

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
HELD ON TUESDAY, JANUARY 11, 2022
7:00 P.M.**

I. ROLL CALL OF MEMBERS:

II. PLEDGE OF ALLEGIANCE:

III. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. REGULAR CAUCUS MEETING MINUTES HELD ON DECEMBER 14, 2021.

IV. DISCUSSION:

1. DIVISION OF LIQUOR CONTROL - 6310 LLC, DBA PASTA LEARS PIZZERIA & DELI, 6310 Engle Road, Brook Park, OH 44142. **C TREX – D2. Postmark Date: 01/10/2022.** - PER COUNCIL PRESIDENT VECCHIO. **Note:** Moved by **motion** from the January 4, 2022, Caucus Prior agenda.
2. REMOTE/VIRTUAL MEETINGS- PER COUNCIL PRESIDENT VECCHIO.
3. TENTATIVE MEETING SCHEDULE FOR 2022. PER COUNCIL PRESIDENT VECCHIO.
4. NON-PARTISAN ELECTIONS (Councilman Scott) - PER COUNCIL PRESIDENT VECCHIO. **Note:** Moved by **motion** from the December 14, 2021, Caucus agenda. **In attendance Rachel McDonnell Chairperson of 2019 Charter Review Commissioner.**
5. PROPOSED COUNCIL RULES (Councilman Scott) -PER COUNCIL PRESIDENT VECCHIO. **Note:** Moved by **motion** from the December 14, 2021, Caucus agenda.

IV. DISCUSSION:

- 1 A RESOLUTION AUTHORIZING THE CITY OF BROOK PARK TO FILE AS A CO-APPLICANT WITH DROF BP I, LLC AND PARTICIPATE IN THE STATE OF OHIO BROWNFIELD REMEDIATION PROGRAM FUND, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt -PER COUNCIL PRESIDENT VECCHIO.

- 2 A RESOLUTION SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE 2022 CUYAHOGA COUNTY COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR IMPROVEMENTS TO BROOK PARK CENTRAL PARK AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED GRANT FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE ANY AWARDED GRANT FUNDS, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

V. ADJOURNMENT:

Posted 1/7/22

NOTICE TO LEGISLATIVE
AUTHORITY

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

TO

8184436		TREX		6310 LLC DBA PASTA LEARS PIZZERIA & DELI 6310 ENGLE RD & PATIO BROOK PARK OH 44142
PERMIT NUMBER		TYPE		
10	01	2021		
ISSUE DATE				
12	08	2021		
FILING DATE				
D2				
PERMIT CLASSES				
18	110	C	F26897	
TAX DISTRICT		RECEIPT NO.		

FROM 12/10/2021

43432880005				KING LEARS INC DBA PASTA LEARS PIZZERIA & DELI 6310 ENGLE RD & PATIO BROOK PARK OHIO 44142
PERMIT NUMBER		TYPE		
10	01	2021		
ISSUE DATE				
12	08	2021		
FILING DATE				
D2				
PERMIT CLASSES				
18	110			
TAX DISTRICT		RECEIPT NO.		



MAILED 12/10/2021

RESPONSES MUST BE POSTMARKED NO LATER THAN. 01/10/2022

IMPORTANT NOTICE

PLEASE COMPLETE AND RETURN THIS FORM TO THE DIVISION OF LIQUOR CONTROL
WHETHER OR NOT THERE IS A REQUEST FOR A HEARING.

REFER TO THIS NUMBER IN ALL INQUIRIES

C TREX 8184436

(TRANSACTION & NUMBER)

(MUST MARK ONE OF THE FOLLOWING)

WE REQUEST A HEARING ON THE ADVISABILITY OF ISSUING THE PERMIT AND REQUEST THAT
THE HEARING BE HELD ☐ IN OUR COUNTY SEAT. ☐ IN COLUMBUS.

WE DO NOT REQUEST A HEARING. ☐

DID YOU MARK A BOX? IF NOT, THIS WILL BE CONSIDERED A LATE RESPONSE.

PLEASE SIGN BELOW AND MARK THE APPROPRIATE BOX INDICATING YOUR TITLE:

(Signature)

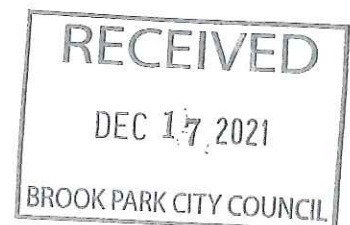
(Title)- ☐ Clerk of County Commissioner

(Date)

☐ Clerk of City Council

☐ Township Fiscal Officer

CLERK OF BROOK PARK CITY COUNCIL
6161 ENGLE ROAD
BROOK PARK OHIO 44142





Department
of Commerce

Rev 2/10/2021

Mike DeWine, Governor
Jon Husted, Lt. Governor

Division of Liquor Control
Sheryl Macfield, Director

Dear Local Legislative Authority Official:

Please find enclosed the legislative notice that is being sent to you regarding the applied for liquor permit as captioned on the notice. You must, within 30 days from the "mailed" date listed on the notice under the bar code:

- Notify the Division whether you object and want a hearing or not; or
- Ask for your one-time only, 30-day extension.
 - Any requests for a one-time, 30-day extension will be reviewed by the Division upon timely receipt. If granted, your additional 30-days runs from the expiration of the original 30-day period.

To be considered timely, your above response must be:

FAXED to the Division no later than 30 days after the "mailed" date (this is the date listed after the "responses must be postmarked no later than." You can fax your response to: (614) 644 - 3166

EMAILED to the Division no later than 30 days after the "mailed" date (this is the date listed after the "responses must be postmarked no later than." You can email your response to: LiquorLicensingMailUnit@com.state.oh.us

POSTMARKED, if mailed, no later than the date listed on the notice after "responses must be postmarked no later than." You can mail your response to

Ohio Division of Liquor Control
Attn: Licensing Unit
6606 Tussing Road
PO Box 4008
Reynoldsburg, Ohio 43068-9008

In an effort to speed up processing times and reduce paper, the Division respectfully asks that you either fax or email the above notice. In a similar effort, please note that the Division is no longer sending ownership information with this legislative notice. If you want to know who owns the applied for permit you can find that information in two ways:

- Go to https://www.comapps.ohio.gov/lqr/lqr_apps/PermitLookup/PermitHolderOwnership.aspx and enter the permit number listed on the legislative notice; or
- Contact your police department or county sheriff, if you are a township fiscal officer or county clerk, as the Division sends the applicable law enforcement agency the pertinent ownership disclosure information when it notifies them of the permit application.

Manufacturer

Permit Class	Permit Fee	Description
A1	\$3,906	ORC 4303.02 Manufacturer of Beer – producing more than 31 million gallons per year, wherever produced, and sell beer products to wholesale permit holders.
A1A	\$3,906	ORC 4303.021 Beer, and any intoxicating liquor by the glass or container on A-1 or A-2 permit premises only until 2:30am.
A1c	\$1,000	ORC 4303.022 Manufacturer of Beer - producing up to 31 million gallons per year wherever produced, for sale on premises at retail for on premises consumption, and sell beer products to retail and wholesale permit holders.
A2	\$76	ORC 4303.03 Manufacturer of wine.
A-2f	\$76	ORC 4303.031 Ohio farm winery that grows and manufactures wine, from grapes, fruits, or other agricultural products on land it owns and uses only for agriculture.
A3	\$2 to \$3,906	ORC 4303.04 Manufacture, import and sell alcohol and spirituous liquor
A3A	\$2 to \$400	ORC 4303.041 Manufacturer of less than 100,000 gallons of spirituous liquor and sale to a personal consumer.
A4	\$3,906	ORC 4303.05 Manufacture and sell certain prepared and bottled drinks, import for blended purposes
A5	\$1,000 per plant	ORC 4303.051 Manufacturer of ice cream containing not less than one-half of one percent alcohol by volume and not more than six percent of alcohol by volume. This holder may sell ice cream for consumption on the premises where manufactured or in sealed containers for consumption off premises.
B2A	\$25	ORC 4303.07 Sale of wine to retail permit holder.
S	\$25	ORC 4303.232 Sale of wine to personal consumer via mail order.
W	\$1,563	ORC 4303.231 To operate a warehouse for the storage of beer or intoxicating liquor within the state and to sell such products from the warehouse to a B permit holder with Consent to Import on file or to other customers outside this state.

Distributor

Permit Class	Permit Fee	Description
B1	\$3,125	ORC 4303.06 Distributor of beer, ale, stout, other malt liquor.
B2	\$500	ORC 4303.07 Distributor of bottled wine.
B3	\$124	ORC 4303.08 Distributor of sacramental wine.
B4	\$500	ORC 4303.09 Distributor of mixed beverages.
B5	\$1,563	ORC 4303.10 Distributor and importer and bottler of wine.

Retail Store Carryout

Permit Class	Permit Fee	Description
C1	\$252	ORC 4303.11 Beer only in original sealed container for carry out only.
C2	\$376	ORC 4303.12 Wine and mixed beverages in sealed containers for carry out.
C2X	\$252	ORC 4303.121 Beer in original sealed containers for carry out.
D8	\$500	ORC 4303.184 Sale of tasting samples of beer, wine, and mixed beverages, but not spirituous liquor, at retail, for consumption on premises.

Restaurant / Night Club

Permit Class	Permit Fee	Description
D1	\$376	ORC 4303.13 Beer only for on premises consumption or in original sealed containers for carry out only until 1:00am.
D2	\$564	ORC 4303.14 Wine and mixed beverages for on premises consumption or in original sealed containers for carryout only until 1:00am.
D2X	\$376	ORC 4303.141 (Grandfathered Permit) Beer only for on premises consumption or in original sealed containers for carryout only until 1:00am.
D3	\$750	ORC 4303.15 Spirituous liquor for on premises consumption only until 1:00am.
D3X	\$300	ORC 4303.151 (Grandfathered Permit) Wine only for on premises consumption until 1:00am.
D3A	\$938	ORC 4303.16 Extend Issued permit privileges until 2:30am.
D5	\$2,344	ORC 4303.18 Spirituous liquor for on premises consumption only, beer, wine and mixed beverages for on premises, or off premises in original sealed containers, until 2:30am.
D5I	\$2,344	ORC 4303.181 Restaurant meeting certain criteria.

D7	\$469	<u>ORC 4303.183</u> RESORT area only.
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>Club

Permit Class	Permit Fee	Description
D4	\$469	<u>ORC 4303.17</u> Beer and any intoxicating liquor to members only, for on premises consumption only until 1:00am.
D4A	\$750	<u>ORC 4303.171</u> Airline club only - Beer and any intoxicating to members and guests until 2:30am.
D5C	\$1,563	<u>ORC 4303.181</u> (This class can no longer be applied for.)
D5D	\$2,344	<u>ORC 4303.181</u> Located at airport.

Hotel And Motel

Permit Class	Permit Fee	Description
D5A	\$2,344	<u>ORC 4303.181</u> for hotel or motel with 50 or more rooms for transient guests.

Enclosed Shopping Mall

Permit Class	Permit Fee	Description
D5B	\$2,344	<u>ORC 4303.181</u> for enclosed shopping mall.

River Boats

Permit Class	Permit Fee	Description
D5E	\$1,219	<u>ORC 4303.181</u> Historical river boat owned by charitable organization only.

Marinas

Permit Class	Permit Fee	Description
D5F	\$2,344	<u>ORC 4303.181</u> Marina restaurant only.

Museums

Permit Class	Permit Fee	Description
D5G	\$1,875	<u>ORC 4303.181</u> National sports museum only.
D5H	\$1,875	<u>ORC 4303.181</u> Non-Profit organization exempt from federal income taxation, that owns a fine arts museum, community arts center or community theater.

Community Entertainment District/Revitalization

Permit Class	Permit Fee	Description
D5J	\$2,344	<u>ORC 4303.181</u> Community Entertainment District.
D5L	\$2,344	<u>ORC 4303.181</u> Revitalization District.

Sunday Sales

Permit Class	Permit Fee	Description
D6	\$400-c \$500-d	<u>ORC 4303.182</u> Sale of intoxicating liquor on Sunday between the hours 10:00am or 11:00am and midnight.

Other

Permit Class	Permit Fee	Description
D5K	\$1,875	<u>ORC 4303.181</u> Certain non-profit organizations that own and operate a botanical garden.
D5M	\$2,344	<u>ORC 4303.181</u> Restaurant affiliated with center for the preservation of wild animals.
D5N	\$20,000.00	<u>ORC 4303.181(N)</u> Casino Operator or Casino Management Company.
D5O	\$2344.00	<u>ORC 4303.181(O)</u> Restaurant located in a casino.
E	\$500	<u>ORC 4303.19</u> Railroad car or airline to sell beer or any intoxicating liquor at retail in glass or from container for consumption in such car or aircraft.
G	\$100	<u>ORC 4303.21</u> Retail drug store (alcohol for medicinal, industrial, mechanical, chemical, or scientific purposes).
H	\$300	<u>ORC 4303.22</u> Carrier by rail or for hire motor carrier who also holds a license issued by the public utilities commission to transport beer, intoxicating liquor, and alcohol, or any of these, in this state or delivery or use in this state.
I	\$200	<u>ORC 4303.23</u> Wholesale druggist (purchase - import alcohol for sale at wholesale and retail).

Temporary Permits

Permit Class	Permit Fee	Description
F	\$40	<u>ORC 4303.20</u> Valid for beer only until 1:00am. (Temporary - 5 days).
F1	\$250	<u>ORC 4303.201</u> Temporary "Special Function" permit (3 days) (allows B.Y.O.B. by a nonprofit organization at Municipal Convention Center).
F2	\$150 \$160 (Jointly)	<u>ORC 4303.202</u> Temporary permit (four consecutive days) beer and any intoxicating liquor by glass or container on premises only until 1:00am. (1 every 30 days in same name)
F3	\$300	<u>ORC 4303.203</u> Alcohol Beverage Industry Education.
F4	\$60	<u>ORC 4303.204</u> Certain non profit organizations for an event that includes the introduction, showcasing or promotion of wines produced in Ohio; to furnish at no charge 2 oz. samples and sale for on premises consumption and carry out of wine from participating A2 permit holders. The fee is \$60 (per day).
F5	\$180	<u>ORC 4303.205</u> Beer and Intoxicating liquor issued to a Riverboat at a festival sponsored by a nonprofit organization (6 days - one per calendar year).
F6	\$50	<u>ORC 4303.206</u> Sale of wine by a 501(c)(3) nonprofit organization (72 consecutive hours - 6 per year).
F7	\$450	<u>ORC 4303.207</u> Beer, wine, mixed beverages, and spirituous liquor issued to a nonprofit organization at a "qualified golf event", meeting certain criteria until 1AM. (8 days - two(2) per calendar year).
F8	\$1700	<u>ORC 4303.208</u> Temporary permit to a not-for-profit organization for sales on publicly owned property located in Hamilton County only.
F9	\$1700	<u>ORC 4303.209</u> Temporary Permit to a nonprofit corporation that operates park on property leased from a municipal or non-profit corporation that provides or manages entertainment programming having an agreement meeting certain - in Franklin County only.
F-10	\$100	<u>ORC 4303.2010</u> Sales of tasting samples of wine manufactured by an A-2 or S permit holder conducted at a registered farmers market, or in sealed containers for consumption off premises.

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CONTACT US

Division of Liquor Control
6606 Tussing Road
Reynoldsburg, OH 43068

Phone 614.644.2360
Email Web.liqr@com.state.oh.us

Webmaster
Contact the Webmaster for Questions
or Comments on the Website:
webmaster@com.state.oh.us

LOOKUP SERVICES

[Special Event Liquor Permit Search](#)
[Liquor Permit Retailers Search](#)
[Liquor Permit Violations Search](#)
[Ownership Disclosure Search](#)
[Permits In Safekeeping Search](#)

RESOURCES

[We Don't Serve Teens](#)
[Liquor Laws & Rules](#)
[Ohio Liquor Control Commission](#)
[Ohio Ethics Commission](#)
[Law On Open Containers](#)
[Law On Gambling](#)

ABOUT LIQUOR CONTROL

Director Sheryl Maxfield

CONNECT WITH US



Ohio.gov

TENATIVE 2022 CAUCUS -COUNCIL MEETING SCHEDULE

JANUARY

Holidays Observed

4 - Caucus Prior
4 - Council New Year's Day 1/1/22
11 - Caucus
18 - Caucus Prior Martin Luther King Jr. 1/17/22
18 - Council

FEBRUARY

1 - Caucus Prior
1 - Council President's Day 2/21/22
8 - Caucus
15 - Caucus Prior to
15 - Council

MARCH

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

APRIL

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

MAY

3 - Caucus Prior
3 - Council
10 - Caucus
17 - Caucus Prior
17 - Council Memorial Day 5/30/22

JUNE

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

JULY

Holidays Observed

SUMMER RECESS Independence Day 7/4/22
19 - Caucus Prior to
19 - Council

AUGUST

SUMMER RECESS
23 - Caucus Prior to
23 - Council

SEPTEMBER

6 - Caucus Prior Labor Day 9/5/22
6 - Council
13 - Caucus
20 - Caucus Prior
20 - Council

OCTOBER

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

NOVEMBER

1 - Caucus Prior
1 - Council
8 - Caucus Veteran's Day 11/11/22
15 - Caucus Prior
15 - Council Thanksgiving Day 11/24/22

DECEMBER

6 - Caucus Prior
6 - Council
13 - Caucus
20 - Caucus Prior
20 - Council Christmas Day 12/25/22

Non Partisan Elections

Greg Wellman [REDACTED]

Tue 12/14/2021 2:01 PM

To: Rich Scott <rscott@cityofbrookpark.com>

[This message is from a source outside of your organization]

Councilman Scott,

Thank you for reaching out to me regarding the Charter Review Commission's suggestion for Non-Partisan elections. I also want to thank you for bringing this important change back up for discussion. I hope that you are successful in convincing the other Council members that it is time to let the residents of Brook Park decide the future of the city.

I brought this idea up for discussion during our meetings of the Charter Review Commission. It was well received and was eventually included in our presentation to Council as a whole. The reasoning for Non Partisan elections can be found in this past election cycle and previous election cycles. There were three (3) candidates for Mayor this past election, but there was a clear majority winner this year. In 2017, Mayor Gamella won his election with only 42% of the votes, not a clear majority. He also was competing against three (3) other candidates. In 2013, former Mayor Coyne won against two (2) other candidates, garnering 48% of the vote. Again, not a clear majority.

In this year's Ward 1 election, there were also three (3) candidates but one of the candidates removed himself prior to the election. However, this candidate's name was still on the ballot and there were votes cast for this person. The winner of the Ward 1 election garnered only 45% of the vote, which is not a clear majority.

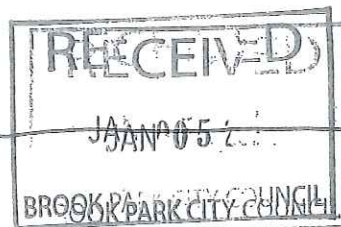
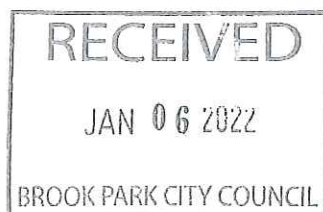
My point is when you have multiple (more than two) candidates vying for one position, there is rarely a clear majority winner. Lately, it seems, candidates have been running as independents in order to avoid a primary run off, basically guaranteeing that their name will be on the ballot. I see this as diluting the vote, enough so that a candidate doesn't need a clear majority to win. With a non partisan election, there will be a primary *IF* there are more than two (2) candidates running for a single position. The two top vote getters from this primary move on to the general election. Doing this will guarantee a clear majority winner.

Municipal elections, in my opinion, should never be about party affiliation. Municipal elections should be about the best candidate for the job. Period.

Thank you again for bringing this back up for discussion and I again hope that council, as a whole, realizes that the residents should be given the opportunity to determine what they feel is best for the city.

Respectfully,

Greg Wellman
(Former resident and 2019 Charter Review Commission member)



COUNCIL RULE #4 SPECIAL MEETINGS:

Special meetings may be called at any time by the Mayor, President of Council or any three (3) Members of Council, by a written notice, not less than twenty-four (24) hours in advance. Such notice shall be **given to each of them personally or electronically by the Clerk of Council. Text message with response will be sent to all Members and if no response is received within a certain time or end of day the Clerk will follow-up with a phone call.** The notice shall state the date, time and subjects to be considered. No other subjects shall be considered other than what is stated in the NOTICE OF SPECIAL MEETING. **Amended/verbal approval 1/21/20**

All Special Council Meetings shall provide for audience participation to allow the public to voice their concerns and/or opinions on only the subject(s) pending before Council, prior to Council's consideration.

Is hereby amended to read:

Special meetings may be called at any time by the Mayor, President of Council or any three (3) Members of Council, by a written notice, not less than twenty-four (24) hours in advance. Such notice shall be **given to each of them personally or electronically by the Clerk of Council.** The notice shall state the date, time and subjects to be considered. No other subjects shall be considered other than what is stated in the NOTICE OF SPECIAL MEETING.

All Special Council Meetings shall provide for audience participation to allow the public to voice their concerns and/or opinions on only the subject(s) pending before Council, prior to Council's consideration.

RULE 7: ORDER OF BUSINESS

The business of all regular meetings of the Council shall be transacted in the following order, unless the Council shall, by a majority vote (4), suspend the rule and change the order.

- A. ROLL CALL OF MEMBERS
- B. PLEDGE OF ALLEGIANCE
- C. APPROVAL OF MINUTES OF PRECEDING MEETINGS
- D. REPORTS OF STANDING COMMITTEES
- E. REPORTS OF SPECIAL COMMITTEES
- 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
- O. THIRD READING OF ORDINANCES AND RESOLUTIONS
- P. ADJOURNMENT

is hereby amended to read:

RULE 7: ORDER OF BUSINESS

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- L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER

- M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS (FIRST READING)
- N. SECOND READING OF ORDINANCES AND RESOLUTIONS
- O. THIRD READING OF ORDINANCES AND RESOLUTIONS
- P. ADJOURNMENT

RULE 12: ORDINANCES AND RESOLUTIONS:

a. **INTRODUCTION:** Ordinances and Resolutions shall be introduced in the Council only in printed form, with the name of the Committee introducing the same endorsed thereon, or by the Mayor, except if legislation is introduced by a Councilman on the floor of Council, then it shall carry his name. All ordinances and resolutions shall be read by title only on the day introduced and shall be referred to Committee by the Presiding Officer.

is hereby amended to read:

RULE 12: ORDINANCES AND RESOLUTIONS:

a. **INTRODUCTION:** Ordinances and resolutions shall be introduced in the Council only in printed form, with the name of the committee introducing the same endorsed thereon, or by the Mayor, except if legislation is introduced by a Councilman on the floor of council, then it shall carry his name.

RULE 19: PERMISSION REQUIRED TO ADDRESS COUNCIL

Persons other than Members of the Council and City Officers shall not be permitted to address Council except upon introduction by the presiding officer. Each citizen must identify himself, and his residential address, for purpose of the Public Record. Each citizen shall at all times during any Regular or Special Council meeting conduct themselves in a professional manner. They shall not use offensive or threatening language to elected or appointed officials or to the attending public. They shall comply with the Rules of Council 2018-2019. Verbal Approval 10/18/16.

Is hereby amended to read:

RULE 19: PERMISSION REQUIRED TO ADDRESS COUNCIL:

Persons other than Members of the Council and City Officers shall not be permitted to address Council except upon introduction by the presiding officer. Each citizen must identify himself, and his residential address, for purpose of the Public Record. Each citizen shall at all times during any Regular or Special Council meeting conduct themselves in a professional manner. They shall not use offensive or threatening language to elected or appointed officials or to the attending public. **The public will be allotted five minutes (5) to address Council and City Officers. It will be up to the Presiding Officer or Council to permit an extension of the time limit allowed.** All Citizens shall comply with the Rules of Council 2020-2021.

AMEND COUNCIL RULE #12: ORDINANCES AND RESOLUTIONS - PER COUNCILMAN SCOTT.

A: INTRODUCTION: ORDINANCES AND RESOLUTIONS SHALL BE INTRODUCED IN THE COUNCIL ONLY IN PRINTED FORM, WITH THE NAME OF THE COMMITTEE INTRODUCING THE SAME ENDORSED THEREON, OR BY THE MAYOR, EXCEPT IF LEGISLATION IS INTRODUCED BY A COUNCILMAN ON THE FLOOR OF COUNCIL, THEN IT SHALL CARRY HIS NAME. ALL ORDINANCES AND RESOLUTIONS SHALL BE READ BY TITLE ONLY ON THE DAY INTRODUCED AND SHALL BE REFERRED TO COMMITTEE BY THE PRESIDING OFFICER. (ADDITION/ADOPTED 1/4/16 ORGANIZATIONAL MEETING)

IS HEREBY AMENDED TO READ:

ORDINANCES AND RESOLUTIONS SHALL BE INTRODUCED IN THE COUNCIL ONLY IN PRINTED FORM, WITH THE NAME OF THE COMMITTEE INTRODUCING THE SAME ENDORSED THEREON, OR BY THE MAYOR, EXCEPT IF LEGISLATION IS INTRODUCED BY A COUNCILMAN ON THE FLOOR OF COUNCIL, THEN IT SHALL CARRY HIS NAME. (PER 1974-1975 COUNCIL RULES). WAS IN EFFECT FOR 41 YEARS.

C: DELIVERY TO LAW DIRECTOR: IN ORDER THAT ADEQUATE TIME MAY BE GIVEN TO THE PREPARATION OF LEGISLATION, MEMBERS OF COUNCIL SHALL PRESENT REQUESTS IN WRITING, FOR LEGISLATION TO THE LAW DIRECTOR NOT LATER THAN 5:00 P.M. ON THE TUESDAY PRECEDING THE MEETING AT WHICH SUCH LEGISLATION IS TO BE INTRODUCED. LEGISLATION TO BE INTRODUCED UNDER SUSPENSION OF THE RULES MUST BE PRESENTED TO THE LAW DIRECTOR AT LEAST ONE (1) WEEK PRECEDING INTRODUCTION TO COUNCIL. (1/4/16 AMENDED/ADOPTED- ORGANIZATIONAL MEETING)

IS HEREBY AMENDED TO READ:

IN ORDER THAT ADEQUATE TIME MAY BE GIVEN TO THE PREPARATION OF LEGISLATION, MEMBERS OF COUNCIL SHALL PRESENT REQUESTS, ~~IN~~ WRITING, FOR LEGISLATION TO THE LAW DIRECTOR (SOLICITOR) NOT LATER THAN 5:00 P.M. ON THE TUESDAY PRECEDING THE MEETING AT WHICH SUCH LEGISLATION IS TO BE INTRODUCED FOR THE FIRST READING. LEGISLATION TO BE INTRODUCED UNDER SUSPENSION OF THE RULES MUST BE PRESENTED TO THE LAW DIRECTOR (SOLICITOR) AT LEAST ONE (1) WEEK PRECEDING INTRODUCTION TO COUNCIL. (PER 1974-1975 COUNCIL RULES). WAS IN EFFECT FOR 41 YEARS.

CHANGED FROM SOLICITOR TO LAW DIRECTOR 1984-1985 COUNCIL.

THIS WOULD FULFILL THE "PAST PRACTICES"
MANTRA

City of Avon Lake

We have three minutes on any item on the agenda before legislation is read and then 5 minutes at the end on any topic. Blurb from Council Rules:

220.21 AUDIENCE PARTICIPATION AND PUBLIC INPUT.

(a) Regular Council Meeting. (1) Any person may address Council only once during the audience participation portion of the meeting, and such participation shall be limited to agenda items only and shall appear prior to Council's action on motions and legislation. He shall be allowed three minutes, unless the time is extended by the Presiding Officer or Council. Council shall be allowed to direct questions to the speaker, through the Presiding Officer.

(2) A time for public input shall be provided at the end of the Regular Council Meeting. Each member of the audience wishing to speak on any topic shall speak for not longer than five minutes and only once.

(3) All remarks shall be addressed to Council as a body and not to any member. No person, other than Council and the person having the floor shall be permitted to enter any discussion, either directly or through a member of Council, without the permission of the Presiding Officer. No question shall be asked a Councilmember except through the Presiding Officer.

(b) Collective Committee Meeting.

(1) During a collective committee meeting, the Presiding Officer may allow audience participation during the course of a collective committee meeting. Such participation shall be limited to the issue then and there at hand and be limited to three minutes per person and 20 minutes per topic or issue, unless the time is extended by the Presiding Officer or Council. Council shall be allowed to direct questions to the speaker through the Presiding Officer.

(2) A time for public input shall be provided at the end of the collective committee meeting. Each member of the audience wishing to speak on any topic shall speak for not longer than five minutes and only once.

(3) All remarks shall be addressed to Council as a body and not to any member. No person, other than Council and the person having the floor, shall be permitted to enter any discussion, either directly or through a member of Council, without the permission of the Presiding Officer. No question shall be asked a Councilmember except through the Presiding Officer.

(c) Work Session.

(1) A time for audience participation shall be provided at the end of the work session. Each member of the audience wishing to speak shall speak for not longer than five minutes per person or 20 minutes per topic.

(3) All remarks shall be addressed to Council as a body and not to any member. No person, other than Council and the person having the floor, shall be permitted to enter any discussion, either directly or through a member of Council, without the permission of the Presiding Officer. No question shall be asked a Councilmember except through the Presiding Officer. (Ord. 61-2002. Passed 3-11-02; Ord. 40-04. Passed 2-23-04; Ord. 146-06. Passed 12-18-06.)

City of Barberton

5 minutes per person. On the 1st and 3rd Mondays (Committee of the Whole meetings) they can address council regarding anything. On the 2nd and 4th Mondays (Legislative) they may only address council regarding something that is on the Agenda.

City of Broadview Hts. - Codified

Council Open to Citizens who are Residents (each of who will be limited to three minutes)

City of Brunswick - Council RulesTime Limitations On Speaking:

No member of Council, or of the audience, shall be allowed to speak for more than five (5) minutes at any one time. No member of Council shall speak more than once on the same motion until every other Council member desiring to speak on that motion shall have had an opportunity to do so. Neither the City Manager, nor any Director or City employee, when requested for an opinion, shall speak longer than five (5) minutes upon the same motion, ordinance or question. No member of the audience shall speak more than once on the same matter under discussion, nor shall one audience member's relinquishment of time to another member of the audience be permitted. All time limitations imposed by this Rule may be expanded or reduced during any Council Meeting, for purposes of that meeting only, upon the assent of five (5) members of the Council.

City of Eastlake

Our Recognition of the Public part of our meetings is half hour total, three minutes per person. Either myself, the Vice President, or the President times it.

City of Independence

We have in our Council Rules a limit of three minutes per individual, which may be extended at the discretion of the Mayor. It also states that the number of persons addressing any issue shall be limited to ten, which number may be changed by a majority of Council.

City of North Olmsted

North Olmsted has a five-minute policy with the option for an extension by a vote of Council at the conclusion of the five minutes. The person speaking has to say how long of an extension they are requesting and that is how long they get if Council approves. Very rarely do we get the request for extension, but I've never not seen it granted if asked. 5 minutes....ONLY!!

Oakwood Village

Ours is three minutes but often Council will allow a resident to speak longer depending on the issue.

City of Parma

We have a three-minute limit. Unless a person is speaking for a group, then it's like 10 minutes. We do not have a debate between the speaker and Council/administration. They do not have to give their name and address.

City of Parma Hts.

We have a three-minute limit and our Council President holds them to it.

City of Strongsville

We limit audience participation to five minutes per speaker. We started doing this some time ago, I think it was 2005. Anyway, at first we just had an actual hourglass timer with sand. The Council President would tip it over and set it on top of the dais for all to see. Now, though, we still time the audience, but the President of Council just kind of makes a visual note of the time when the speaker starts speaking and gives him a 30 second (or so) warning that his time is coming to an end. Most of our speakers don't even go near the five-minute limit. SIGN IN SHEET AT DOOR

City of Strongsville - Codified

220.05 CONDUCT OF BUSINESS.

(i) Any member of the audience who wishes to address the Council during Audience Participation must stand at the podium provided and clearly state his/her name and residence address for recording purposes. Audience members must address the Council when speaking. No member of the audience will be allowed to engage in debate with any member of the Council, the Administration or any other member of the Audience. The President of Council shall not recognize any member of the Audience who attempts to speak from his seat or from any location other than the podium. Comments of members of the audience shall be limited to five minutes.

Summit County

We have a 3-minute rule for those addressing Council.

City of Westlake

Westlake asks speakers to limit their comments to 5 minutes. SIGN IN SHEET AT DOOR

Village of Mayfield Hts.

5 minutes

Village of South Russell

We have a five-minute limit however some people have the time limited applied and some are permitted to go on forever - it's up to the president of Council (Mayor)

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: MAYOR ORCUTT

A RESOLUTION AUTHORIZING THE CITY OF BROOK PARK TO FILE AS A CO-APPLICANT WITH DROF BP I, LLC AND TO PARTICIPATE IN THE STATE OF OHIO BROWNFIELD REMEDIATION PROGRAM FUND, AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio, Department of Development, provides financial assistance to local governments for the purpose of addressing local needs;

WHEREAS, the City of Brook Park and DROF BP I, LLC (herein the "Co-Applicants") desire to participate in the Program to receive financial assistance for Ford Brook Park Redevelopment (the "Project") under the Ohio Brownfield Remediation Program Fund;

WHEREAS, the Co-Applicants have the authority to apply for financial assistance and to administer funds received from the State of Ohio, Ohio Remediation Program Fund; and

WHEREAS, DROF BP I, LLC shall indemnify and hold the City harmless for any environmental contamination or other environmental liability attributed or associated with the Project; and

WHEREAS, the City shall not be required to contribute any financial assistance in support of the Project; and

WHEREAS, the Co-Applicants must direct and authorize Colleen Loredo to act in connection with the application and to provide such additional information as may be required.

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

SECTION 1: That Council authorizes Colleen Loredo as the official representative of the Co-Applicants' application to participate in the State of Ohio, Department of Development, Ohio Brownfield Remediation Program Fund and provide all information and documentation required in said application submission.

SECTION 2: That the Council hereby approves the filing of a co-application with DROF BP I, LLC for financial assistance under the Ohio Brownfield Remediation Program Fund, and to authorize the Mayor to execute any documents necessary to apply for said grant.

SECTION 3: That the Co-Applicants hereby understand and agree that participation in the Program will require compliance with program guidelines and assurances.

SECTION 4: That the Co-Applicant, DROF BP I, LLC, has committed itself to provide the match as described in the application.

SECTION 5: 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 6: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of said City, and for further reason to authorize the Mayor to file as co-applicant with DROF BP I, LLP to receive financial assistance under the Ohio Brownfield Remediation Program Fund; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

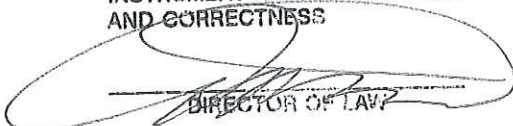
PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: MAYOR ORCUTT

A RESOLUTION SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE 2022 CUYAHOGA COUNTY COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR IMPROVEMENTS TO BROOK PARK CENTRAL PARK AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED GRANT FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE ANY AWARDED GRANT FUNDS, AND DECLARING AN EMERGENCY

WHEREAS, the Cuyahoga County Department of Development solicited applications for the Community Development Supplemental Grant ("CDSG"), a program that provides grant funding on a competitive basis for a variety of projects to help strengthen cities, encourage regional collaboration, and improve the quality of life for county residents; and

WHEREAS, the City of Brook Park intends to submit an application to the Cuyahoga County Department of Development for 2022 CDSG funding to construct restroom facilities for the Outdoor Amphitheater within the Brook Park Central Park Master Plan; and

WHEREAS, such improvements allowing the ability to serve users of all ages and every ability level and promoting a healthy lifestyle and healthy community; and

WHEREAS, the CDSG program provides one hundred percent (100%) reimbursement for project costs in an amount not to exceed Fifty Thousand Dollars (\$50,000.00), requiring the applicant to first expend funds and then request reimbursement from Cuyahoga County; and

WHEREAS, the estimated total project cost is Fifty Thousand Dollars (\$50,000.00), which is requested in grant funding and used for construction; and

WHEREAS, legislation supporting and authorizing the application is required and applications for assistance must be submitted to Cuyahoga County by January 21, 2022.

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

SECTION 1: That the Council of the City of Brook Park, hereby supports the submission of the City's 2022 CDSG application for the purposes described in this Resolution; that the Mayor and the Administration are authorized to submit the grant by the January 21, 2022 deadline.

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

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety, and welfare of said City, and for further reason to authorize the Mayor to file an application with the Cuyahoga County Department of Development for a grant; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

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


DIRECTOR OF LAW