

**ITEMS TO BE CONSIDERED
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING
TO BE HELD ON TUESDAY, APRIL 16, 2019
7:00 P.M.**

I. ROLL CALL OF MEMBERS:

II. PLEDGE OF ALLEGIANCE:

III. DISCUSSION:

IV. FINANCE COMMITTEE - CHAIRMAN, SCOTT:

1. AN ORDINANCE REPEALING ORDINANCE NOS. 9993-2015, 9999-2016, 10073-2017 AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella & Councilman Salvatore.

2. AN ORDINANCE AUTHORIZING THE IMPLEMENTATION OF THE BROOK PARK HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP) AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella & Councilman Salvatore.

V. LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

1. A RESOLUTION HONORING BECKY CONROY FOR BEING CHOSEN AS 2018-2019 CITIZEN OF THE YEAR AND DECLARING AN EMERGENCY. Introduced by Councilman Scott.

VI. SAFETY COMMITTEE - CHAIRMAN, STEMM:

1. 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. **Note:** Moved by motion from the April 2, 2019 Caucus Prior to agenda.

VII. ADJOURNMENT:

Posted 4/12/19

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA AND COUNCILMAN SALVATORE

AN ORDINANCE
REPEALING ORDINANCE NOS. 9993-2015, 9999-2016, 10073-2017,
AND DECLARING AN EMERGENCY

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

SECTION 1: Ordinance No. 9993-2015, passed January 5, 2016, Ordinance No. 9999-2016, passed February 16, 2016 and Ordinance No. 10073-2017, passed May 16, 2017 are hereby repealed and a new HMAP be implemented.

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

SECTION 3: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that Council desires to repeal the above ordinances; therefore, provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

HEREBY APPROVE THE WITHIN INSTRUMENT AS TO LEGAL FORM AND CORRECTNESS

Reference Material

1

P/C _____
CA 12/1/15
1st R 12/15/15
2nd R 1/5/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Caucus 12/15/15 amended
Caucus 1/5/16 - amended

ORDINANCE NO: 9993-2015

INTRODUCED BY: MAYOR COYNE and Council Members Troyer, Mencini, Powers Scott, Burgio, McCormick, Salvatore and Council President Astorino

AN ORDINANCE AUTHORIZING THE IMPLEMENTATION OF THE BROOK PARK HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP), AND DECLARING AN EMERGENCY

WHEREAS, City Council appropriated \$100,000 in the 2015 municipal budget to provide home maintenance assistance to Brook Park residents;

WHEREAS, in order to implement the Home Maintenance Assistance Program (HMAP), the Council authorizes the Mayor to approve and the Finance Director to issue grants and loans in order to implement the HMAP within the City;

WHEREAS, this Council desires to implement rules and regulations to facilitate the prompt and effective management of the BMAP program within the city;

WHEREAS, the City of Brook Park encourages the development and maintenance of real property located within the City, and specifically within the City's LMI (low/moderate income) and Target Improvement Area zones; and

WHEREAS, Financial assistance from the City of Brook Park is necessary to permit residents to effectuate the remediation and repairs to their residential properties and to protect the community from blight and deterioration; and

WHEREAS, the City of Brook Park, having the appropriate authority for the stated type of project, is desirous of providing its residents with assistance and incentives to protect their properties and to prevent deterioration and decay of its residential neighborhoods consistent with the purposes of Section 13 of Article VIII of the Ohio Constitution to eradicate and mitigate blight within the City, and to improve the economic welfare of the people of the State; and

WHEREAS, the Council of the City of Brook Park has investigated the request of the Mayor for authority to implement a HMAP program and concurs that the requested administrative authority will greatly assist homeowners and city officials to

remediate housing stock within the City, improve the living conditions of city residents and improve the economic climate of the City of Brook Park;

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

SECTION 1: Notwithstanding any other codified ordinances the Mayor is authorized to approve, and the Finance Director is authorized to issue, Home Maintenance Assistance Program grants and loans to residents of Brook Park in owner occupied dwellings upon the following terms and conditions:

1. The City shall maintain complete records of all grants and loans issued under the HMAP program;
2. All existing building code violations for the property in question shall be corrected as part of and as a condition precedent to the issuance of funds by the City under the HMAP program;
3. The City shall conduct due diligence of all HMAP grant and loan applications to determine whether the applicant falls within the federal income assistance guide lines;
4. Brook Park residents in owner occupied residential housing with documented income below federal income assistance guidelines shall be eligible for grant assistance up to \$5,000 in matching funds for documented repairs and improvement to owner occupied residential structures.
5. Brook Park residents in owner occupied residential housing with documented income above federal income assistance guidelines shall be eligible for loans up to \$5,000 in matching funds for documented repairs and improvements to owner occupied residential structures. Priority shall be given to the lowest income applicant.
6. The use of funds shall be limited to structural and home repair and capital repairs and remodeling improvements (e.g. roofs, windows, furnaces, driveways, insulation and the like) and not for landscaping, sidewalks of a premise.
7. Any loan issued by the City under the HMAP program shall:
 - a. Have a term of not more than five (5) years and shall require the payment of the then current prime rate of interest charged to commercial banks by the Federal Reserve Bank;
 - b. Be secured by lien in the city's favor against the property for the face value of the loan as well as a cognovit note issued in favor of the City by owner(s) of the residential structure to be improved.
 - c. Require monthly repayment of any loan issued on an amortized basis directly to the Director of Finance Department of the City of Brook Park;
 - d. Homeowners receiving loan funds shall pay 50% of the cost of the desired home improvement in advance to a licensed, bonded and insured contractor who is duly registered with the City. Upon completion of the desired home

improvements and inspection, approval and certification of the improvements by the Commissioner of Building and Housing, the Director of Finance shall issue payment to the registered contractor performing the work.

- e. The proposed project must meet all applicable codes and be approved in advance by the Building Commissioner.
- f. Applications will be taken on a first come first serve basis until annually appropriated funds are exhausted.
- g. During the term of the loan applicants must occupy said premises.

SECTION 2: The money needed for the aforesaid grants and loans shall be paid by the City from funds appropriated for the Home Maintenance Assistance Program upon the completion of the aforesaid remediation and repair activities and said funds shall be exclusively applied to the costs, expenses and fees arising from and/or incurred by the homeowner in furtherance of the aforesaid home maintenance and improvements.

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

SECTION 4: This Ordinance 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 implement the HMAP; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

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

PASSED: January 5, 2016

Jim Chilton
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 443 2015

passed on the 05 day of January 20 16 by said council.

Michelle Blazak
Clerk of Council

...for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinance/resolution was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; to-wit: City Hall 6181 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5580 Smith Road, #2 Fire Station 22550 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 8185 Engle Road, for a period of fifteen days.

commencing January 8, 2016
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council

Reference Material

P/C	2/2/16	Finance
CA	2/9/16	
1st R	2/16/16	
2nd R		
3rd R		
P/C		

CITY OF BROOK PARK, OHIO

2

ORDINANCE NO: 9999-2016

INTRODUCED BY: MAYOR COYNE and COUNCIL MEMBERS MENCINI, SCOTT, BURGIO, SALVATORE AND MCCORMICK

AN ORDINANCE
 AMENDING ORDINANCE NO. 9993-2015,
 ENTITLED 'AUTHORIZING THE IMPLEMENTATION OF THE
 BROOK PARK HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP),'
 AND DECLARING AN EMERGENCY

WHEREAS, the City in Ordinance No. 9993-2015 passed on January 5, 2016, created the Brook Park Home Maintenance Assistance Grant Program (HMAP) for the purpose of providing home maintenance assistance to Brook Park residents; and

WHEREAS, the City now desires to amend Section 1, Term No. 4 of the Home Maintenance Assistance Program;

SECTION 1: Section 1 Term No. 4 of Ordinance No. 9993-2015, passed January 5, 2016, and reading as follows:

Term No. 4. Brook Park residents in owner occupied residential housing with documented income below federal income assistance guidelines shall be eligible for grant assistance up to \$5,000 in matching funds for documented repairs and improvement to owner occupied residential structures.

is hereby amended to read:

Term No. 4. Brook Park residents in owner occupied residential housing with documented income below federal income assistance guidelines shall be eligible for grant assistance up to \$5,000 for documented repairs and improvement to owner occupied residential structures.

SECTION 2: Section 1, Term No. 4 of Ordinance No. 9993-2015, as passed on January 5, 2016, is hereby expressly repealed.

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

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that

resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION: 4 This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that it is necessary to amend Ordinance No. 9993-2015; 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: February 16, 2016

Jim Astor
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR

2/17/2016
DATE

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

[Signature]
DIRECTOR OF LAW

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 9999-2016

passed on the 16th day of February, 2016 by said council.

Michelle Blazak
Clerk of Council

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting two copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 5751 Erie Road, Police Station 17401 Holland Road, #1 Fire Station 5500 Smith Road, #2 Fire Station 22530 Ruple Parkway #10000, Station 17401 Holland Road, Brook Park Library 6165 L. L. L. Road, for a period of fifteen days.

commencing February 17, 2016
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council

Reference Material

(3)

CITY OF BROOK PARK, OHIO

P/C 4-4-17 Finance
CA 4-11-17 amended
1st R 4-18-17 amended
2nd R 5-2-17
3rd R 5-16-17
B/C _____

ORDINANCE NO: 10073-2017

INTRODUCED BY: COUNCIL PRESIDENT ASTORINO

AN ORDINANCE
AMENDING ORDINANCE NO. 9993-2015,
ENTITLED 'AUTHORIZING THE IMPLEMENTATION OF THE
BROOK PARK HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP),'
AND DECLARING AN EMERGENCY

WHEREAS, the City in Ordinance No. 9993-2015 passed on January 5, 2016, created the Brook Park Home Maintenance Assistance Grant Program (HMAP) for the purpose of providing home maintenance assistance to Brook Park residents; and

WHEREAS, the City now desires to amend Section 1, Term No. 5 of the Home Maintenance Assistance Program and add two additional terms;

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

SECTION 1: Section 1 Term No. 5 of Ordinance No. 9993-2015, passed January 5, 2016, and reading as follows:

Term No. 5. Brook Park residents in owner occupied residential housing with documented income above federal income assistance guidelines shall be eligible for loans up to \$5,000 in matching funds for documented repairs and improvements to owner occupied residential structures. Priority shall be given to the lowest income applicant

is hereby amended to read:

Term No. 5. Brook Park residents in owner occupied residential housing with documented income above federal income assistance guidelines shall be eligible for loans up to \$5,000 for documented repairs and improvements to owner occupied residential structures. Priority shall be given to the lowest income applicant

SECTION 2: Former Section 1, Term No. 5 of Ordinance No. 9993-2015, as passed on January 5, 2016, is hereby expressly repealed.

SECTION 3: Section 1, Term No. 8 which shall read as follows:

Term No. 8. Once a loan or grant has been awarded to a household, that household is not eligible for another assistance award for a period of seven years.

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

SECTION 5: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that it is necessary to amend Ordinance No. 9993-2015; 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: May 16, 2017

Jim Gettman
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR
5/16/2017
DATE

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

[Signature]
DIRECTOR OF LAW

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 10073-2017

passed on the 16th day of May 20 17 by said council.

Michelle Blazak
Clerk of Council

	Yea	Nay
Troyer	✓	_____
Mencini	✓	_____
Powers	✓	_____
Scott	✓	_____
Burgio	✓	_____
McDonnell	✓	_____
Salvatore	✓	_____

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in the municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22530 Ruple Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days, commencing May 19, 2017

Michelle Blazak
MICHELLE BLAZAK
Clerk of Council

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA AND COUNCILMAN SALVATORE

AN ORDINANCE AUTHORIZING THE IMPLEMENTATION OF THE BROOK PARK
HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP),
AND DECLARING AN EMERGENCY

WHEREAS, City Council appropriated \$50,000 in the 2019 municipal budget to provide home maintenance assistance to Brook Park residents;

WHEREAS, in order to implement the Home Maintenance Assistance Program (HMAP), the Council authorizes the Mayor to approve and the Finance Director to issue grants in order to implement the HMAP within the City;

WHEREAS, this Council desires to implement rules and regulations to facilitate the prompt and effective management of the HMAP program within the city;

WHEREAS, the City of Brook Park encourages the development and maintenance of real property located within the City, and specifically within the City's LMI (low/moderate income) and Target Improvement Area zones; and

WHEREAS, Financial assistance from the City of Brook Park is necessary to permit residents to effectuate the remediation and repairs to their residential properties and to protect the community from blight and deterioration; and

WHEREAS, the City of Brook Park, having the appropriate authority for the stated type of project, is desirous of providing its residents with assistance and incentives to protect their properties and to prevent deterioration and decay of its residential neighborhoods consistent with the purposes of Section 13 of Article VIII of the Ohio Constitution to eradicate and mitigate blight within the City, and to improve the economic welfare of the people of the State; and

WHEREAS, the Council of the City of Brook Park has investigated the request of the Mayor for authority to implement a HMAP program and concurs that the requested administrative authority will greatly assist homeowners and city officials to

remediate housing stock within the City, improve the living conditions of city residents and improve the economic climate of the City of Brook Park;

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

SECTION 1: Notwithstanding any other codified ordinances the Mayor is authorized to approve, and the Finance Director is authorized to issue, Home Maintenance Assistance Program grants to residents of Brook Park in owner occupied dwellings upon the following terms and conditions:

1. The City shall maintain complete records of all grants issued under the HMAP program;
2. All existing building code violations for the property in question shall be corrected as part of and as a condition precedent to the issuance of funds by the City under the HMAP program;
3. The City shall conduct due diligence of all HMAP grant applications to determine whether the applicant falls in the federal income assistance guide lines;
4. Brook Park residents in owner occupied residential housing with documented income below federal income assistance guidelines shall be eligible for grant assistance up to \$2,500 in matching funds for documented repairs and improvement to owner occupied residential exterior structures.
5. The use of funds shall be limited to exterior structural home and capital repairs limited to gutters, paint exteriors, roofs, windows, furnaces, driveways, and not for landscaping, sidewalks of a premise.
 - A. Upon completion of the desired improvements and inspection, approval and certification of the improvements by the Commissioner of Building and Housing, the Director of Finance shall issue payment to the registered contractor performing the work.
 - B. The proposed project must meet all applicable codes and be approved in advance by the Building Commissioner.
 - C. Applications will be taken on a first come first serve basis until annually appropriated funds are exhausted.
 - D. During the term of the loan applicants must occupy said premises.

SECTION 2: The money needed for the aforesaid grants shall be paid by the City from funds appropriated for the Home Maintenance Assistance Program upon the completion of the aforesaid remediation and repair activities and said funds shall be exclusively applied to the costs, expenses and fees arising from and/or incurred by the homeowner in furtherance of the aforesaid home maintenance and improvements.

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

SECTION 4: This Ordinance 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 implement the HMAP; provided this Ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DIRECTOR OF LAW

DATE

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: COUNCILMAN SCOTT

A RESOLUTION
HONORING BECKY CONROY
FOR BEING CHOSEN AS 2018-2019 CITIZEN OF THE YEAR,
AND DECLARING AN EMERGENCY

WHEREAS, Becky Conroy has been married for 20 years and moved into the City of Brook Park in 1999; and

WHEREAS, Becky Conroy is the mother of two boys: Cory who is 17 and attends Berea-Midpark High School and Mike who is 12 and attends Berea-Midpark Middle School; and

WHEREAS, Becky Conroy has shown her dedication to volunteering, and active leadership over a number of years in several community groups and has touched many life's, and events, including:

- 2018--President of the PTA at Berea Midpark High School
- Parent representative for the Safety and Security Committee at Berea-Midpark High School
- Treasurer of the Berea PTA Council
- Hospitality Chair at Berea-Midpark Middle School
- 2017--Secretary to the Brook Park Neighborhood Watch Group

WHEREAS, Becky Conroy has been an integral member of the Cub Scouts for many years and has helped to expand the local program to accommodate Boy Scouts of America so both boys and girls from kindergarten to 5th grade can now join the local pack; and

WHEREAS, Becky Conroy has assisted programs for human trafficking, internet safety, and youth mental health training to help keep those we love safe and to help the Brook Park Neighborhood Watch Group have a larger presence in the City; and

WHEREAS, the Citizen of the Year Committee chose Becky Conroy as the 2018-2019 Citizen of the Year in Brook Park;

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

SECTION 1: The Mayor and Council wish to honor and commend Becky Conroy for her continued involvement and commitment to the City of Brook Park and all her volunteering.

SECTION 2: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Becky Conroy.

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 for the further reason to honor Becky Conroy as being chosen for Citizen of the Year in Brook Park; therefore, provided this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____

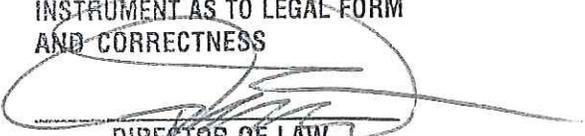
CLERK OF COUNCIL

APPROVED: _____

MAYOR

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

DATE



DIRECTOR OF LAW

P/C 11/13/18 Safety
Caucus Prior 4/2/19
1st R.
2nd R
3rd R
B/C

CAUCUS PRICE 4/16/19

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