

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, SEPTEMBER 8, 2020
7:00 P.M.**

I. ROLL CALL OF MEMBERS

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

IV. DISCUSSION:

1. AMERICAN LEGAL PAYMENT (**\$622.05**) FOR ELECTRONIC UPDATE TO THE CODIFIED ORDINANCES ON THE CITY'S WEBSITE - PER COUNCIL PRESIDENT VECCHIO.

V. FINANCE COMMITTEE - CHAIRMAN, SCOTT:

1. AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF BROOK PARK, OHIO, FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN AND AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PRUSUANT TO SECTION 731.54 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella. (**Deadline date for filing is August 14, 2020**).
2. A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

VI. LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

1. AN ORDINANCE ENACTING SECITON 509.16 OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED 'PEDESTRIAN OR VEHICLE INTERFERENCE; ATM PRIVACY' AND DECLARING AN EMERGENCY. Introduced by Council President Vecchio.

VII. RECREATION COMMITTEE - CHAIRMAN, POINDEXTER:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GOVDEALS.COM FOR THE PURPOSE OF AUCTIONING VARIOUS FILE CABINETS, EXERCISE EQUIPMENT AND MISCELLANEOUS EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.
2. AN ORDINANCE AUTHORIZING THE MAYOR TO TAKE BIDS TO HIRE A CONSULTING COMPANY TO GIVE THE CITY AN ESTIMATE TO REPAIR THE NATATORIUM WALLS AND ROOF AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

VIII. ADJOURNMENT:

Posted: 9/4/2020



AMERICAN LEGAL
Publishing Corporation

One West Fourth Street, 3rd Floor Cincinnati, OH 45202 1-800-445-5588	Invoice Date	Invoice No.	Ship Date
	9/22/2020	907	5/29/2020

INVOICE

Billing Address:
City of Brook Park Michelle Blazak, Clerk 6161 Engle Rd. Brook Park, OH 44142 USA

Terms:	Upon Receipt	Customer ID:	00515	Ship Via:		P.O. #:	
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Qty. Ordered	Qty. Shipped	Description	Unit Price	Amount
319		2020 S-19 Folio Supplement Pages	1.95	622.05

Sales Tax (0.0%)	\$0.00
Total	\$622.00

You can now pay your invoice online! Please visit our direct link:
<https://www.amlegal.com/product-category/invoices/>

P/C 9-1-20 Finance
CA 9-8-2020
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Ordinance No. _____

Introduced by: MAYOR GAMMELLA

AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF BROOK PARK, OHIO FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN, AND AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PURSUANT TO SECTION 731.54 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, in accordance with upon written information that noxious weeds were growing on the following parcels of land within the City of Brook Park:

PERMANENT PARCEL NO.	LOCATION
343-21-140	15498 Bowfin Blvd.
344-27-011	14029 Park Drive
343-21-235	15604 Rademaker Blvd.
344-16-004	5764 West 130 th Street
344-18-175	6052 Westbrook Drive
342-09-048	6189 Zehman Drive

and that said weeds were about to spread or mature seeds, the Council of the City of Brook Park, Ohio has heretofore authorized the Building Commissioner to notify said owners by written notice that said weeds were to be cut within forty-eight (48) hours after receipt thereof; and

WHEREAS, the Building Commissioner has caused written notices to be sent to the aforesaid property owners by posting a notice on the

property and/or by ordinary mail, notifying said owners to cut said weeds; and

WHEREAS, said owners failed to comply with said notices within the time allotted herein and the Council of this City authorized the Service Director to cause said weeds to be cut and destroyed; and

WHEREAS, said weeds were cut by said City on the aforesaid parcels of land; and

WHEREAS, the City expended the sum hereinafter set forth necessary labor and equipment or contracted for cutting and destroying said weeds; and

WHEREAS, the City has complied with the requirements of Section 731.51 to 731.53 of the Ohio Revised Code.

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

SECTION 1: That the Director of Finance for the City of Brook Park is hereby authorized to pay the total of the sums of money hereinafter set forth out of funds not otherwise appropriated to cover the cost and expenses of cutting noxious weeds on the parcels and land herein defined.

SECTION 2: That, in accordance with Section 731.54 of the Ohio Revised Code, the Council of the City of Brook Park, Ohio hereby makes and this ordinance shall be considered as its written return to the Fiscal Officer of Cuyahoga County, Ohio, of its actions under Section 731.54 to and including Section 731.53 if the Ohio Revised Code.

SECTION 3: That copies of the statements of charges of the services of the City of Brook Park, and the amounts paid for performing such labor, including overhead, for cutting weeds on the respective parcels of land described herein, are attached hereto, marked Exhibit "A", and considered a part hereof as if rewritten herein.

SECTION 4: That the description of the premises on which said weeds were cut are as heretofore set forth in the preamble hereof, and the respective charges for said services on the following permanent parcels are as follows:

PERMANENT PARCEL NO.	CHARGES
343-21-140	\$600.00
344-27-011	\$1,500.00

343-21-235	\$2,400.00
344-16-004	\$1,200.00
344-18-175	\$3,900.00
342-09-048	\$600.00

SECTION 5: That, in accordance with Section 731.54 of the Ohio Revised Code, the Fiscal Officer of Cuyahoga County, Ohio be and is hereby directed to enter the aforesaid charges upon the tax duplicate of the hereinbefore described parcels of land as liens upon said parcels of land, and such items shall be collected as other taxes and returned to the City of Brook

SECTION 6: The Clerk of Council is hereby authorized to furnish a certified copy of this Ordinance to the Fiscal Officer of Cuyahoga County.

SECTION 7: It is found and determined that all formal actions of this Council concerning and relating to 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

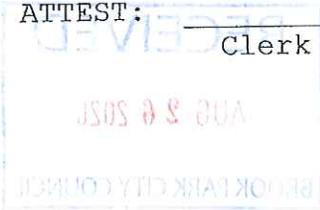
SECTION 8: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that it is immediately necessary to certify this amount to the County Fiscal Officer for collection before September 10, 2020, for the benefit of the residents of the City of Brook Park; 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

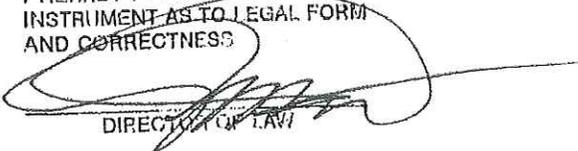

DIRECTOR OF LAW

EXHIBIT "A"

City of Brook Park
6161 Engle Road
Brook Park, Ohio 44142

September 10, 2020

15498 Bowfin Blvd.
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 343-21-140 BALANCE: \$600.00

Grass and Weeds Cut – 18 June, 1 July, 2020

14029 Park Drive
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-27-011 BALANCE: \$1,500.00

Grass and Weeds Cut – 5 May, 4 June, 19 June, 2 July, 24 July, 2020

15604 Rademaker Blvd.
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 343-21-235 BALANCE: \$2,400.00

Grass and Weeds Cut – 5 August, 21 August, 12 September, 27 September, 2018, 22
May, 4 June, 18 June, 30 June, 2020

5764 West 130th Street
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-16-004 BALANCE: \$1,200.00

Grass and Weeds Cut 2 June, 15 June, 2 July, 21 July, 2020

6052 Westbrook Drive
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-18-175

BALANCE: \$3,900.00

Grass and Weeds Cut 13

June, 25 June 10 July, 24 July, 6 August, 20 August, 4 September, 20 September, 1
October, 16 October 2018, and 31 May, 11 June, 19 June, 2019

6189 Zehman Drive
Brook Park, Ohio 44142
Permanent Parcel No. 342-09-048

BALANCE: \$600.00

Grass and Weeds Cut 21 August, 12 September 2019



CITY OF BROOK PARK, OHIO

P/C 9-1-20 Finance
CA 9-8-2020
1st R _____
2nd R _____
3rd R _____
D/C _____

RESOLUTION NO. _____

INTRODUCED BY: MAYOR GAMMELLA

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER,
AND DECLARING AN EMERGENCY

The Council of the City of Brook Park, Cuyahoga County, Ohio met on the 15th day of September, 2020, at the Brook Park Council Chambers.

WHEREAS, this Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2021; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation;

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

SECTION 1: That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION 2: That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as set forth in Exhibits "A" and "B."

SECTION 3: That the Clerk of Council is hereby directed to certify a copy of this Resolution to the Fiscal Officer of Cuyahoga County.

SECTION 4: 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 5: 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 accept the amounts and rates as determined by the Budget Commission,

authorizing tax levies and certifying them to the Cuyahoga County Fiscal Officer; provided that 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: _____

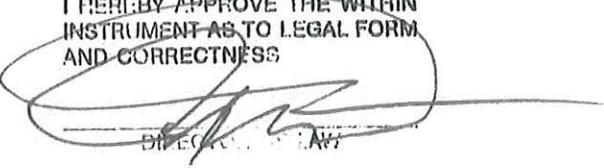
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY FISCAL OFFICER'S ESTIMATED TAX RATES

EXHIBIT
A

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Commission Inside 10 M. Limitation	County Fiscal Officer's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund			3.85	0.00
General Bond Retirement Fund				0.00
Police Pension			0.30	
Park Fund				0.00
Recreation Fund				
Fire Pension Fund			0.30	
S.W. Hospital Fund				0.30
TOTAL	\$0	\$0	4.45	0.30

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES



FUND	Maximum Rate Authorized to Be Levied	Co. Fiscal Officer's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Total General Fund outside 10m. Limitation.		
Park Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Recreation Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.		
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	

and be it further
RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this

Resolution to the Fiscal Officer of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. _____

Mr./Mrs. _____

Mr./Mrs. _____

Adopted the _____ day of _____, 20____.

Attest:

President of Council

Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, _____ County, ss.

I, _____, Clerk of the Council of the City

of _____ within and for said County, and in whose custody the Files
and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby
certify that the foregoing is taken and copied from the original _____

now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20____

Clerk of Council

No. _____

COUNCIL OF THE CITY OF

County, Ohio.

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER

(City Council)

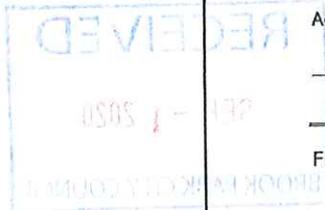
Adopted _____, 20____

Clerk of Council

Filed _____, 20____

County Fiscal Officer

By _____
Deputy



P/C 4/21/20 Legislative
Cau 9-8-20
1st R
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT VECCHICO

AN ORDINANCE
ENACTING SECTION 509.16 OF THE GENERAL OFFENSES CODE OF THE CITY
OF BROOK PARK ENTITLED "PEDESTRIAN OR VEHICLE INTERFERENCE; ATM
PRIVACY", 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 509.16 of the Brook Park Codified
Ordinances, entitled 'Pedestrian or Vehicle Interference; ATM
Privacy' is hereby enacted to read as follows:

509.16 Pedestrian or Vehicle Interference; ATM Privacy

- (a) Distribution in the right-of-way:
 1. No person shall engage in distribution with the driver or occupant of a vehicle in a right-of-way unless such vehicle is lawfully stopped, standing, or parked in compliance with chapter 4511 of the Ohio Revised Code and Title VII of the Ohio Revised Code.
 2. No person who is within a right-of-way shall engage in distribution with the driver or occupant of a vehicle stopped in a right-of-way in obedience to a traffic control signal. However, a person may engage in distribution with the occupant of a vehicle in the right-of-way so long as the person remains on the surrounding sidewalks and not in or on the right-of-way itself, including any medians or traffic islands within the right-of way.
 3. No person, being the driver or occupant of a vehicle in the right of way, shall engage in distribution with another who is not an occupant of the vehicle unless such vehicle is lawfully stopped, standing, or parked in compliance with Chapter 4511 of the Ohio Revised Code and Title VII of the Ohio Revised Code.
 4. No person, being the driver or occupant of a vehicle stopped in the right of way in obedience to a traffic

control signal, shall engage in distribution with another who is not an occupant of the vehicle. However, a driver or occupant of a vehicle in a right-of-way may engage in distribution with another who is not an occupant of the vehicle so long as the person remains on the surrounding sidewalks and not in the right-of-way itself, including any medians or traffic islands within the right-of-way.

5. Whoever violates this section is guilty of distribution in a right-of-way, a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, the offense of distribution in a right-of-way is a misdemeanor of the third degree.
6. For the purpose of this section, the term "distribution" means "an exchange or an attempt to exchange a physical item between two or more individuals."
7. All other words and phrases used in this section shall have the same meanings as defined in 4511.01 of the Ohio Revised Code.

(b) Aggressive distribution.

1. No person shall engage or attempt to engage in distribution in the following manners: by knowingly touching or grabbing another person or that person's property without that person's consent or by knowingly following another person and continuing to engage or attempt to engage in distribution with that person after that person has made an affirmative communication that the person is unwilling or unable to engage in distribution.
2. Whoever violates this section is guilty of aggressive distribution, a misdemeanor of the second degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, aggressive distribution is a misdemeanor of the first degree.
3. For the purpose of this section, the term "distribution" means "an exchange or an attempt to exchange a physical item between two or more individuals."

(c) ATM Privacy.

1. No person shall knowingly approach within three feet

of any person who is actively using an automated teller machine without that person's consent.

2. "Automated teller machine" means a fixed device linked to a financial institution's account records which is able to carry out transactions, including but not limited to, account transfers, deposits, withdrawals, balance inquiries, and mortgage and loan payments.

3. Whoever violates this section is guilty of invasion of ATM privacy, a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, the offense of violating ATM privacy is a misdemeanor of the third degree.

(d) Obstructing City Right-of-Way.

1. A person commits an offense if, without legal privilege or authority to do so, the person:

(A) Obstructs a highway, street, sidewalk, railway, waterway, elevator, aisle, hallway, entrance or exit to which the public or a substantial group of the public has access, or any other place used for the passage of persons, vehicles, or conveyances, regardless of the means of creating the obstruction and whether the obstruction arises from the person's acts alone or from the person's acts and the acts of others; or

(B) Disobeys a reasonable request or order to move issued by a person the actor knows to be or is informed is, a peace officer or a person with the authority to control the use of the premises when the request/order is made in order to prevent the obstruction of a highway or any of the areas mentioned in subsection (A).

2. For purposes of this section "obstruct" means to render impassable or to render passage unreasonably inconvenient or hazardous.

3. An offense under this section is a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section or any substantially similar statute or municipal ordinance, the offense of obstructing a city right-of-way is a misdemeanor of the third degree.

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 desires to enact Section 509.16, 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

P/C 6-16-20 Reception
CA 9-8-20
1st R _____
2nd R _____
3rd R _____
D/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH GOVDEALS.COM,
FOR THE PURPOSE OF AUCTIONING VARIOUS FILE CABINETS,
EXERCISE EQUIPMENT AND MISCELLANEOUS EQUIPMENT,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park needs to dispose of file cabinets, exercise equipment and other miscellaneous equipment; and

WHEREAS, GovDeals.com provides services to various government agencies that allow them to sell surplus and confiscated items via the internet; and

WHEREAS, it is in the best interest of the City of Brook Park that we enter into an agreement with GovDeals.com;

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

SECTION 1: The Mayor is hereby authorized and directed to enter into an agreement with GovDeals.com, for the purpose of auctioning file cabinets, exercise equipment, and other miscellaneous equipment as listed in Exhibit A attached hereto.

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 to provide for an agreement between GovDeals.com, and the City of Brook Park; therefore this Ordinance shall take

effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

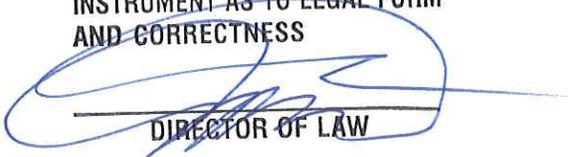
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DATE



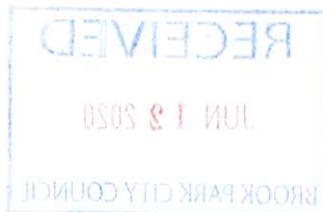
DIRECTOR OF LAW

WEIGHT, FITNESS & OFFICE EQUIPMENT INVENTORY (CITY AUCTION)

#	Item Name	Description	Serial Or City Number
1.	Cybex Seated Bike	Grey & Black	City #: 10018
2.	Cybex Back Ext. Station	Grey	Serial #: 5411-90
3.	Schwinn Airdyne	Tan (Missing Seat)	City #: 7429
4.	Precor Treadmill	Grey	Serial #: AMWZF23110009
5.	Precor Treadmill	Grey	Serial #: AMWZF23110010
6.	Cybex Treadmill	Grey (Broken)	City #: 10571
7.	Cybex Treadmill	Grey (Broken)	City #: 10028
8.	Cybex Treadmill	Grey (Broken)	City #: 10025
9.	Cybex Seated Bike	Grey & Black	City #: 10016
10.	Cybex Stepper	Grey & Black	City #: 10014
11.	Cybex Stepper	Grey & Black	City #: 10012
12.	Cybex Stepper	Grey & Black	Serial #: 10-012440266
13.	Cybex Stationary Bike	Grey & Black	City #: 10019
14.	True 750R Seated Bike	Black	Serial #: TR-7508
15.	Cybex Seated Bike	Black & Grey	City #: 10017
16.	Free Weight Hip Sled	Grey	City #: 8452
17.	Trotter Decline Bench	Black	Serial #: 9315645
18.	Seated Cable Row Unit	Grey & Black	City #: 10472
19.	Dip Station Unit	Grey	No ID Number
20.	Lat Pull Down Cable Machine	Chrome	Serial #: 003371
21.	Precor Hip Sled	Grey & Black	City #: 10317
22.	Cybex Bike	Grey & Black	City #: 10021
23.	Schwinn Airdyne	Grey (Airdyne comp.)	No ID Number
24.	Cybex Bike	Grey & Black	City #: 10020
25.	True 750 EA Elliptical	Black	City #: 9960
26.	Schwinn Airdyne	Black (Missing Seat)	Serial #: 3530012GIA
27.	Cyber Arc Elliptical Trainer	Grey & Black	City #: 10010
28.	Trotter Cable Station	2pc. Grey	Serial #: 9738008
29.	True 750 Elliptical	Black (Broken)	No ID Number
30.	Cybex Treadmill	Grey & Black (Broken)	City #: 10572
31.	True 750 EA Elliptical	Black (Broken)	Serial #: TE-7508-00EL1531D
32.	Cybex Treadmill	Grey & Black (Broken)	City #: 10027
33.	Cybex Treadmill	Grey & Black (Broken)	City #: 10024
34.	Cybex Treadmill	Black & Grey (Broken)	City #: 10029
35.	Cybex Treadmill	Black & Grey (Broken)	City #: 10026
36.	Precor Treadmill	Grey (Broken)	Serial #: AMWZF09110065
37.	Free Weight Plate Rack	Grey	No ID Number
38.	Nautilus AR500	Black & Yellow (Broken)	Serial #: 033487

WEIGHT, FITNESS & OFFICE EQUIPMENT INVENTORY (CITY AUCTION)

39.	True 750 R Seated Bike	Black (Broken)	City #: 2954
40.	True 750 R Seated Bike	Black (Broken Peddle)	No ID Number
41.	Cybox Arc Trainer	Black	City #: 10011
42.	4 Drawer Filing Cabinet	Black	City #: 2395
43.	4 Drawer Filing Cabinet	Black	City #: 5178
44.	4 Drawer Filing Cabinet	Black	City #: 7178
45.	4 Drawer Filing Cabinet	Black	City #: 2396
46.	4 Drawer Filing Cabinet	Black	No ID Number
47.	4 Drawer Filing Cabinet	Black	No ID Number
48.	4 Drawer Filing Cabinet	Black	No ID Number
49	Portable Basketball Hoop	Blue & Silver	No ID Number
50	Portable Basketball Hoop	Blue & Silver	No ID Number



P/C 9-1-20 RECEIVED
CA 9-8-20
1st R _____
2nd R _____
3rd R _____
D/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
AUTHORIZING THE MAYOR TO TAKE BIDS TO HIRE A CONSULTING COMPANY
TO GIVE THE CITY AN ESTIMATE TO REPAIR THE NATATORIUM WALLS AND
ROOF, AND DECLARING AN EMERGENCY

WHEREAS, the roof and walls of the Natatorium are in desperate
need of repair; and

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

SECTION 1: Authorization is given to the Mayor to advertise
for bids to fix and repair the Natatorium roof and walls.

SECTION 2: Such bids will be for a vapor barrier and without
a vapor barrier.

SECTION 3: Such bids will also include lowering the current
roof.

SECTION 4: The money needed for the aforesaid transaction
shall be paid from funds theretofore appropriated 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 determine the costs and optimal method to repair
the Natatorium walls and roof, 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



**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, SEPTEMBER 8, 2020
7:00 P.M.**

I. ROLL CALL OF MEMBERS

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

IV. DISCUSSION:

1. AMERICAN LEGAL PAYMENT (**\$622.05**) FOR ELECTRONIC UPDATE TO THE CODIFIED ORDINANCES ON THE CITY'S WEBSITE - PER COUNCIL PRESIDENT VECCHIO.

V. FINANCE COMMITTEE - CHAIRMAN, SCOTT:

1. AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF BROOK PARK, OHIO, FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN AND AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PRUSUANT TO SECTION 731.54 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella. (**Deadline date for filing is August 14, 2020**).
2. A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

VI. LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

1. AN ORDINANCE ENACTING SECITON 509.16 OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED 'PEDESTRIAN OR VEHICLE INTERFERENCE; ATM PRIVACY' AND DECLARING AN EMERGENCY. Introduced by Council President Vecchio.

VII. RECREATION COMMITTEE - CHAIRMAN, POINDEXTER:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GOVDEALS.COM FOR THE PURPOSE OF AUCTIONING VARIOUS FILE CABINETS, EXERCISE EQUIPMENT AND MISCELLANEOUS EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.
2. AN ORDINANCE AUTHORIZING THE MAYOR TO TAKE BIDS TO HIRE A CONSULTING COMPANY TO GIVE THE CITY AN ESTIMATE TO REPAIR THE NATATORIUM WALLS AND ROOF AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

VIII. ADJOURNMENT:

Posted: 9/4/2020



AMERICAN LEGAL
Publishing Corporation

One West Fourth Street, 3rd Floor Cincinnati, OH 45202 1-800-445-5588	Invoice Date	Invoice No.	Ship Date
	9/22/2020	907	5/29/2020

INVOICE

Billing Address:
City of Brook Park Michelle Blazak, Clerk 6161 Engle Rd. Brook Park, OH 44142 USA

Terms:	Upon Receipt	Customer ID:	00515	Ship Via:		P.O. #:	
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Qty. Ordered	Qty. Shipped	Description	Unit Price	Amount
319		2020 S-19 Folio Supplement Pages	1.95	622.05

Sales Tax (0.0%)	\$0.00
Total	\$622.00

You can now pay your invoice online! Please visit our direct link:
<https://www.amlegal.com/product-category/invoices/>

1
P/C 9-1-20 Finance
CA 9-8-2020
1st R _____
2nd R _____
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

Ordinance No. _____

Introduced by: MAYOR GAMMELLA

AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY, OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF BROOK PARK, OHIO FOR CUTTING WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN, AND AUTHORIZING SAID CHARGES TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PURSUANT TO SECTION 731.54 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY

WHEREAS, in accordance with upon written information that noxious weeds were growing on the following parcels of land within the City of Brook Park:

PERMANENT PARCEL NO.	LOCATION
343-21-140	15498 Bowfin Blvd.
344-27-011	14029 Park Drive
343-21-235	15604 Rademaker Blvd.
344-16-004	5764 West 130 th Street
344-18-175	6052 Westbrook Drive
342-09-048	6189 Zehman Drive

and that said weeds were about to spread or mature seeds, the Council of the City of Brook Park, Ohio has heretofore authorized the Building Commissioner to notify said owners by written notice that said weeds were to be cut within forty-eight (48) hours after receipt thereof; and

WHEREAS, the Building Commissioner has caused written notices to be sent to the aforesaid property owners by posting a notice on the

property and/or by ordinary mail, notifying said owners to cut said weeds; and

WHEREAS, said owners failed to comply with said notices within the time allotted herein and the Council of this City authorized the Service Director to cause said weeds to be cut and destroyed; and

WHEREAS, said weeds were cut by said City on the aforesaid parcels of land; and

WHEREAS, the City expended the sum hereinafter set forth necessary labor and equipment or contracted for cutting and destroying said weeds; and

WHEREAS, the City has complied with the requirements of Section 731.51 to 731.53 of the Ohio Revised Code.

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

SECTION 1: That the Director of Finance for the City of Brook Park is hereby authorized to pay the total of the sums of money hereinafter set forth out of funds not otherwise appropriated to cover the cost and expenses of cutting noxious weeds on the parcels and land herein defined.

SECTION 2: That, in accordance with Section 731.54 of the Ohio Revised Code, the Council of the City of Brook Park, Ohio hereby makes and this ordinance shall be considered as its written return to the Fiscal Officer of Cuyahoga County, Ohio, of its actions under Section 731.54 to and including Section 731.53 if the Ohio Revised Code.

SECTION 3: That copies of the statements of charges of the services of the City of Brook Park, and the amounts paid for performing such labor, including overhead, for cutting weeds on the respective parcels of land described herein, are attached hereto, marked Exhibit "A", and considered a part hereof as if rewritten herein.

SECTION 4: That the description of the premises on which said weeds were cut are as heretofore set forth in the preamble hereof, and the respective charges for said services on the following permanent parcels are as follows:

PERMANENT PARCEL NO.	CHARGES
343-21-140	\$600.00
344-27-011	\$1,500.00

343-21-235	\$2,400.00
344-16-004	\$1,200.00
344-18-175	\$3,900.00
342-09-048	\$600.00

SECTION 5: That, in accordance with Section 731.54 of the Ohio Revised Code, the Fiscal Officer of Cuyahoga County, Ohio be and is hereby directed to enter the aforesaid charges upon the tax duplicate of the hereinbefore described parcels of land as liens upon said parcels of land, and such items shall be collected as other taxes and returned to the City of Brook

SECTION 6: The Clerk of Council is hereby authorized to furnish a certified copy of this Ordinance to the Fiscal Officer of Cuyahoga County.

SECTION 7: It is found and determined that all formal actions of this Council concerning and relating to 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 actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

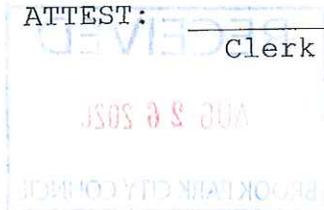
SECTION 8: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason that it is immediately necessary to certify this amount to the County Fiscal Officer for collection before September 10, 2020, for the benefit of the residents of the City of Brook Park; 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

[Handwritten Signature]
DIRECTOR OF LAW

EXHIBIT "A"

City of Brook Park
6161 Engle Road
Brook Park, Ohio 44142

September 10, 2020

15498 Bowfin Blvd.
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 343-21-140 BALANCE: \$600.00

Grass and Weeds Cut – 18 June, 1 July, 2020

14029 Park Drive
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-27-011 BALANCE: \$1,500.00

Grass and Weeds Cut – 5 May, 4 June, 19 June, 2 July, 24 July, 2020

15604 Rademaker Blvd.
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 343-21-235 BALANCE: \$2,400.00

Grass and Weeds Cut – 5 August, 21 August, 12 September, 27 September, 2018, 22
May, 4 June, 18 June, 30 June, 2020

5764 West 130th Street
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-16-004 BALANCE: \$1,200.00

Grass and Weeds Cut 2 June, 15 June, 2 July, 21 July, 2020

6052 Westbrook Drive
Brook Park, Ohio 44142

Weed cutting cost on Cuyahoga County Fiscal Officer's
Permanent Parcel No. 344-18-175

BALANCE: \$3,900.00

Grass and Weeds Cut 13

June, 25 June 10 July, 24 July, 6 August, 20 August, 4 September, 20 September, 1
October, 16 October 2018, and 31 May, 11 June, 19 June, 2019

6189 Zehman Drive
Brook Park, Ohio 44142
Permanent Parcel No. 342-09-048

BALANCE: \$600.00

Grass and Weeds Cut 21 August, 12 September 2019



CITY OF BROOK PARK, OHIO

P/C 9-1-20 France
CA 9-8-2020
1st R _____
2nd R _____
3rd R _____
D/C _____

RESOLUTION NO. _____

INTRODUCED BY: MAYOR GAMMELLA

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER,
AND DECLARING AN EMERGENCY

The Council of the City of Brook Park, Cuyahoga County, Ohio met on the 15th day of September, 2020, at the Brook Park Council Chambers.

WHEREAS, this Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2021; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this Council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation;

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

SECTION 1: That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION 2: That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as set forth in Exhibits "A" and "B."

SECTION 3: That the Clerk of Council is hereby directed to certify a copy of this Resolution to the Fiscal Officer of Cuyahoga County.

SECTION 4: 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 5: 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 accept the amounts and rates as determined by the Budget Commission,

authorizing tax levies and certifying them to the Cuyahoga County Fiscal Officer; provided that 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: _____

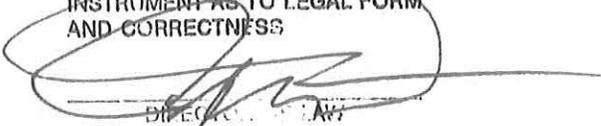
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES



FUND	Maximum Rate Authorized to Be Levied	Co. Fiscal Officer's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Current Expense Levy authorized by voters on for not to exceed _____ years.	,20	
Total General Fund outside 10m. Limitation.		
Park Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Recreation Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.		
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	
Fund: Levy authorized by voters on for not to exceed _____ years.	,20	

and be it further
 RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this
 Resolution to the Fiscal Officer of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. _____

Mr./Mrs. _____

Mr./Mrs. _____

Adopted the _____ day of _____, 20____.

Attest:

 President of Council

 Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, _____ County, ss.

I, _____, Clerk of the Council of the City

of _____ within and for said County, and in whose custody the Files
and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby
certify that the foregoing is taken and copied from the original _____

_____ now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20____

Clerk of Council

No. _____

COUNCIL OF THE CITY OF

County, Ohio.

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER

(City Council)

Adopted _____, 20____

Clerk of Council

Filed _____, 20____

County Fiscal Officer

By _____
Deputy



P/C 4/21/20 Legislative
Cau 9-8-20
1st R
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: COUNCIL PRESIDENT VECCHICO

AN ORDINANCE

ENACTING SECTION 509.16 OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED "PEDESTRIAN OR VEHICLE INTERFERENCE; ATM PRIVACY", 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 509.16 of the Brook Park Codified Ordinances, entitled 'Pedestrian or Vehicle Interference; ATM Privacy' is hereby enacted to read as follows:

509.16 Pedestrian or Vehicle Interference; ATM Privacy

- (a) Distribution in the right-of-way:
 1. No person shall engage in distribution with the driver or occupant of a vehicle in a right-of-way unless such vehicle is lawfully stopped, standing, or parked in compliance with chapter 4511 of the Ohio Revised Code and Title VII of the Ohio Revised Code.
 2. No person who is within a right-of-way shall engage in distribution with the driver or occupant of a vehicle stopped in a right-of-way in obedience to a traffic control signal. However, a person may engage in distribution with the occupant of a vehicle in the right-of-way so long as the person remains on the surrounding sidewalks and not in or on the right-of-way itself, including any medians or traffic islands within the right-of way.
 3. No person, being the driver or occupant of a vehicle in the right of way, shall engage in distribution with another who is not an occupant of the vehicle unless such vehicle is lawfully stopped, standing, or parked in compliance with Chapter 4511 of the Ohio Revised Code and Title VII of the Ohio Revised Code.
 4. No person, being the driver or occupant of a vehicle stopped in the right of way in obedience to a traffic

control signal, shall engage in distribution with another who is not an occupant of the vehicle. However, a driver or occupant of a vehicle in a right-of-way may engage in distribution with another who is not an occupant of the vehicle so long as the person remains on the surrounding sidewalks and not in the right-of-way itself, including any medians or traffic islands within the right-of-way.

5. Whoever violates this section is guilty of distribution in a right-of-way, a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, the offense of distribution in a right-of-way is a misdemeanor of the third degree.
6. For the purpose of this section, the term "distribution" means "an exchange or an attempt to exchange a physical item between two or more individuals."
7. All other words and phrases used in this section shall have the same meanings as defined in 4511.01 of the Ohio Revised Code.

(b) Aggressive distribution.

1. No person shall engage or attempt to engage in distribution in the following manners: by knowingly touching or grabbing another person or that person's property without that person's consent or by knowingly following another person and continuing to engage or attempt to engage in distribution with that person after that person has made an affirmative communication that the person is unwilling or unable to engage in distribution.
2. Whoever violates this section is guilty of aggressive distribution, a misdemeanor of the second degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, aggressive distribution is a misdemeanor of the first degree.
3. For the purpose of this section, the term "distribution" means "an exchange or an attempt to exchange a physical item between two or more individuals."

(c) ATM Privacy.

1. No person shall knowingly approach within three feet

of any person who is actively using an automated teller machine without that person's consent.

2. "Automated teller machine" means a fixed device linked to a financial institution's account records which is able to carry out transactions, including but not limited to, account transfers, deposits, withdrawals, balance inquiries, and mortgage and loan payments.
3. Whoever violates this section is guilty of invasion of ATM privacy, a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section, or any other substantially similar state statute or municipal ordinance, the offense of violating ATM privacy is a misdemeanor of the third degree.

(d) Obstructing City Right-of-Way.

1. A person commits an offense if, without legal privilege or authority to do so, the person:
 - (A) Obstructs a highway, street, sidewalk, railway, waterway, elevator, aisle, hallway, entrance or exit to which the public or a substantial group of the public has access, or any other place used for the passage of persons, vehicles, or conveyances, regardless of the means of creating the obstruction and whether the obstruction arises from the person's acts alone or from the person's acts and the acts of others; or
 - (B) Disobeys a reasonable request or order to move issued by a person the actor knows to be or is informed is, a peace officer or a person with the authority to control the use of the premises when the request/order is made in order to prevent the obstruction of a highway or any of the areas mentioned in subsection (A).
2. For purposes of this section "obstruct" means to render impassable or to render passage unreasonably inconvenient or hazardous.
3. An offense under this section is a misdemeanor of the fourth degree. When a person has been previously convicted of a violation of this section or any substantially similar statute or municipal ordinance, the offense of obstructing a city right-of-way is a misdemeanor of the third degree.

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 desires to enact Section 509.16, 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

P/C 6-16-20 Presentation
CA 9-8-20
1st R _____
2nd R _____
3rd R _____
D/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH GOVDEALS.COM,
FOR THE PURPOSE OF AUCTIONING VARIOUS FILE CABINETS,
EXERCISE EQUIPMENT AND MISCELLANEOUS EQUIPMENT,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park needs to dispose of file cabinets, exercise equipment and other miscellaneous equipment; and

WHEREAS, GovDeals.com provides services to various government agencies that allow them to sell surplus and confiscated items via the internet; and

WHEREAS, it is in the best interest of the City of Brook Park that we enter into an agreement with GovDeals.com;

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

SECTION 1: The Mayor is hereby authorized and directed to enter into an agreement with GovDeals.com, for the purpose of auctioning file cabinets, exercise equipment, and other miscellaneous equipment as listed in Exhibit A attached hereto.

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 to provide for an agreement between GovDeals.com, and the City of Brook Park; therefore this Ordinance shall take

effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

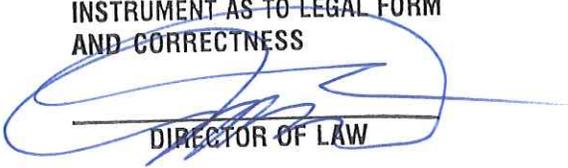
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DATE



DIRECTOR OF LAW

WEIGHT, FITNESS & OFFICE EQUIPMENT INVENTORY (CITY AUCTION)**EXHIBIT****A**

#	Item Name	Description	Serial Or City Number
1.	Cybex Seated Bike	Grey & Black	City #: 10018
2.	Cybex Back Ext. Station	Grey	Serial #: 5411-90
3.	Schwinn Airdyne	Tan (Missing Seat)	City #: 7429
4.	Precor Treadmill	Grey	Serial #: AMWZF23110009
5.	Precor Treadmill	Grey	Serial #: AMWZF23110010
6.	Cybex Treadmill	Grey (Broken)	City #: 10571
7.	Cybex Treadmill	Grey (Broken)	City #: 10028
8.	Cybex Treadmill	Grey (Broken)	City #: 10025
9.	Cybex Seated Bike	Grey & Black	City #: 10016
10.	Cybex Stepper	Grey & Black	City #: 10014
11.	Cybex Stepper	Grey & Black	City #: 10012
12.	Cybex Stepper	Grey & Black	Serial #: 10-012440266
13.	Cybex Stationary Bike	Grey & Black	City #: 10019
14.	True 750R Seated Bike	Black	Serial #: TR-7508
15.	Cybex Seated Bike	Black & Grey	City #: 10017
16.	Free Weight Hip Sled	Grey	City #: 8452
17.	Trotter Decline Bench	Black	Serial #: 9315645
18.	Seated Cable Row Unit	Grey & Black	City #: 10472
19.	Dip Station Unit	Grey	No ID Number
20.	Lat Pull Down Cable Machine	Chrome	Serial #: 003371
21.	Precor Hip Sled	Grey & Black	City #: 10317
22.	Cybex Bike	Grey & Black	City #: 10021
23.	Schwinn Airdyne	Grey (Airdyne comp.)	No ID Number
24.	Cybex Bike	Grey & Black	City #: 10020
25.	True 750 EA Elliptical	Black	City #: 9960
26.	Schwinn Airdyne	Black (Missing Seat)	Serial #: 3530012GIA
27.	Cyber Arc Elliptical Trainer	Grey & Black	City #: 10010
28.	Trotter Cable Station	2pc. Grey	Serial #: 9738008
29.	True 750 Elliptical	Black (Broken)	No ID Number
30.	Cybex Treadmill	Grey & Black (Broken)	City #: 10572
31.	True 750 EA Elliptical	Black (Broken)	Serial #: TE-7508-00EL1531D
32.	Cybex Treadmill	Grey & Black (Broken)	City #: 10027
33.	Cybex Treadmill	Grey & Black (Broken)	City #: 10024
34.	Cybex Treadmill	Black & Grey (Broken)	City #: 10029
35.	Cybex Treadmill	Black & Grey (Broken)	City #: 10026
36.	Precor Treadmill	Grey (Broken)	Serial #: AMWZF09110065
37.	Free Weight Plate Rack	Grey	No ID Number
38.	Nautilus AR500	Black & Yellow (Broken)	Serial #: 033487

WEIGHT, FITNESS & OFFICE EQUIPMENT INVENTORY (CITY AUCTION)

39.	True 750 R Seated Bike	Black (Broken)	City #: 2954
40.	True 750 R Seated Bike	Black (Broken Peddle)	No ID Number
41.	Cybex Arc Trainer	Black	City #: 10011
42.	4 Drawer Filing Cabinet	Black	City #: 2395
43.	4 Drawer Filing Cabinet	Black	City #: 5178
44.	4 Drawer Filing Cabinet	Black	City #: 7178
45.	4 Drawer Filing Cabinet	Black	City #: 2396
46.	4 Drawer Filing Cabinet	Black	No ID Number
47.	4 Drawer Filing Cabinet	Black	No ID Number
48.	4 Drawer Filing Cabinet	Black	No ID Number
49	Portable Basketball Hoop	Blue & Silver	No ID Number
50	Portable Basketball Hoop	Blue & Silver	No ID Number



P/C 9-1-20 Recreation
CA 9-8-20
1st R _____
2nd R _____
3rd R _____
D/C _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR GAMMELLA

AN ORDINANCE
AUTHORIZING THE MAYOR TO TAKE BIDS TO HIRE A CONSULTING COMPANY
TO GIVE THE CITY AN ESTIMATE TO REPAIR THE NATATORIUM WALLS AND
ROOF, AND DECLARING AN EMERGENCY

WHEREAS, the roof and walls of the Natatorium are in desperate
need of repair; and

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

SECTION 1: Authorization is given to the Mayor to advertise
for bids to fix and repair the Natatorium roof and walls.

SECTION 2: Such bids will be for a vapor barrier and without
a vapor barrier.

SECTION 3: Such bids will also include lowering the current
roof.

SECTION 4: The money needed for the aforesaid transaction
shall be paid from funds theretofore appropriated 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 determine the costs and optimal method to repair
the Natatorium walls and roof, 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

RECEIVED
AUG 26 2021
BROOK PARK CITY COUNCIL