

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, MARCH 1, 2022
7:30 P.M.**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

D. REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee – Chairman, Poindexter

Finance Committee - Chairman, Scott

Legislative Committee - Chairwoman, Coyne

Parks & Recreation Committee - Chairman, Mencini

Planning Committee - Chairman, Troyer

Safety Committee - Chairman, Roberts

Service Committee - Chairman, Poindexter

Board of Zoning Appeals - Chairman, Salvatore

E. REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center Trustee, Mencini

Berea Board of Education Representative, Coyne

Technology & Innovation Council Representative, Poindexter

F. REPORTS OF BOARDS AND COMMISSIONS:

G. INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

H. REPORTS AND COMMUNICATIONS FROM THE MAYOR:

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

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

K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

M. INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING):

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11237-2022, AMENDING SECTION 537.05 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'AGGRAVATED MENACING' AND DECLARING AN EMERGENCY. Introduced by Councilman Poindexter, C/W and Mayor Orcutt.
2. AMENDING CERTAIN SECTIONS OF THE ADMINISTRATIVE CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

P. ADJOURNMENT:

**SYNOPSIS OF ORDINANCES AND RESOLUTIONS
FOR THE COUNCIL MEETING OF MARCH 1, 2022**

SECOND READING:

Ord. No.11237-2022 AN ORDINANCE AMENDING SECTION 537.05 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED "AGGRAVATED MENACING", AND DECLARING AN EMERGENCY

SYNOPSIS: An ordinance amending section 537.05 to include increased protections for utility workers in the aggravated menacing ordinance.

Ord. No.11238-2022 AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE ADMINSTRATIVE CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance adjusting the salary ranges of certain non-union and non-elected employees.

**PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
February 24, 2022**

CITY OF BROOK PARK, OHIO

P/C 2-7-22 legislation
CA 2-8-22
1st R 2-15-22
2nd R 3-11-22
3rd R _____
B/C _____

ORDINANCE NO: 11237-2022

INTRODUCED BY: COUNCILMAN POINDEXTER & CW & MAYOR ORCUTT

AN ORDINANCE
AMENDING SECTION 537.05
OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED
'AGGRAVATED MENACING'
AND DECLARING AN EMERGENCY

WHEREAS, there have been an increase in incidents where utility workers were threatened while trying to perform their jobs; and

WHEREAS, utility workers provide a vital service to our community and need to be protected while they are performing essential functions; and

WHEREAS, increasing the degree and penalty for incidents of threats against utility workers will provide additional protections to utility workers.

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

SECTION 1: Section 537.05 "Aggravated Menacing" of Chapter 537, Offenses Relating to Persons of the General Offenses Code of the City of Brook Park is hereby amended to read as follows:

(d) If the victim of the offense is a utility worker whom the offender knows or has reasonable cause to know is a utility worker, if the victim is engaged in the lawful performance of the victim's duties, and if the offender threatens the victim with a deadly weapon with intent to unlawfully obstruct the operation of a utility, aggravated menacing is a felony of the fourth degree. As used in this section, "organization" includes an entity whose primary responsibility is the operation or maintenance of a utility. "Utility" means an enterprise that provides gas, electric, steam, water, sewage, transportation, communication services, or cable and broadband services, whether publicly or privately owned.

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 of amending Section 537.05; therefore provided this Ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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


DIRECTOR OF LAW

P/C 2-1-22 Finance
CA 2-8-22
1st R 2-15-22
2nd R 3-1-22
3rd R _____
B/A _____

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11238-2022

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE
AMENDING CERTAIN SECTIONS OF THE ADMINISTRATIVE
CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR
EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR
THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS
AND DECLARING AN EMERGENCY

WHEREAS, it is the desire of the Council of the City of Brook Park to provide adjustment in compensation for employees of the City, other than elected officials, who are not specifically covered in negotiated labor contracts, and also to provide adjustment in rates covering employees; and

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

SECTION 1: The "Salary Schedule" for the year 2022 is attached hereto and marked Exhibit "A," and made a part hereof as if fully rewritten herein and are hereby adopted. Those said Sections of the Codified Ordinances specifically enumerated in the attached "Salary Schedule" are hereby amended accordingly.

SECTION 2: The compensation provided in the "Salary Schedule" for the year 2022 shall remain in effect until duly changed.

SECTION 3: The "Salary Schedule 2017 through 2019" as enacted by Ordinance 11073-2019, passed March 19, 2019 is hereby specifically repealed.

SECTION 4: The money needed for the aforesaid transaction shall be paid from funds 100, 210, 264, and 255.

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 provide adjustments in compensation without undue delay; provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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

DIRECTOR OF LAW

AMENDED TO READ 2022

SALARY SCHEDULE	
Ordinance	Title
121.02 (b)	Clerk Of Council
121.03 (b)	Assistant Clerk Of Council
121.08 (b)	Part Time Assistant Clerk of Council
131.03 (b)	Executive Assistant to the Mayor
131.06 (b)	Temporary Clerical
131.07 (a)	C.O.E. Assistant Office Clerk
131.08 (c)	Commissioner of Admin. Services (H.R.)
131.09 (c)	Clerk of Mayor's Court
131.11 (d)	Commissioner of Purchasing
131.13 ©	Commissioner of Economic Development
133.02 ©	Assistant Law Director
133.03 ©	Administrative Assistant to the Law Director
133.061 ©	Part Time Assistant Law Director-Class #2
133.07 (b)	Law Department Clerk
133.062	Assistant Law Director- Class #3
137.02 (b)	Assistant Finance Director
139.01 (b)	Director of Public Safety
139.07 ©	School Crossing Guards
139.11	Safety Forces High Risk Board
140.03 (b)	Electrical Inspector
140.04 (b)	Plumbing Inspector
141.03 (a)	Police Chief
141.03 (a)	Police Captain
142.07 ©	Auxiliary Police
143.03 (a)	Fire Chief
143.03 (a)	Assistant Fire Chief
145.01	Director of Public Service
145.15 (b)	Summer Grass Cutters

2022 Minimum	2022 Maximum
\$57,258.01	\$68,108.87
\$43,170.50	\$54,021.36
\$10.85	\$17.97
\$63,912.69	\$74,550.78
\$10.85	\$17.97
\$10.43	\$24.91
\$72,563.27	\$79,000.00
\$52,000.00	\$65,761.89
\$0.00	\$0.00
\$70,000.00	\$88,509.59
\$41,646.80	\$52,497.65
\$54,911.04	\$65,761.89
\$13,021.02	\$33,073.66
\$10.85	\$17.97
\$61,984.37	\$72,835.23
\$79,824.29	\$90,279.09
\$77,000.00	\$92,000.00
\$8,165.01	\$10,206.79
\$0.00	\$0.00
\$21,261.10	\$21,261.10
\$21,261.10	\$21,261.10
\$97,297.15	\$114,891.37
\$90,221.69	\$107,444.71
\$13.56	\$20.36
\$97,297.15	\$114,891.37
\$90,221.69	\$107,444.71
\$83,000.00	\$99,500.00
\$10.43	\$13.17

EXHIBIT

"A"

