

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, NOVEMBER 1, 2016**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. SPECIAL COUNCIL MEETING & EXECUTIVE SESSION HELD ON APRIL 26, 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. 2017 CAUCUS AND COUNCIL MEETING CALENDAR

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. 10049-2016, AMENDING SECTION 123.01 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'POSTING PLACES' AND DECLARING AN EMERGENCY. Introduced by Council President Astorino
2. ORDINANCE NO. 10050-2016, AUTHORIZING THE CITY OF BROOK PARK TO PROVIDE A JOB RETENTION, BUSINESS EXPANSION & GRANT TO JAMES C. AND MARY ANN WHITE TO FACILITATE THE RETENTION AND EXPANSION OF BLUELINE RENTALS, LLC, 16000 BROOKPARK ROAD, OHIO AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
3. ORDINANCE NO. 10051-2016, AUTHORIZING THE MAYOR TO ALLOW TRANSFER OF A PARCEL OF PROPERTY LOCATED AT 16513 HUMMEL ROAD AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
4. ORDINANCE NO. 10052-2016, AUTHORIZING THE CITY OF BROOK PARK TO PROVIDE A JOB RETENTION AND BUSINESS EXPANSION GRANT TO DRABIK MANUFACTURING, INC., 15601 COMMERCE PARK DRIVE Introduced by Mayor Coyne

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

5. RESOLUTION NO. 38-2016, URGING THE FEDERAL AVIATION ADMINISTRATION TO HAVE A COMMUNITY MEETING WITH THE CITY OF BROOK PARK IN REFERENCE TO THE FLIGHTS PATHS AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT AND DECLARING AN EMERGENCY. Introduced by Councilman Burgio and Councilmembers Troyer, Mencini, Powers, Scott, McCormick, Salvatore and Council President Astorino.

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:**O. THIRD READING OF ORDINANCES AND RESOLUTIONS:**

1. ORDINANCE NO. 10038-2016, AMENDING ORDINANCE NO. 10007-2016, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK 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. 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.

P. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**Q. ADJOURNMENT:**

**SYNOPSIS OF ORDINANCES AND RESOLUTIONS
FOR THE COUNCIL MEETING OF NOVEMBER 1, 2016**

FIRST READING:

Ord. No. 10049-2016 AN ORDINANCE AMMENDING SECTION 123.01 OF THE
As Amended BROOK PARK CODIFIED ORDINANCES AND DECLARING
AN EMERGENCY.

SYNOPSIS: An ordinance amending the posting
places for all resolutions, ordinances,
notices and other matters.

Ord. No. 10050-2016 AN ORDINANCE AUTHORIZING THE CITY OF BROOK
As Amended PARK TO PROVIDE A JOB RETENTION, BUSINESS
EXPANSION & GRANT TO JAMES C. & MARY ANN WHITE
TO FACILITATE THE RETENTION & EXPANSION OF
BLUELINE RENTAL, LLC, 16000 BROOKPARK RD.,
OHIO AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the City
to provide a grant to BlueLine, LLC.

Ord. No. 10051-2016 AN ORDINANCE AUTHORIZING THE MAYOR TO ALLOW
TRANSFER OF A PARCEL OF PROPERTY LOCATED AT
16513 HUMMEL ROAD AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the
transfer of permanent parcel 343-14-030 to
Steve Duncan at 16484 Hummel Road for yard
expansion only.

Ord. No. 10052-2016 AN ORDINANCE AUTHORIZING THE CITY OF BROOK
PARK TO PROVIDE A JOB RETENTION & BUSINESS
EXPANSION GRANT TO DRABIK MANUFACTURING,
INC., 154601 COMMERCE PARK DRIVE.

SYNOPSIS: An ordinance authorizing a grant
to assist in the financing of new equipment
thereby expanding their manufacturing
capabilities.

Res. No. 38-2016 A RESOLUTION URGING THE FEDERAL AVIATION
ADMINISTRATION TO HAVE A COMMUNITY MEETING
WITH THE CITY OF BROOK PARK IN REFERENCE TO
THE FLIGHTS PATHS AT CLEVELAND HOPKINS
INTERNATIONAL AIRPORT, AND DECLARING AN
EMERGENCY.

SYNOPSIS: A resolution requesting the FAA to
meet with the City of Brook Park regarding
the conversion of airspace to satellite-based
navigation from ground-based navigation and
how that may affect flight paths.

SECOND READING:

Ord. No. 10048-2016 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AMENDMENTS TO VARIOUS LABOR CONTRACTS TO PROVIDE FOR AN ADJUSTMENT TO THE VACATION SCHEDULE, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Mayor to amend contracts as negotiated for the following bargaining units: Brook Park Fraternal Order of Police, Lodge No. 15 (Patrol Officers); Brook Park Police Sergeants and Lieutenants, Ohio Patrolmen's Benevolent Association; Brook Park Safety Dispatchers/Clerks, Fraternal Order of Police Association; Brook Park Teamsters Union Local 436; Brook Park Municipal Foremen's and Laborers' Union, Local 1099; and Brook park Firefighters Association, Local 1141 per provisions of Chapter 4117 of the Ohio Revised code.

THIRD 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. 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.

0-1-19

010-1-19

0-1-19

2017 CAUCUS AND COUNCIL MEETINGS

JANUARY
3 Holidays Observed
10 New Year's Day 1/1/17
17 Martin Luther King Jr. 1/16/17
24

FEBRUARY
7 President's Day 2/20/17
14
21
28

MARCH
7
14
21
28

APRIL
4
11
18
25

MAY
2 Memorial Day 5/29/17
9
16
23

JUNE
6
13
20
27

Caucus and Council meetings begin at 7:00 p.m.
10/25/16 Caucus - Discussed
11/1/16 - Verbal Approval

2017 CAUCUS AND COUNCIL MEETINGS

JULY
Summer Holidays Observed
Session Independence Day 1/4/17
18 Summer Session first two weeks
25

AUGUST
Summer Summer Session first two weeks
Session
15
22

SEPTEMBER
5 Labor Day 9/4/17
19 Primary Election 9/12/17
19 Caucus - 6:00 p.m.
26 Council - 7:00 p.m.

OCTOBER
3
10
17
24

NOVEMBER
14 General Election 11/7/17
14 Caucus - 6:00 p.m.
21 Council - 7:00 p.m.
28 Veteran's Day 11/11/17
 Thanksgiving Day 11/23/17
 Day after Thanksgiving 11/24/17

DECEMBER
5
12
19
26
 Christmas Day 12/25/17

Caucus and Council meetings begin at 7:00 p.m.
10/25/16 - Discussed
11/1/16 - Verbal Approval

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10049-2016

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

AN ORDINANCE
AMENDING SECTION 123.01
OF THE BROOK PARK CODIFIED ORDINANCES, ENTITLED
'POSTING PLACES,'
AND DECLARING AN EMERGENCY.

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

SECTION 1: Section 123.01 of the Brook Park Codified Ordinances, passed by Ordinance No. 4338-1975, passed August 12, 1975; Resolution No. 33-1960, passed November 1, 1960; and Ordinance No. 6228-1982, passed November 1, 1982 and reading as follows:

123.01 POSTING PLACES.

(a) The following locations in the City are hereby determined to be the six most public places and are hereby designated as the posting places for all resolutions, ordinances, notices and other matters required by law or ordinance to be published:

- (1) City Hall 6161 Engle Road
- (2) Police Station 17401 Holland Road
- (3) Fire Station No. 1 5590 Smith Road
- (4) Fire Station No. 2 22530 Ruple Road
- (5) Fire Station No. 3 17401 Holland Road
- (6) Brook Park Library 6155 Engle Road

(b) The Council Clerk is hereby directed to post all ordinances, resolutions, notices, proclamations, statements, orders and reports required by law or ordinance to be published at the aforesaid locations in the City.

(c) Agenda.

- (1) The Clerk of Council is hereby directed to post a copy of the agenda for all regular Council Meetings, seventy-two hours prior to a scheduled meeting, at the six most public places in the City as designated in subsection (a) hereof; and
- (2) The Clerk of Council is directed to provide the local cable television company with a copy of the agenda for all

regular Council Meetings, seventy-two hours prior to a scheduled meeting.

is hereby amended to read:

123.01 POSTING PLACES.

(a) The following locations in the City are hereby determined to be the five most public places and are hereby designated as the posting places for all resolutions, ordinances, notices and other matters required by law or ordinance to be published:

- (1) City Hall, 6161 Engle Road
- (2) Police Station, 17401 Holland Road
- (3) John A. Polonye Community Center, 17400 Holland Road
- (4) Fire Station, 17401 Holland Road
- (5) Brook Park Library, 6155 Engle Road
- (6) Fire Station, 22530 Ruple Road

(b) The Council Clerk is hereby directed to post all ordinances, resolutions, notices, proclamations, statements, orders and reports required by law or ordinance to be published at the aforesaid locations in the City and on the City Council's website.

(c) Agenda.

(1) The Clerk of Council is hereby directed to post a copy of the agenda for all regular Council Meetings, seventy-two hours prior to a scheduled meeting, at the five most public places in the City as designated in subsection (a) and on City Council's website.

SECTION 2: Former Section 123.01 of the Brook Park Codified Ordinances, as passed by passed, Ordinance No. 4338-1975, passed August 12, 1975; Resolution No. 33-1960, passed November 1, 1960; and Ordinance No. 6228-1982, passed November 1, 1982 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 public peace, health, safety and welfare of said City, and for

the further reason to amend Section 123.01 of the Brook Park Codified Ordinances 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: _____

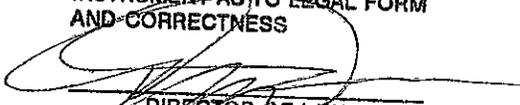
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 10050-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE AUTHORIZING
THE CITY OF BROOK PARK TO PROVIDE A JOB RETENTION, BUSINESS
EXPANSION & GRANT TO JAMES C. & MARY ANN WHITE TO FACILITATE THE
RETENTION & EXPANSION OF BLUELINE RENTALS, LLC, 16000 BROOKPARK
RD., OHIO AND DECLARING AN EMERGENCY.

WHEREAS, James C. & Mary Ann White (herein "Whites" own Permanent Parcel Nos. 344-36-009 (.92 aces), 344-36-010 (4.3 acres) and 344-36-011 (.78 acres), also known as 16000-10 Brookpark Rd., (herein the "Property";

WHEREAS, Permanent Parcel Nos. 344-36-009 (.92 acres) and 344-36-011 (.78 acres) have been vacant, uncompetitive and non-productive for over ten (10) years;

WHEREAS, Permanent Parcel Nos. 344-36-011, contains an obsolete, dilapidated garage structure and said structure has been vacant and non-productive for over ten (10) years;

WHEREAS, Parcel No. 344-36-011 was purchased by the Whites in 2016 for Two Hundred Twenty-Five Thousand Dollars (\$225,000.00) to facilitate the expansion of the BlueLine facility and to improve the appearance of the Brookpark Road Corridor Special District;

WHEREAS, BlueLine Rentals, LLC, (herein "BlueLine"), a construction and industrial heavy equipment rental firm has occupied Permanent Parcel No. 344-36-010 (4.3 acres) under a leasehold since March 1, 2012;

WHEREAS, BlueLine desires to renew and extend its lease through 2022 and expand its operations to include the entire Property provided certain buildings are demolished and improvements and expansions constructed, and certain landscaping improvements are implemented on the Property;

WHEREAS, BlueLine has maintained an average payroll of Five Hundred and Twenty Thousand Dollars (\$525,000) per annum in the city;

WHEREAS, BlueLine anticipates expanding its business within the city by 25% over the new lease term to maintain an average payroll of Eight Hundred Twenty-Five Thousand Dollars (\$825,000) per annum;

WHEREAS, BlueLine currently maintains and leases and stores approximately Six Million Six Hundred Thousand Dollars (\$6,600,000) worth of equipment at the Property;

WHEREAS, BlueLine intends to expand its equipment inventory to Eleven Million Dollars (\$11M) in 2017, Fifteen Million Dollars (\$15M) in 2019; Seventeen Million Dollars (\$17M) in 2020 and Eighteen Million (\$18M) in 2018 in order to maintain and expand its current payroll, remain competitive, create jobs, construct facilities and expand its business services portfolio within the city;

WHEREAS, the Whites seek an economic development grant to facilitate the expansion of BlueLine to Parcel Nos. 344-36-009 and 011, to demolish the existing dilapidated building on the 011 parcel, to remove and reinstall decorative fencing and landscaping at the Property consistent with the intent and purpose of the Brookpark Road Corridor Special District, as adopted by Brook Park City Council in 1998;

WHEREAS, the estimated total cost to remove the current blight at the Property and to construct the improvements on the Property to retain and expand BlueLine exceeds Two Hundred Eighty Thousand Dollars (\$280,000);

WHEREAS, the Property and BlueLine are located within the City's Enterprise and Target Improvement Zone;

WHEREAS, the City of Brook Park encourages the development of business within the City's Enterprise and Target Improvement Zones; and

WHEREAS, the Whites and BlueLine are desirous of expanding its facilities and acquiring equipment which will maintain current employment and create new employment opportunities within the City of Brook Park, provided that appropriate business expansion, retention and development incentives are available from the City; and

WHEREAS, Financial assistance from the City of Brook Park is necessary to secure the investment of the Whites and BlueLine

in the City;

WHEREAS, the City of Brook Park, having the appropriate authority for the stated type of project, is desirous of providing job retention and job/business expansion incentives to promote economic activity within the City consistent with the purposes of Section 13 of Article VIII of the Ohio Constitution to create or preserve jobs and employment opportunities, to eradicate and mitigate blight within the City, and to improve the economic welfare of the people of the Sate; and

WHEREAS, the Mayor of the City of Brook Park has investigated the foregoing request for a job creation, retention and economic development grant assistance and recommends the same to the City Council on the basis that James C. and MaryAnn White and BlueLine Rentals are qualified by financial responsibility and business experience to create and preserve employment opportunities and improve the economic climate of the City of Brook Park;

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

SECTION 1: This Council agrees to provide a job retention, creation and economic development assistance grant to James C. and Mary Ann White to be applied exclusively to the purchase of (1)the demolition of the existing dilapidated structure on Permanent Parcel No. 344-36-011 and to the removal, replacement of appurtenant asphalt and concrete improvements, as well as the removal and replacement of existing fencing on the Property in accordance with permits issued by the City, and to design, implement and install beautification landscaping as approved by the City Planning Commission consistent with the Brookpark Road Corridor Special District standards, and, provided that the Whites and BlueLine execute a lease renewal for the Property on or before December 31, 2016 and commence the aforesaid demolition and improvements to the Property on or before December 31, 2016.

SECTION 2: The Mayor is authorized to enter into a Job Creation, Retention & Economic Development Grant agreement with James C. and Mary Ann White for the work set forth in Section 1 in the amount of \$50,000.00 provided they utilize the funds solely to improve the Property as herein described and for no other improvements on or before June 1, 2017.

SECTION 3: The money needed for the aforesaid

transaction shall be paid to James C. and Mary Ann White from funds appropriated to the city Economic Development Fund 243 and Brook Park Road Corridor Fund 244 upon the issuance for a permit for the aforesaid improvements, and said funds shall be exclusively applied to the costs, expenses and fees arising from and/or incurred by James C. and Mary Ann White in furtherance of the implementation of aforesaid improvements to the Property.

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 Sections 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 public peace, health, safety and welfare of said City, and for the further reason provide a job retention and grant to James C and Mary Ann White; therefore 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

ORDINANCE NO: 10051-2014

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE MAYOR TO
ALLOW TRANSFER OF A PARCEL OF PROPERTY
LOCATED AT 16513 HUMMEL ROAD,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park acquired Permanent Parcel No. 343-14-030, located at 16513 Hummel Road from Cuyahoga County's Land Reutilization Program; and

WHEREAS, a resident adjacent to this parcel wants this parcel for yard expansion only;

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

SECTION 1: The Mayor is hereby authorized to transfer Permanent Parcel No. 343-14-030 to Steve Duncan at 16485 Hummel Road, for yard expansion only.

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

SECTION 3: This 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 transfer Permanent Parcel No. 343-14-030 for yard expansion only; 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

ORDINANCE NO: 10052-2016

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE AUTHORIZING
THE CITY OF BROOK PARK TO PROVIDE A JOB RETENTION & BUSINESS
EXPANSION GRANT TO DRABIK MANUFACTURING, INC.,
15601 COMMERCE PARK DRIVE.

WHEREAS, Drabik Manufacturing (Drabik) is a successful family owned machine shop that has been employing and training skilled machinists for over 50 years in northeast Ohio;

WHEREAS, Drabik has been a consistent employer of machinists in Brook Park manufacturing high-precision, complex machined parts for machine tool builders, foundries, steel mills, rail roads, automotive, medical and high tech customers in Ohio and throughout the eastern seaboard since 1993;

WHEREAS, Drabik has invested over \$1.2 Million Dollars in plant and equipment in Brook Park at its 15601 Commerce Park Drive facility since 1990;

WHEREAS, Drabik has generated over \$6,000,000 in payroll in Brook Park over the past ten years;

WHEREAS, Drabik has maintained an average payroll of at least \$608,707.50 per annum since the economic recession that commenced in 2008;

WHEREAS, Drabik employs nine(9) full time and one part time employees and has maintained an average payroll of \$608,707.50 over the past ten (10)years;

WHEREAS, in order to maintain its current payroll, remain competitive, create jobs and expand its business services portfolio within the City, Drabik seeks an economic development grant to assist in the financing of new equipment, specifically, an advanced four-axis Harding V1000 VMC CNC machine that will allow them to manufacture larger more complex machined parts, thereby expanding their manufacturing capabilities.

WHEREAS, the Harding V1000 VMC will cost \$107,523.

WHEREAS, Drabik has secured five year financing from U.S. Bank to acquire the Harding V1000 VMC machine;

WHEREAS, Drabik anticipates employing between 9-12 persons with living wages at an estimated payroll of at least \$680,000 per annum and believes the new equipment will allow it add at least two additional full time employees;

WHEREAS, Drabik is located within the City's Enterprise and Target Improvement Zone;

WHEREAS, the City of Brook Park encourages the development of business within the City's Enterprise and Target Improvement Zones; and

WHEREAS, Drabik is desirous of expanding its business capacity and acquiring equipment which will maintain current employment and create up to two (2) new employment opportunities within the City of Brook Park, provided that appropriate business expansion, retention and development incentives are available from the City; and

WHEREAS, Financial assistance from the City of Brook Park is necessary to protect Drabik's ability to maintain its payroll and manufacturing capabilities in the City of Brook Park;

WHEREAS, the City of Brook Park, having the appropriate authority for the stated type of project, is desirous of providing Drabik job retention and job/business expansion incentives to promote economic activity within the City consistent with the purposes of Section 13 of Article VIII of the Ohio Constitution to create or preserve jobs and employment opportunities, to eradicate and mitigate blight within the City, and to improve the economic welfare of the people of the State; and

WHEREAS, the Mayor of the City of Brook Park has investigated the request of Drabik for job creation, retention and economic development grant assistance and recommends the same to the City Council on the basis that Drabik is qualified by financial responsibility and business experience to create and preserve employment opportunities and improve the economic climate of the City of Brook Park;

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

SECTION 1: This Council agrees to provide a job retention, creation and economic development assistance grant to Drabik Manufacturing, Inc. to be applied exclusively to the purchase of (1) Harding V1000 VMC CNC machine for installation and operation at 15601 Commerce Park Drive, Brook Park in an amount of \$50,000.00, provided that Drabik utilizes best efforts to add two (2) full time employees to its payroll and provided the Drabik maintains its base payroll at 2015 levels throughout the useful life of the machine (fifteen (15) years).

SECTION 2: The Mayor is authorized to enter into a Job Creation, Retention & Economic Development Grant agreement with Drabik Manufacturing in the amount of \$50,000.00 provided Drabik agrees to maintain its 2015 payroll levels for the useful life of the equipment and uses its best efforts to expand its payroll by two (2) full time positions.

SECTION 3: The money needed for the aforesaid transaction shall be paid to Drabik Manufacturing, Inc., from funds appropriated for brownfield redevelopment and economic development to Drabik Manufacturing after the delivery and installation of the equipment at 15601 Commerce Park Drive, Brook Park and said funds shall be exclusively applied to the costs, expenses and fees arising from and/or incurred by Drabik Manufacturing, Inc., in furtherance of the purchase and acquisition of the aforesaid machine and equipment.

SECTION 4: The machine and equipment to be acquired by Drabik Manufacturing shall be operated solely at 15601 Commerce Park Drive, Brook Park and shall not be sold, dismantled or otherwise removed during the useful life (fifteen (15) years) of the aforesaid machine and equipment.

SECTION 5: The City of Brook Park shall maintain an equitable interest in the ownership of the machine and equipment to be acquired by Drabik Manufacturing which interest shall expire upon the expiration of the covenants set forth in Section 4 herein;

SECTION 6: 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 7: This Ordinance shall take effect at the earliest time allowed by law.

PASSED: _____

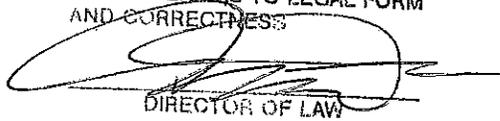
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

BY APPROVE THE WITHIN
ASSESSMENT AS TO LEGAL FORM
AND CORRECTNESS



DIRECTOR OF LAW

**JOB CREATION, RETENTION & ECONOMIC DEVELOPMENT GRANT AGREEMENT
CITY OF BROOK PARK, OHIO**

WHEREAS, Drabik Manufacturing (Drabik) is a successful family owned machine shop that has been employing and training skilled machinists for over 50 years in northeast Ohio;

WHEREAS, Drabik has been a consistent employer of machinists in Brook Park manufacturing high-precision, complex machined parts for machine tool builders, foundries, steel mills, rail roads, automotive, medical and high tech customers in Ohio and throughout the eastern seaboard since 1993;

WHEREAS, Drabik has invested over \$1.2 Million Dollars in plant and equipment in Brook Park at its 15601 Commerce Park Drive facility since 1990;

WHEREAS, Drabik has generated over \$6,000,000 in payroll in Brook Park over the past ten years;

WHEREAS, Drabik has maintained an average payroll of at least \$608,707.50 per annum since the economic recession that commenced in 2008;

WHEREAS, Drabik employs nine(9) full time and one part time employees and has maintained an average payroll of \$608,707.50 over the past ten (10)years;

WHEREAS, in order to maintain its current payroll, remain competitive, create jobs and expand its business services portfolio within the city, Drabik seeks an economic development grant to assist in the financing of new equipment, specifically, an advanced four-axis Harding V1000 VMC CNC machine that will allow them to manufacture larger more complex machined parts, thereby expanding their manufacturing capabilities.

WHEREAS, the Harding V1000 VMC costs \$107,523.

WHEREAS, Drabik has secured five year financing from U.S. Bank to acquire the Harding V1000 VMC machine;

WHEREAS, Drabik anticipates employing between 9-12 persons with living wages at an estimated payroll of at least \$680,000 per annum and believes the new equipment will allow it to add at least two additional full time employees;

WHEREAS, Drabik is located within the City's Enterprise and Target Improvement Zone;

WHEREAS, the City of Brook Park encourages the development of

business within the City's Enterprise and Target Improvement Zones;
and

WHEREAS, Drabik is desirous of expanding its business capacity and acquiring equipment which will maintain current employment and create up to two (2) new employment opportunities within the City of Brook Park, provided that appropriate business expansion, retention and development incentives are available from the City; and

WHEREAS, Financial assistance from the City of Brook Park is necessary to protect Drabik's ability to maintain its payroll and manufacturing capabilities in the city of Brook Park;

WHEREAS, the City of Brook Park, having the appropriate authority for the stated type of project, is desirous of providing Drabik job retention and job/business expansion incentives to promote economic activity within the City consistent with the purposes of Section 13 of Article VIII of the Ohio Constitution to create or preserve jobs and employment opportunities, to eradicate and mitigate blight within the City, and to improve the economic welfare of the people of the State; and

WHEREAS, the Mayor of the City of Brook Park has investigated the request of Drabik for job creation, retention and economic development grant assistance and recommends the same to the City Council on the basis that Drabik is qualified by financial responsibility and business experience to create and preserve employment opportunities and improve the economic climate of the City of Brook Park;

WHEREAS, the Brook Park City Council Ord. No. _____ authorizes the Mayor to enter into a Job Creation, Retention & Economic Development Grant Agreement with Drabik Manufacturing Inc.;

NOW THEREFORE, in consideration of the foregoing, and in reliance upon the mutual covenants, promises and agreements contained herein, the City of Brook Park, Ohio (herein "Grantor") and Drabik Manufacturing Inc. herein "Grantees"), agree as follows:

SECTION 1: The Grantor shall provide a job retention, creation and economic development assistance grant to Grantees in the amount of \$50,000.00 (US) to be applied exclusively to the purchase of (1) four-axis Harding V1000 VMC CNC machine for installation and operation at 15601 Brook Park;

SECTION 2: Grantees agree to maintain its base payroll in the City of Brook Park at 2015 levels (\$680,000.00 per annum) throughout the useful life of the machine and to use best efforts to expand its payroll by two (2) employees in 2017.

SECTION 3: Grantees agree to execute a cognovit note in favor of Grantor that provides for the pro rata repayment of the grant in the event Grantee fails to meet the payroll, job creation and investment guarantees set forth herein;

SECTION 4: Grantees agree that the grant money shall be exclusively applied to the costs, expenses and fees arising from and/or incurred by Grantees in furtherance of the purchase of the aforesaid machine and equipment upon the delivery and installation of the equipment at 15601 Commerce Park, Brook Park.

SECTION 5: Grantees agree that the machine and equipment to be acquired shall be operated solely at 15601 Commerce Park, Brook Park and shall not be sold, dismantled or otherwise removed during the useful life (fifteen (15) years) of the aforesaid machine and equipment.

SECTION 6: Grantees agree that Grantor shall maintain an equitable interest in the ownership of the machine and equipment to be acquired by Grantee which interest shall expire upon the expiration of the covenants set forth in Section 2 herein;

SECTION 7: This Agreement is the complete agreement of the parties concerning the subject matter hereof and supersedes any prior such agreements with respect to further disclosures on such subject matter; may not be amended or in any manner modified except in a writing signed by Grantor and Grantee, and shall be governed and construed in accordance with the laws of the State of Ohio. If any provision of this Agreement is found to be unenforceable, the remainder shall be enforced as fully as possible and the unenforceable provision shall be deemed modified to limited extent required to permit its enforcement in a manner most closely representing the intention of the parties as expressed herein;

SECTION 8: Any breach of the minimum payroll guaranty by Grantees shall entitle Grantor to a pro rata recovery of the grant over the useful life (15 years) of the equipment for which this grant is authorized.

SECTION 9: This Agreement shall be binding on the parties hereto and their agents, servants, representatives, assigns, heirs, employees, officers, directors and successors. This Agreement can not be assigned, delegated, pledged or transferred with the prior written agreement of the Grantor.

SECTION 10: A waiver, whether specific or general, of any of the terms and conditions of this Agreement by Grantor shall not constitute a waiver of any other term or condition hereof. Grantor

reserves the right to reinstate any such waiver with notice to Grantee.

SECTION 11: Any person executing this Agreement on behalf of the Grantor or Grantees agrees and covenants that he/she has obtained the requisite approval to bind such entity, and that such entity is bound by the execution of this Agreement by the person(s) executing the Agreement.

Grantor:
CITY OF BROOK PARK, OHIO

Date:

BY: Thomas J. Coyne, Mayor

Grantee:
Drabik Manufacturing, Inc.

Date:

BY: James R. Drabik, CEO.

Approved as to legal form
And correctness.

Carol Dillon Horvath
Director of Law

P/C 10/18/16 Aviation
CA 10/25/16
1st R 11/1/16
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 38-2016

INTRODUCED BY: COUNCILMAN BURGIO and COUNCILMEMBERS TROYER, MENCINI, POWERS, SCOTT, MCCORMICK, SALVATORE, COUNCIL PRESIDENT ASTORINO

A RESOLUTION
URGING THE FEDERAL AVIATION ADMINISTRATION
TO HAVE A COMMUNITY MEETING WITH THE
CITY OF BROOK PARK IN REFERENCE TO THE
FLIGHTS PATHS AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT,
AND DECLARING AN EMERGENCY

WHEREAS, the Federal Aviation Administration ("FAA") is seeking public comment on routes that airplanes should fly in and out of Cleveland Hopkins International Airport; and

WHEREAS, the FAA is preparing to convert the airspace around Cleveland Hopkins International Airport to satellite-based navigation from ground-based navigation; and

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

SECTION 1: That the Council of the City of Brook Park, hereby requests the FAA to meet with the City of Brook Park so that we may have our own community meeting and input before it draws new flight paths for Cleveland Hopkins International Airport.

SECTION 2: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Barry Cooper, Great Lakes Regional Administrator, Federal Aviation Administration, O'Hare Lake Office Center, 2300 East Devon Avenue, Des Plaines, IL 60018 and to Fred Szabo, Interim Director of Port Control, 5300 Riverside Drive, Cleveland, OH 44135.

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 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 that the City of Brook Park requests the FAA to meet with the City regarding change in flight patterns; therefore, provided this Resolution receives the affirmative vote of at least (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: _____

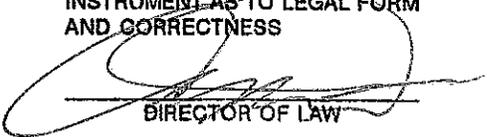
PRESIDENT OF COUNCIL

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 11-1-16
 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	14,880.00	(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	3,900.00	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
				<u>13,544,585.66</u>	<u>0.00</u>	<u>13,544,585.66</u>
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
				<u>1,184,082.51</u>	<u>0.00</u>	<u>1,184,082.51</u>
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
				<u>1,467,634.95</u>	<u>0.00</u>	<u>1,467,634.95</u>
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
				<u>103,331.22</u>	<u>0.00</u>	<u>103,331.22</u>
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
				<u>538,000.00</u>	<u>0.00</u>	<u>538,000.00</u>
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
				<u>5,000.00</u>	<u>0.00</u>	<u>5,000.00</u>
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
				<u>47,317.00</u>	<u>3,500.00</u>	<u>50,817.00</u>
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
				<u>410,565.56</u>	<u>0.00</u>	<u>410,565.56</u>
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
				<u>2,239.62</u>	<u>65,606.00</u>	<u>67,845.62</u>
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
				<u>727,115.96</u>	<u>418,362.30</u>	<u>1,145,478.26</u>
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
				<u>173,604.41</u>	<u>89,361.77</u>	<u>262,966.18</u>
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
				<u>3,360,129.60</u>	<u>(2,615,825.50)</u>	<u>744,304.10</u>

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	980.00	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 11-1-16
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.

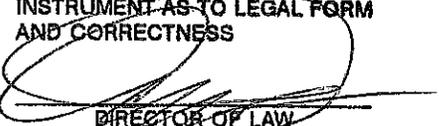
SECTION 4: This Ordinance shall take effect and be in force from and after the earliest time allowed by law.

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 9/6/16 Service
CA 9/13/16
1st R 10/4/16
2nd R 10/18/16
3rd R 11-1-16
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

DATE: 8/17/2016
 Revised
 VALID THROUGH: 11/17/2016



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