

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, SEPTEMBER 26, 2017
7:00 P.M.**

I. ROLL CALL OF MEMBERS

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. REGULAR CAUCUS MEETING HELD ON AUGUST 22, 2017.

IV. DISCUSSION:

1. DEPARTMENT OF LIQUOR CONTROL - GRAB N GO DELI, LLC, DBA GRAB AN GO, 15266 SHELDON ROAD, BROOK PARK, OH 44142 **C1, C2 - Response postmark date 10/13/17** - PER COUNCIL PRESIDENT ASTORINO
2. REQUEST FOR A CONDITIONAL USE PERMIT TO CONSTRUCT AND MAINTAIN A TWO FAMILY DWELLING AT 6091 SMITH ROAD LOCATED IN THE U1-A5 ZONE. **In attendance: Erica Bogdan, 4450 Sir Richard Avenue, North Royalton, OH** - PER COUNCIL PRESIDENT ASTORINO
3. PROPOSED 2016-2017 COUNCIL RULE CHANGES – Councilman Salvatore – PER COUNCIL PRESIDENT ASTORINO
 - a) COUNCIL RULE NO. 7
4. 2017 BUDGET/APPROPRIATIONS - PER COUNCIL PRESIDENT ASTORINO
5. INVESTIGATOR'S REPORT - PER COUNCIL PRESIDENT ASTORINO

IV. DISCUSSION: CONT.

6. AN ORDINANCE AMENDING CERTAIN SECTIONS 153.01 (a) (5) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'VACATIONS' AND DECLARING AN EMERGENCY. Introduced by Council President Astorino - PER COUNCIL PRESIDENT ASTORINO (6/27/17)
Removed by motion from the Caucus agenda)

7. AN ORDINANCE AMENDING CERTAIN SECTION 153.01 (e) (2) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'PRIOR SERVICE EMPLOYEE' AND DECLARING AN EMERGENCY. Introduced by Council President Astorino - PER COUNCIL PRESIDENT ASTORINO (6/27/17)
Removed by motion from the Caucus agenda)

8. AN ORDINANCE AMENDING CERTAIN SECTION 153.02 (a) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SICK LEAVE' AND DECLARING AN EMERGENCY. Introduced by Council President Astorino - PER COUNCIL PRESIDENT ASTORINO (6/27/17)
Removed by motion from the Caucus agenda)

9. AN ORDINANCE AMENDING CERTAIN SECTION 153.02 (c) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SICK LEAVE' AND DECLARING AN EMERGENCY. Introduced by Council President Astorino - PER COUNCIL PRESIDENT ASTORINO (6/27/17)
Removed by motion from the Caucus agenda)

V. LEGISLATIVE COMMITTEE - CHAIRMAN, TROYER:

1. AN ORDINANCE AMENDING SECTION 1348 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'FRONT PORCHES' AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne

2. AN ORDINANCE AMENDING SECTION 153.03 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'LEAVE OF ABSENCE FOR TEMPORARY MILITARY TRAINING' AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne

V. LEGISLATIVE COMMITTEE - CHAIRMAN, TROYER: CONT.

3. ORDINANCE NO. 10069-2017, AMENDING CERTAIN SECTIONS OF 153 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'EMPLOYEES GENERALLY', AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne - PER COUNCIL PRESIDENT ASTORINO

VI. SERVICE COMMITTEE - CHAIRMAN, BURGIO:

1. AN ORDINANCE AUTHORIZING THE CONSULTING ENGINEER TO PREPARE AN APPLICATION TO PARTICIPATE IN THE YEAR 2018 OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT PROGRAM(S) FOR FINANCIAL ASSISTANCE ON THE HOLLAND ROAD RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne.
2. A RESOLUTION AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE YEAR 2018 OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne

VII. ADJOURNMENT:

Posted 09/22/17

**NOTICE TO LEGISLATIVE
AUTHORITY**

OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

3304055 <small>PERMIT NUMBER</small>		NEW <small>TYPE</small>	GRAB N GO DELI LLC DBA GRAB N GO 15266 SHELDON RD BROOKPARK OH 44142	
08 30 2017 <small>ISSUE DATE</small>				
C1 C2 <small>FILING DATE</small>				
18	110	C	B70118 <small>PERMIT CLASSES</small>	
<small>TAX DISTRICT</small>		<small>RECEIPT NO.</small>		

FROM 09/12/2017

<small>PERMIT NUMBER</small>		<small>TYPE</small>		
<small>ISSUE DATE</small>				
<small>FILING DATE</small>				
<small>PERMIT CLASSES</small>				
<small>TAX DISTRICT</small>			<small>RECEIPT NO.</small>	



MAILED 09/12/2017 RESPONSES MUST BE POSTMARKED NO LATER THAN. 10/13/2017

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.
REFER TO THIS NUMBER IN ALL INQUIRIES **C NEW 3304055**
(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD IN OUR COUNTY SEAT. IN COLUMBUS.

WE DO NOT REQUEST A HEARING.
DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

(Title)- Clerk of County Commissioner

(Date)

Clerk of City Council

Township Fiscal Officer

CLERK OF BROOK PARK CITY COUNCIL
6161 ENGLE ROAD
BROOK PARK OHIO 44142

'17 SEP 18 AM 9:58:20

Commerce Division of Liquor Control : Web Database Search

OWNERSHIP DISCLOSURE INFORMATION

This online service will allow you to obtain ownership disclosure information for issued and pending retail liquor permit entities within the State of Ohio.

Searching Instructions

Enter the known information and click the "Search" button. **For best results, search only ONE criteria at a time.** If you try to put too much information and it does not match exactly, the search will return a message "No records to display".

The information is sorted based on the Permit Number in ascending order.

To do another search, click the "Reset" button.

	SEARCH CRITERIA
Permit Number	<input type="text" value="3304055"/>
Permit Name / DBA	<input type="text"/>
Member / Officer Name	<input type="text"/>

[Search](#)[Reset](#)[Main Menu](#)

Member/Officer Name	Shares/Interest	Office Held
Permit Number: 3304055; Name: GRAB N GO DELI LLC; DBA: DBA GRAB N GO; Address: 15266 SHELDON RD BROOKPARK 44142		
CHAHNAZ EL JACUHARI	5% MEMBER	CEO

- [Ohio.Gov](#)
- [Ohio Department of Commerce](#)

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LIQUOR CONTROL

SPIRITS

LICENSING

RESOURCES

CONTACT US

Manufacturer

Permit Class	Permit Fee	Description
A1	\$3,906	<u>ORC 4303.02</u> Manufacturer of Beer – producing more than 31 million gallons per year, wherever produced, and sell beer products to wholesale permit holders.
A1A	\$3,906	<u>ORC 4303.021</u> Beer, and any intoxicating liquor by the glass or container on A-1 or A-2 permit premises only until 2:30am.
A1c	\$1,000	<u>ORC 4303.022</u> Manufacturer of Beer - producing up to 31 million gallons per year wherever produced, for sale on premises at retail for on premises consumption, and sell beer products to retail and wholesale permit holders.
A2	\$76	<u>ORC 4303.03</u> Manufacturer of wine.
A-2f	\$76	<u>ORC 4303.031</u> Ohio farm winery that grows and manufactures wine, from grapes, fruits, or other agricultural products on land it owns and uses only for agriculture.
A3	\$2 to \$3,906	<u>ORC 4303.04</u> Manufacture, import and sell alcohol and spirituous liquor
A3A	\$2 to \$400	<u>ORC 4303.041</u> Manufacturer of less than 10,000 gallons of spirituous liquor and sale to a personal consumer.
A4	\$3,906	<u>ORC 4303.05</u> Manufacture and sell certain prepared and bottled drinks, import for blended purposes
B2A	\$25	<u>ORC 4303.07</u> Sale of wine to retail permit holder.
S	\$25	<u>ORC 4303.232</u> Sale of wine to personal consumer via mail order.
W	\$1,563	<u>ORC 4303.231</u> To operate a warehouse for the storage of beer or intoxicating liquor within the state and to sell such products from the warehouse to a B permit holder with Consent to Import on file or to other customers outside this state.

Distributor

Permit Class	Permit Fee	Description
B1	\$3,125	<u>ORC 4303.06</u> Distributor of beer, ale, stout, other malt liquor.
B2	\$500	<u>ORC 4303.07</u> Distributor of bottled wine.
B3	\$124	<u>ORC 4303.08</u> Distributor of sacramental wine.
B4	\$500	<u>ORC 4303.09</u> Distributor of mixed beverages.
B5	\$1,563	<u>ORC 4303.10</u> Distributor and importer and bottler of wine.

Retail Store Carryout

Permit Class	Permit Fee	Description
C1	\$252	<u>ORC 4303.11</u> Beer only in original sealed container for carry out only.
C2	\$376	<u>ORC 4303.12</u> Wine and mixed beverages in sealed containers for carry out.
C2X	\$252	<u>ORC 4303.121</u> Beer in original sealed containers for carry out.
D8	\$500	<u>ORC 4303.184</u> Sale of tasting samples of beer, wine, and mixed beverages, but not spirituous liquor, at retail, for consumption on premises.

Restaurant / Night Club

Permit Class	Permit Fee	Description
D1	\$376	<u>ORC 4303.13</u> Beer only for on premises consumption or in original sealed containers for carry out only until 1:00am.
D2	\$564	<u>ORC 4303.14</u> Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	<u>ORC 4303.141</u> (Grandfathered Permit) Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3	\$750	<u>ORC 4303.15</u> Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	<u>ORC 4303.151</u> (Grandfathered Permit) Wine only for on premises consumption until 1:00am.
D3A	\$938	<u>ORC 4303.16</u> Extend issued permit privileges until 2:30am.
D5	\$2,344	<u>ORC 4303.18</u> Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am.

D5I	\$2,344	<u>ORC 4303.181</u> (Same as D5), Restaurant meeting certain criteria.
D7	\$469	<u>ORC 4303.183</u> (Same as D5). RESORT area only.

>Club

Permit Class	Permit Fee	Description
D4	\$469	<u>ORC 4303.17</u> Beer and any intoxicating liquor to members only, for on premises consumption only until 1:00am.
D4A	\$750	<u>ORC 4303.171</u> Airline club only - Beer and any intoxicating to members and guests until 2:00am.
D5C	\$1,563	<u>ORC 4303.181</u> (Same as D5)(This class can no longer be applied for.)
D5D	\$2,344	<u>ORC 4303.181</u> (Same as D5) located at airport.

Hotel And Motel

Permit Class	Permit Fee	Description
D5A	\$2,344	<u>ORC 4303.181</u> (Same as D5) for hotel or motel with 50 or more rooms for transient guests.

Enclosed Shopping Mail

Permit Class	Permit Fee	Description
D5B	\$2,344	<u>ORC 4303.181</u> (Same as D5) for enclosed shopping mall.

River Boats

Permit Class	Permit Fee	Description
D5E	\$1,219	<u>ORC 4303.181</u> (Same as D5). Historical river boat owned by charitable organization only.

Marinas

Permit Class	Permit Fee	Description
D5F	\$2,344	<u>ORC 4303.181</u> (Same as D5), Marina restaurant only.

Museums

Permit Class	Permit Fee	Description
D5G	\$1,875	<u>ORC 4303.181</u> (Same as D5), National sports museum only.
D5H	\$1,875	<u>ORC 4303.181</u> (Same as D5 - except sales till one am), Fine arts museum only.

Community Entertainment District/Revitalization

Permit Class	Permit Fee	Description
D5J	\$2,344	<u>ORC 4303.181</u> (Same as D5), Community Entertainment District.
D5L	\$2,344	<u>ORC 4303.181</u> (Same as D5), Revitalization District.

Sunday Sales

Permit Class	Permit Fee	Description
D6	\$400-c \$500-d	<u>ORC 4303.182</u> Sale of intoxicating liquor on Sunday between the hours 10:00am or 11:00am and midnight.

Other

Permit Class	Permit Fee	Description
D5K	\$1,875	<u>ORC 4303.181</u> (Same as D5 - except sales till one am), Certain non profit organizations that own and operate a botanical garden.
D5M	\$2,344	<u>ORC 4303.181</u> (Same as D5), Restaurant affiliated with center for the preservation of wild animals.
D5N	\$20,000.00	<u>ORC 4303.181(N)</u> (Same as D5), Casino Operator or Casino Management Company.
D5O	\$2344.00	<u>ORC 4303.181(O)</u> (Same as D5), Restaurant located in a casino.
E	\$500	<u>ORC 4303.19</u> Railroad car or airline to sell beer or any intoxicating liquor at retail in glass or from container for consumption in such car or aircraft.
G	\$100	<u>ORC 4303.21</u> Retail drug store (alcohol for medicinal, industrial, mechanical, chemical, or scientific purposes).

H	\$300	ORC 4303.22 Carrier by rail or for hire motor carrier who also holds a license issued by the public utilities commission to transport beer, intoxicating liquor, and alcohol, or any of these, in this state or delivery or use in this state.
I	\$200	ORC 4303.23 Wholesale druggist (purchase - Import alcohol for sale at wholesale and retail).

Temporary Permits

Permit Class	Permit Fee	Description
F	\$40	ORC 4303.20 Valid for beer only until 1:00am. (Temporary - 5 days).
F1	\$250	ORC 4303.201 Temporary "Special Function" permit (3 days) (allows B.Y.O.B. by a nonprofit organization at Municipal Convention Center).
F2	\$150 \$160 (jointly)	ORC 4303.202 Temporary permit (four consecutive days) beer and any intoxicating liquor by glass or container on premises only until 1:00am. (1 every 30 days in same name)
F3	\$300	ORC 4303.203 Alcohol Beverage Industry Education.
F4	\$60	ORC 4303.204 Certain non profit organizations for an event that includes the introduction, showcasing or promotion of wines produced in Ohio; to furnish at no charge 2 oz. samples and sale for on premises consumption and carry out of wine from participating A2 permit holders. The fee is \$60 (per day).
F5	\$180	ORC 4303.205 Beer and intoxicating liquor issued to a Riverboat at a festival sponsored by a nonprofit organization (6 days - one per calendar year).
F6	\$50	ORC 4303.206 Sale of wine by a 501(c)(3) nonprofit organization (72 consecutive hours - 6 per year).
F7	\$450	ORC 4303.207 Beer, wine, mixed beverages, and spirituous liquor issued to a nonprofit organization at a "qualified golf event", meeting certain criteria until 1AM. (8 days - two(2) per calendar year).
F8	\$1700	ORC 4303.208 Temporary permit to a not-for-profit organization for sales on publicly owned property located in Hamilton County only.
F9	\$1700	ORC 4303.209 Temporary Permit to a nonprofit corporation that operates park on property leased from a municipal or non-profit corporation that provides or manages entertainment programming having an agreement meeting certain - in Franklin County only.
F-10	\$100	ORC 4303.2010 Sales of tasting samples of wine manufactured by an A-2 or S permit holder conducted at a registered farmers market, or in sealed containers for consumption off premises.

COM | Confidentiality Statement | Privacy Statement | News Room | Public Records Request Policy | Disclaimer

CONTACT US

Division of Liquor Control
6606 Tussing Road
Reynoldsburg, OH 43068

Phone 614.644.2360
Email Web.liqr@com.state.oh.us

Webmaster
Contact the Webmaster for Questions
or Comments on the Website:
webmaster@com.state.oh.us

CONNECT WITH US



LOOKUP SERVICES

Special Event Liquor Permit Search
Liquor Permit Retailers Search
Liquor Permit Violations Search
Ownership Disclosure Search
Permits In Safekeeping Search

RESOURCES

We Don't Serve Teens
Liquor Laws & Rules
Ohio Liquor Control Commission
Ohio Ethics Commission
Law On Open Containers
Law On Gambling

ABOUT LIQUOR CONTROL

Director Jacqueline T. Williams
Superintendent Harry G. Knight
FAQs





City of Brook Park

Thomas J. Coyne Mayor

Building Department

6161 Engle Road ❖ Brook Park, Ohio 44142
Phone: 216-433-7412 ❖ Fax: 216-433-4117

MEMO

To: Michelle Blazak, Clerk of Council
CC: Kate Schmidt, Law Department
File
From: Katie Anzalone, BZA/PC Secretary
Date: 09/12/17
Re: Approval

* ATTACHMENTS *

The request below was approved as follows at the Monday – September 11, 2017 Planning Commission meeting, and should be forwarded to City Council for approval:

Request approval for a Conditional Use Permit to construct and maintain a two family dwelling at 6091 Smith Road located in the U1-A5 zone

Planning Commission Conditions for Approval:

- 1. Separate driveway and garage to be provided for each unit***
- 2. Must comply with City Engineer comments dated 08/30/17***

Contact: Ericka Bogdan
4450 Sir Richard Avenue
North Royalton, Ohio 44133

Phone: (216) 470 – 2873
Email: erickazach1@yahoo.com

17 SEP 13 AM 11:07:51



MEMO

TO: Ted Hurst, Building Commissioner
FROM: Edward R. Piatak, P.E., Consulting City Engineer
DATE: August 30, 2017
SUBJECT: 6091 Smith Road - New Two-Family Home
CC:

Mr. Hurst:

I have reviewed the Planning Commission submittal dated 8/23/17 for the proposed two-family home to be constructed at 6091 Smith Road and offer the following comments:

1. Recommend utilizing the existing storm connection and sanitary connection to service the proposed home (see attached photo).
2. Lot Topo needs to be submitted for approval.
3. U-1 uses do not include two-family dwellings [1121.04(a)].
4. Variance will be required for the size of the proposed garage structure [1121.10(a)].
5. Confirm that the proposed basement can be serviced by the existing storm connection and sanitary connection via gravity.

Please let me know if you have any questions or require additional information.

EUTHENICS, INC.

Edward R. Piatak, P.E.
Consulting City Engineer

Encls.

F:\Jobs\187\Hurst Memo 083017.docx

PD CONTACT INFORMATION

Attention: Legal Department
E-Mail: legalnotice@plaind.com

Date to run notice: September 6, 2017

**Please email draft of notice and invoice to: kanzalone@cityofbrookpark.com*

PUBLIC NOTICE

Notice is hereby given that a Public Hearing
for the City of Brook Park Planning Commission
will be held on **September 11, 2017**
at the conclusion of the 7:00pm BZA meeting
at 6161 Engle Road (Council Chambers) Brook Park, Ohio.
Purpose of the hearing is to consider the request to
Request approval for a Conditional Use Permit
to construct and maintain a two family dwelling
at 6091 Smith Road located in the U1-A5 zone.
Meeting is being held pursuant to Chapter 1355
of the Brook Park Codified Ordinances
which requires Public Notice.

Katie Anzalone, Secretary
Planning Commission

Billing Information:

Contact: Katie Anzalone
Address: City of Brook Park – Building Department
6161 Engle Road • Brook Park • OH • 44142
Phone: 216) 433-7412
Fax: 216) 433-4117

RULE 7: ORDER OF BUSINESS

The business of all regular meetings of the Council shall be transacted in the following order, unless the Council shall, by a majority vote (4), suspend the rule and change the order.

- A. ROLL CALL OF MEMBERS
- B. PLEDGE OF ALLEGIANCE
- C. APPROVAL OF MINUTES OF PRECEDING MEETINGS
- D. REPORTS OF STANDING COMMITTEES
- E. REPORTS OF SPECIAL COMMITTEES
- 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)
- 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)
- N. SECOND READING OF ORDINANCES AND RESOLUTIONS
- O. THIRD READING OF ORDINANCES AND RESOLUTIONS
- P. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER
- Q. ADJOURNMENT (1/4/16 Amended - Verbal Approval).

Shall be amended to read:

The business of all regular meetings of the Council shall be transacted in the following order, unless the Council shall, by a majority vote (4), suspend the rule and change the order.

RULE 7: ORDER OF BUSINESS

- A. ROLL CALL OF MEMBERS
- B. PLEDGE OF ALLEGIANCE
- C. APPROVAL OF MINUTES OF PRECEDING MEETINGS
- D. REPORTS OF STANDING COMMITTEES
- E. REPORTS OF SPECIAL COMMITTEES
- 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)
- K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS
- L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER
- M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS (FIRST READING)
- N. SECOND READING OF ORDINANCES AND RESOLUTIONS
- O. THIRD READING OF ORDINANCES AND RESOLUTIONS
- P. ADJOURNMENT

CITY OF BROOK PARK, OHIO

P/C 6/6/17 Legislative
CA 6/27/17
1st R _____
2nd R _____
3rd R _____
B/C 6/27/17

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

Removed
CAUCUS 9-26-17

AN ORDINANCE
AMENDING CERTAIN SECTION 153.01(a) (5)
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'VACATIONS'
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 153.01(a) (5) of the Brook Park Codified Ordinances as enacted by Ordinance No. 8311-1997 passed February 4, 1997, and reading as follows:

153.01(a) (5)

For the purpose of accumulating vacation leave credit, a City employee's anniversary date of employment shall be the anniversary date of such employee's prior service with the State or any political subdivision thereof

is hereby amended to read:

153.01(a) (5)

For the purpose of accumulating vacation leave credit, a City employee's anniversary date of employment shall be the anniversary date of such employee's prior service with the State or any political subdivision thereof, where the employee has not exercised any type of cash out or retirement.

SECTION 2: Former Section 153.01(a) (5) of the Brook Park Codified Ordinances as enacted by Ordinance No. 8311-1997 passed February 4, 1997, is hereby expressly repealed

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending certain sections of Chapter 153.01(a) (5) of the Brook Park Codified Ordinances; therefore provided this ordinance 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

CITY OF BROOK PARK, OHIO

PIC 6/16/17 legislative
CA 6/27/17
1st R _____
2nd R _____
3rd R _____
B/C 6/27/17 Revised
CAucus 9-28-17

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

AN ORDINANCE
AMENDING CERTAIN SECTION 153.01(e) (2)
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'PRIOR SERVICE EMPLOYEE'
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 153.01(e) (2) of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8311-1997 passed February 4, 1997, and reading as follows:

153.01(e) (2)

For the purpose of eligibility dates, an employee's anniversary date of employment shall be the anniversary date of such employee's prior service with the State, or any political subdivision thereof, including the City of Brook Park.

is hereby amended to read:

153.01(e) (2)

For the purpose of eligibility dates, an employee's anniversary date of employment shall be the anniversary date of such employee's prior service with the State, or any political subdivision thereof, including the City of Brook Park. Employees receiving a pension from prior public service shall not be eligible to receive prior service credit.

SECTION 2: Former Section 153.01(e) (2) of the Brook Park Codified Ordinances as enacted by Ordinance No. 8311-1997 passed February 4, 1997, is hereby expressly repealed

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending certain sections of Chapter 153.01(e)(2) of the Brook Park Codified Ordinances; therefore provided this ordinance 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

PIC 6/26/17 legislative
CA 6/27/17
1st R _____
2nd R _____
3rd R _____
BIC 6/27/17 Kemmer
MUCUS 9-26-17

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

AN ORDINANCE
AMENDING CERTAIN SECTION 153.02 (a)
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'SICK LEAVE'
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 153.02 (a) of the Brook Park Codified Ordinances, as enacted by Ordinance No. 6608-1984 passed December 4, 1984, and reading as follows:

153.02 (a)
Each full-time and permanent part-time employee of the City, shall be entitled for each completed eighty hours of service to sick leave of four and six-tenths hours with pay. Employees may use sick leave, upon the approval of the responsible administrative officer of the employing unit for absence due to personal illness, pregnancy, injury, exposure to contagious disease, which could be communicated to other employees, and to illness or injury in the employee's immediate family. Unused sick leave shall be cumulative without limit. When sick leave is used it shall be deducted from the employee's credit on the basis of one hour for every hour of absence from previously scheduled work. The appointing authority of each employing unit shall require an employee to furnish a satisfactory written signed statement to justify the use of sick leave. If medical attention is required, a certificate stating the nature of the illness from a licensed physician shall be required to justify the use of sick leave. Falsification of either a written signed statement or a physician's certificate shall be grounds for disciplinary action including dismissal. This section shall be uniformly administered as to all employees except provisional appointees as set forth in subsection (d) hereof. No sick leave may be granted upon or after retirement or termination of employment

is hereby amended to read:

153.02(a) Each full-time and permanent part-time employee of the city except for all elected officials, shall be entitled for each completed eighty hours of service to sick leave of four and six-tenths hours with pay. Employees may use sick leave, upon the approval of the responsible administrative officer of the

employing unit for absence due to personal illness, pregnancy, injury, exposure to contagious disease, which could be communicated to other employees, and to illness or injury in the employee's immediate family. Unused sick leave shall be cumulative without limit. When sick leave is used it shall be deducted from the employee's credit on the basis of one hour for every hour of absence from previously scheduled work. The appointing authority of each employing unit shall require an employee to furnish a satisfactory written signed statement to justify the use of sick leave. If medical attention is required, a certificate stating the nature of the illness from a licensed physician shall be required to justify the use of sick leave. Falsification of either a written signed statement or a physician's certificate shall be grounds for disciplinary action including dismissal. This section shall be uniformly administered as to all employees, except provisional appointees as set forth in subsection (d) hereof. No sick leave may be granted upon or after retirement or termination of employment.

SECTION 2: Former Section 153.02(a) of the Brook Park Codified Ordinances as enacted by Ordinance No. 6608-1984, passed December 4, 1984, is hereby expressly repealed

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending certain sections of Chapter 153.02(a) of the Brook Park Codified Ordinances; therefore provided this ordinance 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.

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

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

PIC 6/6/17 Legislative
CA 6/27/17
1st R _____
2nd R _____
3rd R _____
B/C 6/27/17 Revised
CAUCUS 9-26-17

AN ORDINANCE
AMENDING CERTAIN SECTION 153.02(c)
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'SICK LEAVE'
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 153.02(c) of the Brook Park Codified Ordinances, as enacted by Ordinance No. 6608-1984 passed December 4, 1984, and reading as follows:

153.02 (c)

The previously accumulated sick leave of an employee who has been separated from public service shall be placed to his credit upon his reemployment in the public service provided that such reemployment takes place within ten years from the date on which the employee was last terminated from public service. An employee who transfers from one public agency to another shall be credited with the unused balance of his accumulated sick leave upon the maximum of the sick leave accumulation permitted in the public agency to which the employee transfers. Any employee of the City who had accumulated sick leave during previous public service, and who would have been entitled to credit for such previously accumulated sick leave under the provisions of this section, but who was denied such credit due to prior versions of this section, shall be hereby entitled to credit for such sick leave accumulated during previous public service to the extent permitted by Ohio R.C. 124.38, upon certification of the amount of such sick leave by the former employer.

is hereby amended to read:

153.02 (c)

Accrued unused sick leave may be transferred to the City from another political subdivision of the State of Ohio, where the employee has not exercised any type of cash out, provided that such reemployment takes place within ten years from the date on which the employee was last terminated from public service. Such time transferred may only be used for allowable sick leave absences. Transferred sick leave shall be utilized after all time earned with the City of Brook is exhausted. Transferred sick leave shall not be added to time earned with the City of Brook Park for purposes of cash out.

SECTION 2: Former Section 153.02(c) of the Brook Park Codified Ordinances as enacted by Ordinance No. 6608-1984, passed December 4, 1984, is hereby expressly repealed

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending certain sections of Chapter 153.02(c) of the Brook Park Codified Ordinances; therefore provided this ordinance 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 L.A.W

PIC 6/6/17 Legislative
CA 9-26-17
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AMENDING SECTION 1348 OF THE
BROOK PARK CODIFIED ORDINANCES ENTITLED
'FRONT PORCHES,'
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 1348.01(a) of the Brook Park Codified Ordinance, as enacted by Ordinance No. 8567-1999, passed July 13, 1999 and Ordinance No.9442-2008, passed February 5, 2008 and reading as follows:

1348.01 FRONT PORCHES.

(a) Definition. A front porch shall be defined as an open area structure, with or without an approved roof or canopy, located at the front of a house behind the front setback line, with a masonry foundation. A front stoop shall be considered a front porch.

(b) Basic Standards. All new front porch construction, after the effective date of this section, must comply with the following basic standards. Any existing front porch structures not in compliance with this section shall be permitted to remain so long as the structures are in good repair.

(1) Planning Commission approval. All construction plans for front porches must come before the Planning Commission for aesthetic approval prior to receiving a permit. Planning Commission fees shall be waived for:

- A. Replacement of an existing masonry front stoop.
- B. Wheelchair ramps.
- C. ADA lifts and platforms.

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(2) Compatibility with house design and color. A front porch shall be enclosed from ground level to porch floor with material compatible to house design and color.

(3) Safeguards. All porch floors above thirty inches from grade shall have safeguards such as handrails, footrails and properly spaced balusters around the perimeter of the porch, including steps.

(4) Building materials. A front porch may be made out of poured concrete cap or stone.

(5) Footers. Front porches must have a continuous frost proof footer. Material above grade must be continuous masonry to match the foundation of the house. Split face block, face brick, and poured concrete are acceptable. Wolmanized wood is prohibited from being used in a footer, pier, or decking.

(c) Prohibited Front Porch Structures. Wolmanized decks are prohibited from being placed in the front of a house. All decks shall be prohibited from being placed in the front of any house.

is hereby amended to read:

1348.01 FRONT PORCHES.

(a) Definition. A front porch shall be defined as an open area structure, with or without an approved roof or canopy, located at the front of a house behind the front setback line, designed to meet the requirement of Section 2,3,4, and 5. A front stoop shall be considered a front porch.

(b) Basic Standards. All new front porch construction, after the effective date of this section, must comply with the following basic standards. Any existing front porch structures not in compliance with this section shall be permitted to remain so long as the structures are in good repair.

1. Front Porch Setback. Any proposed front porch that extends no more than 8 feet from the front building line may encroach into the front setback and is not subject to a variance request.
2. Plan Review Approval. All porches are required to have a formal plan review by the Building Commissioner.
3. Compatibility with House Design and Color. A front porch shall be enclosed from ground level to porch floor with material compatible to house design and color.
4. Safeguards. All porch floors above thirty inches from grade shall have safeguards and such as handrails, foot rails and

properly spaced balusters around the perimeter of the porch, including steps.

5. Building Materials. A front porch shall be made out of poured concrete cap or masonry material.
6. Footers. Front porches must have a continuous frost proof footer. Material above grade must be continuous masonry to match the foundation of the house. Split face block, face brick, and poured concrete are acceptable. Wolmanized wood, synthetic or composite material are prohibited from being used in a footer, pier, or decking.

(c) Prohibited Front Porch Structures. Wolmanized, composite, and synthetic decks are prohibited from being placed in the front of a house. All decks shall be prohibited from being placed in the front of any house with the exception of temporary, handicapped ramps may be constructed with wolmanized wood, composite and synthetic and must be stained or painted to match the house.

SECTION 2: Former Section 1348.01 as enacted by Ordinance No. 8567-1999, passed July 14, 1999, and Ordinance No. 9442-2008, passed February 5, 2008, is hereby expressly repealed.

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending Sections of 1348.01; therefore 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: _____

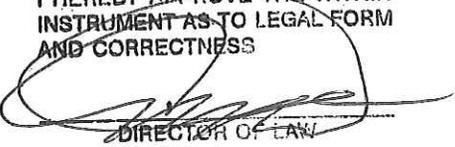
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DATE



DIRECTOR OF LAW

P/C 4/14/17 LEGISLATIVE
CA 9-26-17
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AMENDING SECTION 153.03
OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED
'LEAVE OF ABSENCE FOR TEMPORARY MILITARY TRAINING,'
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 153.03 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 5767-1980, passed June 2, 1980, and 9667-2010, passed September 21, 2010, and reading as follows:

153.03 LEAVE OF ABSENCE FOR TEMPORARY MILITARY TRAINING.

(a) All full-time city employees who are members of the Ohio National Guard, the Ohio State Guard, the Ohio Naval Militia or other reserve components of the Armed Forces of the United States shall be entitled to a leave of absence without loss of pay from their respective duties pursuant to Section 5923.05 of the Ohio Revised Code.

(b) Such leave of absence shall not affect the person's rights to vacation leave, sick leave, bonuses or other normal benefits of his employment.

is hereby amended to read:

153.03 LEAVE OF ABSENCE FOR TEMPORARY MILITARY TRAINING.

(a) All full-time city employees who are members of the Ohio National Guard, the Ohio State Guard, the Ohio Naval Militia or other reserve components of the Armed Forces of the United States shall be entitled to a leave of absence without loss of pay from their respective duties up to a maximum of 480 hours within one calendar year.

(b) Such leave of absence shall not affect the person's rights to vacation leave, sick leave, bonuses or other normal benefits of his employment.

SECTION 2: Former Section 153.03 of the Brook Park Codified Ordinances as enacted by Ordinance No.5767-1980, passed June 2, 1980, and 9667-2010, passed September 21, 2010 is hereby expressly repealed.

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

SECTION: 4 This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending Section 153.03; therefore 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

CITY OF BROOK PARK, OHIO

P/C 12/20/16 Legislativ
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 1st R _____
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 B/C 3-14-17 CAUCUS
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ORDINANCE NO: 10069-2017

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
 AMENDING CERTAIN SECTIONS OF CHAPTER 153
 OF THE BROOK PARK CODIFIED ORDINANCES
 ENTITLED 'EMPLOYEES GENERALLY,'
 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 153.01(a)(3) of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8311-1997 passed February 4, 1997, and reading as follows:

153.01 (a) (3)

(3) Each full-time employee shall be entitled to vacation as follows:

<i>Years Of Service Completed During A Calendar Year</i>	<i>Vacation Days (per month)</i>	<i>Vacation Days (per year)</i>
Upon initial eligibility	.833	10
5 through 10	1.250	15
More than 10	1.667	20
More than 18	2.083	25

is hereby amended to read:

153.01 (a) (3)

(3) Each full-time employee shall be entitled to vacation as follows:

<i>Years Of Service Completed During A Calendar Year</i>	<i>Vacation Days (per month)</i>	<i>Vacation Days (per year)</i>
Upon initial eligibility	.833	10
5 through 10	1.250	15
More than 10	1.667	20
More than 15	2.083	25
More than 20	2.50	30

SECTION 2: Former Section 153.01(a)(3) of the Brook Park Codified Ordinances as enacted by Ordinance No. 8311-1997 passed February 4, 1997, is hereby expressly repealed

SECTION 3 Section 153.021 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8224-1996, passed June 18, 1996, Ordinance No. 8855-2001, passed December 26, 2001 and Ordinance No. 9531-2008, passed December 16, 2008 and reading as follows:

153.021

(a) A full-time employee of the City who is not a member of a bargaining unit represented by a union or employee organization may elect, at the time of retirement from active service with the City and with ten or more years of service with the City, to be paid in cash for four-eighths of the value of his accrued but unused sick leave credit. Such payment shall be made in the employee's final paycheck, and shall be based on the employee's rate of pay at the time of retirement. Payment for sick leave on this basis shall be considered to eliminate all sick leave credit accrued by the employee at that time. Such payment shall be made only once to any employee. The payment which may be made under this subsection shall not exceed an amount representing four-eighths of a maximum of 1,248 hours.

(b) The calculation of sick leave credit shall exclude longevity differentials, annual differentials, shift differentials, in-service differentials, all premium payments, regularly scheduled overtime and all other forms of additional or supplemental compensation.

(c) The receipt of severance pay of any other type shall eliminate and forever cancel all future claims to all sick leave credit from the City.

(d) Notwithstanding any other provision contained in this section, an employee who receives sick leave compensation upon retirement pursuant to subsection (a) hereof shall also be entitled to a sick leave bonus payment equal to four-eighths of the value of all, if any, of his hours of credit for accrued but unused sick leave in excess of 1,248 hours at the time of retirement. Such sick leave bonus shall be based on the employee's rate of pay at the time of retirement, and shall be paid at the time of retirement. An employee whose sick leave credit at time of retirement is equal to or less than 1,248 hours shall not receive a sick leave bonus. Any employee entitled to receive a sick leave bonus pursuant to this subsection who dies prior to the receipt thereof shall have the amount of such bonus paid to his estate.

(e) For the purposes of this section, the term "retirement" shall mean either a service or disability retirement under any retirement system.

is hereby amended to read:

153.021

(a) A full-time employee of the City who is not a member of a bargaining unit represented by a union or employee organization may elect, at the time of retirement from active service with the City and with ten or more years of service with the City, to be paid in cash for one-half of the value of his accrued but unused sick leave credit. Such payment shall be made in the employee's final paycheck, and shall be based on the employee's rate of pay at the time of retirement. Payment for sick leave on this basis shall be considered to eliminate all sick leave credit accrued by the employee at that time. Such payment shall be made only once to any employee. The payment which may be made under this subsection shall not exceed an amount representing one-half of a maximum of 1,248 hours.

(b) The calculation of sick leave credit shall exclude longevity differentials, annual differentials, shift differentials, in-service differentials, all premium payments, regularly scheduled overtime and all other forms of additional or supplemental compensation.

(c) The receipt of severance pay of any other type shall eliminate and forever cancel all future claims to all sick leave credit from the City.

(d) Notwithstanding any other provision contained in this section, an employee who receives sick leave compensation upon retirement pursuant to subsection (a) hereof shall also be entitled to a sick leave bonus payment equal to one-half of the value of all, if any, of his hours of credit for accrued but unused sick leave in excess of 1,248 hours at the time of retirement. Such sick leave bonus shall be based on the employee's rate of pay at the time of retirement, and shall be paid at the time of retirement. An employee whose sick leave credit at time of retirement is equal to or less than 1,248 hours shall not receive a sick leave bonus. Any employee entitled to receive a sick leave bonus pursuant to this subsection who dies prior to the receipt thereof shall have the amount of such bonus paid to his estate.

(e) For the purposes of this section, the term "retirement" shall mean either a service or disability retirement under any retirement system.

SECTION 4: Former Section 153.021 of the Brook Park Codified Ordinances as enacted by Ordinance No. 8224-1996, passed June 18, 1996, Ordinance No. 8855-2001, passed December 26, 2001, Ordinance No. 9059-2003, passed December 16, 2003 and Ordinance No. 9531-2008, passed December 16, 2008 is hereby expressly repealed.

SECTION 5: Section 153.12 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8609-1999, passed November 16, 1999, and reading as follows:

153.12 HOLIDAYS.

Commencing January 1, 1999, and thereafter until duly changed, where not provided for under specific sections of the Codified Ordinances, each full-time employee of the City shall be entitled to the following paid holidays:

New Year's Day	Independence Day
President's Day	Veterans Day
Memorial Day	Labor Day
Thanksgiving Day	Christmas
Employee's Birthday	Eight personal hours
Martin Luther King, Jr. Day	

is hereby amended to read:

153.12 HOLIDAYS.

Commencing January 1, 1999, and thereafter until duly changed, where not provided for under specific sections of the Codified Ordinances, each full-time employee of the City shall be entitled to the following paid holidays:

New Year's Day	Independence Day
President's Day	Veterans Day
Memorial Day	Labor Day
Thanksgiving Day	Christmas
Sixteen personal hours	Martin Luther King, Jr. Day

SECTION 6: Former Section 153.12 of the Brook Park Codified Ordinances as enacted by Ordinance No. 8609-1999, passed November 16, 1999 is hereby expressly repealed.

SECTION 7: Section 153.145 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8227-1996 passed June 18, 1996, Ordinance No. 8772-2001, passed March 6, 2001, Ordinance No. 9550-2009, passed January 6, 2009 and Ordinance No. 9651-2010, passed June 15, 2010, and reading as follows:

153.145 OVERTIME.

(a) Except as provided in subsections (b), (c) and (d) hereof, employees who are required by an authorized administrative authority to work more than forty hours in any calendar week shall receive overtime at the rate of one and one-half hours for each hour of overtime worked.

(b) Overtime for all members of the classified civil service shall be governed by their respective union contracts.

(c) Employees occupying the positions set forth below, as well as similar administrative positions which may be established hereafter, shall be ineligible for the benefits provided in subsection (a) hereof:

- All elected officials
- Assistant Finance Director
- Director of Taxation
- Economic Development Commissioner
- Building Commissioner

Assistant Building Commissioner
Building and Property Maintenance Inspector
Assistant Director of Law - Prosecutor
Executive Assistant to the Mayor
All Assistant Law Directors
Director of Public Safety
Director of Public Service
Assistant Service Director
Deputy Assistant Service Director
Human Resource Commissioner
Recreation Director
Deputy Directors of Recreation
Community Center Supervisor
Superintendent of Parks and Playgrounds
Clerk of Council
Supervisor of Public Properties
Police Chief
Police Captain
Fire Chief
Assistant Fire Chief
Assistant Clerk of Council
Administrative Assistant to the Law Director
Clerk of Courts
Assistant Deputy Finance Director.

- (d) All employees classified as part-time, temporary and seasonal, or who are not otherwise employed to work forty hours per week, are ineligible for the benefits provided in subsection (a) hereof.

is hereby amended to read:

153.145 OVERTIME.

(a) Except as provided in subsections (b), (c) and (d) hereof, employees who are required by an authorized administrative authority to work more than forty hours in any calendar week shall receive overtime at the rate of one and one-half hours for each hour of overtime worked.

(b) Overtime for all members of the classified civil service shall be governed by their respective union contracts.

(c) Employees occupying the positions set forth below, as well as similar administrative positions which may be established hereafter, shall be ineligible for the benefits provided in subsection (a) hereof:

All elected officials
Assistant Finance Director
Director of Taxation
Economic Development Commissioner
Building Commissioner
Assistant Building Commissioner
Building and Property Maintenance Inspector
Assistant Director of Law - Prosecutor
Executive Assistant to the Mayor
All Assistant Law Directors
Director of Public Safety

Director of Public Service
Assistant Service Director
Human Resource Commissioner
Recreation Director
Community Center Supervisor
Clerk of Council
Police Chief
Police Captain
Fire Chief
Assistant Fire Chief
Assistant Clerk of Council
Administrative Assistant to the Law Director
Clerk of Courts

(d) All employees classified as part-time, temporary and seasonal, or who are not otherwise employed to work forty hours per week, are ineligible for the benefits provided in subsection (a) hereof.

SECTION 8: Former Section 153.145 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 8227-1996 passed June 18, 1996, Ordinance No. 8772-2001, passed March 6, 2001, Ordinance No. 9550-2009, passed January 6, 2009 and Ordinance No. 9651-2010, passed June 15, 2010, is hereby expressly repealed.

SECTION 9: Section 153.18 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 6907-1977, passed September 2, 1986, and reading as follows:

153.18 WAGE, SALARY, BENEFIT AND CONTRACT REVIEW COMMITTEE.

(a) There is hereby created a Wage, Salary, Benefit and Contract Review Committee.

(b) The Committee shall consist of the Mayor, who shall serve as Chairman, the President of Council, the Auditor and all members of Council.

(c) The Committee shall establish economic guidelines and goals prior to the commencement of negotiations.

(d) All Committee meetings shall be held in executive sessions.

(e) At the call of the Mayor, the Committee shall meet with the City's legal advisor for negotiations along with the department heads of the various City departments to review and discuss wages, salary and benefits for all City employees. Relative to those employees under the contract, the meeting shall be called not less than sixty days prior to the expiration of the agreement. Compensation and benefits for noncontractual employees may be reviewed annually.

(f) The Mayor shall provide the Committee with all formal proposals and counter proposals during the negotiation process. The Mayor shall keep the Committee informed of the progress of negotiations.

SECTION 10. Former Section 153.18 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 6907-1986 is hereby repealed in its entirety.

SECTION 11: 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 12: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason of amending certain sections of Chapter 153 of the Brook Park Codified Ordinances; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

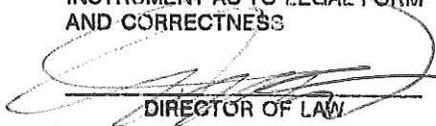
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

12/18/2018
12:18 PM
CITY OF BROOK PARK
COUNCIL CLERK

CITY OF BROOK PARK, OHIO

P/C 9-5-17 SERVICE
CA 9-26-17
1st R _____
2nd R _____
3rd R _____
B/C _____

ORDINANCE NO. _____

INTRODUCED BY: MAYOR COYNE

**AN ORDINANCE
AUTHORIZING THE CONSULTING ENGINEER TO
PREPARE AN APPLICATION TO PARTICIPATE IN THE YEAR 2018
OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT
AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) FOR
FINANCIAL ASSISTANCE ON THE HOLLAND ROAD RECONSTRUCTION
PROJECT AND DECLARING AN EMERGENCY**

WHEREAS, the City of Brook Park desires to seek financial assistance from the State Issue I Infrastructure Bond Program for the funding of the Holland Road Reconstruction Project; and

WHEREAS, the existing roadway is in a state of disrepair and is in need of major rehabilitation; and

WHEREAS, the City of Brook Park is planning to make capital improvements to the roads within the City; and

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

SECTION 1: The Consulting Engineer is hereby authorized to prepare a Capital Improvements Report and Ohio Public Works Commission (OPWC) Application for Financial Assistance, for the Holland Road Reconstruction Project. The Consulting Engineer shall be paid a lump sum fee of \$3,850.00.

SECTION 2: The money needed to complete the aforesaid transaction shall be paid from funds theretofore appropriated or to be appropriated for said purpose.

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 necessary for the immediate preservation of the public peace, health, safety of said City, the further reason that the City seeks financial assistance from the Ohio Public Works Commission to participate in the Holland Road Project; 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

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


DIRECTOR OF LAW

CITY OF BROOK PARK, OHIO

P/C 9-5-17 SERVICE
CA 9-26-17
1st R _____
2nd R _____
3rd R _____
B/C _____

RESOLUTION NO. _____

INTRODUCED BY: MAYOR COYNE

**A RESOLUTION
AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN
APPLICATION TO PARTICIPATE IN THE YEAR 2018 OHIO PUBLIC WORKS
COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL
TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE
CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY**

WHEREAS, the State Capital Improvement Program and the Local Transportation Improvement Program both provide financial assistance to political subdivisions for capital improvements to public infrastructure, and

WHEREAS, the City of Brook Park is planning to make capital improvements to Holland Road, between Fry Road and Engle Road, and

WHEREAS, the infrastructure improvement herein above described is considered to be a priority need for the community and is a qualified project under the OPWC programs.

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

SECTION 1: That the Mayor is hereby authorized to apply to the Ohio Public Works Commission for funds as described above.

SECTION 2: That the Mayor is authorized to enter into any agreements as may be necessary and appropriate for obtaining this financial assistance.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of 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 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 Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety of said City, and for the further reason that Council deems it necessary to proceed with seeking funds for this project as quickly as possible; 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

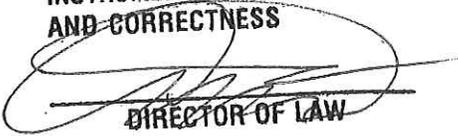
ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW