REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, DECEMBER 17, 2019
7:30 P.M.

A. ROLL CALL OF MEMBERS:

B. PLEDGE OF ALLEGIANCE:

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. CAUCUS PRIOR TO MEETING HELD ON DECEMBER 3, 2019.

2. REGULAR COUNCIL MEETING HELD ON DECEMBER 3, 2019.

D. REPORTS OF STANDING COMMITTEES:
Aviation & Environmental Committee - Chairman, Poindexter
Finance Committee - Chairman, Scott
Legislative Committee - Chairman, Mencini
Parks & Recreation Committee - Chairman, Salvatore
Planning Committee - Chairman, Burgio
Safety Committee - Chairman Stemm
Service Committee - Chairman, Orcutt
Board of Zoning Appeals - Chairman, Scott

E. REPORTS OF SPECIAL COMMITTEES:
Southwest General Health Center - Trustee, Salvatore
Berea Board of Education Representative, Poindexter

F. REPORTS OF BOARDS AND COMMISSIONS:

G. INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

H. REPORTS AND COMMUNICATIONS FROM THE MAYOR:

I. REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS, AND OTHER PUBLIC OFFICIALS:

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

K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS: FIRST READING:

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11134-2019, AMENDING ORDINANCE NO. 11074-2019, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

2. ORDINANCE NO. 11135-2019, TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2020. Introduced by Mayor Gammella.

3. ORDINANCE NO. 11136-2019, AMENDING SECTION 933.99 OF THE BROOK PARK CODIFED ORDINANCES ENTITLED PENALTY' AND DECLARING AN EMERGENCY. Introduced by Councilman Scott.

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11037-2019, PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AMENDMENTS TO ARTICLE IV, SECTION 4.01 AND SECTION 4.02; OF THE CHARTER OF THE CITY OF BROOK PARK, OHIO, AND DECLARING AN EMERGENCY. Introduced by Councilmembers Salvatore, Orcutt, Scott and Stemm.

2. RESOLUTION NO. 38-2019, SUPPORTING A COMMUNITY DOG PARK PROJECT IN PARTNERSHIP WITH THE CITIES OF BROOK PARK AND MIDDLEBURG HEIGHTS AND DECLARING AN EMERGENCY. Introduced by Councilman Burgio.

P. ADJOURNMENT:

SYNOPSIS OF ORDINANCES AND RESOLUTIONS
FOR THE COUNCIL MEETING OF DECEMBER 17, 2019

SECOND READING:

Res. No. 38-2019 A RESOLUTION SUPPORTING A COMMUNITY DOG PARK PROJECT IN PARTNERSHIP WITH THE CITIES OF BROOK PARK AND MIDDLEBURG HEIGHTS, AND DECLARING AN AMENDMENT.

SYNOPSIS: A resolution showing support for a joint venture between the cities of Brook Park and Middleburg Heights for an off-leash dog park to be located at 18825 Sheldon Road.

Ord. No. 11134-2019 AN ORDINANCE AMENDING ORDINANCE 11074-2019, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance showing amendments to the appropriation ordinance for the City of Brook Park to provide for adjustments.

Ord. No. 11135-2019 AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2020, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance providing the current expenses and appropriation of funds for the first quarter of 2020 for the City of Brook Park.

Ord. No. 11136-2019 AN ORDINANCE AMENDING SECTION 933.99 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'PENALTY,' AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance amending section 933.99 of our codified ordinances to increase the penalty section for violators of garbage and waste deposals.

THIRD READING:

Ord. No. 11037-2019 AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AMENDMENTS TO ARTICLE IV, SECTION 4.01 AND SECTION 4.02; OF THE CHARTER OF THE CITY OF BROOK PARK, OHIO, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the submission to the electors of the City at the November 2019 election for a change in the number of council members.

PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
December 12, 2019

ORDINANCE NO. 11134-2019

P/C 12-3-19 Finance
CA 12-3-19
1st R 12-3-19
2nd R 12-17-19
3rd R
B/C

INTRODUCED BY Mayor Gammella

AN ORDINANCE AMENDING ORDINANCE NO. 11074-2019 , THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.

WHEREAS, the amounts appropriated for certain items of expense for 2019 are proving to be insufficient while surpluses are developing in certain other appropriations.

NOW, THEREFORE, be it ordained by the Council of the City of Brook Park, Ohio:

SECTION 1: That Ordinance No. 11074-2019, passed March 26, 2019, the Appropriation Ordinance for the City of Brook Park, be amended to reflect the following adjustments:

FUND	DEPARTMENT	TRANS-ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
100 GENERAL FUND						
	110 Council	527	Miscellaneous Expenses	500.00	1,750.00	2,250.00
		529	Contracts	9,570.78	2,750.00	12,320.78
	111 Clerk of Council	513	Part-Time Salaries	12,000.00	(12,000.00)	0.00
	210 Mayor's Court	511	Regular Salaries	67,668.89	1,650.00	69,318.89
		512	Overtime	0.00	350.00	350.00
		513	Part-Time Salaries	55,708.94	1,000.00	56,708.94
		519	Fringe Benefits	24,982.80	1,283.50	26,266.30
	330 Civil Service Commission	525	Travel & Education	0.00	650.00	650.00
		527	Miscellaneous Expenses	968.31	1,500.00	2,468.31
	341 Recreation Center	513	Part-Time Salaries	99,600.00	10,000.00	109,600.00
		519	Fringe Benefits	107,137.64	1,545.00	108,682.64
		574	Refunds	250.00	750.00	1,000.00
	342 Parks & Playgrounds	512	Overtime	400.00	750.00	1,150.00
		519	Fringe Benefits	54,458.68	115.88	54,574.56
	345 Home Days Celebration	512	Overtime	21,841.73	(7,885.18)	13,956.55
		519	Fringe Benefits	2,219.00	(68.24)	2,150.76
		523	Professional Services	40,545.39	(1,945.39)	38,600.00
	400 Mayor's Office	525	Travel & Education	4,500.00	5,000.00	9,500.00
		526	Office Supplies	3,529.64	3,000.00	6,529.64
		527	Miscellaneous Expenses	3,710.81	3,000.00	6,710.81
	407 Safety Town	523	Professional Services	3,406.25	193.75	3,600.00
	409 Mechanics	512	Overtime	2,875.00	7,000.00	9,875.00
		519	Fringe Benefits	161,030.13	1,081.50	162,111.63
	411 Safety Building	524	Repair & Maintenance	6,992.00	750.00	7,742.00
	412 Police Department	512	Overtime	245,000.00	60,000.00	305,000.00
		519	Fringe Benefits	599,942.40	6,443.00	606,385.40
		527	Miscellaneous Expenses	82,868.50	2,500.00	85,368.50
	413 Fire Department	521	Communications	30,764.50	70,000.00	100,764.50
		523	Professional Services	1,200.00	3,056.00	4,256.00
		524	Repair & Maintenance	47,339.30	50,000.00	97,339.30
		525	Travel & Education	10,017.82	2,100.00	12,117.82
	414 Disaster Service	511	Regular Salaries	9,160.00	5,000.00	14,160.00
		519	Fringe Benefits	1,422.47	772.50	2,194.97
		524	Repair & Maintenance	2,350.00	(1,000.00)	1,350.00
	415 Building Department	527	Miscellaneous Expenses	2,868.41	1,100.00	3,968.41
	419 Animal Warden	524	Repair & Maintenance	3,127.91	2,750.00	5,877.91
	423 Sanitation	524	Repair & Maintenance	91,120.40	20,000.00	111,120.40
	426 Traffic Signs	524	Repair & Maintenance	1,892.00	1,000.00	2,892.00
	429 Sewers & Drains	527	Miscellaneous Expenses	33,559.74	1,500.00	35,059.74
	434 Traffic Lights	529	Contracts	46,988.95	10,000.00	56,988.95
	500 Law Department	523	Professional Services	6,900.00	1,500.00	8,400.00
	610 Finance Department	519	Fringe Benefits	90,616.74	6,026.00	96,642.74
	641 Office of Aging	513	Part-Time Salaries	31,410.00	3,000.00	34,410.00
		519	Fringe Benefits	4,852.85	463.50	5,316.35
		527	Miscellaneous Expenses	2,835.00	500.00	3,335.00
	700 General Gov't. Lands & Bldgs.	520	Utilities	43,800.00	(7,955.44)	35,844.56
		521	Communications	12,927.00	(2,500.00)	10,427.00

FUND DEPARTMENT	TRANS-ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
830 Elections	523	Professional Services	2,357.03	682.77	3,039.80
840 Insurance & Bonding	527	Miscellaneous Expenses	300,000.00	(13,761.00)	286,239.00
874 Misc. Executive	523	Professional Services	132,636.75	(40,899.75)	91,737.00
879 Contingency	529	Contracts	0.00	25,000.00	25,000.00
880 Transfers & Refunds	571	Transfers	2,220,688.81	790,501.60	3,011,190.41
			4,742,542.57	1,020,000.00	5,762,542.57
210 CITY INCOME TAX FUND					
440 Tax Department	571	Transfers	19,399,519.30	632,765.00	20,032,284.30
243 ECONOMIC DEVELPOMENT FUND					
325 Community Development	529	Contracts	651,026.37	171,371.29	822,397.66
250 SPECIAL RECREATION FUND					
343 Public Recreation	527	Miscellaneous Expenses	76,480.00	(12,526.00)	63,954.00
	551	Land/Building Improvements	0.00	12,526.00	12,526.00
			76,480.00	0.00	76,480.00
264 WATER PARK FUND					
342 Parks & Playgrounds	513	Part-Time Salaries	49,203.00	(4,500.00)	44,703.00
	519	Fringe Benefits	7,601.86	(695.25)	6,906.61
	520	Utilities	9,800.00	2,000.00	11,800.00
	524	Repair & Maintenance	5,150.00	2,964.21	8,114.21
	526	Office Supplies	0.00	268.13	268.13
	527	Miscellaneous Expenses	4,017.00	5,830.08	9,847.08
	528	Tools & Minor Equipment	43.00	209.96	252.96
	529	Contracts	507.00	205.50	712.50
	574	Refunds	500.00	(100.00)	400.00
			76,821.86	6,182.63	83,004.49
270 LAW ENFORCEMENT FUND					
412 Police Department	525	Travel & Education	4,000.00	2,000.00	6,000.00
	552	Equipment	25,000.00	(2,000.00)	23,000.00
			29,000.00	0.00	29,000.00
401 CAPITAL IMPROVEMENT FUND					
210 Mayor's Court	552	Equipment	8,175.00	1,250.00	9,425.00
400 Mayor's Office	552	Equipment	1,603.28	2,000.00	3,603.28
409 Mechanics	552	Equipment	0.00	1,000.00	1,000.00
411 Safety Building	551	Land/Building Improvements	43,292.04	(7,000.00)	36,292.04
	552	Equipment	141,506.37	(4,000.00)	137,506.37
412 Police Department	552	Equipment	154,370.29	(10,000.00)	144,370.29
413 Fire Department	552	Equipment	212,557.51	82,000.00	294,557.51
422 Service Building	551	Land/Building Improvements	46,089.57	(45,000.00)	1,089.57
423 Sanitation	552	Equipment	160,262.45	15,000.00	175,262.45
425 S.C.M.& R.	552	Equipment	25,000.00	3,000.00	28,000.00
429 Sewers & Drains	551	Land/Building Improvements	103,542.00	33,060.00	136,602.00
	552	Equipment	52,507.30	163.63	52,670.93
432 Snow Removal	552	Equipment	129,677.71	(12,000.00)	117,677.71
440 Tax Department	552	Equipment	5,229.44	(2,500.00)	2,729.44
610 Finance Department	552	Equipment	5,818.80	(2,500.00)	3,318.80
641 Office of Aging	552	Equipment	61,379.00	7,828.00	69,207.00
700 General Gov't. Lands & Bldgs.	552	Equipment	48,303.55	(32,301.63)	16,001.92
			1,199,314.31	30,000.00	1,229,314.31
459 DITCH CLEANING PROGRAM FUND					
429 Sewers & Drains	523	Professional Services	0.00	1,200.00	1,200.00
543 2017 STREET IMPROVEMENTS FUND					
425 Street Paving & Repair	523	Professional Services	32,941.00	(26,787.00)	6,154.00
	529	Contracts	2,705.00	(2,705.00)	0.00
	553	Construction Contracts	374,283.13	(363,239.08)	11,044.05
	571	Transfers	0.00	515,473.56	515,473.56
			409,929.13	122,742.48	532,671.61
545 2018/2019 STREET IMPROVEMENTS FUND					
425 Street Paving & Repair	523	Professional Services	458,031.66	35,000.00	493,031.66
	553	Construction Contracts	5,290,018.00	(600,000.00)	4,690,018.00
			5,748,049.66	(565,000.00)	5,183,049.66
713 S.W.G.H. FUND					
851 Health & Welfare	529	Contracts	124,162.00	(12,639.93)	111,522.07
714 CASH BONDS HELD FUND					
874 Misc. Executive	529	Contracts	78,508.53	18,180.00	96,688.53
716 BUILDING STANDARDS BOARD FUND					
415 Building Department	574	Refunds	7,168.73	1,127.41	8,296.14
717 UNCLAIMED MONIES FUND					
874 Misc. Executive	529	Contracts	0.00	501.60	501.60
920 SPECIAL ASSESSMENT B.R.F.					
872 Debt Service	523	Professional Services	750.00	19.04	769.04
			Total Changes	1,426,449.52	

FUND	DEPARTMENT	TRANS-ACTION	DESCRIPTION	PRESENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION

SECTION 2: Those portions of Ordinance No. 11074-2019, passed March 26, 2019, which are inconsistent with the provisions adopted herein, are 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 any of its committees that resulted in formal action were 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 the municipality and the inhabitants thereof. Such emergency existing for the further reason that funds must be immediately appropriated to the designated accounts to meet existing financial obligations of the City. 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: _____

FIC 12-3-19 Finance
CA PRIOR 12-3-19
1st R 12-3-19
2nd R 12-17-19
3rd R
F/C

ORDINANCE NO. 11135-2019

INTRODUCED BY MAYOR GAMMELLA

AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2020, AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary for the Council of the City of Brook Park, State of Ohio, to appropriate funds available to meet current expenses of the said City for a three month period ending March 31, 2020.

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

SECTION 1: That to provide for the current expenses and other expenditures of the City of Brook Park, Ohio for the first quarter of the fiscal year ending March 31, 2020, there be appropriated the total of $14,505,612.16 as shown in Sections 2 thru 10 of this Ordinance.

SECTION 2: THAT THERE BE APPROPRIATED FROM THE GENERAL FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
100	GENERAL FUND							
	110	COUNCIL	35,780.19	3,877.03				39,657.22
	111	CLERK OF COUNCIL	18,019.67	691.57				18,711.24
	210	MAYOR'S COURT	27,007.93	6,150.60				33,158.53
	211	MUNICIPAL COURT						0.00
	320	PLANNING COMMISSION	1,750.00					1,750.00
	325	COMMUNITY DEVELOPMENT	24,589.93	500.00				25,089.93
	330	CIVIL SERVICE COMMISSION	6,679.75	6,700.00				13,379.75
	335	BOARD OF ZONING APPEALS	2,100.00					2,100.00
	340	RECREATION COMMISSION	1,750.00					1,750.00
	341	RECREATION CENTER	130,499.30	56,865.00			100.00	187,464.30
	342	PARKS & PLAYGROUNDS	40,605.18	13,770.00				54,375.18
	343	PUBLIC RECREATION	5,381.23	11,730.00				17,111.23
	345	HOME DAYS CELEBRATION		500.00				500.00
	351	CHARTER REVIEW COMMISSION						0.00
	400	MAYOR'S OFFICE	79,584.53	12,500.00				92,084.53
	402	HUMAN RESOURCES	20,738.78	4,275.00				25,013.78
	405	CORRECTIONAL FACILITY	46,264.61	8,150.00				54,414.61
	407	SAFETY TOWN						0.00
	409	MECHANICS	146,455.66	1,000.00				147,455.66
	410	SAFETY DIRECTOR						0.00
	411	SAFETY BUILDING	14,130.44	150,000.00				164,130.44
	412	POLICE DEPARTMENT	1,087,446.36	75,000.00				1,162,446.36
	413	FIRE DEPARTMENT	891,060.35	71,500.00				962,560.35
	414	DISASTER SERVICE	50.00	1,525.00				1,575.00
	415	BUILDING DEPARTMENT	115,247.53	7,810.00			100.00	123,157.53
	418	SCHOOL GUARDS	19,380.00					19,380.00
	419	ANIMAL WARDEN	24,990.00	6,000.00				30,990.00
	420	SERVICE DIRECTOR	28,566.62	3,500.00				32,066.62
	421	ENGINEERING		12,000.00				12,000.00
	422	SERVICE BUILDING	19,992.00	52,000.00				71,992.00
	423	SANITATION	105,486.24	122,750.00				228,236.24
	424	STREET CLEANING	21,129.30	500.00				21,629.30
	426	TRAFFIC SIGNS	18,209.15	500.00				18,709.15
	427	TREES & TREE LAWNS	40,217.58	4,000.00				44,217.58
	428	PUBLIC PROPERTIES	95,731.38	3,500.00				99,231.38
	429	SEWERS & DRAINS	155,937.60	30,000.00				185,937.60
	432	SNOW REMOVAL	102,000.00	198,000.00				300,000.00
	433	STREET LIGHTING		100,000.00				100,000.00
	434	TRAFFIC LIGHTS		15,000.00				15,000.00
	500	LEGAL DEPARTMENT	75,000.00	500.00				75,500.00
	610	FINANCE DEPARTMENT	108,059.04	25,000.00				133,059.04
	630	TAX REVIEW BOARD						0.00
	641	OFFICE OF AGING	7,650.00	1,000.00				8,650.00
	650	RETIREES	10,000.00					10,000.00
	700	GEN. GOV'T. LANDS & BLDGS.	500.00	52,000.00				52,500.00
	821	P.E.R.S.						0.00
	825	WORKERS' COMPENSATION	12,500.00					12,500.00
	826	UNEMPLOYMENT COMP.	250.00					250.00
	830	ELECTIONS						0.00
	831	AUDITOR & TREAS. FEES		7,000.00				7,000.00
	832	SALE OF DELINQ. LANDS						0.00
	834	COLLECTOR FEES						0.00
	840	INSURANCE & BONDING		1,000.00				1,000.00
	850	COUNTY BOARD OF HEALTH						0.00
	874	MISC. EXECUTIVE		75,000.00				75,000.00
	876	CITIZEN OF THE YEAR						0.00
	877	PROPERTY TAX REIMBURSEMENT						0.00
	879	CONTINGENCY						0.00
	880	TRANSFERS, REFUNDS & OTHER					350,000.00	350,000.00
			3,540,740.35	1,141,794.20	0.00	0.00	350,200.00	5,032,734.55

SECTION 3: THAT THERE BE APPROPRIATED FROM THE SPECIAL REVENUE FUNDS THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
210		CITY INCOME TAX FUND						
	440	TAX DEPARTMENT	59,797.20	25,000.00			5,100,000.00	5,184,797.20
211		CITY INCOME TAX OPERATIONAL CASH FUND						
	440	TAX DEPARTMENT		100.00				100.00
215		ADMISSIONS TAX FUND						
	440	TAX DEPARTMENT	7,005.00	2,000.00				9,005.00
220		HOTEL, MOTEL TAX FUND						
	440	TAX DEPARTMENT						0.00
240		STREET C.M. & REPAIR FUND						
	425	STREET PAVING & REPAIR	115,538.00	15,000.00				130,538.00
241		STATE HWY. IMPROVEMENT FUND						
	425	STREET PAVING & REPAIR		5,000.00				5,000.00
242		PERMISSIVE TAX FUND						
	425	STREET PAVING & REPAIR		10,000.00				10,000.00
243		ECONOMIC DEVELOPMENT FUND						
	325	COMMUNITY DEVELOPMENT		145,000.00				145,000.00
244		BROOKPARK ROAD CORRIDOR FUND						
	325	COMMUNITY DEVELOPMENT						0.00
245		CDBG FUND						
	325	COMMUNITY DEVELOPMENT						0.00
250		SPECIAL RECREATION FUND						
	343	PUBLIC RECREATION		10,000.00	750.00		250.00	11,000.00
251		KENNEDY PARK CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
254		CONCESSION STAND PETTY CASH FUND						
	343	PUBLIC RECREATION		1,480.00				1,480.00
255		RECREATION CENTER CONCESSION FUND						
	342	PARKS AND PLAYGROUNDS						0.00
261		HUFSEY/FORBES CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
262		AMERICAN LEGION CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
263		WEDO PARK CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
264		WATER PARK FUND						
	342	PARKS & PLAYGROUNDS		1,000.00				1,000.00
265		PLANT LANE CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
266		FURTHERANCE OF JUSTICE FUND						
	412	POLICE DEPARTMENT						0.00
270		LAW ENFORCEMENT FUND						
	412	POLICE DEPARTMENT		1,000.00	1,000.00			2,000.00
271		DWI ENFORCEMENT & EDUCATION FUND						
	412	POLICE DEPARTMENT		750.00				750.00
272		FEDERAL FORFEITURE FUND						
	412	POLICE DEPARTMENT		10,000.00				10,000.00
273		COMMUNITY DIVERSION PROGRAM FUND						
	412	POLICE DEPARTMENT	100.00	100.00				200.00
275		CONTINUING TRAINING PROGRAM FUND						
	412	POLICE DEPARTMENT		500.00				500.00
280		FEMA FUND						
	700	GEN. GOV'T. LANDS & BLDGS.						0.00
290		INSURANCE FUND						
	840	INSURANCE & BONDING		20,000.00				20,000.00
			182,440.20	246,930.00	1,750.00	0.00	5,100,250.00	5,531,370.20

SECTION 4: THAT THERE BE APPROPRIATED FROM THE DEBT SERVICE FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
310		GENERAL BOND RETIREMENT FUND						
	871	DEBT RETIREMENT				71,757.41		71,757.41
	872	DEBT SERVICE						0.00
			0.00	0.00	0.00	71,757.41	0.00	71,757.41

SECTION 5: THAT THERE BE APPROPRIATED FROM THE CAPITAL IMPROVEMENT FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
401	**CAPITAL IMPROVEMENT FUND**							
	110	COUNCIL						0.00
	210	MAYOR'S COURT			5,000.00			5,000.00
	341	RECREATION CENTER			5,000.00			5,000.00
	342	PARKS & PLAYGROUNDS						0.00
	343	PUBLIC RECREATION						0.00
	400	MAYOR'S OFFICE			1,000.00			1,000.00
	402	HUMAN RESOURCES						0.00
	409	MECHANICS			1,000.00			1,000.00
	410	SAFETY DIRECTOR						0.00
	411	SAFETY BUILDING			1,000.00			1,000.00
	412	POLICE DEPARTMENT			50,000.00			50,000.00
	413	FIRE DEPARTMENT			100,000.00			100,000.00
	415	BUILDING DEPARTMENT			1,000.00			1,000.00
	419	ANIMAL WARDEN						0.00
	422	SERVICE BUILDING			1,000.00			1,000.00
	423	SANITATION			10,000.00			10,000.00
	424	STREET CLEANING						0.00
	425	STREET PAVING & REPAIR			10,000.00			10,000.00
	426	TRAFFIC SIGNS						0.00
	427	TREES & TREE LAWNS						0.00
	428	PUBLIC PROPERTIES						0.00
	429	SEWERS & DRAINS			5,000.00			5,000.00
	432	SNOW REMOVAL			10,000.00			10,000.00
	433	STREET LIGHTING						0.00
	434	TRAFFIC LIGHTS						0.00
	440	TAX DEPARTMENT			250.00			250.00
	500	LEGAL DEPARTMENT			1,000.00			1,000.00
	610	FINANCE DEPARTMENT			1,000.00			1,000.00
	700	GEN. GOV'T. LANDS & BLDGS.			60,000.00			60,000.00
	880	TRANSFERS & REFUNDS					250,000.00	250,000.00
			0.00	0.00	262,250.00	0.00	250,000.00	512,250.00

SECTION 6: THAT THERE BE APPROPRIATED FROM THE CAPITAL CONSTRUCTION FUNDS THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
517	**SOUND INSULATION PROGRAM FUND**							
	325	COMMUNITY DEVELOPMENT		10,000.00				10,000.00
540	**SNOW RD. RESURFACING FUND**							
	425	STREET PAVING & REPAIR						0.00
545	**2018/2019 STREET IMPROVEMENTS FUND**							
	425	STREET PAVING & REPAIR		30,000.00	1,250,000.00		800,000.00	2,080,000.00
546	**2020 STREET IMPROVEMENTS FUND**							
	425	STREET PAVING & REPAIR		25,000.00	250,000.00			275,000.00
			0.00	65,000.00	1,500,000.00	0.00	800,000.00	2,365,000.00

SECTION 7: THAT THERE BE APPROPRIATED FROM THE PAYROLL AND PUBLIC TRUST FUNDS THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
711	**POLICE PENSION FUND**							
	412	POLICE DEPARTMENT	185,000.00					185,000.00
712	**FIRE PENSION FUND**							
	413	FIRE DEPARTMENT	225,000.00					225,000.00
713	**SOUTHWEST GENERAL HOSPITAL FUND**							
	851	HEALTH & WELFARE						0.00
714	**CASH BONDS HELD FUND**							
	874	MISC. EXECUTIVE		25,000.00				25,000.00
716	**BUILDING STANDARDS BOARD FUND**							
	415	BUILDING DEPARTMENT		2,500.00				2,500.00
717	**UNCLAIMED MONIES FUND**							
	874	MISC. EXECUTIVE						0.00
753-777	**PAYROLL ACCOUNTS**			30,000.00				30,000.00
			410,000.00	57,500.00	0.00	0.00	0.00	467,500.00

SECTION 8: THAT THERE BE APPROPRIATED FROM THE SPECIAL ASSESSMENT BOND RETIREMENT FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
920		**SPECIAL ASSESSMENT BOND RET. FUND**						
	871	DEBT RETIREMENT						0.00
	872	DEBT SERVICE						0.00
			0.00	0.00	0.00	0.00	0.00	0.00

SECTION 9: THAT THERE BE APPROPRIATED FROM THE MEDICAL BENEFITS FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
690		**MEDICAL BENEFITS FUND**						
	840	INSURANCE	500,000.00					500,000.00
			500,000.00	0.00	0.00	0.00	0.00	500,000.00

SECTION 10: THAT THERE BE APPROPRIATED FROM THE RETIREES' ACCRUED BENEFITS FUND THE FOLLOWING AMOUNTS:

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
691		**RETIREES' ACCRUED BENEFITS FUND**						
	650	RETIREES	25,000.00					25,000.00
			25,000.00	0.00	0.00	0.00	0.00	25,000.00
			4,658,180.55	1,511,224.20	1,764,000.00	71,757.41	6,500,450.00	14,505,612.16

SECTION 11: 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 12: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. Such necessity exists by reason of the fact that funds must be made available and be appropriated to provide for the current expenses and payments thereof for the first three months of the fiscal year ending March 31, 2020. Therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED _____ _____ PRESIDENT OF COUNCIL

ATTEST _____ APPROVED _____ MAYOR

DATE _____

TO 9-3-19 LEGISLATIVE
CA PRIOR 10-1-19
1st R 10-3-19
2nd R 12-17-19
3rd R
B/C 10-1-19
Council Prior 12-3-19

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11136-2019

INTRODUCED BY: COUNCILMAN SCOTT

AN ORDINANCE
AMENDING SECTIONS 933.99
OF THE BROOK PARK CODIFIED ORDINANCES
ENTITLED 'PENALTY'
AND DECLARING AN EMERGENCY

WHEREAS, there is a need to amend Section 933.99;

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

SECTION 1: Section 933.99 of the Codified Ordinances of the City of Brook Park is hereby amended to read as follows:

933.99 PENALTY.

Whoever violates section 933.04 of this chapter shall receive a warning letter from the Building Department on the first offense; and on the second offense, shall be guilty of a misdemeanor of the first degree, punishable under Chapter 501 of the Codified Ordinances. Whoever violates any provision **other than section 933.04**, shall be guilty of a misdemeanor of the first degree, punishable under Chapter 501 of the Codified Ordinances.

SECTION 2: Former Section 933.99 of the Brook Park Codified Ordinances as enacted by Ordinance No. 6025-1981, passed August 18, 1981, 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 933.99 of the Brook Park Codified 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

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

DIRECTOR OF LAW

_____
DATE

P/C 8/21/18 Legislative
Caucus Prior 8/21/18
1st R 8/28/18 substitution
2nd R 8/30/18 Sp. Council
B/C 8/30/18 Sp. Council
Caucus 6/11/19
~~3rd R 6/18/19~~ 6-11-19

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11037-2018

INTRODUCED BY: COUNCILMEN SALVATORE, ORCUTT, SCOTT AND STEMM

AN ORDINANCE
PROVIDING FOR THE SUBMISSION TO THE ELECTORATE
OF AMENDMENTS TO ARTICLE IV,
SECTION 4.01 AND SECTION 4.02;
OF THE CHARTER OF THE CITY OF BROOK PARK, OHIO,
AND DECLARING AN EMERGENCY.

BE IT ORDAINED, by the Council of the City of Brook Park, County of Cuyahoga, State of Ohio, with not less than five of its members concurring that:

SECTION 1: That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article XVI, Section 16.01 of the Charter of the City of Brook Park, this Council hereby authorizes and directs the submission to the electors of the City of Brook Park, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal of the Brook Park City Charter to read as follows:

"SECTION 4.01 Composition and Term."
All legislative powers of the City, except as otherwise provided by this Charter and by the Constitution and general laws of the State of Ohio, shall be vested in a Council of ~~eight (8)~~ **seven (7)** members, four (4) of whom shall be elected from the several wards, ~~three (3)~~ **two (2)** of whom shall be elected at large, and one (1) of whom shall be elected at large as President of the Council.

All Councilmen shall be elected for a term of two (2) years at the regular municipal election in the year ~~2001~~ **2019** and every two (2) years thereafter. All members of Council, including the President of Council, shall take office on the first day of January next following their election, and shall continue to serve until their successors have been duly elected and qualified. (~~Amended November 7, 2000~~) (**Amended November 6, 2018**)

SECTION 2: The ballots for said election shall, at the top thereof, be entitled "PROPOSED CHARTER AMENDMENT," and the questions to be submitted on said ballot shall be in words following:

"Shall Article IV, Section 4.01, be amended to provide that there shall be seven (7) members of Council; one (1) for each ward, two (2) for at large and one (1) for Council President."

To the left of said words, in boxes, with the appropriate places for the marking, shall appear the words "Yes" and "No" and each voter shall indicate his or her vote by placing an "X" in the place so provided.

SECTION 3: That pursuant to Article XVIII, Section 9 of the Ohio Constitution and Article XVI, Section 16.01 of the Charter of the City of Brook Park, this Council hereby authorizes and directs the submission to the electors of the City of Brook Park, at a regular November election to be held at the usual places of voting in said City on Tuesday, November 6, 2018, the following proposal to amend the Charter of the City of Brook Park:

"SECTION 4.02 President of Council."
It shall be the duty of the President of Council to preside at all meetings of the Council, appoint various Council Committees and perform such other duties as may be imposed by Council upon its presiding officer and such other duties as are imposed upon him by this Charter, coordinating the work of the various committees appointed by him. The President of Council shall have the right to vote on all ordinances, resolutions, motions coming before the Council ~~only in the event of a tie-vote~~.

SECTION 4: The ballots for said election shall, at the top thereof, be entitled "PROPOSED CHARTER AMENDMENT," and the questions to be submitted on said ballot shall be in words following:

"Shall Article IV, Section 4.02, be amended to provide that the President of Council shall have the right to vote on all ordinances, resolutions or motions coming before Council?"

To the left of said words, in boxes, with the appropriate places for the marking, shall appear the words "Yes" and "No" and each voter shall indicate his or her vote by placing an "X" in the place so provided.

SECTION 5: Public notice of the time and place of holding such election shall be given by publication of notice thereof at least ten (10) days prior to the day of such election, in a newspaper published and of general circulation in the City.

SECTION 6: The Clerk of Council be and is hereby directed to mail a copy of the above proposed Charter Amendments to each elector whose name appears upon the registration books of the last

regular election held in the City, at least thirty (30) days before the date of such election, and to certify a copy of this Ordinance to the Board of Elections in Cuyahoga County.

SECTION 7: To pay the cost of printing and mailing said copies of said proposed Charter Amendments and of publishing said notice, there be and hereby appropriated from the general fund such sum of money as may be needed.

SECTION 8: 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 9: 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 there is an immediate need to submit this Ordinance to the Cuyahoga Board of Elections for it to be placed on the November 6, 2018, ballot; 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

_____
DATE

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

_____
DIRECTOR OF LAW