

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, OCTOBER 10, 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 SEPTEMBER 26, 2017
2. REVISED SPECIAL COUNCIL MEETING HELD ON SEPTEMBER 12, 2017
Note: (Council by **motion** moved from the October 3, 2017 Council meeting to correct pages 4 and 7).

IV. DISCUSSION:

1. REQUEST FOR APPROVAL TO CONSOLIDATE PERMANENT PARCEL NUMBER 344-06-016 AND PERMANENT PARCEL NUMBER 344-06-017 AT 5420 WEST 140TH STREET 'QUES INDUSTRIES' LOCATED IN THE U5-C ZONE - PER COUNCIL PRESIDENT ASTORINO
2. REQUEST FOR PROJECT APPROVAL TO CONSTRUCT AND A CONDITIONAL USE PERMIT TO OPERATE A MULTI-TENANT BUILDING AT PERMANENT PARCEL NUMBER 344-16-008. (Vacant lot at the corner of West 130th Street and Middlebrook Boulevard located in a U3-B ZONE) - PER COUNCIL PRESIDENT ASTORINO. **In attendance: Mr. Abe Abdulla**
3. INVESTIGATOR'S REPORT - PER COUNCIL PRESIDENT ASTORINO
Note: (Moved by **motion** from the September 26, 2017 Caucus meeting) - PER COUNCIL PRESIDENT ASTORINO

IV. DISCUSSION: CONT.

4. ORDINANCE NO. 8863-2002, AUTHORIZING THE MAYOR TO WORK WITH CUYAHOGA COUNTY TREASURER TO ISSUE TAX CREDITS TO HOMEOWNERS' AND DECLARING AN EMERGENCY. Introduced by Councilmembers Patten and Mooney. (**Note:** Per Section 2, City Council must review this legislation on an annual basis). - PER COUNCIL PRESIDENT ASTORINO
5. 2017 APPROPRIATIONS - PER COUNCIL PRESIDENT ASTORINO

V. FINANCE COMMITTEE - CHAIRWOMAN, McDONNELL

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SALE OF (+-) 3.303 ACRES OF LAND LOCATED AT 16400 BROOKPARK ROAD, PERMANENT PARCEL NUMBERS 344-30-008 AND 344-30-009 AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne
In attendance: Economic Development Commissioner Dolan

VI. RECREATION COMMITTEE - CHAIRMAN, MENCINI:

1. ORDINANCE NO. 10079-2017, AUTHORIZING AND APPROVING THE MAYOR TO ENTER INTO A CONTRACT WITH ENDLESS POOLS AND RADIANT HEAT SYSTEMS FOR THE PURCHASE AND INSTALLATION OF TWO (2) DUAL PROPULSION ENDLESS POOLS AND SYSTEMS, WITHOUT PUBLIC BIDDING AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne. Placed in committee 4/18/17- Recreation, Caucus 4/25/17, 1st R 5/2/17, Caucus 5/9/17, 2nd R 5/16/17, 3rd R 6/6/17, Back to committee 6/6/17

VII. SERVICE COMMITTEE - CHAIRMAN, BURGIO:

1. AN ORDINANCE AUTHORIZING FABRIZI TRUCKING AND PAVING COMPANY TO COMPLETE STORM SEWER REPAIRS NEAR 14527 FAYETTE BOULEVARD AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne

VIII. ADJOURNMENT:



MEMO

To:	Michelle Blazak, Clerk of Council
CC:	Kate Schmidt, Law Department File
From:	Katie Anzalone, BZA/PC Secretary
Date:	10/03/17
Re:	Approval

* ATTACHMENTS *

The requests below were approved as follows at the Monday – October 2, 2017 Planning Commission meeting, and should be forwarded to City Council for approval:

- Request the following approvals at 5420 West 140th Street “Ques Industries”, located in the U5-C zone.
 - A. Request aesthetic approval to construct a 29, 700 SQ’ building addition
 - B. Request approval to consolidate PPN 344-06-016 and PPN 344-06-017

Planning Commission Condition for Approval:

1. Must comply with City Engineer comments dated 10/02/17

Contact: David Aulger
c/o Campbell Construction
1159 Blachleyville Road
Wooster, Ohio 44691
Phone: (330) 262-5186
Email: david@campbell-construction.com

- Request for project approval to construct, and a Conditional Use Permit to operate a multi-tenant building at PPN 344-16-008 (Vacant lot at the corner of West 130th & Middlebrook Blvd) located in the U3-B zone.

Planning Commission Condition for Approval:

1. The best effort to consolidate the (2) parcels will be made by the property owner
2. Must comply with City Engineer comments dated 09/29/17
3. Property owner agrees to future recommendations by the City to move the West 130th right turn only exit in the event that traffic issues arise.

Contact: Abe Abdulla
13353 Snow Road #105
Brook Park, Ohio 44142
Phone: (216) 210-5091
Email: realtyexpress@sbcglobal.net

17 OCT 4 AM 9:57:05

MEMO

TO: Ted Hurst, Building Commissioner

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

DATE: October 2, 2017

SUBJECT: Ques Industries - 5420 West 140th Street (Planning Commission Submittal 09/14/17)

CC:

Mr. Hurst:

I have reviewed the Planning Commission Submittal for the above referenced project dated September 14, 2017 and offer the following comments:

Lot Consolidation Plat:

1. Include Vol. & Pg. for West 140th Street dedication plat.
2. Include Vol. & Pg. (or A.F.N.) of instruments for the existing drainage easements (for reference purposes).
3. Include description for all Iron Pins found.
4. Include CL data for West. 140th Street.
5. Reference CL monuments found along West 140th Street.
6. No Legal Description was included with Submittal.
7. Include information/description/reference for proposed "Storm Water Detention Easement."
8. Include approval language for Council/President of Council/Ordinance.
9. Verify that the Plat has been sent to the County for pre-approval.

Civil/Site Plans:

10. Project is subject to a full civil/site submittal and approval (including drainage calculations).
11. Extend proposed sidewalk along frontage of P.P.N. 344-06-017.
12. Section 920.11.E of the Brook Park Codified Ordinances indicates that there shall be no disturbance of the natural vegetation within the Raparian Setback. Sheet SD-3 indicates "Construction Limits" within the Setback area.
13. Plans/calculations are subject to the comments provided by NEORSD and dated September 27, 2017.

Please call me 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 100217.docx

OFFICERS

R. S. WASOSKY, PE, PS, CEO • A. R. PIATAK, PE, PRESIDENT • D. T. BENDER, PE, SECRETARY • J. L. NEVILLE, PE, TREASURER • E. R. PIATAK, PE, VICE PRESIDENT
ASSOCIATES
R. A. BENDER, PE • M. E. KIMBERLIN, PE, PS • M. M. PILAT, PE • M. R. COSGRIFF, PE • L. A. BAKER, PE • A. J. MALINAK, PE • S. A. HORAN, PS



City of Brook Park – Application for PLANNING COMMISSION

TYPE	<input type="checkbox"/> - RESIDENTIAL APPLICANT (\$50 Filing Fee) <input checked="" type="checkbox"/> - COMMERCIAL APPLICANT (\$75 Filing Fee)
PROPERTY DETAILS	PROJECT ADDRESS: <u>V/L West 130th + Middlebrook</u> PARCEL #: <u>344-16-008</u> BUSINESS NAME (IF APPLICABLE): <u>ORZO PROPERTIES LLC</u> PROPERTY OWNER: <u>ABE ABDULLA</u> PHONE #: <u>216-210-5091</u> ADDRESS: <u>13353 Snow Rd #105 Brook Park OH 44142</u> <small>(STREET ADDRESS) (CITY) (ZIP)</small> EMAIL: <u>RealtyExpress@SBCGlobal.net</u>
APPLICANT	AGENT: <u>ABE ABDULLA</u> CONTACT PERSON: <u>216-210-5091</u> PHONE #: _____ <input type="checkbox"/> -Cell <input type="checkbox"/> -Office <input type="checkbox"/> -Fax ALT. #: _____ <input type="checkbox"/> -Cell <input type="checkbox"/> -Office <input type="checkbox"/> -Fax ADDRESS: _____ <small>(STREET ADDRESS) (CITY) (ZIP)</small> EMAIL: _____
PROJECT SUMMARY	<u>I'm looking for planning commission approval to construct a mixed use building on the corner of West 130th & Middlebrook.</u>
PLANNING REQUEST(S)	<input type="checkbox"/> AESTHETIC/PROJECT APPROVAL (Include: Plot Plan, Current & Proposed Elevation, Landscape & Signage details, Floor Plan, Detailed Business Plan) <input type="checkbox"/> CONDITIONAL USE PERMIT (Include: Plot Plan, Current & Proposed Elevation, Landscape & Signage details, Floor Plan, Detailed Business Plan) <input type="checkbox"/> REZONING (Include: Plot Plan, Legal Description, Detailed Business Plan) <input type="checkbox"/> LOT SPLIT <input type="checkbox"/> LOT CONSOLIDATION (Include: Plot Plan, Lot split/consolidation Plat, Legal Description, Mylar) <input type="checkbox"/> TELECOMMUNICATION TOWER (Include: Plot Plan, Elevation/Construction drawings, Structural calculations) <input type="checkbox"/> BILLBOARD (Include: Plot Plan, Elevation/Construction drawings) <input type="checkbox"/> FRONT PORCH (Include: Plot Plan with setback distance clearly marked, Elevation details & Material list/photos) <input checked="" type="checkbox"/> OTHER <u>Project Plan Approval</u>
APPLICANT SIGNATURE:	 <input type="checkbox"/> - Owner <input type="checkbox"/> - Agent Date: <u>7/26/17</u>

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 project approval to construct,
and a Conditional Use Permit to operate
a multi-tenant building at PPN 344-16-008
(Vacant lot at the corner of West 130th St & Middlebrook Blvd)
located in the U3-B 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

OCT 02 2017

MEMO

TO: Ted Hurst, Building Commissioner

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

DATE: August 25, 2017 September 29, 2017

SUBJECT: Vacant Lot (PPN 344-16-008) - Corner of West 130th Street and Middlebrook Blvd.

CC:

Mr. Hurst:

I have conducted a cursory review of the "Layout Plan" sent to my attention for PPN 344-16-008 (Memo dated 8/16/17) and offer the following comments:

1. Storm Water Quantity and/or Quantity provisions must be taken into consideration in the final site development plans. Be advised that the Storm Water Code was updated on June 20th, 2017.
2. I have reviewed AFN #201307190544 referenced on the Layout Plan. It appears that this instrument grants a "perpetual and exclusive right and easement for the use and enjoyment" of PPN 344-16-097 (Ajaltouni) to the owners of PPN 344-16-008 (Orzo). In addition, the easement shall run with the land and is to be of the benefit of PPN 344-16-008 (Orzo) and the detriment of PPN 344-16-096 (Ajaltouni). Since the execution of this easement agreement, Orzo Properties, LLC has become the owner of all three parcels (344-16-008, 344-16-079 and 344-16-096). It's apparent that through this instrument that PPN 344-16-008 and good practical access over PPN 344-16-097 and therefore good practical access to West 130th Street via the existing curb cut/drive apron on PPN 344-16-097.
3. ~~Recommend the elimination or relocation of the easterly two-way driveway on Middlebrook due to its proximity to the corner.~~
4. Parcel is currently Zoned U-3A Business.
5. Provide off-street loading facilities in accordance with Code requirements (1125.09).
5. Concrete or stone curbs at least 6" above the levels of the surface of the parking area and at least 12" below the surface shall be provided to define the limits of the parking area except at the exits and entrances (1125.10).
6. Parking and loading areas shall be illuminated whenever necessary to protect the public safety. Such illumination shall be so designed and located that light sources are shielded from adjoining residential districts and streets, and shall not be of excessive brightness or cause a glare hazardous to pedestrians or drivers (1125.11).
7. ADA parking space dimensions and count shall conform to ADA and Brook Park code requirements (1125.14).
8. New buffer wall shall be connected to the existing wall along the northerly line of PPN 344-16-098.
9. Verify that the location of the buffer wall is offset properly from the westerly property line.
10. Provide screening or an enclosure for the proposed dumpster pad.
11. Front parking setback variance will be required (1121.23(f)(1)).
12. Side yard setback variance may be required for building along northerly property line (1121.23(f)(2)).

Mr. Ted Hurst
September 29, 2017
Page 2

13. Variance may be required for the rear yard landscape buffer or zone. Section 1121.28(a) indicates a 10' width.
14. Height of the buffer wall may need to vary near the Middlebrook R/W for line-of-sight considerations.

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\HurstMemo 092917.docx

P/C Finance 1/2/02
CA 1/8/02
1st R 1/15/02
2nd R 2/6/02
3rd R
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 8863-2002.

INTRODUCED BY: COUNCILMEN PATTEN & MOONEY.

AN ORDINANCE
AUTHORIZING THE MAYOR TO WORK WITH THE CUYAHOGA COUNTY TREASURER
TO ISSUE TAX CREDITS TO HOMEOWNERS'
AND DECLARING AN EMERGENCY

WHEREAS, on August 7, 2001 the electors of the City of Brook Park approved the Settlement Agreement between the Mayors of Cleveland and Brook Park; and

WHEREAS, Brook Park will receive income taxes generated at NASA from the portions of NASA formerly located in Cleveland; and

WHEREAS, the City has decided to work with Cuyahoga County to issue a tax credit to homeowners within the City based upon the revenues received from NASA.

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, on behalf of the City to work with the County to issue tax credits to Brook Park homeowners in an amount that shall not exceed two hundred fifty dollars (\$250.00) per year per household.

SECTION 2: The initial payment shall be made from monies received from the transfer of properties as defined in the Brook Park and Cleveland Settlement Agreement. Council shall, after the initial year, annually review the City's financial stability and revenues collected and make the determination whether or not to continue to issue the tax credit.

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 give the Mayor the authority to work with Cuyahoga County to issue a tax credit to the City's homeowners; therefore, this Ordinance shall take effect and be in force

immediately from and after its passage and approval by the Mayor.

PASSED: February 6, 2002

Scott A. D.
PRESIDENT OF COUNCIL

ATTEST: Roseann Armstrong
Clerk of Council

APPROVED: Mark J. Elliott
MAYOR

2/6/02
DATE

CERTIFICATE

Roseann Armstrong, Clerk of Council, of The City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 8863-2002 passed on the 6th day of February 2002 by said council.

Roseann Armstrong
ROSEANN ARMSTRONG
Clerk of Council

I, Roseann Armstrong, Clerk of the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by ordinance 4838-1975, passed on August 12, 1975, location City Hall, 6161 Engle Road Police Station, 17401 Holland Road, #1 Fire Station, 5590 Smith Road, #2 Fire Station, 22530 Ruple Road, #3 Fire Station, 17401 Holland Road, Brook Park Library, 6155 Engle Road, for a period of fifteen days.

commencing February 7, 2002
Roseann Armstrong
ROSEANN ARMSTRONG
Clerk of Council

P/C 8/15/17 Finance
Cau 8/22/17
1st R
2nd R
3rd R
B/C
Cau 9/26/17
Cau 10/10/17

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR COYNE

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT FOR THE SALE OF (+-) 3.303 ACRES OF LAND
LOCATED AT 16400 AND 16500 BROOKPARK ROAD,
PERMANENT PARCEL NOS. 344-30-008 AND 344-30-009,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park has owned Permanent Parcel Nos. 344-30-008 since January 2000 and 344-30-009 since April, 2001; and

WHEREAS, the "Property" has been non-productive and vacant since the City acquired ownership; and

WHEREAS, the City of Brook Park is desirous of selling parcels of property located on/at 16400 and 16500 Brookpark Road, comprising the totality of Permanent Parcel Nos. 344-30-008 and 344-30-009 (herein the "Property") to foster development and employment on these parcels to further and advance the economic interests of the City; and

WHEREAS, Brookwood Capital Partners, on behalf of McClain Trucking Inc., has executed a Letter of Intent to Purchase the Property from the City of Brook Park to construct and establish a trucking and freight forwarding facility on the Property;

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 negotiate and enter into contract for the sale of the Property to further the economic best interests of the City.

SECTION 2: The City of Brook Park shall receive a sum not less than the value determined by the fair market appraisal, as required by law, of said Property.

SECTION 3: The proceeds from the sale of the Property shall be used and earmarked to further economic development of jobs and business within the City and shall be placed into the Economic Development Fund of the City for said purposes;

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 5: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to authorize the Mayor to negotiate and enter into a contract for the sale of Permanent Parcel Nos 344-30-008 and 344-30-009; 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.

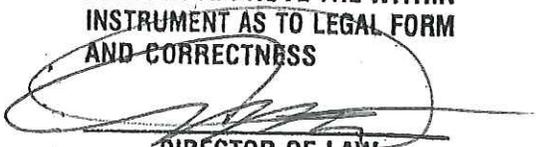
PASSED: _____

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

ORDINANCE NO: 10079-2017

INTRODUCED BY: MAYOR COYNE

P/C 4.18/17 Recreation
Cau 4/25/17
1st R 5/2/17
2nd R 5/16/17
3rd R 6-6-17
B/C 6-6-17
Caucus 5/9/17 - Discussion

Caucus 5-23-17 Discussion
B/C 6/6/17

AN ORDINANCE

AUTHORIZING AND APPROVING THE MAYOR TO ENTER INTO
A CONTRACT WITH ENDLESS POOLS AND RADIANT HEAT SYSTEMS
FOR THE PURCHASE AND INSTALLATION OF TWO (2) DUAL
PROPULSION ENDLESS POOLS AND SYSTEMS
WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY

WHEREAS, Council deems it necessary for the City to enter into a contract with a specialist in order to provide for the purchase and installation of two (2) dual propulsion endless pools at the John A. Poloyne Community Center; and

WHEREAS, said services are of such a highly specialized nature, requiring the exercise of peculiar skill and aptitude, that said contract is properly deemed excepted from the bidding requirements ordinarily associated with the letting of public contracts; and

WHEREAS, Endless Pools at 1601 Dutton Mill Road, Aston, PA 19014 is a sole source patented provider for commercial dual propulsion endless pools; and

WHEREAS, Radiant Heat Systems, P.O. Box 1128, Mount Vernon, Ohio 43050 is the certified factory installation contractor for Endless Pools for our region; and

WHEREAS, the purchase and installation of this dual propulsion pools will enhance the physical and well being and enjoyment of our citizens; and

WHEREAS, the Mayor and City Council is desirous of proceeding to make these improvements to our Recreation Center;

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

SECTION 1: That the Mayor is hereby authorized and directed to enter into a contract with Endless Pools and Radiant Heat Systems for the purchase and installation of two (2) dual propulsion pools at the John A. Poloyne Community Center.

SECTION 2: That the funds for the purpose of the aforesaid expenditure have been appropriated or to be appropriated and shall be paid from the Special Recreation Fund No. 250, Public Recreation Fund No. 343 and Equipment Fund No. 552 an amount not to exceed the amount of \$180,000.

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that Council deems it necessary for the Mayor to enter into said contract with Endless Pools and Radiant Heat Systems, without undue delay; 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.

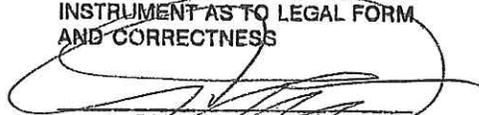
PASSED: _____

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

P/C 10-3-17 SERVICE
CA _____
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO. _____

INTRODUCED BY: Mayor Coyne

**AN ORDINANCE
AUTHORIZING FABRIZI TRUCKING AND PAVING, COMPANY TO COMPLETE
STORM SEWER REPAIRS NEAR 14527 FAYETTE BLVD.
AND DECLARING AN EMERGENCY**

WHEREAS, the existing 24" storm sewer in the public right-of-way near 14527 Fayette Blvd. has been compromised and is in need of repair;

WHEREAS, proposals to complete the work were requested from eight contractors and the results are included as Attachment "A";

WHEREAS, Council desires to have the work completed;

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

SECTION 1: Mayor is authorized to pay Fabrizi Trucking and Paving Company, Inc. for the repair work as described in Attachment "B", an estimated fee of \$24,530.00.

SECTION 2: The money needed to complete the aforesaid transaction shall be paid from the Capital Improvement Fund No. 401 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 immediately necessary for the preservation of the public peace, health, safety of said City, and for the further reason that the City desires to complete this work as soon as possible; 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

DATE

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



DIRECTOR OF LAW



MEMO

TO: Mayor Coyne

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

DATE: September 21, 2017

SUBJECT: 14527 Fayette Storm Sewer Repair

CC: Service Director Cayet

Mayor Coyne:

As per your request, I've contacted a number of Contractors regarding the repairs needed on the existing storm sewer near 14527 Fayette Blvd. See below for the responses that I have received as of the date of this Memo:

Fabrizi Trucking and Paving	\$24,530.00
H and J Construction	\$24,990.00
Xtreme Excavating	\$25,530.00
Terrace Construction	No Bid
DiGioia-Suburban Excavating	No Bid
Mosko Excavating	No Bid
Strongsville Excavating	No Response
B. + B. F. Construction	No Bid

Please let me know how you like to proceed with having this work completed.

EUTHENICS, INC.

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

F:\Jobs\187\Coyne Memo 092117.docx

Proposal to replace 24" RCP storm sewer at 14527 Fayette Blvd. in the City of Brook Park.

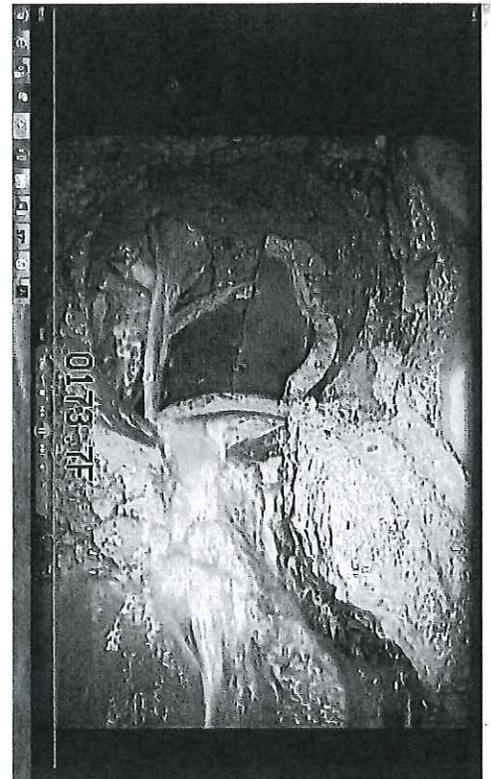
- Work shall include replacement of the existing storm service connection and installation of a new cleanout at the existing R/W line.
- Pavement restoration shall include replacement of approximately 390 sq. ft. of 8" – ODOT 451 Reinforced Concrete Pavement (and curbing) and any damaged sidewalk.
- Trench backfill shall be ODOT 304 (limestone) and paving shall be in accordance with Cuyahoga County Standard Construction Drawing MD-3C (10/08/15).
- A copy of the Brook Park Service Department sewer video can be provided upon request.
- Be advised that the City expects work to begin immediately upon authorization.

Inclusions:

- Mobilization
- Pavement saw cutting
- Excavation
- Traffic control
- Disposal of materials
- 24" C-76 RCP Cl. IV conduit
- 6" PVC SDR 35 conduit
- 6" PVC Cleanout (at R/W line)
- Fernco couplings
- One Kor-N-Tee connector
- Backfill
- 8" Pavement and 4" Sidewalk repairs
- Edge sealing
- Topsoil, seeding and mulching
- Etc...

Exclusions:

- Bond
- Permits
- Inspection Fees
- Sales Tax
- Video Taping
- Construction Staking



Attachment "B"