

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, DECEMBER 20, 2022
7:30 P.M.**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. CAUCUS PRIOR TO MEETING MINUTES HELD ON DECEMBER 6, 2022.
2. REGULAR COUNCIL MEETING MINUTES HELD ON DECEMBER 6, 2022.

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:

PROCLAMATIONS:

1. HONORING OFFICER FRANK DESCENZO FOR OUTSTANDING PERFORMANCE.
2. HONORING OFFICER ADAM GOLDENBERG FOR OUTSTANDING PERFORMANCE.
3. HONORING SERGEANT RYAN WALSH FOR OUTSTANDING PERFORMANCE.
4. HONORING OFFICER CHANCE FERRELL FOR OUTSTANDING PERFORMANCE.
5. HONORING OFFICER BRANDON LACIVITA FOR OUTSTANDING PERFORMANCE.

L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

M. ORDINANCES AND RESOLUTIONS FIRST READING:

1. ORDINANCE NO. 11299-2022
AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2023, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
2. ORDINANCE NO. 11300-2022
AN ORDINANCE AUTHORIZING THE CONSULTING ENGINEER TO PREPARE PLANS AND SPECIFICATIONS, AND THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT(S) WITH THE LOWEST AND/OR BEST BIDDER FOR THE DEMOLITION OF THE FORMER BROOK PARK MEMORIAL ELEMENTARY SCHOOL, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
3. RESOLUTION 31-2022
A RESOLUTION REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11298-2022
AN ORDINANCE AMENDING ORDINANCE NO. 11244-2022, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
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O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

P. ADJOURNMENT:

**SYNOPSIS OF ORDINANCES AND RESOLUTIONS
FOR THE COUNCIL MEETING OF DECEMBER 20, 2022**

FIRST READING:

ORD. NO. 11299-2022 AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2023 AND DECLARING AN EMERGENCY.

SYNOPSIS: An Ordinance allowing the city to operate for the first three months, first quarter, of 2023.

ORD. NO. 11300-2022 AN ORDINANCE AUTHORIZING THE CONSULTING ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT(S) WITH THE LOWEST AND/OR BEST BIDDER FOR THE DEMOLITION OF THE BROOK PARK MEMORIAL ELEMENTARY SCHOOL AND DECLARING AN EMERGENCY.

SYNOPSIS: An Ordinance allowing for the demolition of Brook Park Memorial Elementary School due to being in disrepair.

RES. NO. 30-2022 A RESOLUTION REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY.

SYNOPSIS: A Resolution allowing the city to receive tax revenues and special assessment revenues for the year 2023.

SECOND READING:

ORD. NO. 11298-2022 AN ORDINANCE AMENDING ORDINANCE NO. 11244-2022, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK AND DECLARING EMERGENCY.

SYNOPSIS: Allowing the finance director to increase expense items to close out fiscal year 2022.

**PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
December 15, 2022**

ORDINANCE NO. 11299-2022INTRODUCED BY MAYOR ORCUTTP/C 12-6-22 FinanceCA 12-13-221st R 12-20-22

2nd R _____

3rd R _____

AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE
CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31,
2023, AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary for the Council of the City of Brook Park, State of Ohio,
to appropriate funds available to meet current expenses of the said City for a three month
period ending March 31, 2023.

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

SECTION 1: That to provide for the current expenses and other expenditures of the
City of Brook Park, Ohio for the first quarter of the fiscal year ending March 31, 2023, there
be appropriated the total of \$12,502,605.43 as shown in Sections 2 thru 10 of this Ordinance.

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

FUND	COST		51000-51999	52000-52999	55000-55999	56000-56999	57000-57999	
100	CNTR	DEPARTMENT	PERSONAL	OPERATIONS	CAPITAL	DEBT	TRANSFERS &	TOTAL
	GENERAL FUND		SERVICES		OUTLAY	SERVICE	REFUNDS...	APPROPRIATIONS
	110	COUNCIL	35,364.00	2,900.00				38,264.00
	111	CLERK OF COUNCIL	68,238.00	420.00				68,658.00
	210	MAYOR'S COURT	35,101.00	5,477.00				40,578.00
	211	MUNICIPAL COURT						0.00
	320	PLANNING COMMISSION	1,712.00					1,712.00
	325	COMMUNITY DEVELOPMENT	14,900.00	311.00				15,211.00
	330	CIVIL SERVICE COMMISSION	6,827.00	96.00				6,923.00
	335	BOARD OF ZONING APPEALS	2,054.00					2,054.00
	340	RECREATION COMMISSION	1,712.00					1,712.00
	341	RECREATION CENTER	125,993.00	59,872.00			150.00	186,015.00
	342	PARKS & PLAYGROUNDS	43,120.00	60,000.00				103,120.00
	343	PUBLIC RECREATION	6,252.00	12,243.00				18,495.00
	345	HOME DAYS CELEBRATION		610.00				610.00
	350	TECH. AND INNOVATION COMM.	1,040.00					1,040.00
	351	CHARTER REVIEW COMMISSION						0.00
	400	MAYOR'S OFFICE	99,384.00	4,824.00				104,208.00
	402	HUMAN RESOURCES	21,436.00	1,224.00				22,660.00
	405	CORRECTIONAL FACILITY	49,736.00	14,055.00				63,793.00
	407	SAFETY TOWN						0.00
	409	MECHANICS	133,920.00	763.00				134,683.00
	410	SAFETY DIRECTOR	30,021.00	300.00				30,321.00
	411	SAFETY BUILDING	16,727.00	311,000.00				327,727.00
	412	POLICE DEPARTMENT	1,078,047.00	84,000.00				1,162,047.00
	413	FIRE DEPARTMENT	957,586.00	93,983.00				1,051,569.00
	414	DISASTER SERVICE	50.00	1,907.00				1,957.00
	415	BUILDING DEPARTMENT	107,173.00	9,192.00			25.00	116,390.00
	418	SCHOOL GUARDS	10,570.00					10,570.00
	419	ANIMAL WARDEN	24,153.00	2,194.00				26,347.00
	420	SERVICE DIRECTOR	26,994.00	2,176.00				29,170.00
	421	ENGINEERING		12,000.00				12,000.00
	422	SERVICE BUILDING	22,347.00	48,720.00				71,067.00
	423	SANITATION	110,333.00	135,916.00				246,249.00
	424	STREET CLEANING		1,216.00				1,216.00
	426	TRAFFIC SIGNS	18,836.00	1,288.00				20,124.00
	427	TREES & TREE LAWNS	41,148.00	1,127.00				42,275.00
	428	PUBLIC PROPERTIES	65,004.00	3,423.00				68,427.00
	429	SEWERS & DRAINS	182,962.00	45,405.00				228,367.00
	432	SNOW REMOVAL	69,757.00	130,726.00				200,483.00
	433	STREET LIGHTING		116,797.00				116,797.00
	434	TRAFFIC LIGHTS		12,547.00				12,547.00
	500	LEGAL DEPARTMENT	66,608.00	1,336.00				67,944.00
	610	FINANCE DEPARTMENT	114,278.00	30,505.00				144,783.00
	630	TAX REVIEW BOARD						0.00
	641	OFFICE OF AGING	11,051.00	1,085.00				12,136.00
	650	RETIREEES	12,405.00					12,405.00
	700	GEN. GOV'T. LANDS & BLDGS.	110.00	131,766.00				131,876.00
	821	P.E.R.S.						0.00
	825	WORKERS' COMPENSATION.	500.00					500.00
	826	UNEMPLOYMENT COMP.	500.00					500.00
	830	ELECTIONS						0.00
	831	AUDITOR & TREAS. FEES		15,000.00				15,000.00
	832	SALE OF DELINQ. LANDS						0.00
	834	COLLECTOR FEES						0.00
	840	INSURANCE & BONDING		1,150.00				1,150.00
	850	COUNTY BOARD OF HEALTH		55,785.00				55,785.00
	874	MISC. EXECUTIVE		96,461.00				96,461.00
	876	CITIZEN OF THE YEAR						0.00
	877	PROPERTY TAX REIMBURSEMENT						0.00
	879	CONTINGENCY						0.00
	880	TRANSFERS, REFUNDS & OTHER					400,000.00	400,000.00
			3,613,951.00	1,509,800.00	0.00	0.00	400,175.00	5,523,926.00

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
210		CITY INCOME TAX FUND						
	440	TAX DEPARTMENT	65,671.00	25,165.00			2,666,207.00	2,757,043.00
211		CITY INCOME TAX OPERATIONAL CASH FUND						
	440	TAX DEPARTMENT		100.00				100.00
215		ADMISSIONS TAX FUND						
	440	TAX DEPARTMENT	7,255.00	1,686.00				8,941.00
220		HOTEL, MOTEL TAX FUND						
	440	TAX DEPARTMENT						0.00
240		STREET C.M. & REPAIR FUND						
	425	STREET PAVING & REPAIR	104,545.00	29,843.00	500,000.00			634,388.00
241		STATE HWY. IMPROVEMENT FUND						
	425	STREET PAVING & REPAIR		75,000.00				75,000.00
242		PERMISSIVE TAX FUND						
	425	STREET PAVING & REPAIR		10,000.00				10,000.00
243		ECONOMIC DEVELOPMENT FUND						
	325	COMMUNITY DEVELOPMENT		525,000.00				525,000.00
244		BROOKPARK ROAD CORRIDOR FUND						
	325	COMMUNITY DEVELOPMENT						0.00
245		CDBG FUND						
	325	COMMUNITY DEVELOPMENT						0.00
250		SPECIAL RECREATION FUND						
	343	PUBLIC RECREATION		15,000.00			500.00	15,500.00
251		KENNEDY PARK CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
254		CONCESSION STAND PETTY CASH FUND						
	343	PUBLIC RECREATION		1,480.00				1,480.00
255		RECREATION CENTER CONCESSION FUND						
	342	PARKS AND PLAYGROUNDS						0.00
261		HUFSEY/FORBES CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
262		AMERICAN LEGION CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
263		WEDO PARK CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
264		WATER PARK FUND						
	342	PARKS & PLAYGROUNDS		1,250.00				1,250.00
265		PLANT LANE CONCESSION FUND						
	342	PARKS & PLAYGROUNDS						0.00
266		FURTHERANCE OF JUSTICE FUND						
	412	POLICE DEPARTMENT						0.00
270		LAW ENFORCEMENT FUND						
	412	POLICE DEPARTMENT		500.00	1,000.00			1,500.00
271		DWI ENFORCEMENT & EDUCATION FUND						
	412	POLICE DEPARTMENT		250.00				250.00
272		FEDERAL FORFEITURE FUND						
	412	POLICE DEPARTMENT		1,000.00				1,000.00
273		COMMUNITY DIVERSION PROGRAM FUND						
	412	POLICE DEPARTMENT						0.00
275		CONTINUING TRAINING PROGRAM FUND						
	412	POLICE DEPARTMENT		250.00				250.00
280		FEMA FUND						
	700	GEN. GOV'T. LANDS & BLDGS.						0.00
282		AMERICAN RESCUE PLAN FUND						
	700	GEN. GOV'T. LANDS & BLDGS.						0.00
290		INSURANCE FUND						
	840	INSURANCE & BONDING		25,000.00				25,000.00
			177,471.00	711,524.00	501,000.00	0.00	2,666,707.00	4,056,702.00

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
310		GENERAL BOND RETIREMENT FUND						
	871	DEBT RETIREMENT				74,957.43		74,957.43
	872	DEBT SERVICE						0.00
			0.00	0.00	0.00	74,957.43	0.00	74,957.43

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
401		CAPITAL IMPROVEMENT FUND						
	110	COUNCIL						0.00
	210	MAYOR'S COURT						0.00
	341	RECREATION CENTER			2,500.00			2,500.00
	342	PARKS & PLAYGROUNDS			100,000.00			100,000.00
	343	PUBLIC RECREATION						0.00
	400	MAYOR'S OFFICE						0.00
	402	HUMAN RESOURCES						0.00
	409	MECHANICS			500.00			500.00
	410	SAFETY DIRECTOR						0.00
	411	SAFETY BUILDING			5,000.00			5,000.00
	412	POLICE DEPARTMENT			150,000.00			150,000.00
	413	FIRE DEPARTMENT			50,000.00			50,000.00
	415	BUILDING DEPARTMENT			2,500.00			2,500.00
	419	ANIMAL WARDEN			1,000.00			1,000.00
	422	SERVICE BUILDING			50,000.00			50,000.00
	423	SANITATION			110,000.00			110,000.00
	424	STREET CLEANING						0.00
	425	STREET PAVING & REPAIR			20,000.00			20,000.00
	426	TRAFFIC SIGNS						0.00
	427	TREES & TREE LAWNS			1,000.00			1,000.00
	428	PUBLIC PROPERTIES			2,500.00			2,500.00
	429	SEWERS & DRAINS			140,000.00			140,000.00
	432	SNOW REMOVAL			25,000.00			25,000.00
	433	STREET LIGHTING						0.00
	434	TRAFFIC LIGHTS						0.00
	440	TAX DEPARTMENT			100,000.00			100,000.00
	500	LEGAL DEPARTMENT			1,000.00			1,000.00
	610	FINANCE DEPARTMENT			10,000.00			10,000.00
	700	GEN. GOV'T. LANDS & BLDGS.			10,000.00			10,000.00
	880	TRANSFERS & REFUNDS					75,000.00	75,000.00
			0.00	0.00	781,000.00	0.00	75,000.00	856,000.00

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
459		SEWER IMPROVEMENTS FUND						
	429	SEWERS & DRAINS		185,000.00	177,300.00			362,300.00
517		SOUND INSULATION PROGRAM FUND						
	325	COMMUNITY DEVELOPMENT		5,000.00				5,000.00
546		2021 STREET IMPROVEMENT FUND						
	425	STREET PAVING & REPAIR		43,215.00	235,388.00			278,603.00
547		2022 STREET IMPROVEMENT FUND						
	425	STREET PAVING & REPAIR		13,185.00	129,257.00			142,442.00
548		SHELDON ROAD WATER MAIN FUND						
	429	SEWERS & DRAINS		24,675.00				24,675.00
549		2023 STREET IMPROVEMENT FUND						
	425	STREET PAVING & REPAIR		75,000.00				75,000.00
			0.00	346,075.00	541,945.00	0.00	0.00	888,020.00

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
711		POLICE PENSION FUND						
	412	POLICE DEPARTMENT	130,000.00					130,000.00
712		FIRE PENSION FUND						
	413	FIRE DEPARTMENT	155,000.00					155,000.00
713		SOUTHWEST GENERAL HOSPITAL FUND						
	851	HEALTH & WELFARE						0.00
714		CASH BONDS HELD FUND						
	874	MISC. EXECUTIVE		35,000.00				35,000.00
716		BUILDING STANDARDS BOARD FUND						
	415	BUILDING DEPARTMENT		15,000.00				15,000.00
717		UNCLAIMED MONIES FUND						
	874	MISC. EXECUTIVE						0.00
750-777		PAYROLL ACCOUNTS		33,000.00				33,000.00
			285,000.00	83,000.00	0.00	0.00	0.00	368,000.00

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

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

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
690		MEDICAL BENEFITS FUND						
	840	INSURANCE	635,000.00					635,000.00
			635,000.00	0.00	0.00	0.00	0.00	635,000.00

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

FUND	COST CNTR	DEPARTMENT	51000-51999 PERSONAL SERVICES	52000-52999 OPERATIONS	55000-55999 CAPITAL OUTLAY	56000-56999 DEBT SERVICE	57000-57999 TRANSFERS & REFUNDS	TOTAL APPROPRIATIONS
691		RETIREES' ACCRUED BENEFITS FUND						
	650	RETIREES	100,000.00					100,000.00
			100,000.00	0.00	0.00	0.00	0.00	100,000.00
			4,811,422.00	2,650,399.00	1,823,945.00	74,957.43	3,141,882.00	12,502,605.43

SECTION 11: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 12: This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, and safety. Such necessity exists by reason of the fact that funds must be made available and be appropriated to provide for the current expenses and payments thereof for the first three months of the fiscal year ending March 31, 2023. Therefore, this Ordinance shall take effect and be in force from and after its passage and approval by the Mayor.

PASSED _____

PRESIDENT OF COUNCIL

ATTEST _____

APPROVED _____
MAYOR

DATE _____

CA 12-13-22
1st R 12-20-22
2nd R
3rd R
5th

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11300-2022

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE AUTHORIZING THE CONSULTING ENGINEER TO PREPARE PLANS AND SPECIFICATIONS, AND THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT(S) WITH THE LOWEST AND/OR BEST BIDDER FOR THE DEMOLITION OF THE FORMER BROOK PARK MEMORIAL ELEMENTARY SCHOOL, AND DECLARING AN EMERGENCY

WHEREAS, Council authorized the Mayor to enter into a contract to purchase the former Brook Park Memorial Elementary School, located at 16900 Holland Road, Brook Park, Ohio (PPN 343-17-088) by Ordinance number 11075-2019, passed March 26, 2019; and

WHEREAS, the building is in a state of disrepair and it has been deemed to be in the best interest of the City to demolish the existing structure(s).

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

SECTION 1: The Consulting Engineer is hereby authorized to prepare plans and specifications, and the Mayor is authorized to advertise for bids and enter into a contract with the lowest and/or best bidder for said Demolition Project.

SECTION 2: The Mayor on behalf of the City of Brook Park is hereby authorized to contract with the Consulting City Engineer (Euthenics, Inc.) for Engineering, Bidding, and Construction Administration services for said Demolition Project in accordance with Exhibit "A" attached hereto.

SECTION 3: The money needed for the aforesaid transaction shall be paid from the Economic Development Fund No. 243, theretofore appropriated or to be appropriated for said purpose.

SECTION 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public

in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason Council deems it necessary to proceed with the Demolition Project as soon as possible; 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

P. J. Hackett

DIRECTOR OF LAW 12/6/22
NSA

SCOPE OF WORK, ESTIMATED MANHOUR BREAKDOWN, AND FEE ESTIMATE

Design Engineering and Plan Development Phase		=	8	MH
1	Site Visit	=	12	MH
2	Search Plan Archives for Existing Drawings	=	8	MH
3	Review Existing Drawings and Reports	=	84	MH
4	Develop Detailed Specifications for Proposed Demolitions			
5	Develop Plan Sheets	=	8	MH
	- Title Sheet	=	40	CH/MH
	- Existing Conditions/Topographic Survey	=	16	MH
	- General Notes	=	48	MH
	- Demolition Plan	=	28	MH
	- Site, Grading, and Utility Plan	=	24	MH
	- SWPPP Plan, Notes and Details	=	20	MH
	- Existing School Drawings (for reference)	=	16	MH
6	Prepare Preliminary Cost Estimate	=	8	MH
7	Coordination with City of Brook Park, OEPA, Utilities, Etc.	=	8	MH
8	Prepare and Submit OEPA NOI (application fee not included)	=	16	MH
9	Coordination with Environmental, Asbestos and Lead Paint Testing	=	30	CH/MH
10	Plan/Specification/Scope of Work Revisions	=	10	MH
11	Finalize Cost Estimate	=	26	MH
12	Edit and Prepare Project Manuals/Documents			
Total Manhours		=	410	MH

Bidding Phase		=	8	MH
1	Bidding Services/Coordination	=	12	MH
2	Organize/Coordinate/Conduct Pre-Bid Site Visit	=	16	MH
3	Respond to Contractor Questions (During Bid Process)	=	10	MH
4	Coordination with Utilities	=	12	MH
5	Coordination with Environmental Consultant			
Total Manhours		=	58	MH

Construction Administration Phase		=	70	MH
1	Construction Administration/Management	=	32	MH
2	Coordination with Utilities	=	36	MH
3	Review Pay Estimates and Final Quantities			
Total Manhours		=	138	MH

* Design Engineering and Plan Development Phase	\$49,614.00
* Bidding Phase	\$7,053.00
* Construction Administration Phase	\$18,423.00
Construction Observation	TBD
Environmental, Asbestos, Lead Paint Testing/Abatement	TBD
Permits, Fees, Inspections, Etc.	TBD
	<hr/>
	\$75,090.00

(* - Services to be Provided by Euthenics)



OFFICE OF THE COUNCIL
CITY OF BROOK PARK

6161 ENGLER ROAD
BROOK PARK, OHIO 44142
216/433-1375 • FAX 216/433-1517



October 11, 2022

Dale Miller
County Councilperson, District 2
2079 East 9th Street, 8th Floor
Cleveland, OH 44115

County Councilperson Miller,

Please accept our joint letter supporting the City of Brook Park's "Green Storm" application for \$1.5M of Cuyahoga County American Rescue Plan Act (ARPA) Funds.

This project will remake our Central Park Campus. The removal of the closed Brook Park Memorial Elementary School and adjoining parking lots alone are estimated to add over five acres of porous land and will serve to absorb stormwater while providing relief to the surrounding neighborhoods.

The multiple-phase plan for the "Green Storm" Project will benefit Brook Park residents for generations to come.

This project is vital to our Community's future and has our full support.

Sincerely,

Michael L. Vecchio, Council President

Richard A. Salvatore, Council-At-Large

Brian K. Poindexter, Council-At-Large

Nora Coyne, Council-At-Large

Tom Troyer, Council Ward 1

Jimmy Mencini, Council Ward 2

Steve Roberts, Council Ward 3

Richard D. Scott, Council Ward 4

CITY OF BROOK PARK, OHIO

P/C 12-6-22 Finance
CA 12-13-22
1st R 12-20-22
2nd R _____
3rd R _____
B/C _____

RESOLUTION NO. 31-2022

INTRODUCED BY: MAYOR ORCUTT

A RESOLUTION
REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE
TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES
PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE,
AND DECLARING AN EMERGENCY

WHEREAS, Section 321.34 of the Ohio Revised Code provides that any money in the County Treasury to the account of the City of Brook Park, and lawfully applicable to the purpose of the current fiscal year, may be drawn upon by request of the City; and

WHEREAS, the City's Finance Director has recommended that the City be authorized to receive advances of real property tax revenues and special assessment revenues collected in 2023, as reflected in the attached tax advance schedule from the Finance Director, attached hereto and incorporated herein as Exhibit "A".

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

SECTION 1: The Cuyahoga County Fiscal Officer be and is hereby requested to draw these warrants, and the Treasurer of said County be and is hereby requested to pay the City of Brook Park any money in the County Treasury to the account of the City of Brook Park and lawfully applicable to the purpose of the fiscal year, including all amounts to be distributed for real property advances and special assessment funds, specifically fund numbers M321798A and M521799.

SECTION 2: The Clerk of Council is hereby authorized to furnish a certified copy of this Resolution to the Cuyahoga County Budget Commission, 2079 East Ninth Street, Cleveland, OH 44115.

SECTION 3: 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 4: 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 further reason that it is necessary to provide for the payment to the City of taxes collected by the County at the earliest possible time; therefore, this Resolution shall take effect and be in force from and after the earliest time allowed by law.

RECEIVED

DEC 01 2022

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



Cuyahoga County Budget Commission

**Real Property
Tax Advance Schedule**

Calendar Year 2023

UPDATED AS OF 9/20/2022

Real property

<u>1st Half Collection Closing Date</u>	<u>1/26/2023</u>
------------------------------------------------	-------------------------

First Half Advance #1 Deposit Date	1/17/2023
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First Half Advance #2 Deposit Date	2/15/2023
------------------------------------	-----------

1st Half Settlement Deposit Date	3/15/2023
----------------------------------	-----------

<u>2nd Half Collection Closing Date</u>	<u>7/13/2023</u>
------------------------------------------------	-------------------------

Last Half Advance #1 Deposit Date	7/14/2023
-----------------------------------	-----------

2nd Half Settlement Deposit Date	8/15/2023
----------------------------------	-----------

Important:

Taxing authorities wishing to receive tax advances in 2023 must submit a resolution to the County Budget Commission by 12/31/2022.

9/20/2022

ORDINANCE NO. 11298-2022

INTRODUCED BY Mayor Orcutt

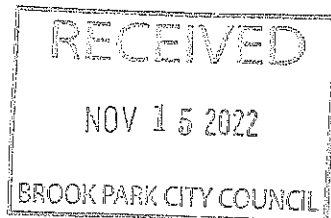
AN ORDINANCE AMENDING ORDINANCE NO. 11244-2022, THE
APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK, AND DECLARING
AN EMERGENCY.

WHEREAS, the amounts appropriated for certain items of expense for 2022 are proving to be
insufficient while surpluses are developing in certain other appropriations.

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

SECTION 1: That Ordinance No. 11244-2022, passed March 29, 2022, the Appropriation
Ordinance for the City of Brook Park, be amended to reflect the following adjustments:

FUND	DEPARTMENT	TRANS- ACTION	DESCRIPTION	PRES- ENT APPROPRIATION	ADJUSTED AMOUNT	ADJUSTED APPROPRIATION
100 GENERAL FUND						
	210 Mayor's Court	526	Office Supplies	1,343.41	750.00	2,093.41
	341 Recreation Center	520	Utilities	144,366.29	20,000.00	164,366.29
	342 Parks & Playgrounds	520	Utilities	49,585.00	10,000.00	59,585.00
		527	Miscellaneous Expenses	21,886.67	5,000.00	26,886.67
		529	Contracts	11,121.00	5,000.00	16,121.00
	343 Public Recreation	523	Professional Services	20,602.00	2,500.00	23,102.00
		527	Miscellaneous Expenses	562.00	58.68	620.68
	345 Home Days Celebration	520	Utilities	2,752.46	700.00	3,452.46
		523	Professional Services	38,600.00	5,950.00	44,550.00
	400 Mayor's Office	527	Miscellaneous Expenses	3,356.49	1,340.89	4,697.18
		529	Contracts	3,430.34	300.00	3,730.34
	402 Human Resources	525	Travel & Education	0.00	325.00	325.00
		526	Office Supplies	250.00	300.00	550.00
	405 Correctional Facility	524	Repair & Maintenance	141.97	1,500.00	1,641.97
		527	Miscellaneous Expenses	6,691.57	3,250.00	9,941.57
	412 Police Department	526	Office Supplies	8,719.98	4,000.00	12,719.98
		527	Miscellaneous Expenses	97,458.26	65,000.00	162,458.26
	414 Disaster Service	527	Miscellaneous Expenses	3,207.00	2,500.00	5,707.00
	420 Service Director	524	Repair & Maintenance	0.00	60.00	60.00
		525	Travel & Education	0.00	25.00	25.00
		526	Office Supplies	0.00	50.20	50.20
		527	Miscellaneous Expenses	921.00	1,600.00	2,521.00
	423 Sanitation	527	Miscellaneous Expenses	666,599.09	35,000.00	701,599.09
		529	Contracts	2,143.00	1,000.00	3,143.00
	424 Street Cleaning	524	Repair & Maintenance	850.00	2,000.00	2,850.00
		527	Miscellaneous Expenses	2,022.00	2,700.00	4,722.00
	426 Traffic Signs	524	Repair & Maintenance	1,301.19	2,700.00	4,001.19
		525	Travel & Education	0.00	46.25	46.25
		527	Miscellaneous Expenses	1,098.00	3,000.00	4,098.00
	428 Public Properties	524	Repair & Maintenance	695.00	1,500.00	2,195.00
		527	Miscellaneous Expenses	10,053.34	1,000.00	11,053.34
	429 Sewers & Drains	524	Repair & Maintenance	40,754.04	10,000.00	50,754.04
		527	Miscellaneous Expenses	28,547.48	14,000.00	42,547.48
	432 Snow Removal	524	Repair & Maintenance	45,456.68	15,000.00	60,456.68
		527	Miscellaneous Expenses	176,546.00	80,000.00	256,546.00
	433 Street Lighting	520	Utilities	449,665.03	10,000.00	459,665.03
		524	Repair & Maintenance	1,000.00	8,000.00	9,000.00
	500 Law Department	525	Travel & Education	500.00	1,500.00	2,000.00
	641 Office of Aging	513	Part-Time Salaries	39,000.00	10,000.00	49,000.00
		519	Fringe Benefits	6,257.25	1,545.00	7,802.25
		527	Miscellaneous Expenses	3,469.26	1,500.00	4,969.26
	700 General Gov't. Lands & Bldgs.	520	Utilities	102,492.00	30,000.00	132,492.00
		524	Repair & Maintenance	3,247.51	3,500.00	6,747.51
		526	Office Supplies	97.80	500.00	597.80
		527	Miscellaneous Expenses	4,947.03	6,000.00	10,947.03
	880 Transfers & Refunds	571	Transfers	1,702,214.77	13,524.52	1,715,739.39
		574	Refunds	1,500.00	392.00	1,892.00
				3,705,471.91	384,617.44	4,090,089.35



P/C 11/15/22 Finance
CA PRIOR 12-6-22
1st R 12-6-22
2nd R 12-20-22
3rd R
B/C

FUND:	DEPARTMENT:	TRANS-ACTION:	DESCRIPTION:	PRESENT APPROPRIATION:	ADJUSTED AMOUNT:	ADJUSTED APPROPRIATION:
240 S.C.M.& R. FUND	425 Street Paving and Repair	511	Regular Salaries	398,603.60	(40,000.00)	358,603.60
		519	Fringe Benefits	165,767.82	(20,000.00)	145,767.82
		524	Repair & Maintenance	45,259.71	20,000.00	65,259.71
		527	Miscellaneous Expenses	53,244.16	40,000.00	93,244.16
				662,875.29	0.00	662,875.29
241 STATE HIGHWAY IMPROVEMENT FUND	425 Street Paving and Repair	512	Overtime	0.00	87.78	87.78
		519	Fringe Benefits	0.00	13.53	13.53
		524	Repair & Maintenance	34,349.74	(101.31)	34,248.43
				34,349.74	0.00	34,349.74
243 ECONOMIC DEVELOPMENT FUND		529	Contracts	2,647,235.00	(379,750.00)	2,267,485.00
		553	Construction Contracts	0.00	379,750.00	379,750.00
				2,647,235.00	0.00	2,647,235.00
250 SPECIAL RECREATION FUND	343 Public Recreation	527	Miscellaneous Expenses	54,229.91	5,000.00	59,229.91
		529	Contracts	21,100.00	5,000.00	26,100.00
		552	Equipment	0.00	1,244.75	1,244.75
				75,329.91	11,244.75	86,574.66
264 WATER PARK FUND	342 Parks & Playgrounds	512	Overtime	219.38	292.50	511.88
		513	Part-Time Salaries	34,780.52	7,914.79	42,695.41
		519	Fringe Benefits	5,407.50	1,268.13	6,675.63
		520	Utilities	28,283.00	10,079.58	38,362.58
		527	Miscellaneous Expenses	10,563.00	5,000.00	15,563.00
		574	Refunds	750.00	(555.00)	195.00
				80,003.50	24,000.00	104,003.50
272 FEDERAL FORFEITURE FUND	412 Police Department	552	Equipment	0.00	52,146.80	52,146.80
290 INSURANCE FUND	290 Insurance	522	Equipment Rental	0.00	505.00	505.00
		524	Repair & Maintenance	35,000.00	50,000.00	85,000.00
		529	Contracts	5,000.00	24,495.00	29,495.00
				40,000.00	75,000.00	115,000.00
401 CAPITAL IMPROVEMENT FUND	342 Parks & Playgrounds	529	Contracts	0.00	1,795.00	1,795.00
		551	Land/Building Improvements	88,804.65	(26,795.00)	62,009.65
	410 Safety Director	552	Equipment	0.00	1,354.94	1,354.94
	425 S.C.M.& R.	551	Land/Building Improvements	0.00	7,700.00	7,700.00
	427 Trees & Tree Lawns	552	Equipment	1,000.00	329.98	1,329.98
	433 Street Lighting	552	Equipment	50,000.00	(50,000.00)	0.00
	610 Finance Department	552	Equipment	5,000.00	15,000.00	20,000.00
	700 General Gov't. Lands & Bldgs.	552	Equipment	220,550.46	(149,384.82)	71,165.64
	880 Transfers & Refunds	571	Transfers	1,450,955.71	200,000.00	1,650,955.71
				1,816,310.82	0.00	1,816,310.82
459 SEWER IMPROVEMENTS FUND	429 Sewers & Drains	523	Professional Services	17,500.00	94,704.00	112,204.00
		529	Contracts	1,985.98	11,307.00	13,292.98
		553	Construction Contracts	0.00	177,300.00	177,300.00
				19,485.98	283,311.00	302,796.98
548 SHELDON ROAD WATER MAIN FUND	429 Sewers & Drains	523	Professional Services	0.00	56,321.76	56,321.76
717 UNCLAIMED MONIES FUND	874 Misc. Executive	529	Contracts	0.00	8,524.62	8,524.62
Total Changes					895,166.37	

SECTION 2: Those portions of Ordinance No. 11244-2022, passed March 29, 2022, which are inconsistent with the provisions adopted herein, are hereby expressly repealed.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council; and that all deliberations of this Council and any of its committees that resulted in formal action were meetings open to the public in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the municipality and the inhabitants thereof. Such emergency existing for the further reason that funds must be immediately appropriated to the designated accounts to meet existing financial obligations of the City. Therefore, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

President of Council

ATTEST: _____
Clerk of Council

Approved: _____
Mayor

Date: _____