

**ITEMS TO BE CONSIDERED  
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING  
TO BE HELD ON TUESDAY, OCTOBER 15, 2019  
7:00 P.M.**

**I. ROLL CALL OF MEMBERS:**

**II. PLEDGE OF ALLEGIANCE:**

**III. DISCUSSION:**

**IV. LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:**

1. AN ORDINANCE ENACTING CHAPTER 163 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'TECHNOLOGY COMMISSION' AND DECLARING AN EMERGENCY. Introduced by Councilman Poindexter.
2. AN ORDINANCE REPEALING SECTION 509.13 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SALE OF CIGARETTES, CIGARS, TOBACCO TO MINORS; PROHIBITIONS' AND DECLARING AN EMERGENCY. Introduced by Councilman Scott.

**V. ADJOURNMENT:**

**Posted 10/11/19**

P/C 7-2-19 LEGISLATIVE  
CA PRIOR 8-20-19  
1st R \_\_\_\_\_  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_  
B/C 8-20-19

CITY OF BROOK PARK, OHIO

COUNCIL 10-8-19  
COUNCIL PRIOR 10-15-19

ORDINANCE NO: \_\_\_\_\_

INTRODUCED BY: COUNCILMAN POINDEXTER

AN ORDINANCE  
ENACTING CHAPTER 163 OF THE  
BROOK PARK CODIFIED ORDINANCES,  
ENTITLED 'TECHNOLOGY COMMISSION,'  
AND DECLARING AN EMERGENCY

**WHEREAS**, Section 5.01 of the Brook Park City Charter states that the Council by ordinance may create, change, or abolish offices, departments, divisions, boards, commissions or agencies established by the Charter; and

**WHEREAS**, new and innovative technology is constantly changing the operations and assets of municipal government, as well as impacting on the City's laws, infrastructures and equipment; and

**WHEREAS**, understanding the implementation of new technology requires research and review by those who are most knowledgeable on the subjects; and

**WHEREAS**, City Council finds merit in forming a Technology Commission to review and assess any technological issues the City may face, including but not limited to telecommunications, computers and computer software and equipment, the internet, two way radios, and any other technology related field or matter, and wishes to establish such a Commission.

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

**SECTION 1:** The Brook Park codified ordinances shall be supplemented by enacting a new chapter 163, entitled "Technology Commission" is hereby enacted to read as follows:

## CHAPTER 163 TECHNOLOGY COMMISSION

### 163.01 COMPOSITION, TERM; VACANCY.

There is hereby established the Brook Park Technology Commission, which shall consist of five members as follows:

- a) The Mayor or his Designee
- b) One member of Council who shall be appointed by Council
- c) Three residents with technology experience who shall be chosen by the Mayor with the concurrence of a majority of City Council.
- d) Other than the Mayor's designee and representative of Council, all members of this Commission shall be appointed by the Mayor and confirmed by Council for the following terms: Shall serve five (5) years each.
- e) Commission Vacancies. Any vacancies on the Commission shall be filled for the balance of term by appointment by the Mayor and confirmed by Council.

### 163.02 PURPOSE.

The functions of the Technology Commission shall be to review the City's current and various technology programs and determine those which no longer have administrative, or fiscal values to the City or its citizens, and further recommend other programs and/or innovations which would be of benefit to the City.

### 163.03 MEETINGS.

The technology Commission shall meet quarterly, and upon the call of the Mayor.

**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 to enact Chapter 163 of the Brook Park Codified Ordinances; therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_  
MAYOR

\_\_\_\_\_  
DATE

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

  
DIRECTOR OF LAW

10 9-3-19 Legislative  
CA PRIOR 10-15-19  
1st R \_\_\_\_\_  
2nd R \_\_\_\_\_  
3rd R \_\_\_\_\_

CITY OF BROOK PARK, OHIO

ORDINANCE NO: \_\_\_\_\_

INTRODUCED BY: COUNCILMAN SCOTT

AN ORDINANCE

REPEALING SECTION 509.13 OF THE BROOK PARK CODIFIED ORDINANCES  
ENTITLED 'SALE OF CIGARETTES, CIGARS, TOBACCO TO MINORS;  
PROHIBITIONS' 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 509.13 of the Brook Park Codified  
Ordinances, entitled 'Sale of Cigarettes, Cigars, Tobacco to  
Minors; Prohibitions', Ordinance No. 5803-1980, Passed 9-16-90 is  
hereby expressly repealed:

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  
further reason that Council desire to repeal Section 509.13,  
therefore, provided this ordinance receives the affirmative vote of  
at least (5) members elected to Council, it shall take effect and  
be in force immediately upon its passage and approval by the Mayor;  
otherwise, from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
CLERK OF COUNCIL

APPROVED: \_\_\_\_\_  
MAYOR

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

\_\_\_\_\_  
DATE

  
DIRECTOR OF LAW