per year. Payment for this week of vacation shall be paid concurrent with the first pay day in December of each year. An employee wishing to utilize this option must notify their department director or commissioner upon either the completion of the normal vacation selection process.

For the Teamsters Local 436

Chris P. Moore

City of Brook Park, Ohio

[Signature]

8-11-16

Date

It is agreed by the City of Brook Park and the Municipal Foreman and Laborers' Union No. 1099 that the collective bargaining agreement effective January 1, 2016 shall be amended as follows:

1. Vacation: Article XVII, Section 17.01

17.01 All regular full-time employees shall be granted the following vacation leave with pay for each year based on length of service with the Employer. Vacations shall be taken at a time mutually convenient to the Employer and employee based upon operational needs of the Employer.

<u>Years of Service</u>	<u>Length of Vacation</u>
After 1 year	2 weeks
After 5 years	3 weeks
After 10 years	4 weeks
After 15 years	5 weeks
After 20 years	6 weeks

17.01(a) All employees credited with an extra week of vacation in 2016 as a result of this amendment shall receive 40 hours of salary in lieu of scheduling the time off concurrent with the first pay in December, 2016.

17.01(b) Effective January 1, 2017, all employees receiving 6 weeks of paid vacation shall have the option of receiving cash for one (1) vacation week per year. Payment for this week of vacation shall be paid concurrent with the first pay day in December of each year. An employee wishing to utilize this option must notify their department director or commissioner upon completion of the normal vacation selection process.

For Local 1099

Vincent S. Callahan
Bruce Bayer

City of Brook Park, Ohio

[Signature]

8-11-16

Date

P/C 10-4-16 SAFETY
CA 10-11-16
1st R 10/18/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10047-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE

AUTHORIZING THE SAFETY DIRECTOR TO PREPARE SPECIFICATIONS
FOR POLICE AUTO CAMERAS AND VIDEO WITH SOUND RECORDERS,
AND FURTHER AUTHORIZING THE MAYOR TO SEEK SUCH PROPOSALS,
AND DECLARING AN EMERGENCY

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

SECTION 1: The Director of Public Safety is hereby authorized
to prepare specifications for the purchase of police auto cameras
and video sound recorders.

SECTION 2: The Mayor is hereby authorized to seek proposals
for police auto cameras and video with sound recorders to be
installed in police vehicles.

SECTION 3: The money needed for the aforesaid transaction
shall be paid from the federal forfeiture fund 272 and the capital
improvement fund 401 for said purpose.

SECTION 4: 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 5: 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 seek proposals for police auto cameras and video

with sound recorders; provided that 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

CITY OF BROOK PARK, OHIO

P/C _____
CA _____
1st R 10/18/16 _____
2nd R _____
3rd R _____
B/C _____

Resolution No. 36-2016

Introduced By: COUNCIL AS A WHOLE

A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT AND
OPERATE A NEW 12,000 SF MULTI-TENANT BUILDING LOCATED AT
16110 BROOKPARK ROAD, LOCATED IN A U7-B AND A U7-AE DISTRICT,
AND DECLARING AN EMERGENCY

WHEREAS, Ryan Bickley, Project Manager of Janotta & Herner filed an application for a conditional use permit with the Brook Park Planning Commission; and

WHEREAS, the conditional use requested is to operate a multi-tenant building in a U7-B and U7-AE at 16110 Brookpark Road, Brook Park, OH; and

WHEREAS, the request for a conditional use permit was presented at a public hearing on October 3, 2016 to the Brook Park Planning Commission, which referred this matter to Council for approval and recommended the waiver of requirements set forth in Section 1121.36(c) of the Brook Park Codified Ordinances.

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 finds that the proposed conditional use permit requested is appropriate in the location for which it is proposed, (see Exhibit "A" attached) and hereby grants the conditional use permit, if the following specific conditions are met:

- A. Applicant must submit final building details (i.e., Landscaping, Signage, Parking) to the Planning Commission for review;
- B. Applicant must submit for lot consolidation of PPN 344-36-004, 005, 006 and 008 with the Planning Commission prior to the final Certificate of Occupancy issuance.
- C. Applicant agrees to the initiation for rezoning of the consolidated parcel by the City of Brook Park to the U7-B District.

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

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further purpose of granting a conditional use permit in a U7-B and U7-AE District to operate a multi-tenant building; 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

ORDINANCE NO. 10038-2016

INTRODUCED BY Mayor Coyne

AN ORDINANCE AMENDING ORDINANCE NO. 10007-2016, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.

P/C _____
 CA 9/27/16 _____
 1st R 10/4/16 _____
 2nd R 10/18/16 _____
 3rd R _____
 B/C _____

WHEREAS, the amounts appropriated for certain items of expense for 2016 are proving to be insufficient while surpluses are developing in certain other appropriations.

NOW, THEREFORE, be it ordained by the Council of the City of Brook Park, Ohio:

SECTION 1: That Ordinance No. 10007-2016, passed March 31, 2016, the Appropriation Ordinance for the City of Brook Park, be amended to reflect the following adjustments:

FUND	DEPARTMENT	TRANS-ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
100 GENERAL FUND						
	110 Council	521	Communications	6,835.00	3,934.00	10,769.00
	210 Mayor's Court	513	Part-Time Salaries	57,290.56	1,385.00	58,675.56
		519	Fringe Benefits	31,299.71	213.98	31,513.69
		521	Communications	4,792.00	3,200.00	7,992.00
		529	Contracts	4,805.76	1,275.00	6,080.76
	320 Planning Commission	511	Commission Salaries	13,398.15	(4,800.00)	8,598.15
		519	Fringe Benefits	2,226.30	(741.60)	1,484.70
	335 Board of Zoning Appeals	511	Commission Salaries	16,077.78	(5,800.00)	10,277.78
		519	Fringe Benefits	2,671.56	(896.10)	1,775.46
	340 Recreation Commission	511	Commission Salaries	13,664.35	(5,600.00)	8,064.35
		519	Fringe Benefits	2,270.55	(741.60)	1,528.95
	343 Public Recreation	513	Part-Time Salaries	13,200.00	12,720.00	25,920.00
		519	Fringe Benefits	2,039.40	1,964.44	4,003.84
	345 Home Days Celebration	511	Regular Salaries	1,700.00	(839.75)	860.25
		512	Overtime	14,680.00	(2,723.57)	11,956.43
		519	Fringe Benefits	1,700.24	(398.22)	1,302.02
		522	Equipment Rental	0.00	1,360.00	1,360.00
		523	Professional Services	40,000.00	2,657.27	42,657.27
		524	Repair & Maintenance	2,016.71	281.28	2,297.99
	400 Mayor's Office	521	Communications	2,207.00	4,030.00	6,237.00
		529	Contracts	2,850.48	3,100.00	5,950.48
	402 Human Resources	511	Regular Salaries	78,410.81	1,190.00	79,600.81
		519	Fringe Benefits	24,430.67	183.86	24,614.53
		521	Communications	118.00	123.00	241.00
		523	Professional Services	2,336.00	5,200.00	7,536.00
	405 Correctional Facility	511	Regular Salaries	127,344.96	(25,000.00)	102,344.96
		513	Part-Time Salaries	40,000.00	(5,000.00)	35,000.00
		519	Fringe Benefits	69,034.89	(28,635.00)	40,399.89
		527	Miscellaneous Expenses	16,109.27	4,000.00	20,109.27
		529	Contracts	8,120.20	1,932.00	10,052.20
	409 Mechanics	511	Regular Salaries	422,286.80	3,375.00	425,661.80
		512	Overtime	1,300.00	1,070.00	2,370.00
		519	Fringe Benefits	171,009.77	686.75	171,696.52
	410 Safety Director	511	Regular Salaries	95,511.37	3,325.00	98,836.37
		519	Fringe Benefits	29,066.74	513.71	29,580.45
		527	Miscellaneous Expenses	0.00	1,925.00	1,925.00
	411 Safety Building	511	Regular Salaries	193,419.75	76,100.00	269,519.75
		512	Overtime	21,841.06	13,538.00	35,379.06
		513	Part-Time Salaries	12,350.00	3,000.00	15,350.00
		519	Fringe Benefits	75,753.04	14,958.15	90,711.19
		521	Communications	186.14	105.00	291.14
		524	Repair & Maintenance	4,438.89	1,000.00	5,438.89
		529	Contracts	454,830.00	(280,000.00)	174,830.00

FUND	DEPARTMENT	TRANS-ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
	412 Police Department	511	Regular Salaries	2,966,571.02	132,000.00	3,098,571.02
		519	Fringe Benefits	662,694.15	1,887.90	664,582.05
		521	Communications	49,130.34	10,600.00	59,730.34
	413 Fire Department	511	Regular Salaries	2,447,837.21	68,400.00	2,516,237.21
		519	Fringe Benefits	541,674.97	991.80	542,666.77
		521	Communications	24,533.72	3,800.00	28,433.72
	420 Service Director	511	Regular Salaries	95,511.37	3,325.00	98,836.37
		519	Fringe Benefits	29,088.19	513.71	29,601.90
	422 Service Building	511	Regular Salaries	52,319.20	950.00	53,269.20
		512	Overtime	2,650.00	7,150.00	9,800.00
		519	Fringe Benefits	27,862.63	1,251.45	29,114.08
	423 Sanitation	522	Equipment Rental	6,300.00	2,500.00	8,800.00
		524	Repair & Maintenance	56,085.62	20,000.00	76,085.62
	424 Street Cleaning	511	Regular Salaries	57,869.80	1,035.00	58,904.80
		512	Overtime	425.00	820.00	1,245.00
		519	Fringe Benefits	28,363.11	286.50	28,649.61
	426 Traffic Signs	512	Overtime	475.00	500.00	975.00
		519	Fringe Benefits	15,765.69	77.25	15,842.94
	427 Trees & Tree Lawns	524	Repair & Maintenance	4,152.97	1,500.00	5,652.97
		527	Miscellaneous Expenses	3,826.88	2,150.00	5,976.88
		528	Tools & Minor Equipment	200.00	50.00	250.00
		529	Contracts	14,700.00	200.00	14,900.00
	428 Public Properties	511	Regular Salaries	179,983.60	2,850.00	182,833.60
		512	Overtime	500.00	650.00	1,150.00
		519	Fringe Benefits	74,959.21	540.75	75,499.96
		521	Communications	4,935.00	3,026.00	7,961.00
	429 Sewers & Drains	512	Overtime	34,000.00	11,000.00	45,000.00
		519	Fringe Benefits	198,555.10	1,699.50	200,254.60
		524	Repair & Maintenance	50,070.62	30,000.00	80,070.62
		527	Miscellaneous Expenses	32,111.26	12,449.69	44,560.95
	434 Traffic Lights	520	Utilities	12,652.00	2,176.00	14,828.00
		529	Contracts	41,438.85	6,944.96	48,383.81
	610 Finance Department	511	Regular Salaries	286,402.26	6,700.00	293,102.26
		519	Fringe Benefits	76,595.14	1,035.15	77,630.29
		521	Communications	8,072.00	3,250.00	11,322.00
	641 Office of Aging	524	Repair & Maintenance	1,368.81	500.00	1,868.81
		527	Miscellaneous Expenses	1,381.19	1,250.00	2,631.19
	700 General Gov't. Lands & Bldgs.	512	Overtime	0.00	1,604.47	1,604.47
		519	Fringe Benefits	0.00	246.85	246.85
		529	Contracts	52,874.14	(10,000.00)	42,874.14
	826 Unemployment Compensation	519	Fringe Benefits	5,000.00	(2,500.00)	2,500.00
	832 Sale of Delinquent Lands	527	Miscellaneous Expenses	0.00	10.01	10.01
	840 Insurance & Bonding	527	Miscellaneous Expenses	263,881.70	(10,497.59)	253,384.11
	880 Transfers & Refunds	571	Transfers	3,048,144.00	(130,195.00)	2,917,949.00
				13,544,585.66	0.00	13,544,585.66
210 CITY INCOME TAX FUND						
	440 Tax Department	511	Regular Salaries	150,724.79	17,180.00	167,904.79
		519	Fringe Benefits	58,357.72	2,654.31	61,012.03
		574	Refunds	975,000.00	(19,834.31)	955,165.69
				1,184,082.51	0.00	1,184,082.51
220 HOTEL, MOTEL TAX FUND						
	440 Tax Department	574	Refunds	0.00	13,418.94	13,418.94

FUND	DEPARTMENT	TRANS ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
240 S.C.M. & R. FUND						
	425 Street Paving & Repair	511	Regular Salaries	348,118.00	27,270.00	375,388.00
		519	Fringe Benefits	142,516.95	4,213.22	146,730.17
		522	Equipment Rental	2,000.00	2,140.00	4,140.00
		523	Professional Services	75,000.00	26,465.00	101,465.00
		553	Construction Contracts	900,000.00	(60,088.22)	839,911.78
				1,467,634.95	0.00	1,467,634.95
241 STATE HIGHWAY IMP. FUND						
	425 Street Paving & Repair	512	Overtime	0.00	1,000.00	1,000.00
		519	Fringe Benefits	0.00	154.50	154.50
		524	Repair & Maintenance	103,331.22	(1,154.50)	102,176.72
				103,331.22	0.00	103,331.22
242 PERMISSIVE TAX FUND						
	425 Street Paving & Repair	523	Professional Services	45,000.00	8,775.00	53,775.00
		529	Contracts	0.00	4,000.00	4,000.00
		553	Construction Contracts	493,000.00	(12,775.00)	480,225.00
				538,000.00	0.00	538,000.00
243 ECONOMIC DEVELOPMENT FUND						
	325 Community Development	527	Miscellaneous Expenses	5,000.00	(60.00)	4,940.00
		574	Refunds	0.00	60.00	60.00
				5,000.00	0.00	5,000.00
259 BROOK PARK FOOD PANTRY FUND						
	874 Misc. Executive	527	Miscellaneous Expenses	0.00	4,765.57	4,765.57
264 WATER PARK FUND						
	342 Parks & Playgrounds	513	Part-Time Salaries	31,150.00	3,855.50	35,005.50
		519	Fringe Benefits	3,485.00	1,923.61	5,408.61
		520	Utilities	12,432.00	(2,109.11)	10,322.89
		574	Refunds	250.00	(170.00)	80.00
				47,317.00	3,500.00	50,817.00
401 CAPITAL IMPROVEMENT FUND						
	210 Mayor's Court	552	Equipment	0.00	553.00	553.00
	341 Recreation Center	552	Equipment	134,920.50	1,315.63	136,236.13
	342 Parks & Playgrounds	552	Equipment	144,445.40	(89,457.94)	54,987.46
	400 Mayor's Office	552	Equipment	4,660.00	1,019.84	5,679.84
	411 Safety Building	551	Land/Building Improvements	5,000.00	37,415.79	42,415.79
	419 Animal Warden	552	Equipment	36,438.69	953.65	37,392.34
	422 Service Building	551	Land/Building Improvements	3,518.68	3,785.32	7,304.00
	425 Street Paving & Repair	553	Construction Contracts	81,582.29	7,030.71	88,613.00
	433 Street Lighting	553	Construction Contracts	0.00	37,339.00	37,339.00
	880 Transfers & Refunds	574	Refunds	0.00	45.00	45.00
				410,565.56	0.00	410,565.56
517 SOUND INSULATION FUND						
	325 Community Development	523	Professional Services	2,239.62	65,000.00	67,239.62
		529	Contracts	0.00	606.00	606.00
				2,239.62	65,606.00	67,845.62
536 ENGLE ROAD STREET/SEWER IMP. FUND						
	700 General Gov't. Lands & Bldgs.	523	Professional Services	63,069.40	(52,886.40)	10,183.00
		553	Construction Contracts	664,046.56	(519,505.40)	144,541.16
		571	Transfers	0.00	990,754.10	990,754.10
				727,115.96	418,362.30	1,145,478.26
537 W. 150TH PHASE III FUND						
	429 Sewers & Drains	523	Professional Services	39,211.58	(25,542.27)	13,669.31
		529	Contracts	6,000.00	(6,000.00)	0.00
		553	Construction Contracts	128,392.83	120,904.04	249,296.87
				173,604.41	89,361.77	262,966.18
540 SNOW ROAD RESURFACING FUND						
	425 Street Paving & Repair	523	Professional Services	157,432.10	(61,012.00)	96,420.10
		553	Construction Contracts	3,202,697.50	(2,554,813.50)	647,884.00
				3,360,129.60	(2,615,825.50)	744,304.10

FUND	DEPARTMENT	TRANS. ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
541 W. 150TH PHASE IV FUND	429 Sewers & Drains	523	Professional Services	293,940.81	(17,599.69)	276,341.12
		527	Miscellaneous Expenses	2,000.00	(319.36)	1,680.64
		529	Contracts	15,000.00	(4,309.00)	10,691.00
		553	Construction Contracts	2,376,000.00	(606,511.50)	1,769,488.50
				<u>2,686,940.81</u>	<u>(628,739.55)</u>	<u>2,058,201.26</u>
542 2016 STREET IMP. FUND	425 Street Paving & Repair	523	Professional Services	139,000.00	960.00	139,960.00
		527	Miscellaneous Expenses	2,000.00	448.00	2,448.00
		529	Contracts	0.00	8,700.00	8,700.00
		553	Construction Contracts	1,406,000.00	56,639.00	1,462,639.00
				<u>1,547,000.00</u>	<u>66,747.00</u>	<u>1,613,747.00</u>
691 RETIREES' ACCRUED BENEFITS FUND	650 Retirees	511	Retirees' Salaries	115,409.17	2,803.20	118,212.37
711 POLICE PENSION FUND	412 Police Department	519	Fringe Benefits	632,490.64	25,389.00	657,879.64
712 FIRE PENSION FUND	413 Fire Department	519	Fringe Benefits	722,205.95	16,416.00	738,621.95
			Total Changes		<u>(2,538,195.27)</u>	

SECTION 2: Those portions of Ordinance No. 10007-2016, passed March 31, 2016, which are inconsistent with the provisions adopted herein, are 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 any of its committees that resulted in formal action were 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 the municipality and the inhabitants thereof. Such emergency existing for the further reason that funds must be immediately appropriated to the designated accounts to meet existing financial obligations of the City. 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

Date: _____

P/C 6/7/16 Legislative
CA 8/9/16 - removed
1st R 10/4/16
2nd R 10/18/16
3rd R _____
B/C 8/9/16
Caucus 9/27/16

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10039-2016

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

AN ORDINANCE

AUTHORIZING THE CITY TO MAKE A DISTRIBUTION FROM THE MAYOR'S COURT FUND TO THE DOMESTIC VIOLENCE & CHILD ADVOCACY CENTER

WHEREAS, the Domestic Violence & Child Advocacy Center provides services in Berea Court to our residents for victims of domestic violence to prevent and reduce child sexual abuse, teen dating violence, intimate partner violence, domestic violence, stalking and elder abuse; and

WHEREAS, the Domestic Violence & Child Advocacy Center provides services such as court preparation, advocacy, court escorts, safety planning, crisis intervention, information and referrals for over 20 years to Brook Park residents; and

WHEREAS, the Domestic Violence & Child Advocacy Center served 51 Brook Park residents in the Berea Court System in 2014; and

WHEREAS, the Domestic Violence & Child Advocacy Center is now in need of funding and is hereby requesting the City of Brook Park to help victims of domestic violence by appropriating \$5,000.00 from the Mayor's Court Fund;

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

SECTION 1: The Council of the City of Brook Park hereby authorizes the City to appropriate funds from the Mayor's Court Fund to the Domestic Violence & Child Advocacy Center for the benefit of residents of Brook Park who are victims of domestic violence.

SECTION 2: Further this Ordinance authorizes the sum of \$5,000.00 for this expense from the Mayor's Court Fund.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Sections 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance shall take effect and be in force from and after the earliest time allowed by law.

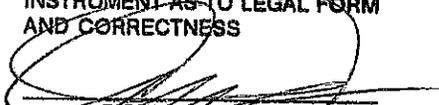
PASSED: _____

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

P/C 9/16/16 SERVICE
CA 9/13/16
1st R 10/14/16
2nd R 10/18/16
3rd R _____
B/C _____
Caucus 9/27/16

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10043-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION
IN THE ODOT COOPERATIVE PURCHASING PROGRAM
FOR THE PURCHASE OF ONE 2017 WESTERN STAR 4700SB TRUCK
AND DECLARING AN EMERGENCY

WHEREAS, Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Ohio Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of one 2017 Western Star 4700SB Truck for use in the Service Department; and

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

SECTION 1: That the Mayor of the City of Brook Park hereby requests authority to participate in the Ohio Department of Transportation contracts for the purchase one 2017 Western Star 4700SB Truck from Kinstle Sterling.

SECTION 2: That the Mayor of the City of Brook Park is hereby authorized to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3: That the Mayor of the City of Brook Park is authorized to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Brook Park participates, for items it receives pursuant to the contract for the purchase of one new 2017 Western Star 4700SB 330HP in the amount of 81,384.00 and to be paid from the Capital Improvement Fund 401.

SECTION 4: That the City of Brook Park agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The City of Brook Park releases and forever discharges the Director of Transportation and

the Ohio Department of Transportation from all such claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Brook Park may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

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 participate in ODOT Cooperative Purchase Program for the purchase of one 2017 Western Star 4700SB Truck; 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

CITY OF BROOK PARK, OHIO

P/C 9/6/16 SERVICE
CA 9/13/16
1st R 10/14/16
2nd R 10/18/16
3rd R
B/C
Caucus 9/20/16
Attended

ORDINANCE NO: 10044-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE CITY OF BROOK PARK'S PARTICIPATION
IN THE ODOT COOPERATIVE PURCHASING PROGRAM
FOR THE PURCHASE OF ONE PLOW ASSEMBLY FOR A
2017 WESTERN STAR 4700SB TRUCK
AND DECLARING AN EMERGENCY

WHEREAS, Section 5513.01(B) provides the opportunity for Counties, Townships, Municipal Corporations, Conservancy Districts, Township Park Districts, Park Districts created under Chapter 1545 of the Ohio Revised Code, Port Authorities, Regional Transit Authorities, Regional Airport Authorities, Regional Water and Sewer Districts, County Transit Boards, State Universities or Colleges to participate in contracts of the Ohio Department of Transportation for the purchase of one plow assembly for a 2017 Western Star 4700SB Truck for use in the Service Department; and

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

SECTION 1: That the Mayor of the City of Brook Park hereby requests authority to participate in the Ohio Department of Transportation contracts for the purchase one plow assembly for a 2017 Western Star 4700SB Truck from Gledhill Road Machinery.

SECTION 2: That the Mayor of the City of Brook Park is hereby authorized to be bound by all terms and conditions as the Director of Transportation prescribes.

SECTION 3: That the Mayor of the City of Brook Park is authorized to directly pay vendors, under each such contract of the Ohio Department of Transportation in which the City of Brook Park participates, for items it receives pursuant to the contract for the purchase of one new 2017 Western Star 4700SB 330HP in the amount of 9,782.97, and to be paid from the Capital Improvement Fund 401.

SECTION 4: That the City of Brook Park agrees to be responsible for resolving all claims or disputes arising out of its participation in the cooperative purchasing program under Section 5513.01(B) of the Ohio Revised Code. The City of Brook

releases and forever discharges the Director of Transportation and the Ohio Department of Transportation from all such claims, actions, expenses, or other damages arising out of its participation in the cooperative purchasing program which the City of Brook Park may have or claim to have against ODOT or its employees, unless such liability is the result of negligence on the part of ODOT or its employees.

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 participate in ODOT Cooperative Purchase Program for the purchase of a plow assembly for a 2017 Western Star 4700SB Truck; 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

P/C 9/6/16 Service
CA 9/13/16
1st R 10/4/16
2nd R 10/18/16
3rd R _____
B/C _____
Caucus 9/27/16

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10045-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
HENDERSON PRODUCTS, FOR THE PURCHASE OF ONE 2017 DUMP BODY
AND PLOW PACKAGE FOR WESTERN STAR TRUCK
AND DECLARING AN EMERGENCY

WHEREAS, the Mayor has determined that the Service Department for the City is in need of a new dump body and plow package to properly maintain our City streets; and

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 Products is an Ohio truck equipment vendor that has been authorized by the NJPA to provide trucks and 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 Products for the purchase of one new 2017 dump body and plow package; a proposal for said truck and equipment is attached hereto and incorporated herein as Exhibit "A."

SECTION 2: The money needed for the aforesaid transaction shall be paid from funds theretofore appropriated or to be appropriated for said purpose; the total amount of the purchase of said dump body and plow is \$56,374.00 and to be paid from the Capital Improvement Fund 401.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this

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 one dump body & plow package; 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.

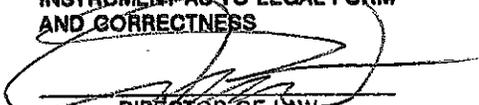
PASSED: _____

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

Henderson Truck Equipment-Ohio

*Is pleased to present you with
the following quote*

BROOKPARK CITY
SNOW AND ICE PACKAGE
NJPA PRICING

6-28-2016

*HENDERSON TRUCK EQUIPMENT IS A DIVISION OF HENDERSON MANUFACTURING AND THUS
ALLOWS US THE ABILITY TO FOCUS ON A SPECIFIC PRODUCT LINE, HENDERSON. OUR OHIO
FACILITY ONLY INSTALLS HENDERSON PRODUCTS AND THEREFORE WE ARE ABLE TO OFFER A
SUPERIOR INSTALLATION AND SERVICE TO OUR CUSTOMERS.*

SNOW PLOW HITCH

- HENDERSON MODEL HFF-LP -QCC FRONT FRAME SNOW PLOW HITCH
- HENDERSON QUICK HITCH WITH PIN AND LOOP
- ALL ½" WALLED TUBULAR CONSTRUCTION
- GREASEABLE TOP PIVOT PINS AND DROP PIN
- HENDERSON FULL 5/8" STEEL SIDE PLATES
- 5 POSITION TELESCOPIC LIFT ARM
- SANDBLASTED AND PRIMED

DUMP BODY

- HENDERSON 11' STAINLESS STEEL DUMP BODY
- CROSSMEMBERLESS-UNIBODY DESIGN
- 7GA. 2B STAINLESS STEEL
- SLOPED LOWER DIRT SHEDDING RUB RAIL.
- 11' LONG
- 7' WIDTH
- 36" SIDES
- 44 " AIR TAILGATE
- (3) HORIZONTAL BRACES ON TAILGATE
- GREASEABLE TAILGATE JAWS AND LINKAGES
- ¼" AR400 STEEL FLOOR 200,000 PSI
- SLOPED BOX TOP RAIL
- (2) HORIZONTAL VEE CRIMP SIDE BRACES
- (1) COAL DOOR IN TAILGATE
- 8" REAR APRON
- FULL DEPTH REAR CORNER POST
- 4" SIDE TO FLOOR RADIUS
- ONE PIECE FRONT CORNER POST
- 22" X 86" FULLY WELDED
- WALK RAILS/STEP OVER LADDER
- STAINLESS STEEL FOLD OUT LADDER

EXHIBIT
A

- ALL LED FMVSS # 108 MARKER LIGHTS
- INSTALLED AND NOT PAINTED

HOIST

- HENDERSON MODEL CS FRONT TELESCOPIC MAILHOT HOIST
- 29 TON CAPACITY
- 12" DOGHOUSE IN-FRONT OF BODY
- 9" MOUNTING HEIGHT
- FULL DOUBLE ACTING HOIST
- GREASEABLE REAR PINS
- INSTALLED
- BODY AND HOIST INSTALLED 100% TO YOUR SPECIFICATIONS-NO EXCEPTIONS

HENDERSON FSH2 V-HOPPER

- 11' LONG
- 56" HIGH SIDES
- 7GA. STAINLESS STEEL CONSTRUCTION
- DUAL AUGER
- TOP GRATE SCREENS
- FRONT BEARING GREASE TUBES EXTENDED TO REAR
- INVERTED VEE
- TILT UP SPINNER CHUTE
- DUMP BODY HOLD DOWN KIT
- TRUNNION LATCH KIT
- INSTALLED

CENTRAL HYDRAULIC SYSTEM

- CERTIFIED POWER-STORMGUARD/LOAD SENSING SYSTEM
- DANFOSS TRANSMISSION MOUNT PUMP AND WET SPLINE PTO
- DANFOSS MODEL PVG 32 CONTROL VALVE
CONTROL VALVE TO RUN BODY/SNOW PLOW/SPREADER
- STORMGUARD CUSTOM STAND MODEL MULTIGUARD WITH CABLE CONTROL HANDLES
- HENDERSON STEEL FLOOR PLATE
- DUAL KNOB MANUAL SPREADER CONTROL SYSTEM
- HENDERSON 30-GALLON STEEL OIL RESERVOIR
- ALL WEATHERHEAD"RHINO-GUARD" HOSES AND FITTING WITH STAINLESS STEEL QUICK COUPLERS
- ALL PRESSURE HOSES SAE 100R2
- ALL FITTING JIC STYLE
- MID-STATE STAINLESS STEEL REAR TUBES FOR SPREADER
- MID-STATE STAINLESS STEEL FRONT TUBES FOR PLOW OPERATION
- INSTALLED 100% TO YOUR SPECIFICATIONS-NO EXCEPTIONS

MISC EQUIPMENT

- MUD FLAPS IN FRONT AND BEHIND REAR AXLE
- PLOWS LIGHTS MOUNTED TO HOOD ON STAINLESS STEEL BRACKETS
- BODY UP LIGHT
- POWER PANEL MOUNTED TO BACK OF CAB
- 8 AMBER LED STROBES MOUNTED IN BODY
- UNDER COATED TRUCK FRAME AND BODY

FULL PACKAGE INSTALLED \$ 56,374.00 NET YOUR COST

*****2 YEAR FULL WARRANTY ON ALL EQUIPMENT*****

**ALL MOUNTING 100% TO YOUR PERSONAL SPECIFICATIONS NO EXCEPTIONS*

**PREDELIVERY INSPECTION AT YOUR FACILITY PRIOR TO PAINT*

**WARRANTY WORK AND SERVICE WORK- HENDERSON TRUCK EQUIPMENT WILL PICK UP THE VEHICLE AND MAKE NECESSARY REPAIRS AND RETURN IN A TIMELY MANNER TO YOUR FACILITY.*

HENDERSON TRUCK EQUIPMENT-OHIO

COLLIN SCHIFER-OHIO SALES REP.

CONTRACT ACCEPTENCE

SIGNED _____ TITLE _____

PO# _____ DATE _____



HENDERSON TRUCK EQUIPMENT - OH

• PH: 419-617-8702 • FAX: 563-927-7003 • henderson-mfg.com



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 slides and ends.
- 7 gauge replaceable floor.
- 7 gauge sills.
- 24" conveyor.
- Pinle type conveyor chain with 1/2" x 1 1/2" crossbar spacing on 4 1/2" centers.
- Screwjack type feed gate control curb slide.
- Steep 45 degree slide 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	Slide Height	Construction	Capacity Cu.Yds	Approx. Weight	LIST PRICE	EXTENDED
	8	50	Mild Steel	4.5	1760		
	9	50	Mild Steel	5.1	1905	\$ 9,762	\$ -
X	10	50	201ss	6.9	2166	\$ 9,933	\$ -
	11	50	Mild Steel	6.2	2225	\$ 16,484	\$ 16,484
	12	50	Mild Steel	6.8	2380	\$ 10,415	\$ -
	13	50	Mild Steel	7.3	2535	\$ 10,738	\$ -
	14	50	Mild Steel	7.9	2690	\$ 11,323	\$ -
	15	50	Mild Steel	8.4	2845	\$ 12,207	\$ -
	16	50	Mild Steel	8.9	3001	\$ 12,500	\$ -
						\$ 12,744	\$ -

Hopper/Conveyor Upgrades		LIST PRICE	EXTENDED
	304 stainless spreader 12ga ILO 10ga duct		
	Spring loaded idler adjustment ILO STD (not avail with auger option)	Body Length 10	\$ (1,016) \$ -
	25:1 conveyor gearbox ILO Standard 50:1 (not avail with auger option)		\$ 220 \$ -
	Chain offer, installed (not avail with auger option)		\$ 79 \$ -
	3/8" x 1-1/2" cross bars ILO STD 1/4" x 1-1/2" (not to be combined with belt over option)		\$ 250 \$ -
	Conveyor motor with integral speed sensor		\$ 177 \$ -
	Front idler adjustments Extended to Rear (not applicable with Auger(s) option)		\$ 311 \$ -
X	Front idler grease tubes extended to rear	Body Length 10	\$ 183 \$ -
X	Auger Options (includes top screens and safety interlock. Vee included on 12" units and longer)	Body Length 10	\$ 226 \$ 226
	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		
	Inverted Vee, installed	Vee Material 201ss	\$ 1,229 \$ -
	Belt over chain ILO STD Pinle Chain		\$ -
	Spinner Chute Upgrades		\$ 1,829 \$ -
X	Tilt Up Spinner Kit, with hand crank wrench, installed		\$ 563 \$ 563
X	20" Poly Urethane Spinner Disc ILO Standard Steel	Tip Up Material 201ss	\$ 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					LIST PRICE EXTENDED
Metal spill shield, front or rear	Material Type	201ss	Body Length	10	\$ 792 \$ -
Rear bumper (mild) shipped loose			Install Location	N/A	\$ 754 \$ -
Spacer Bars, installed				\$ 518	\$ -
				\$ 366	\$ -
Spreaders					\$ -
IS bolt-on stand (mild steel, installed)					LIST PRICE EXTENDED
IS bolt-on stand (stainless steel, installed)				\$ 3,329	\$ -
HO Tube Stand - Mild Steel, installed				\$ 5,489	\$ -
Paint			Body Length	10	\$ 3,531 \$ -
Highway Yellow paint I/O Orange (mild steel units only)			Body length	10	\$ 244 \$ -

Customer Name	BROOKPARK CITY
NIPA 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/C 9/6/16 Service
CA 9/13/16
1st R 10/4/16
2nd R 10/18/16
3rd R _____
B/C _____
Caucus 9/27/16

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10046-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
BEST ENVIRONMENTAL EQUIPMENT CO., INC.,
FOR THE LEASE/PURCHASE OF TWO NEW MACK CHASSIS
WITH LABRIE AUTOMATED SIDE LOADERS,
AND DECLARING AN EMERGENCY

WHEREAS, the Mayor has determined that the Service Department for the City is in need of two new Mack chassis with Labrie automated side loaders to properly maintain our City; and

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, Best Equipment Co., Inc., is an Ohio truck equipment vendor that has been authorized by the NJPA to provide trucks and 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 Best Environmental Equipment Co., Inc., for the lease/purchase of two new Mack chassis with Labrie automated side loaders; a proposal for said trucks with cab and chassis and equipment are attached hereto and incorporated herein as Exhibit "A."

SECTION 2: The money needed for the aforesaid transaction shall be paid from funds theretofore appropriated or to be appropriated for said lease/purchase of two new Mack chassis with Labrie automated side loaders and equipment; the total amount of the purchase of said is \$592,000.00, and to be paid from capital fund 401 and sanitation equipment fund 423.

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 lease/purchase two new Mack chassis with Labrie automated side loaders and 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: _____

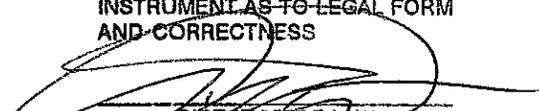
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DATE



DIRECTOR OF LAW



NJPA Contract Number 112014-LEG

PROPOSAL

John Pensis
 City of Brookpark, Ohio

QUANTITY		UNIT PRICE	TOTAL PRICE
2	New 2017 - 37 cu yd Labrie Automizer Straight Frame Body	\$146,735.00	\$293,470.00
2	Mounted on New 2017 Mack Low Entry Dual Steering cab & chassis (Non-Contract)	\$149,265.00	\$298,530.00
Price Includes All NJPA Discounts:		GRAND TOTAL:	\$592,000.00

City is tax exempt

TO BE FUTURE BUILT

Unit includes All Standard & Previous Selected Body Options Including;
 Auto Lube Vogel System
 Crusher panel with in-cab switch
 Multiplex System
 Body control valve-electric over hydraulic
 Hopper Hardox Liner
 Work lights in hopper and curb side post
 Triple cameras, mounted in hopper, on curbside and on tailgate with color monitor in cab
 Extra-large decal on tailgate
 Grab pack with multi-cycle packing ram
 LED lights: stop, turn, tail, back-up and rear amber alternating flashing, located above tailgate
 Multi-cycle for packing blade
 Sliding hopper access step
 Spill shield installed behind grabber
 Wear strips in hopper floor railings 1/4" Hardox 450
 Anti-sails and rear mud flaps
 1/8" Hardox 450 liner at front of body
 White body paint to match cab and chassis

296,000 each

See enclosed Mack Specifications

Delivery: 8 - 9 months from acceptance of proposal

Purchase Order to be issued to Best Equipment Company

SIGN BELOW FOR PURCHASE AGREEMENT, AGREEING TO ALL TERMS AND CONDITIONS

Signature _____ Printed Name _____ Date _____

Terms and Conditions: This agreement is binding. By signing, you agree that you are authorized to enter into this contract. Delivery dates are estimations.

www.BestEquipmentCo.com





Environmental Equipment Financing

August 16, 2016

Municipal Leasing Proposal for:

City of Brook Park (OH)

EQUIPMENT: 2 - New Mack Chassis w/Labrie Automated Side Loaders
EQUIPMENT COST: \$592,000.00
COMMENCEMENT: To be determined
STRUCTURE: Municipal Lease Purchase
PURCHASE OPTION: \$1.00
PAYMENT MODE: Annual
DOCUMENTATION FEE: None

Payments in Advance - First Payment Due at Lease Commencement

Term	Five (5) Years	Seven (7) Years
Payments	5 @ \$125,214.00	7 @ \$91,961.00
Interest Rate	2.84%	2.85%
Payment Factor	0.21151	0.15534

The above rates and payment factors will be valid for thirty (30) days and are subject to credit approval.

If you have any questions, please contact David Penoff (dpenoff@tcfef.com) or Wendy Wilson (wwilson@tcfef.com) at 317-328-1161.

BEST EQUIPMENT COMPANY Municipal Lease Purchase Financing underwritten by:

TCF EQUIPMENT FINANCE, a division of TCF National Bank

Phone: 317-328-1166 Fax: 888-200-6313