

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, APRIL 10, 2018
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 MARCH 27, 2018.

IV. DISCUSSION:

1. DIVISION OF LIQUOR CONTROL - **C TRFO FROM PERMIT NO. 3274888 FOR A D1, D2, D3 AND D3A TO GOODWIN FOOD & SPIRITS, LLC** LOCATED AT 13311 BROOKPARK ROAD, BROOK PARK, OH 44142 **FROM** 1981 - 13311 BROOKPARK, LLC, DBA AMBERS CABARET, **PERMIT NO. 6548557** LOCATED AT 13311 BROOKPARK ROAD, BROOK PARK, OH 44142 **FOR A D1, D2, D3 AND D3A. Postmark Date 04/27/2018** - PER COUNCIL PRESIDENT VECCHIO
2. REQUEST APPROVAL OF LOT CONSOLIDATION AND LOT SPLIT FOR NEW CONSTRUCTION AT PERMANENT PARCEL NUMBERS 344-03-076, -077, -078 AT 5211 WEST 149th STREET LOCATED IN THE U1-A5 ZONE - PER COUNCIL PRESIDENT VECCHIO. Received from the Planning Commission on April 3, 2018.
In attendance: Margaret Young.
3. PAYMENT TO BRANDON REYNOLDS FOR LIVESTREAMING OF MEETINGS - PER COUNCIL PRESIDENT VECCHIO (**\$100.00 FOR EVENING**)
4. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GREATER CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS, FOR THE PURPOSE OF DISPOSING OF OBSOLETE CITY VEHICLES AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella - PER COUNCIL PRESIDENT VECCHIO

DISCUSSION: CONT.

5. CAPITAL IMPROVEMENTS AND ECONOMIC DEVELOPMENT FUND APPROPRIATIONS
- PER COUNCIL PRESIDENT VECCHIO **Note: Moved by motion from the April 6, 2018 Special Caucus meeting.**

V. LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

1. A RESOLUTION REQUESTING THE ADMINISTRATION, MEMBERS OF COUNCIL AND THE ELECTORATE OF THE CITY OF BROOK PARK SUPPORT A RENEWAL OF THE 2019 CUYAHOGA HEALTH AND HUMAN SERVICES LEVY AND DECLARING AN EMERGENCY. Introduced by Council President Vecchio.

VI. ADJOURNMENT:

Posted 4/6/2018

**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

3274888 <small>PERMIT NUMBER</small>			TRFO <small>TYPE</small>	GOODWIN FOOD & SPIRITS LLC 13311 BROOKPARK RD BROOK PARK OHIO 44142
10	01	2017 <small>ISSUE DATE</small>		
03	21	2018 <small>FILING DATE</small>		
D1 D2 D3 D3A <small>PERMIT CLASSES</small>				
18	110	C	F20058 <small>RECEIPT NO.</small>	

FROM 03/27/2018

6548557 <small>PERMIT NUMBER</small>				1981-13311 BROOKPARK LLC DBA AMBERS CABARET 13311 BROOKPARK RD BROOK PARK OHIO 44142
10	01	2017 <small>ISSUE DATE</small>		
03	21	2018 <small>FILING DATE</small>		
D1 D2 D3 D3A <small>PERMIT CLASSES</small>				
18	110			



MAILED 03/27/2018

RESPONSES MUST BE POSTMARKED NO LATER THAN. 04/27/2018

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 TRFO 3274888**

(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

18 MAR 30 AM 10:30:38

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.

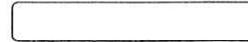
	SEARCH CRITERIA
Permit Number	<input type="text" value="3274888"/>
Permit Name / DBA	<input type="text"/>
Member / Officer Name	<input type="text"/>

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

Member/Officer Name	Shares/Interest	Office Held
Permit Number: 3274888; Name: GOODWIN FOOD & SPIRITS LLC; DBA: ; Address: 13311 BROOKPARK RD BROOK PARK 44142		
DENISE FREY	MANAGE MEM	

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LIQUOR CONTROL

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PLEASE NOTE: The Ohio Department of Commerce web services will be intermittently unavailable from January 19, 2018 @ 5 PM until January 22, 2018 @ 8 AM

Manufacturer

Permit Class	Permit Fee	Description
A1	\$3,906	ORC 4303.02 Manufacturer of Beer – producing more than 31 million gallons per year, wherever produced, and sell beer products to wholesale permit holders.
A1A	\$3,906	ORC 4303.021 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	ORC 4303.022 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	ORC 4303.03 Manufacturer of wine.
A-2f	\$76	ORC 4303.031 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	ORC 4303.04 Manufacture, import and sell alcohol and spirituous liquor
A3A	\$2 to \$400	ORC 4303.041 Manufacturer of less than 100,000 gallons of spirituous liquor and sale to a personal consumer.
A4	\$3,906	ORC 4303.05 Manufacture and sell certain prepared and bottled drinks, import for blended purposes
A5	\$1,000 per plant	ORC 4303.051 Manufacturer of ice cream containing not less than one-half of one percent alcohol by volume and not more than six percent of alcohol by volume. This holder may sell ice cream for consumption on the premises where manufactured or in sealed containers for consumption off premises. This law will become effective September 29, 2017.
B2A	\$25	ORC 4303.07 Sale of wine to retail permit holder.
S	\$25	ORC 4303.232 Sale of wine to personal consumer via mail order.
W	\$1,563	ORC 4303.231 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	ORC 4303.06 Distributor of beer, ale, stout, other malt liquor.
B2	\$500	ORC 4303.07 Distributor of bottled wine.
B3	\$124	ORC 4303.08 Distributor of sacramental wine.
B4	\$500	ORC 4303.09 Distributor of mixed beverages.
B5	\$1,563	ORC 4303.10 Distributor and importer and bottler of wine.

Retail Store Carryout

Permit Class	Permit Fee	Description
C1	\$252	ORC 4303.11 Beer only in original sealed container for carry out only.
C2	\$376	ORC 4303.12 Wine and mixed beverages in sealed containers for carry out.
C2X	\$252	ORC 4303.121 Beer in original sealed containers for carry out.
D8	\$500	ORC 4303.184 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	ORC 4303.13 Beer only for on premises consumption or in original sealed containers for carry out only until 1:00am.
D2	\$564	ORC 4303.14 Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	ORC 4303.141 (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 Mall

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). Non-Profit organization exempt from federal income taxation, that owns a fine arts museum, community arts center or community theater.

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	ORC 4303.181 (Same as D5). Restaurant affiliated with center for the preservation of wild animals.
D5N	\$20,000.00	ORC 4303.181(N) (Same as D5). Casino Operator or Casino Management Company.
D5O	\$2344.00	ORC 4303.181(O) (Same as D5). Restaurant located in a casino.
E	\$500	ORC 4303.19 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	ORC 4303.21 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.

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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

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[Director Jacqueline T. Williams](#)
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Ohio.gov

Hearing Procedure:

- Hearings are held at the Division's offices in Reynoldsburg, the county seat of the permit holder/applicant, or via video conference where available.
- The objector must appear for the objection to be considered. The hearing is public and citizens may attend but cannot present evidence or provide testimony unless designated to do so by the objector or permit holder/Applicant.
- An attorney from the Division conducts the hearing, but does not make a decision. A report is submitted to the Division's superintendent who decides whether to overrule or sustain the objection.
- The permit holder/applicant or legislative authority can appeal the decision to the Ohio Liquor Control Commission (<http://www.lcc.ohio.gov/>). Public institutions have no legal right to appeal the Division's decisions.

Evidence:

The Division's decision are guided by statutes, rules and legal cases. Evidence must be pertinent to the advisability of granting or renewing the permit. Speculative testimony not supported by sufficient evidence has been ruled by Ohio courts to be insufficient reason not to allow a business to operate. The burden of proof is on the objecting party, and the evidence presented must be reliable, probative and substantial:

- Reliable - Evidence that is dependable and can be confidently trusted
- Probative - Relevant evidence that tends to prove the issue in question
- Substantial - Evidence with some weight, importance and value

Statutory Basis to Sustain Objection:

The grounds for which the Division can deny a permit or reject a permit renewal are provided in Ohio Revised Code Section 4303.292 (<http://codes.ohio.gov/orc/4303.292>).

Examples:

- Conviction for a crime relating to the ability to operate a liquor establishment by the applicant, any partner, member, officer, director, manager or shareholder owning five percent or more of the capital stock.
- An applicant's unfavorable enforcement record and/or operation in disregard of laws, regulations or local ordinances.
- The location of the establishment substantially and adversely interfering with the public decency, sobriety, peace, or good order of the neighborhood, or the normal, orderly conduct of a public institution.
- Saturation in the neighborhood such that the permit applied for would be detrimental to and substantially interfere with the morals, safety or welfare of the public.

See the Division's website at www.com.ohio.gov/liqr for more information on presenting a successful objection case. Please contact the Division's Legal Section at 614-644-2489 with any questions regarding the objection process.

1-800-750-0750 (TTY/TDD)
www.com.ohio.gov/liqr

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Department of Commerce

Division of Liquor Control

John R. Kasich, Governor
Jacqueline T. Williams, Director

6606 Tussing Road
Reynoldsburg, OH 43068-9006

www.com.ohio.gov

How To Object

Objections (to new permit, or transfer of ownership and/or location of an existing permit):

Who can file an objection?

- Local legislative authority (city council if within a municipal corporation, township trustees, or county commissioners)
- Public institutions (schools, churches, libraries, public playgrounds, and township parks) within a 500-foot radius of the proposed permit premises

Once notified by the Division, the local legislative authority and/or public institutions have 30 days to submit their objection and request a hearing. Only the local legislative authority may request an extension beyond 30 days.

Permit Renewal Objections:

Only the local legislative authority can object to annual permit renewals by taking the following actions:

- Adopt a resolution stating the reason for the objection and forward a copy to the Division no later than 30 days before the expiration date of the permit.
- Provide a statement to accompany the resolution from the chief legal officer stating that they have reviewed the resolution and, in their opinion, it is based on substantial legal grounds.

Requests for hearing should be mailed to:

**Ohio Department of Commerce
Division of Liquor Control
Licensing Office
6606 Tussing Rd. P.O. Box 4005
Reynoldsburg, Ohio 43068-9005**

Concerned Citizens:

Citizens cannot file objections directly, but can make their concerns known to their local legislative authority and ask that they object and request a hearing. See the following for community options for dealing with a problem liquor permit establishment: http://www.com.state.oh.us/documents/liqr_ProblemPremises.pdf.

Hearing Procedure:

- Hearings are held at the Division's offices in Reynoldsburg, the county seat of the permit holder/applicant, or via video conference where available.
- The objector must appear for the objection to be considered. The hearing is public and citizens may attend but cannot present evidence or provide testimony unless designated to do so by the objector or permit holder/Applicant.
- An attorney from the Division conducts the hearing, but does not make a decision. A report is submitted to the Division's superintendent who decides whether to overrule or sustain the objection.
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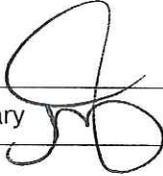
See the Division's website at www.com.ohio.gov/liqr for more information on presenting a successful objection case. Please contact the Division's Legal Section at 614-644-2489 with any questions regarding the objection process.

1-800-750-0750 (TTY/TDD)
www.com.ohio.gov/liqr

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MEMO

To:	Michelle Blazak, Clerk of Council
Cc:	Kate Schmidt, Law Dept. File
From:	Katie Anzalone, BZA/PC Secretary 
Date:	04/03/18
Re:	Planning Commission Approval

The request below was approved at the Monday – April 2, 2018 Planning Commission meeting, and should be forwarded to City Council for approval:

- 1. Request approval of lot consolidation & lot split for new construction at PPN's 344-03-076, -077, -078 (5211 West 149th Street), located in the U1-A5 zone.**

*** Plain Dealer Public Notice was NOT sent by the Planning Commission for this request ***

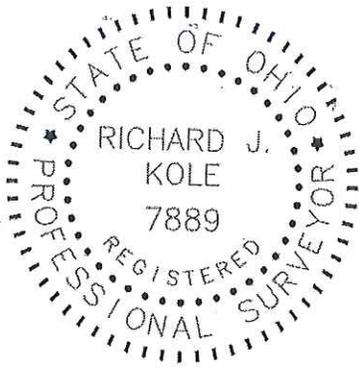
CONTACT:

Margaret Young
 4266 Wooster Road
 Fairview Park, Ohio 4426
 Phone: (216) 464-9782 or (216) 251-4006
 Email: myoung4006@gmail.com

CA
 CA 4-8-2018
 1st R
 2nd R
 3rd R
 216

18 APR 3 AM 11:01:19

TYPE	<input checked="" type="checkbox"/> - RESIDENTIAL APPLICANT (\$50 Filing Fee) <input type="checkbox"/> - COMMERCIAL APPLICANT (\$75 Filing Fee)
PROPERTY DETAILS	PROJECT ADDRESS: 5211 West 149 Street PARCEL#: 344-03-076,344-03-077,344-03-078 BUSINESS NAME (IF APPLICABLE): _____ PROPERTY OWNER: Margaret W. Young _____ PHONE #: 216-464-9782 home 216-251-4006 cell ADDRESS: 4266 Wooster Road, Fairview Park, OH 44126 <small>(STREET ADDRESS) (CITY) (ZIP)</small> EMAIL: myyoung4006@gmail.com
APPLICANT	AGENT: _____ CONTACT PERSON: _____ 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	<p>The five sublots nos. 82,83,84,85,86 to be combined and split into two building lot having 60 feet frontage and 65 feet frontage on the corner lot.(West 149 & Elm) I originally was going to build on house and requested a consolidation of all five sublots into one large lot but was unable to tie into the sanitary sewer for the basement full bath. I changed my mind about that consolidation and now want to build two smaller ranches on the 5 sublots (three permanent parcel numbers)</p>
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 checked="" 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 type="checkbox"/> OTHER _____
APPLICANT SIGNATURE <i>Margaret W Young</i> <input checked="" type="checkbox"/> Owner <input type="checkbox"/> Agent Date <u>3-13-18</u>	



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www.kolesurvey.com

LEGAL DESCRIPTION – PARCEL 1 (0.1625 ACRES)

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and known as being all of Sublot Nos. 85, and 86 and part of Sublot No. 84 in Block 3 along with one half of a vacated alley in Fairlawn Subdivision of part of Original Middleburgh Township Lot No. 6, Section No. 1 as recorded in Volume 16, Page 26 of Cuyahoga County Map Records.

Beginning at a drill hole set at the northwest corner of said Sublot No. 86 and being at the intersection of the south line of Elm Avenue, 40.00 feet wide, and the east line of West 149th Street, 50.00 feet wide;

Thence South 88°51'00" East along said south line of Elm Avenue, 109.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set at a point in the centerline of a 12 foot wide vacated alley and finding a bent 1/2" iron pin to be south 1.34 feet and east 0.05 feet;

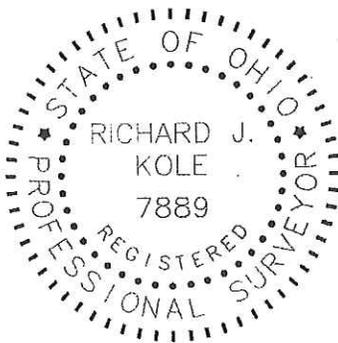
Thence South 03°17'00" West along said centerline of the vacated alley, 65.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set;

Thence North 88°51'00" West and parallel with said south line of Elm Avenue, 109.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set in said east line of West 149th Street;

Thence North 03°17'00" East along said east line of West 149th Street, 65.00 feet to the point of beginning and containing 0.1625 acres of land (7,080 square feet) as surveyed in November, 2017 by Richard J. Kole, Ohio Surveyor #7889, of R.M. Kole & Associates, Corp., Professional Land Surveyors.

Subject, however, to all legal rights-of-way of previous record.

Basis of bearings: The bearing for the centerline line of West 149th Street (North 03°17'00" East), as shown in the plat recorded in Volume 16, Page 26 of Cuyahoga County Map Records, is the reference meridian for this survey.



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5316 RIDGE ROAD • PARMA, OHIO 44129
PHONE (440) 885-7137 • FAX (440) 885-7139
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LEGAL DESCRIPTION – PARCEL 2 (0.1500 ACRES)

Situated in the City of Brook Park, County of Cuyahoga and State of Ohio and known as being all of Sublot Nos. 82 and 83 and part of Sublot No. 84 in Block 3 along with one half of a vacated alley in Fairlawn Subdivision of part of Original Middleburgh Township Lot No. 6, Section No. 1 as recorded in Volume 16, Page 26 of Cuyahoga County Map Records.

Beginning at a 1/2" iron pin found at the southwest corner of said Sublot No. 82 and being in the east line of West 149th Street, 50.00 feet wide;

Thence North 03°17'00" East along said east line of West 149th Street, 60.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set;

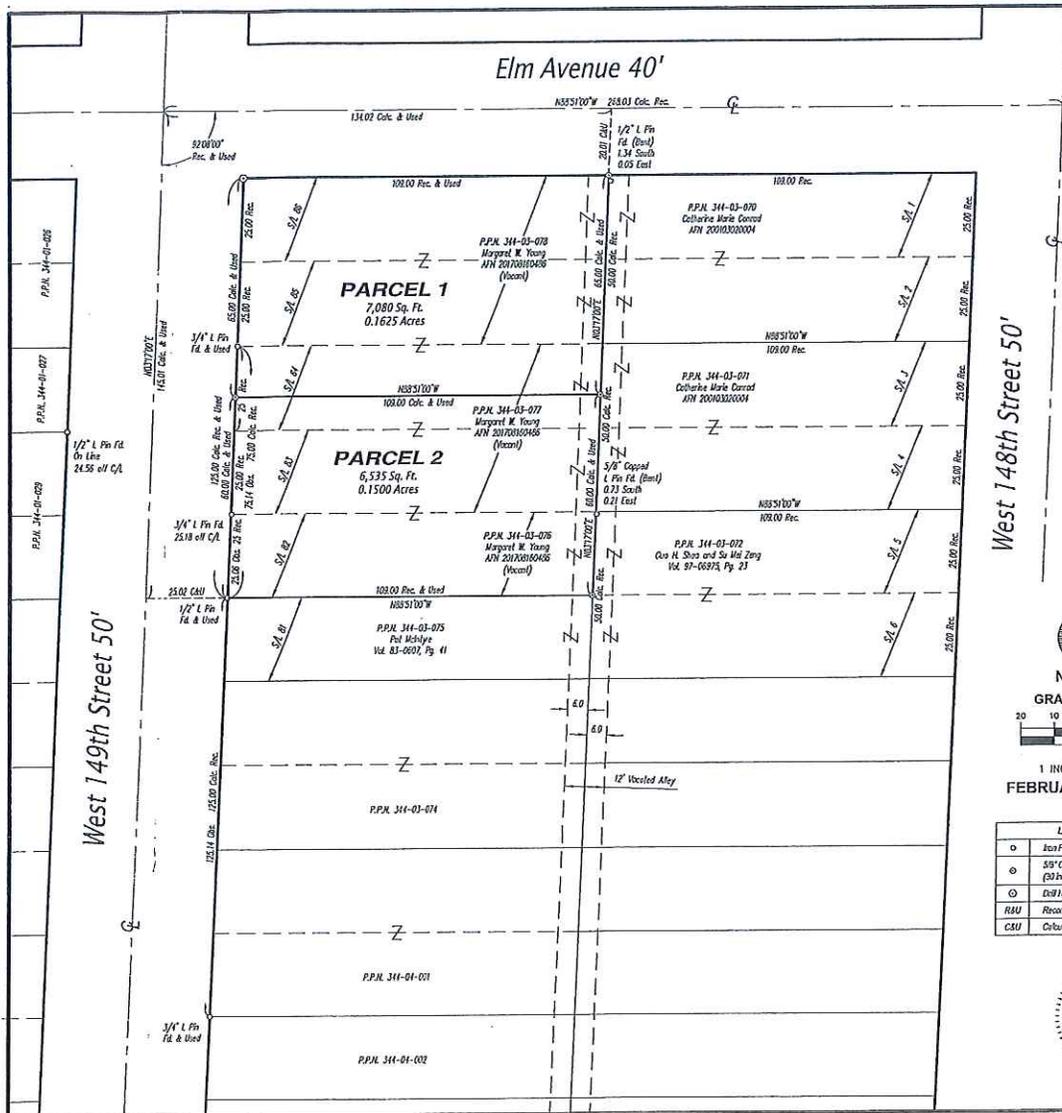
Thence South 88°51'00" East and parallel with the south line of said Sublot No. 82, a distance of 109.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set at a point in the centerline of a 12 foot wide vacated alley;

Thence South 03°17'00" West along said centerline of the vacated alley, 60.00 feet to a 5/8" capped iron pin (cap ID Kole & Assoc S-7889) set;

Thence North 88°51'00" West along said south line of Sublot No. 82, a distance of 109.00 feet to the point of beginning and containing 0.1500 acres of land (6,535 square feet) as surveyed in November, 2017 by Richard J. Kole, Ohio Surveyor #7889, of R.M. Kole & Associates, Corp., Professional Land Surveyors.

Subject, however, to all legal rights-of-way of previous record.

Basis of bearings: The bearing for the centerline line of West 149th Street (North 03°17'00" East), as shown in the plat recorded in Volume 16, Page 26 of Cuyahoga County Map Records, is the reference meridian for this survey.



LOT SPLIT and CONSC
All of Sublot Nos. 82, 83, 84, 85 and 86 in
of Original Middleburgh Township Lot H,
Recorded Plat in Volume 16 of Maps, Plat
including one half of a vacated alley, as i
Now situated in the City of Brook Park, C
Deed Reference: P.P.N. 344-03-076,
AFN 20170816048

Acceptance
P.P.Nos. 344-03-076, 344-
I, the undersigned owner of the land in
and accept this lot split and reconstru

Margaret W. Young
State of Ohio)
J.S.S.
County of Cuyahoga)
Before me, a notary public in and for s
appeared the above named Margaret
did sign the foregoing instrument and
deed.
In witness, whereof, I have hereunto
Ohio, Feb

Notary Public
My commission expires

Approvals
Planning Commission
This plat is hereby approved by the Pl
of Brook Park, Ohio this ___ day of

Michael D. Gannada, Chairman

City Engineer
This plat is hereby approved by the En
Brook Park, Ohio this ___ day of

Ed Padak, City Engineer

City Council
This plat is hereby approved by the Co
Brook Park, Ohio this ___ day of
by Ordinance

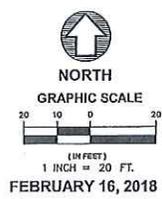
Mila Voznica, Council President

Certification
I do hereby certify that I have examined
with the provisions of Chapter 4733-27
instructed person. This plat shows an
describing the relative angular values and
best of my knowledge and belief

Richard J. Kohn, Registered Surveyor

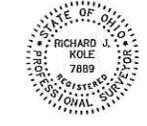
Basis of Bearings
The value of North 03° 17' 00" East is
to the centerline of West 149th Street, l
wide, as shown in the Plat in Volume 16
recorded in Vol. 16, Pg. 28 of C.O. 6148.

West 148th Street 50'



LEGEND:

○	Iron Pin Found and Used
○	5/8" Copied WIRE Iron Pin Set (30 inches long)
○	Old Hole Set
RAU	Record and Used
CSU	Calculated and Used



Excerpts from the February 20, 2018 Council Meeting:

**OTHER COMMUNICATIONS, PETITIONS, AND VERBAL APPROVAL:
(INTRODUCTION OF NEW LEGISLATION):**

Verbal Approval:

1. Contract for Brandon Reynolds for Livestream of meetings

Mr. Vecchio stated the current purchase order presented is in the amount of \$2,400 to cover that cost in the temporary budget through March. Mr. Salvatore mentioned \$100.00 per meeting for the handling of the livestream of meetings.

Motion by Mr. Salvatore, supported by Mr. Burgio, to verbally approve.

Mr. Poindexter clarified the approval of \$100.00 or \$2,400.00 with \$250.00 for BoxCast.

Mr. Vecchio responded this would be combined into one with the \$2,400 purchase requisition transferred from the Mayor's budget to the Council budget; out of that there is \$100.00 to Brandon Reynolds per evening.

Mr. Poindexter asked Council is voting to approve \$2,400 and taking \$100.00 out of that money to pay the Reynolds'?

Mr. Vecchio responded the Reynolds' will be paid on a per-evening basis and also BoxCast out of the \$2,400; the approval is to pay the Reynolds' \$100.00 per night and to pay the monthly BoxCast bill out of the \$2,400 budgeted.

Mr. Salvatore stated the \$2,400 has already been appropriated, so Council is approving \$100.00 so the person livestreaming the meetings gets paid. The additional monies will be made under a second motion but come from the \$2,400 already appropriated.

The clerk called the roll on the motion by Mr. Salvatore, supported by Mr. Burgio, to verbally approve \$100.00 payment to the Reynolds' for livestreaming of meetings.

ROLL CALL: AYES: Salvatore, Burgio, Scott, Orcutt, Stemm, Mencini, Poindexter
NAYS: None. The motion carried.

2. Payment to BoxCast monthly invoice for meetings out of \$2,400 appropriated.

Motion by Mr. Mencini, supported by Mr. Poindexter, to verbally approve.

ROLL CALL: AYES: Mencini, Poindexter, Salvatore, Stemm, Orcutt, Burgio, Scott
NAYS: None. The motion carried.

P/C _____
CA 4-8-18 _____
1st R _____
2nd R _____
3rd R _____
P/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
GREATER CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS,
FOR THE PURPOSE OF DISPOSING OF OBSOLETE CITY VEHICLES
AND DECLARING AN EMERGENCY

WHEREAS, Greater Cleveland Auto Auction will provide the City of Brook Park with Auction services for the disposal of obsolete city vehicles; and

WHEREAS, Greater Cleveland Auto Auction will charge the City of Brook Park a selling fee of \$75.00 per auctioned vehicle; and

WHEREAS, it is in the best interest of the City of Brook Park that said agreement be entered into;

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 and directed to enter into an agreement with Greater Cleveland Auto Auction, for the purpose of disposing of an obsolete city vehicles a list of which is attached hereto and incorporated herein as Exhibit "A" at a public sale.

SECTION 2: The money needed for the aforesaid transaction shall be paid from the Capital Improvement Fund 401, theretofore 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 and welfare of said City, and for the further reason to provide for an agreement between Greater Cleveland Auto Auction and the City of Brook Park; 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: _____

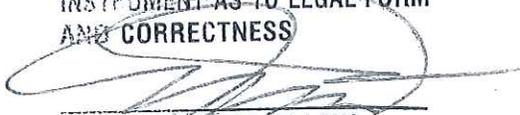
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DATE



DIRECTOR OF LAW

EXHIBIT A

2005	Ford Taurus	1FAFP53285A202205
2001	Ford Expedition	1FMRU16W21LB09312
2001	Ford Crown Vic.	2FAFP73W11X140596
2006	Ford Taurus	1FAFP53U37A155914
2006	Ford Taurus	1FAFP53U17A155913

P/C B-2018 legislative
CA 4-8-18
1st R _____
2nd R _____
3rd R _____
P/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: COUNCIL PRESIDENT VECCHIO

A RESOLUTION
REQUESTING THE ADMINISTRATION, MEMBERS OF COUNCIL AND
THE ELECTORATE OF THE CITY OF BROOK PARK
SUPPORT A RENEWAL OF THE 2018 CUYAHOGA HEALTH &
HUMAN SERVICES LEVY,
AND DECLARING AN EMERGENCY

WHEREAS, the 2018 renewal of Cuyahoga County's 3.9 mil Health & Human Services Levy will ensure that children, seniors, families and people in crisis continue to receive critical services; and

WHEREAS, revenues generated by the Health & Human Services levy support emergency services and programs such as:

- MetroHealth's Premier Level One 'Trauma and Burn Center.
- MetroHealth Life-Flight
- Neonatal Intensive Care-Unit (NNICU)
- Children at risk of abuse or neglect.
- Senior Home health care services to help independent living.
- Counseling and treatment programs for children with behavioral health or drug problems.
- Pre-kindergarten health programs to ensure children enter school healthy, prepared and ready to learn.
- Crisis services for our most vulnerable citizens, whenever the need arises.

WHEREAS, the Health & Human Services levy is a critical piece of our community safety net, available for all of us at any time; and

WHEREAS, without voter approval of the Health & Human Services levy, these programs will lose \$200 million in funding, forcing deep cuts to vital emergency services and programs that protect children, provide a variety of services that seniors depend on and help people living with mental illness; and

WHEREAS, the 2018 Health & Human Services levy renewal is not a tax increase.

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

SECTION 1. That the Council and Mayor of the City of Brook Park hereby recognizes the 2018 Cuyahoga Health & Human Services Levy is important to health and wellbeing of all county residents.

SECTION 2. That the renewal and passage of this levy on Tuesday, May 8, 2018 is of no additional monetary impact.

SECTION 3. That the Clerk of this Council be and is hereby authorized and directed to certify this resolution to Cuyahoga Health & Human Services and to MetroHealth Medical Center's President and CEO Dr. Akram Boutrous.

SECTION 4. That 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 actions were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, and for the further reason of supporting a renewal of the 2018 Cuyahoga Health & Human Services Levy; 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 its 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