

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, NOVEMBER 13, 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 OCTOBER 9, 2018.

IV. DISCUSSION:

1. REQUEST APPROVAL FOR A CONDITIONAL USE PERMIT AT 18301 BROOKPARK ROAD 'BOSS PRO-KARTING' LOCATED IN THE U7-A DISTRICT, TO OPERATE AN AIRPORT PARKING FACILITY IN CONJUNCTION WITH THE CURRENT TENANT USE - PER COUNCIL PRESIDENT VECCHIO. Received from Planning Commission on November 7, 2018. **In attendance:** Mr. Steven Pryatel - General Manager of Boss Pro-Karting.
2. DIVISION OF LIQUOR CONTROL - **C NEW 6523138 FOR OHIO LIQUOR NETWORK, LLC, 15200 BROOKPARK ROAD, BROOK PARK, OH 44142 FOR A D-5. Postmark date: 11/19/18** - PER COUNCIL PRESIDENT VECCHIO
3. AN ORDINANCE PROVIDING FOR A CONTRACT BETWEEN THE CUYAHOGA COUNTY GENERAL HEALTH DISTRICT AND THE CITY OF BROOK PARK, OHIO AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella - PER COUNCIL PRESIDENT VECCHIO.

IV. DISCUSSION: CONT.

4. AN ORDINANCE AMENDING SECTION 525.16 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SMOKING PROHIBITED IN MUNICIPALLY OWNED AND OPERATED BUILDINGS AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini - PER COUNCIL PRESIDENT VECCHIO.

5. CITIZEN OF THE YEAR COMMITTEE (Councilman Scott) - PER COUNCIL PRESIDENT VECCHIO.

6. 2019 CAUCUS AND COUNCIL MEETING SCHEDULE - PER COUNCIL PRESIDENT VECCHIO.

V. FINANCE COMMITTEE - CHAIRMAN, SCOTT:

1. A RESOLUTION AUTHORIZING THE MAYOR TO FILE AN APPLICATION WITH THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR A COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM, AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

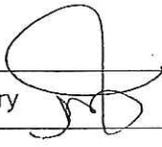
2. A RESOLUTION REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

VI. ADJOURNMENT:

Posted 11/9/18



MEMO

To:	Michelle Blazak, Clerk of Council
Cc:	Kate Schmidt, Law Dept. File
From:	Katie Anzalone, BZA/PC Secretary 
Date:	11/06/18
Re:	Planning Commission Approval

The request below was approved at the Monday – November 5, 2018 Planning Commission meeting, and should be forwarded to City Council for approval:

1. Request approval for a Conditional Use Permit at 18301 Brookpark Road “Boss Pro-Karting” located in the U7-A District, to operate an airport parking facility in conjunction with the current tenant use.”

CONTACT:

Steven Pryatel
 c/o Boss Pro-Karting, General Manager
 18301 Brookpark Road
 Brook Park, Ohio 44142
 Phone: (440) 479-4296
 Email: steven.pryatel@bossprokarting.com

P/C
 Caucus 11/13/18
 1st R
 2nd R
 3rd R
 B/C

Attachments:

- Plain Dealer Public Notice
- Engineer’s Comments

'18 NOV 7 PM 2:18:24

0008870670-01

Ad Content Proof

PUBLIC NOTICE

Notice is hereby given that a Public Hearing for the City of Brook Park Planning Commission will be held on November 5, 2018 at 7:00P.M. at 17400 Holland Road (Council Chambers) Brook Park, Ohio.

Purpose of the hearing is to consider the following:

Request approval for a Conditional Use Permit at 18301 Brookpark Road "Boss Pro-Karting" located in the U7-A District to operate an airport parking facility in conjunction with the current tenant use

If Planning Commission approves request, it will be forwarded to City Council for final approval

Meeting is being held pursuant to Chapter 1355 of the Brook Park Codified Ordinances which requires Public Notice.

Katie Anzalone, Secretary
Planning Commission

p.d.nov1,2018-8870670



MEMO

TO: Ted Hurst, Building Commissioner

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

DATE: October 26, 2018

SUBJECT: Boss Pro-Karting - Airport Parking (18301 Brookpark Road)

CC:

Mr. Hurst:

I reviewed the Planning Commission Application for the proposed airport parking located at Boss Pro-Karting (18301 Brookpark Road) and offer the following comments:

- I have no objections to Phase 1, as outlined in the submitted Application.
- Phase 2 of the proposed plan will require submission of full Civil/Site Plans and Storm Water Management Calculations and should be considered under a future Planning Commission Application.

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

EUTHENICS, INC.

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

F:\Jobs\187\Hurst Memo 110218.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. COSGRIFE, PE ▪ L. A. BAKER, PE ▪ A. J. MALINAK, PE ▪ S. A. HORAN, PS ▪ A. N. CHUCRAY, PE

NOTICE TO LEGISLATIVE
AUTHORITY

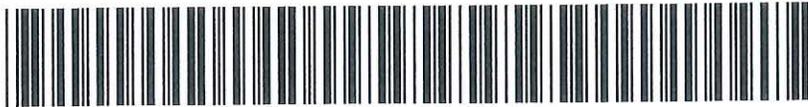
OHIO DIVISION OF LIQUOR CONTROL
6606 TUSSING ROAD, P.O. BOX 4005
REYNOLDSBURG, OHIO 43068-9005
(614)644-2360 FAX(614)644-3166

TO

6523138 PERMIT NUMBER		NEW TYPE	OHIO LIQUOR NETWORK LLC 15200 BROOKPARK RD BROOKPARK OH 44142
ISSUE DATE			
10 05 2018 FILING DATE			
D5 PERMIT CLASSES			
18 TAX DISTRICT	110 C	C15174 RECEIPT NO.	

FROM 10/17/2018

PERMIT NUMBER		TYPE
ISSUE DATE		
FILING DATE		
PERMIT CLASSES		
TAX DISTRICT		RECEIPT NO.



'18 OCT 23 AM 10:18:46

MAILED 10/17/2018

RESPONSES MUST BE POSTMARKED NO LATER THAN. 11/19/2018

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 NEW 6523138
(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

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="6523138"/>
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: 6523138; Name: OHIO LIQUOR NETWORK LLC; DBA: ; Address: 15200 BROOKPARK RD BROOKPARK 44142		
JAMES MACCARTHY	MANAGE MEM	PRESIDENT

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



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:

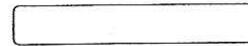
- Adopt a resolution stating the reason for the objection and forward a copy to the Division no later than 30 days before the expiration date of the permit.
- Provide a statement to accompany the resolution from the chief legal officer stating that they have reviewed the resolution and, in their opinion,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



LIQUOR CONTROL

SPIRITS

LICENSING

RESOURCES

CONTACT US

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.

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

CONTACT US

Division of Liquor Control
8606 Tussing Road
Reynoldsburg, OH 43068

Phone 614.644.2360
Email Web.Iqr@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
FAQs

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

Ohio | Department
of Commerce

P/C
Caucus 11/13/18
1st R
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
PROVIDING FOR A CONTRACT BETWEEN THE
CUYAHOGA COUNTY GENERAL HEALTH DISTRICT AND
THE CITY OF BROOK PARK, OHIO,
AND DECLARING AN EMERGENCY

WHEREAS, the Cuyahoga County General Health District, has offered to provide health services for the City of Brook Park for the years 2019 and 2020. Such services to include all necessary medical, nursing, sanitary, laboratory, and such other health services as is required by the Statutes of the State of Ohio; and

WHEREAS, it is considered to be in the best interest of the City of Brook Park that said contract be entered into and to appropriate the sum of \$91,065.00 for 2019; and \$104,705.00 for 2020 for these services.

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 a two year contract between the Cuyahoga County General Health District and the City of Brook Park, Ohio, for health services to be provided, and to include all necessary medical, nursing, sanitary, laboratory and such other services as is required by the Statutes of the State of Ohio. A copy of said contract is attached hereto marked Exhibit A, and made a part hereof as if fully rewritten herein.

SECTION 2: The Fiscal Officer of the Cuyahoga County is hereby authorized to deduct from Fund No. 100, General Fund said sum of \$91,065.00 in equal semi-annual installments of \$45,532.50 from the regular tax settlement to be made for said City for the year 2019; and the sum of \$104,705.00 in equal semi-annual installments of \$52,352.50 from the regular tax settlement to be made for said City for the year of 2020.

SECTION 3: This contract shall be in full force and effect from January 1, 2019 to December 31, 2020.

SECTION 4: The money needed for the aforesaid transaction shall be paid from funds shall be appropriated from the General Fund No. 100 for said purpose.

SECTION 5: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: This ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to provide for a contract for the public health services for the years 2019 and 2020; provided that this Ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

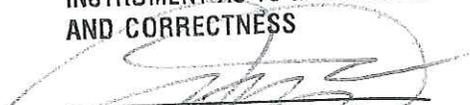
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

PUBLIC HEALTH SERVICES AGREEMENT
(City with a General Health District - Authority--Sec. 3709.08 O.R.C.)

This Agreement is entered into on the **1st day of January, 2019** ("Effective Date") by and between the **Cuyahoga County Board of Health** (the "Board"), a separate political subdivision of the State of Ohio organized under the Constitution and Laws of the State of Ohio, and the **City of Brook Park**, a political subdivision, with its principal office located at 6161 Engle Road, Brook Park, Ohio 44142 (the "City"), for and in consideration of the promises, covenants, and conditions hereinafter set forth.

WHEREAS, Cuyahoga County General Health District is a general health district as defined under Ohio Revised Code (ORC) Section 3709.01 and is endowed with all of the statutory and other authority granted to it by reason of the Ohio Statutes as amended from time to time by the State Legislature; and

WHEREAS, the City has continued to have a city public health district as required by Ohio law; and

WHEREAS, pursuant to ORC Section 3709.01, each city in the State constitutes a health district and each county is a "general health district," and as provided for in ORC Sections 3709.051, 3709.07, and 3709.10, there may be a union of a general health district and a city health district; and

WHEREAS, ORC Section 3709.08 authorizes cities and villages in Cuyahoga County to enter into an Agreement with the Cuyahoga County General Health District on certain terms and conditions; and

WHEREAS, the District Advisory Council of the Cuyahoga County General Health District, created by ORC 3709.03, after giving due notice by publication as required by law, held a public meeting on March 8, 2018, at which by a majority vote of members representing the townships and villages of said county, did vote affirmatively on the question of providing public health services to the cities in Cuyahoga County, and did authorize the Chairman of the District Advisory Council to enter into an Agreement with the Mayor of the City for providing public health services therein; and

WHEREAS, the Board is engaged in the governance of providing public health services as described in this Agreement, has the knowledge, skill, and resources to provide such services, and desires to perform such services for or on behalf of the Board for City; and

WHEREAS, the City is willing to enter into an Agreement with the Board to provide such services in accordance with the terms and conditions of Ohio law and this Agreement.

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

1. **EFFECTIVE DATE, TERM AND TERMINATION.**
 - (a) **Effective Date, Term.** This Agreement shall commence on the Effective Date first stated above and shall continue through **December 31, 2020**, unless earlier terminated pursuant to Section 1(b).
 - (b) **Termination.** This Agreement may be terminated upon the occurrence of one of the following events:
 - (i) Failure for any reason of the either party to fulfill its obligations under this Agreement, after written notice is provided by the non-breaching party of such failure providing at least ninety (90) days for the breaching party to correct any such failure, and if such failure is not corrected within said period, the non-breaching party may give written notice of immediate termination;

(ii) Upon nine (9) months written notice, or on or before April 1 of the year prior to termination by either party for any reason.

2. THE SERVICES.

- (a) **Scope of Services.** Subject to the terms and conditions contained in this Agreement and its exhibits, the Board will provide to the City and, as applicable, to all persons receiving the direct services provided for herein, the Services that are set forth and described in the Scope of Work (SOW) attached as **Exhibit A**, which Exhibit is incorporated herein.
- (b) Unless otherwise agreed by the Parties in writing, all transactions for Services through Board will be provided in accordance with the provisions of Ohio law and/or this Agreement, including any revisions of the same, as both Parties may from time to time execute to document the addition, revision, or enhancement of Services.
- (c) **Standard of Performance of Services.** The Board will devote such time and will use its best efforts as necessary to perform the Services in a professional manner that: (i) is consistent with the standards of its industry and in a good and workmanlike manner, and (ii) utilizes the care, skill, and diligence normally applied by other similar boards of health in the performance of services similar to the Services.
- (d) The City shall provide suitable space for the Board employees who make regular visits to the City on a daily or weekly basis.

3. PAYMENT.

- (a) **Compensation.** Compensation is based on the ten (10) year census population estimate for the City and a per capita rate established by the Board. The per capita rate is the same rate applied to all Villages, Townships in the general health district as well as for all cities that enter into a Public Health Services Agreement with the Board. The most recent ten (10) year census for population in the City dated April, 2010 is 19,212 residents. The current per capita rate established by the Board is \$4.74 per capita for calendar year 2019 and \$5.45 per capita for calendar year 2020. The total amount due based on the per capita rate will be Ninety One Thousand Sixty Five Dollars (\$91,065.00) for calendar year 2019 and be One Hundred Four Thousand Seven Hundred Five Dollars (\$104,705.00) for calendar year 2020. The Board reserves the right to change its per capita rate, as considered on an annual basis, based on current economic conditions and public health needs. In the event that the Board votes to make a change in the per capita rate, said change shall be limited to annual rates effective on January 1 for the following calendar year. The Board shall provide notice of the change in the per capita rate for the coming calendar year on or before October 31st of the current calendar year.
- (b) In consideration for the health services described in Exhibit A, which will be provided by the Board to and within the City, the City shall pay to the Board the total annual sum of Ninety One Thousand Sixty Five Dollars (\$91,065.00) for calendar year 2019 and the total annual sum of One Hundred Four Thousand Seven Hundred Five Dollars (\$104,705.00) for calendar year 2020. The City hereby directs the Fiscal Officer of Cuyahoga County to place to the credit of the Board and the Fiscal Office of Cuyahoga County is hereby authorized and directed to deduct the sum stated above in equal, semi-annual installments of Forty Five Thousand Five Hundred Thirty Two Dollars and Fifty Cents (\$45,532.50) from the regular property tax settlement to be made for said City for calendar year 2019 and Fifty Two Thousand Three Hundred Fifty Two Dollars and Fifty Cents (\$52,352.50) from the regular property tax settlement to be made for said City for calendar year 2020.

4. RECORDS.

- (a) The Board shall maintain copies of all records created or received by the Board in the performance of the work under this Agreement as required by Ohio's public records law. Any records created or received as a part of this Agreement shall be made available to the City upon request subject to exceptions listed below.
- (b) Any non-private health information in confidential records or information in the records created by the Board or that come into the possession of the Board under this Agreement shall, if provided to the City, be kept confidential by the City.
- (c) The Board is prohibited by State and Federal law from sharing protected health information and said records will not be shared with the City unless there is compliance with the proper method for release of said information.

5. REPORTS.

The Board shall provide semi-annual written reports to the City regarding the work conducted and services provided on behalf of the City under this Agreement. Such Reports shall be in a form as is provided to all political subdivisions for which the Board provides Agreement services.

6. NO ASSIGNMENT, TRANSFER, OR SUBAGREEMENT.

In performing the services specified under the terms of this Agreement, the Board shall not assign, transfer, or delegate any of the work or services, nor subcontract the work out to any other entity, nor shall any subcontractor commence performance of any part of the work or services included in this Agreement, unless such subcontracting is specified in this Agreement or its Exhibits, or unless prior written consent is provided by the City.

7. INDEPENDENT AGREEMENTOR.

- (a) The Board hereby acknowledges that it is an independent contractor and neither it nor its employees or agents are employees of the City. The Board shall be responsible for the payment or withholding of any federal, state or local taxes, including, but not limited to, income, unemployment, and workers' compensation for its employees, and the City will not provide, or contribute to any plan which provides for benefits, including but not limited to unemployment insurance, workers' compensation, retirement benefits, liability insurance or health insurance. All individuals employed by the Board provide personal services to the City are not public employees of the City under Ohio state law.
- (b) No agency, employment, joint venture or partnership has been or will be created between the parties pursuant to the terms and conditions of this Agreement. Inasmuch as the City is interested in the Board's end product, the City does not control the manner in which the Board performs this Agreement.

8. NOTICES.

All notices, invoices and correspondence which may be necessary or proper for either party shall be addressed as follows:

TO THE BOARD:

Cuyahoga County District Board of Health
Attention: Terry Allan, Health Commissioner
5550 Venture Drive
Parma Ohio 44130

TO THE CITY:

City of Brook Park
Attention: Mayor Mike D. Gammella
6161 Engle Road
Brook Park, Ohio 44142

And

City of Brook Park
Attention: Director of Law
6161 Engle Road
Brook Park, Ohio 44142

9. EFFECT OF ELECTRONIC SIGNATURE

By entering into this Agreement, the parties agree that this transaction may be conducted by electronic means, including, without limitation, that all documents requiring signatures by the parties may be executed by electronic means, and that the electronic signatures affixed by the authorized representatives of the parties shall have the same legal effect as if the signatures were manually affixed to a paper version of the documents. The parties also agree to be bound by the provisions of Chapter 1306 of the Ohio Revised Code as it pertains to electronic transactions.

10. APPLICABLE LAW AND VENUE

Any and all matters of dispute between the Parties to this Agreement whether arising from the Agreement itself or arising from alleged extra contractual facts prior to, during, or subsequent to the Agreement, including without limitation, fraud, misrepresentation, negligence, or any other alleged tort or violation of the Agreement, will be governed by, construed, and enforced in accordance with the Laws of the State of Ohio, without regard to the conflict of laws or the legal theory upon which such matter is asserted.

11. SEVERABILITY.

If any provision hereof shall be determined to be invalid or unenforceable, such determination shall not affect the validity of the other provisions of this Agreement. Moreover, any provisions that should survive the expiration or termination will survive the expiration or termination of this Agreement.

12. AMENDMENT

This Agreement shall not be modified except by the express written consent by both parties hereto.

13. WAIVER.

Waiver by either party or the failure by either party to claim a breach of any provision of this Agreement shall not be deemed to constitute a waiver or estoppel with respect to any subsequent breach of any provision hereof.

14. FORCE MAJEURE.

Neither party shall be liable for any delay or failure to perform any duty or obligation it may have pursuant to this Agreement where such delay or failure has been occasioned by any act of God, fire, strike, inevitable accident, war or any cause outside the party's reasonable control.

15. COUNTERPARTS

This Agreement may be executed in several counterparts, each of which shall be deemed to be an original copy, and all of which together shall constitute one Agreement binding on all parties hereto, notwithstanding that all the parties shall not have signed the same counterpart.

16. ENTIRE AGREEMENT.

This Agreement constitutes the entire agreement of the parties with respect to its subject matter, and supersedes all prior and contemporaneous agreements, representations or understandings, whether written or oral, as to the same.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized representative to be effective as of the Effective Date as specified in Section 1 of this Agreement.

FOR THE BOARD:

Approved as to form.
Cuyahoga County Board of Health
Office of General Counsel

Mayor David Smith, President District
Advisory Council

By: _____

Date: _____

Date: _____

FOR THE CITY:

Approved as to form.

Mayor Mike D. Gammella

By: _____
Director of Law

Date: _____

Date: _____

EXHIBIT A

SCOPE OF WORK

The General Health District of Cuyahoga County, Ohio, hereby agrees to provide health services for the **City of Brook Park** for the calendar years 2019 and 2020 as set forth below (“Services”).

- The Board shall have full authority to be and act as the public health authority for the City.
- The Services described in the schedule listed below in this Exhibit will be provided by the District Board of Health of Cuyahoga County (“Board”) to the City.
- The Services will include all necessary medical, nursing, sanitary, laboratory and such other health services as are required by the Statutes of the State of Ohio.
- Air pollution enforcement services, as described in Chapter 3704 of the Ohio Revised Code (“ORC”), will be conducted through the designated agent, the Cleveland Division of Air Pollution Control, not by the Board. This authorization is contingent upon renewal of the Agreement between the Ohio EPA and the City of Cleveland and satisfactory performance of the Agreement terms and conditions regarding air pollution control in Cuyahoga County. The Board of Health reserves the right to alter, modify or amend this Agreement provision with notice to the City.
- The following specific services shall be a part of the Services provided under this Agreement:

List of Functions, Programs and Services

Animal Control and Shelter:
Rabies Surveillance – Animal bite follow up
Environmental Health - State Programs:
Food Service Operation Licensing/ Inspection/Education
Retail Food Establishment Licensing & Inspection.
School Facilities Inspection
Smoke Free Workplace Enforcement
Public Swimming Pool & Spa Licensing & Inspection
Tattoo & Body Piercing Enforcement
Temporary Park Camp Licensing/Inspection/Enforcement
Clean Indoor Air Regulation - complaint based response
Home Day Care Inspections - USDA Inspections Only/Fee for Service
Nuisance & Vector Control
Residential Housing/Commercial Building Inspection - complaint based response
Solid Waste Enforcement
West Nile Virus Prevention/Mosquito Control
Animal Venue Licensing/Inspection/Enforcement
Emergency Preparedness:
Public Health Emergency Preparedness (PHEP)
Planning and Cities' Readiness Initiative activities
Emergency Management Committee - participation

Development of Local Emergency Response Plan - participation
Community Outreach and Education
Northeast Ohio Regional Public Health Partnership - participation
Epidemiology, Surveillance, Investigation Services:
Reportable Infectious Disease investigation and follow-up (excluding HIV/AIDS; STD; TB)
Disease Outbreak Management
Regional Infection Control Committee – participation
NEO Regional. Epidemiology Response Team – participation
Nursing Services:
Health Promotion:
First Aid/Communicable disease classes – fee for service
Cleveland Safe Kids Coalition - participation
Immunization Program:
Childhood and Adult Vaccine Administration Services - Fee for Service. Most insurance accepted, by appointment. Charges may be waived for inability to pay.
Seasonal Influenza vaccine clinics - Fee for Service, most insurance accepted.
Immunize Ohio- participation
Jail Inmate Health Services:
Jail Inspection - provided once annually
Lead Poisoning Prevention:
Pediatric blood lead testing - Fee for Service. Charges may be waived for inability to pay
Case management
Environmental Assessment - Limited fee for service
Community Education and Outreach
Greater Cleveland Healthy Homes Advisory Council
Occupational Health:
Immunizations and Tuberculosis screenings - Fee for Service
Bureau for Children with Medical Handicaps (BCMh) Public Health Nursing Services
Administrative Services:
Administration
Grant Writing & Management
Budget
Records Management
Accounts Payable, Accounts Receivable
Data Entry & Program Management
Reports - Financial & Statistical
Payroll

The Board maintains a range of grant funded programs for citizens throughout the County who are income qualified.

THE BOARD RESERVES THE RIGHT TO AMEND THIS EXHIBIT AT ANYTIME PRIOR TO AUTHORIZATION OF THE CITY COUNCIL AND THE BOARD OF HEALTH ANNUALLY.

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCILMAN MENCINI

AN ORDINANCE
AMENDING SECTION 525.16
OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED
'SMOKING PROHIBITED IN MUNICIPALLY OWNED AND OPERATED BUILDINGS,'
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 525.16 of the Brook Park Codified Ordinances, as enacted by Ordinance No.8006-1994, passed January 17, 1995 and reading as follows:

525.16 SMOKING PROHIBITED IN MUNICIPALLY OWNED AND OPERATED BUILDINGS.

(a) The possession of lighted smoking material in any form is prohibited in any and all municipally owned or operated buildings within the City.

(b) Signs indicating that smoking is prohibited shall be adequately posted and displayed in every establishment, where smoking is regulated by this section, so as to ensure proper notice to members of the general public.

(c) This section shall become effective June 1, 1995.

(d) Whoever violates subsection (a) hereof is guilty of a minor misdemeanor.

is hereby amended to read:

525.16 SMOKING PROHIBITED IN MUNICIPALLY OWNED AND OPERATED BUILDINGS, PLAYGROUNDS AND PARKS.

(a) The possession of lighted smoking material in any form is prohibited in any and all municipally owned or operated buildings, parks and playgrounds within the City.

(b) Signs indicating that smoking is prohibited shall be adequately posted and displayed in every establishment, park and playground where smoking is regulated by this section, so as to ensure proper notice to members of the general public.

(c) This section shall become effective June 1, 2019.

(d) Whoever violates subsection (a) hereof is guilty of a minor misdemeanor.

SECTION 2: Former Section 525.16 of the Brook Park Codified Ordinances as enacted by Ordinance No.8006-1994, passed January 17, 1995 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 525.16; 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

2019 CAUCUS-COUNCIL MEETING SCHEDULE

JANUARY

8 - Caucus
15 - Caucus Prior
15 - Council
22 - Caucus

Holidays Observed

New Year's Day 1/1/19 (Tuesday)

Martin Luther King Jr. 1/21/19

JULY

2 - Caucus Prior
2 - Council
9 - Caucus
16 - Caucus Prior
16 - Council

Holidays Observed

Independence Day 7/4/19

FEBRUARY

5 - Caucus Prior
5 - Council
12 - Caucus
19 - Caucus Prior to
19 - Council

President's Day 2/18/19

AUGUST

6 - Caucus Prior
6 - Council
13 - Caucus
20 - Caucus Prior
20 - Council

MARCH

5 - Caucus Prior
5 - Council
12 - Caucus
19 - Caucus Prior
19 - Council

SEPTEMBER

3 - Caucus Prior
3 - Council
10 - Caucus
17 - Caucus Prior
17 - Council

Labor Day 9/2/19

Primary Election 9/10/19

APRIL

2 - Caucus Prior
2 - Council
9 - Caucus
16 - Caucus Prior
16 - Council

OCTOBER

1 - Caucus Prior
1 - Council
8 - Caucus
15 - Caucus Prior
15 - Council

MAY

7 - Caucus Prior
7 - Council
14 - Caucus
21 - Caucus Prior
21 - Council

Memorial Day 5/27/19

NOVEMBER

5 - Caucus Prior
5 - Council
12 - Caucus
19 - Caucus Prior
19 - Council

General Election 11/5/19

Veteran's Day 11/11/19

Thanksgiving Day 11/28/19

JUNE

4 - Caucus Prior
4 - Council
11 - Caucus
18 - Caucus Prior
18 - Council

DECEMBER

3 - Caucus Prior
3 - Council
10 - Caucus
17 - Caucus Prior
17 - Council

Christmas Day 12/25/19

Calendar for Year 2019 (United States)

<p>January</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td></tr> <tr><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td></tr> <tr><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td></tr> <tr><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td></tr> <tr><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td><td></td><td></td></tr> <tr><td>5:●</td><td>14:○</td><td>21:○</td><td>27:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa			1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31			5:●	14:○	21:○	27:○				<p>February</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td></td><td></td></tr> <tr><td>4:●</td><td>12:○</td><td>19:○</td><td>26:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa						1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28			4:●	12:○	19:○	26:○				<p>March</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td></td><td>1</td><td>2</td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td></tr> <tr><td>31</td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td>6:●</td><td>14:○</td><td>20:○</td><td>28:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa						1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31							6:●	14:○	20:○	28:○			
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
		1	2	3	4	5																																																																																																																																																						
6	7	8	9	10	11	12																																																																																																																																																						
13	14	15	16	17	18	19																																																																																																																																																						
20	21	22	23	24	25	26																																																																																																																																																						
27	28	29	30	31																																																																																																																																																								
5:●	14:○	21:○	27:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
					1	2																																																																																																																																																						
3	4	5	6	7	8	9																																																																																																																																																						
10	11	12	13	14	15	16																																																																																																																																																						
17	18	19	20	21	22	23																																																																																																																																																						
24	25	26	27	28																																																																																																																																																								
4:●	12:○	19:○	26:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
					1	2																																																																																																																																																						
3	4	5	6	7	8	9																																																																																																																																																						
10	11	12	13	14	15	16																																																																																																																																																						
17	18	19	20	21	22	23																																																																																																																																																						
24	25	26	27	28	29	30																																																																																																																																																						
31																																																																																																																																																												
6:●	14:○	20:○	28:○																																																																																																																																																									
<p>April</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td></tr> <tr><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td></tr> <tr><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td></tr> <tr><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td></tr> <tr><td>28</td><td>29</td><td>30</td><td></td><td></td><td></td><td></td></tr> <tr><td>5:●</td><td>12:○</td><td>19:○</td><td>26:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30					5:●	12:○	19:○	26:○				<p>May</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td>1</td><td>2</td><td>3</td><td>4</td></tr> <tr><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td></tr> <tr><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td></tr> <tr><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td></tr> <tr><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td><td></td></tr> <tr><td>4:●</td><td>11:○</td><td>18:○</td><td>26:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa				1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31		4:●	11:○	18:○	26:○				<p>June</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td></td><td></td><td>1</td></tr> <tr><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td></tr> <tr><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td></tr> <tr><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td></tr> <tr><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td></tr> <tr><td>30</td><td></td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td>3:●</td><td>10:○</td><td>17:○</td><td>25:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa							1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30							3:●	10:○	17:○	25:○			
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
	1	2	3	4	5	6																																																																																																																																																						
7	8	9	10	11	12	13																																																																																																																																																						
14	15	16	17	18	19	20																																																																																																																																																						
21	22	23	24	25	26	27																																																																																																																																																						
28	29	30																																																																																																																																																										
5:●	12:○	19:○	26:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
			1	2	3	4																																																																																																																																																						
5	6	7	8	9	10	11																																																																																																																																																						
12	13	14	15	16	17	18																																																																																																																																																						
19	20	21	22	23	24	25																																																																																																																																																						
26	27	28	29	30	31																																																																																																																																																							
4:●	11:○	18:○	26:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
						1																																																																																																																																																						
2	3	4	5	6	7	8																																																																																																																																																						
9	10	11	12	13	14	15																																																																																																																																																						
16	17	18	19	20	21	22																																																																																																																																																						
23	24	25	26	27	28	29																																																																																																																																																						
30																																																																																																																																																												
3:●	10:○	17:○	25:○																																																																																																																																																									
<p>July</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td></tr> <tr><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td></tr> <tr><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td></tr> <tr><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td></tr> <tr><td>28</td><td>29</td><td>30</td><td>31</td><td></td><td></td><td></td></tr> <tr><td>2:●</td><td>9:○</td><td>16:○</td><td>24:○</td><td>31:○</td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31				2:●	9:○	16:○	24:○	31:○			<p>August</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td>1</td><td>2</td><td>3</td></tr> <tr><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td></tr> <tr><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td></tr> <tr><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td></tr> <tr><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td></tr> <tr><td>7:○</td><td>15:○</td><td>23:○</td><td>30:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa					1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	7:○	15:○	23:○	30:○				<p>September</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td></tr> <tr><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td></tr> <tr><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td></tr> <tr><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td></tr> <tr><td>29</td><td>30</td><td></td><td></td><td></td><td></td><td></td></tr> <tr><td>5:○</td><td>14:○</td><td>21:○</td><td>28:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30						5:○	14:○	21:○	28:○										
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
	1	2	3	4	5	6																																																																																																																																																						
7	8	9	10	11	12	13																																																																																																																																																						
14	15	16	17	18	19	20																																																																																																																																																						
21	22	23	24	25	26	27																																																																																																																																																						
28	29	30	31																																																																																																																																																									
2:●	9:○	16:○	24:○	31:○																																																																																																																																																								
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
				1	2	3																																																																																																																																																						
4	5	6	7	8	9	10																																																																																																																																																						
11	12	13	14	15	16	17																																																																																																																																																						
18	19	20	21	22	23	24																																																																																																																																																						
25	26	27	28	29	30	31																																																																																																																																																						
7:○	15:○	23:○	30:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
1	2	3	4	5	6	7																																																																																																																																																						
8	9	10	11	12	13	14																																																																																																																																																						
15	16	17	18	19	20	21																																																																																																																																																						
22	23	24	25	26	27	28																																																																																																																																																						
29	30																																																																																																																																																											
5:○	14:○	21:○	28:○																																																																																																																																																									
<p>October</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td></td></tr> <tr><td>6</td><td>7</td><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td></tr> <tr><td>13</td><td>14</td><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td></tr> <tr><td>20</td><td>21</td><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td></tr> <tr><td>27</td><td>28</td><td>29</td><td>30</td><td>31</td><td></td><td></td></tr> <tr><td>5:○</td><td>13:○</td><td>21:○</td><td>27:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa		1	2	3	4	5		6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31			5:○	13:○	21:○	27:○				<p>November</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td></td><td></td><td></td><td></td><td>1</td><td>2</td><td></td></tr> <tr><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td><td>8</td><td>9</td></tr> <tr><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td><td>15</td><td>16</td></tr> <tr><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td><td>22</td><td>23</td></tr> <tr><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td><td>29</td><td>30</td></tr> <tr><td>4:○</td><td>12:○</td><td>19:○</td><td>26:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa					1	2		3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	4:○	12:○	19:○	26:○				<p>December</p> <table border="1"> <thead> <tr><th>Su</th><th>Mo</th><th>Tu</th><th>We</th><th>Th</th><th>Fr</th><th>Sa</th></tr> </thead> <tbody> <tr><td>1</td><td>2</td><td>3</td><td>4</td><td>5</td><td>6</td><td>7</td></tr> <tr><td>8</td><td>9</td><td>10</td><td>11</td><td>12</td><td>13</td><td>14</td></tr> <tr><td>15</td><td>16</td><td>17</td><td>18</td><td>19</td><td>20</td><td>21</td></tr> <tr><td>22</td><td>23</td><td>24</td><td>25</td><td>26</td><td>27</td><td>28</td></tr> <tr><td>29</td><td>30</td><td>31</td><td></td><td></td><td></td><td></td></tr> <tr><td>4:○</td><td>12:○</td><td>18:○</td><td>26:○</td><td></td><td></td><td></td></tr> </tbody> </table>	Su	Mo	Tu	We	Th	Fr	Sa	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31					4:○	12:○	18:○	26:○										
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
	1	2	3	4	5																																																																																																																																																							
6	7	8	9	10	11	12																																																																																																																																																						
13	14	15	16	17	18	19																																																																																																																																																						
20	21	22	23	24	25	26																																																																																																																																																						
27	28	29	30	31																																																																																																																																																								
5:○	13:○	21:○	27:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
				1	2																																																																																																																																																							
3	4	5	6	7	8	9																																																																																																																																																						
10	11	12	13	14	15	16																																																																																																																																																						
17	18	19	20	21	22	23																																																																																																																																																						
24	25	26	27	28	29	30																																																																																																																																																						
4:○	12:○	19:○	26:○																																																																																																																																																									
Su	Mo	Tu	We	Th	Fr	Sa																																																																																																																																																						
1	2	3	4	5	6	7																																																																																																																																																						
8	9	10	11	12	13	14																																																																																																																																																						
15	16	17	18	19	20	21																																																																																																																																																						
22	23	24	25	26	27	28																																																																																																																																																						
29	30	31																																																																																																																																																										
4:○	12:○	18:○	26:○																																																																																																																																																									

Holidays and Observances:

Jan 1 New Year's Day	May 5 Cinco de Mayo	Oct 31 Halloween
Jan 21 Martin Luther King Jr. Day	May 12 Mother's Day	Nov 11 Veterans Day
Feb 14 Valentine's Day	May 27 Memorial Day	Nov 28 Thanksgiving Day
Feb 18 Presidents' Day (Most regions)	Jun 16 Father's Day	Nov 29 Black Friday
Mar 17 St. Patrick's Day	Jul 4 Independence Day	Dec 24 Christmas Eve
Apr 15 Tax Day	Sep 2 Labor Day	Dec 25 Christmas Day
Apr 21 Easter Sunday	Oct 14 Columbus Day (Most regions)	Dec 31 New Year's Eve

P/C 11/7/18 Finance
Caucus
1st R
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: MAYOR GAMMELLA

A RESOLUTION

AUTHORIZING THE MAYOR TO FILE AN APPLICATION WITH
THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR A
COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM,
AND DECLARING AN EMERGENCY.

WHEREAS, Community Development Supplemental Block Grant (CDSG) funds are now available and the City desires to make application for such funding for the Sheldon Road Resurfacing Program from East of Eastland Road to Engle Road; and

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

SECTION 1: That the Council of the City of Brook Park, hereby authorizes the Mayor to seek an application for a Community Development Supplemental Block Grant (CDSG) of \$50,000 for the Sheldon Road Resurfacing Project.

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

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of said City, and for further reason to authorize the Mayor to file an application with the Cuyahoga County Department of Development for a supplemental block grant; therefore, this Resolution 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

CITY OF BROOK PARK, OHIO

P/C 11/7/18 Finance
Caucus 11/13/18
1st R
2nd R
3rd R
B/C

RESOLUTION NO. _____

INTRODUCED BY: MAYOR GAMMELLA

A RESOLUTION
REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE
TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES
PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE,
AND DECLARING AN EMERGENCY

WHEREAS, Section 321.34 of the Ohio Revised Code provides that any money in the County Treasury to the account of the City of Brook Park, and lawfully applicable to the purpose of the current fiscal year, may be drawn upon by request of the City; and

WHEREAS, the City's Finance Director has recommended that the City be authorized to receive advances of real property tax revenues and special assessment revenues collected in 2019, as reflected in the attached tax advance schedule from the Finance Director.

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

SECTION 1: The Cuyahoga County Fiscal Officer be and is hereby requested to draw these warrants, and the Treasurer of said County be and is hereby requested to pay the City of Brook Park any money in the County Treasury to the account of the City of Brook Park and lawfully applicable to the purpose of the fiscal year, including all amounts to be distributed for real property advances and special assessment funds, specifically fund numbers M321798A and M521799.

SECTION 2: The Clerk of Council is hereby authorized to furnish a certified copy of this Resolution to the Cuyahoga County Budget Commission, 2079 East Ninth Street, Cleveland, OH 44115.

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

SECTION 4: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and further reason that it is necessary to provide for the payment to the City of taxes collected by the County at the earliest possible time; therefore, this Resolution shall take effect and be in force from and after the earliest time allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

Cuyahoga County Budget Commission

**Real Property
Tax Advance Schedule
Calendar Year 2019**

Real property

1st Half Collection Closing Date **1/24/2019**

First Half Advance #1 Deposit Date 1/15/2019

First Half Advance #2 Deposit Date 2/15/2019

2nd Half Collection Closing Date **7/11/2019**

Last Half Special Tax Advance #1 Deposit Date 5/15/2019

Last Half Advance #2 Deposit Date 7/15/2019

Important:

Taxing authorities wishing to receive tax advances in 2019 must submit a resolution to the County Budget Commission by 12/31/2018.