

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, NOVEMBER 21, 2023
7:30 P.M.**

A. ROLL CALL OF MEMBERS

B. PLEDGE OF ALLEGIANCE

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Special Caucus Meeting Minutes October 30, 2023.
2. Special Council Meeting Minutes October 30, 2023.
3. Caucus Prior To Meeting Minutes November 8, 2023.
4. Regular Council Meeting Minutes November 8, 2023.

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. ORDINANCES AND RESOLUTIONS FIRST READING

1. ORD. NO. 11369-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MANHEIM CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS, FOR THE PURPOSE OF AUCTIONING FORFEITED VEHICLES AND A POLICE VEHICLE THAT IS NO LONGER IN SERVICE, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

2. ORD. NO. 11370-2023

AN ORDINANCE AUTHORIZING THE POLICE CHIEF TO TRADE-IN POLICE EQUIPMENT AND/OR UNCLAIMED OR FORFEITED PROPERTY NO LONGER NEEDED BY THE BROOK PARK POLICE DEPARTMENT, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

3. ORD. NO. 11371-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO TRADE-IN THE CITY'S OLD BOSCH SCAN TOOL, ASSET #11099, FOR AN ADDITIONAL YEAR OF SOFTWARE, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

4. RES. NO. 21-2023

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. ORD. NO. 11367-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MAKOVICH & PUSTI, ARCHITECTS, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

1. ORD. NO. 11361-2023

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1122 OF THE BROOK PARK CODIFIED ORDINANCES, ENTITLED 'SHORT TERM LEASES', AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

P. ADJOURNMENT:

FOR THE COUNCIL MEETING OF TUESDAY, NOVEMBER 21, 2023

FIRST READING:

Ord. No. 11369-2023 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MANHEIM CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS, FOR THE PURPOSE OF AUCTIONING FORFEITED VEHICLES AND A POLICE VEHICLE THAT IS NO LONGER IN SERVICE, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Mayor to Send three forfeited vehicles and one police Vehicle that is no longer in service to Manheim Cleveland Auto Auction to be sold.

Ord. No. 11370-2023 AN ORDINANCE AUTHORIZING THE POLICE CHIEF TO TRADE-IN POLICE EQUIPMENT AND/OR UNCLAIMED OR FORFEITED PROPERTY NO LONGER NEEDED BY THE BROOK PARK POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the Police Chief to trade-in equipment and unclaimed or forfeited property to Aim Surplus, LLC for credit toward the purchase of new police equipment.

Ord. No. 11371-2023 AN ORDINANCE AUTHORIZING THE MAYOR TO TRADE-IN THE CITY'S OLD BOSCH SCAN TOOL, ASSET #11099, FOR AN ADDITIONAL YEAR OF SOFTWARE, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance authorizing the trade-in of the City's old Bosch scan tool tablet to get an additional year of software valued at \$1,600.00.

Res. No. 21-2023 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 requesting the County Fiscal Officer to advance tax revenues.

SECOND READING:

Ord. No. 11367-2023 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MAKOVICH & PUSTI, ARCHITECTS, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance that authorizes the Mayor to enter into an agreement with Makovich & Pusti for planning services.

THIRD READING:

Ord. No. 11361-2023 AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1122 OF THE BROOK PARK CODIFIED ORDINANCES, ENTITLED 'SHORT TERM LEASES', AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance amending certain sections of Chapter 1122, to add a penalty section.

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NOV 16 2023

BROOK PARK CITY COUNCIL

PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
November 16, 2023

P/C 11/08/23 Safety
CA 11/14/23
1st R 11/21/23
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11369-2023

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
MANHEIM CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS,
FOR THE PURPOSE OF AUCTIONING FORFEITED VEHICLES AND A POLICE
VEHICLE THAT IS NO LONGER IN SERVICE, AND DECLARING AN EMERGENCY

WHEREAS, Manheim Cleveland Auto Auction will provide the
City of Brook Park with Auction services for four forfeited
vehicles; a 2008 Mazda MCX CX7, a 2001 Chevrolet K15, a 2012 GMC,
and a 2008 Ford Crown Victoria Police Car that is no longer in
service; and

WHEREAS, Manheim Cleveland Auto Auction will charge the City
of Brook Park a selling fee of \$100.00 per auctioned vehicle; and

WHEREAS, it is in the best interest of the City of Brook
Park that said agreement be entered into;

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 Manheim Cleveland Auto Auction, for
the purpose of disposing of forfeited vehicles, a list of which is
attached hereto and incorporated herein as Exhibit "A" at a public
sale.

SECTION 2: The money needed for the aforesaid
transaction shall be paid from the Law Enforcement Fund 270,
theretofore appropriated for said purpose.

SECTION 3: Proceeds from the sale shall be deposited into Law
Enforcement Fund 270 and Capital Fund 401.

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

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BROOK PARK CITY COUNCIL

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 5: 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 Manheim Cleveland Auto Auction and the City of Brook Park; 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

OHIO CERTIFICATE OF TITLE

ISSUING CITY CUYAHOGA
RESIDENT CITY CUYAHOGA

STATE OF OHIO
ORIGINAL

No. 18 0838 3078

ISSUE DATE
03/11/2009

IDENTIFICATION NUMBER
JM3ER293X80214422
COMMENTS

PURCHASE PRICE
\$21,528.90
EXEMPT
SP

YEAR MAKE MAKE DESCRIPTION
2008 MAZD MAZDA
BODY TYPE MODEL MODEL DESCRIPTION
SVV MCX CX7
MILEAGE 14 EVIDENCE
OH MCO - IN STATE

CONVERSION

MLG BRAND ACTUAL

BRAND(S)
OWNER
CITY OF BROOKPARK

6161 ENGLE ROAD
BROOK PARK, OH 44142

PREVIOUS OWNER
MAZDA WESTSIDE

9600 BROOKPARK RD
CLEVELAND, OH 44129-0000

GRATIS LICENSE ISSUED 2009
Registrar of Motor Vehicles
UCP

18483279 ND0002876

LIEN DISCHARGE

Lienholder

LIEN DISCHARGE

Lienholder

by: _____ date _____
Authorized signature
CLERK OF COURTS LIEN CANCELLATION
by: _____ date _____
Deputy Clerk

by: _____ date _____
Authorized signature
CLERK OF COURTS LIEN CANCELLATION
by: _____ date _____
Deputy Clerk

WITNESS MY HAND AND OFFICIAL SEAL THIS 11th DAY OF MARCH, 2009
7.088479271 (SEAL)



* 7 0 8 8 4 7 9 2 7 1 *

%088479271

GERALD E. FUERST
CLERK OF COURTS

CROCKET
CROCKET

DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS.

M 8204

EXHIBIT

"A"

OHIO CERTIFICATE OF TITLE

RESIDENT CITY CUYAHOGA

STATE OF OHIO

No. 18 0698 7794

ISSUE DATE
03/21/2006

IDENTIFICATION NUMBER
3GNFK16T81G263489

COMMENTS

PURCHASE PRICE

\$.00

EXEMPT

SP

MLG BRAND ACTUAL

YEAR
2001

MAKE
CHEV

MAKE DESCRIPTION
CHEVROLET

BODY TYPE

SW

K15

MODEL DESCRIPTION

K15

MILEAGE
87,262

EVIDENCE

OH US GOVT FORM 02240

CONVERSION

BRAND(S)

OWNER

BROOKPARK POLICE DEPT

17401 HOLLAND RD

BROOK PARK, OH 44142

PREVIOUS OWNER

U.S. MARSHALLS SERVICE NORTHERN DISTRICT OF OHIO

801 W SUPERIOR AVE 12TH FLOOR

CLEVELAND, OH 44113

LIEN DISCHARGE

Lienholder

LIEN DISCHARGE

Lienholder

by:

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by:

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by:

Deputy Clerk

date

WITNESS MY HAND AND OFFICIAL SEAL THIS 21st DAY OF MARCH, 2006

7.076614340

(SEAL)

Gerald E. Fuerst



* 7 0 7 6 6 1 4 3 4 0 *

7.076614340

GERALD E. FUERST
CLERK OF COURTS

MAY
MAY

DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS.

SUBURBAN

OHIO CERTIFICATE OF TITLE

ISSUING CITY: LORAIN
RESIDENT CITY: CUYAHOGA

STATE OF OHIO

No. 47 0284 7288

ORIGINAL

ISSUE DATE
10/31/2011

IDENTIFICATION NUMBER

2GKALMEKZC6308610

COMMENTS

YEAR

2012

MAKE

GMC

MAKE DESCRIPTION

GENERAL MOTORS

BODY TYPE

SW

MODEL

TEL

MODEL DESCRIPTION

—

PURCHASE PRICE

\$24,741.00

EVENT

SP

MILEAGE

165

EVIDENCE

OH HCO - IN STATE

CONVERSION

BLD BRAND ACTUAL

DEALER

CITY

CITY OF BROOK PARK

6161 ENGLE RD

BROOK PARK, OH 44142

PREVIOUS OWNER

JOYCE BLIGH GMC INC

38039 CHESTER RD

AVON, OH 44011-0000

47080284 ND000111

GRATIS LICENSE ISSUED 2013
Registrar of Motor Vehicles
ICP

LIEN DISCHARGE

Lienholder

LIEN DISCHARGE

Lienholder

by:

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by:

Deputy Clerk

date

by:

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by:

Deputy Clerk

date

WITNESS MY HAND AND OFFICIAL SEAL THIS 31st DAY OF OCTOBER, 2012

%112021874

(SEAL)



* % 1 1 2 0 2 1 8 7 4 *

RON NABAKOWSKI
CLERK OF COURTS

%112021874

OFFICIAL
SEAL

DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS.

TERA

OHIO CERTIFICATE OF TITLE

ISSUING CITY VAN WERT
RESIDENT CITY CUYAHOGA

STATE OF OHIO

No. 21 0023 3373

ORIGINAL

ISSUE DATE
04/15/2008

IDENTIFICATION NUMBER

2FAEP71V78X150117

DOCUMENT 2

PURCHASE PRICE
\$23,790.00

EXEMPT
SB

YEAR

2008

MAKE

FORD

MAKE DESCRIPTION

FORD

BODY TYPE

4D

MODEL

CVP

MODEL DESCRIPTION

CROWN VICTORIA

MILEAGE

9

EVIDENCE

OH MCO - IN STATE

CONVERSION

MLG BRAND ACTUAL

BRANDS

OWNER

CITY OF BROOK PARK

6161 ENGLE ROAD

BROOK PARK, OH 44142

PREVIOUS OWNER

STATEWIDE FORD LINCOLN MERCURY INC

1108 W MAIN ST

VAN WERT, OH 45891-0000

81012005

ND002138

FIRST LIENHOLDER

DATE OF LIEN

04/15/2008

KEY GOVERNMENT FINANCE INC

1000 S MCCASLIN BLVD

SUPERIOR, CO 80027

LIEN DISCHARGE

Equipment Finance Inc

Lienholder

Key Government Finance Inc

by

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by

Deputy Clerk

date

LIEN DISCHARGE

Lienholder

by

Authorized signature

date

CLERK OF COURTS LIEN CANCELLATION

by

Deputy Clerk

date

WITNESS MY HAND AND OFFICIAL SEAL THIS 15th DAY OF APRIL, 2008

7.093486443

(SEAL)



* 2 0 9 3 4 8 6 4 4 3 *

* 093486443

CAROL SPEELMAN

CLERK OF COURTS

SIC

3

DO NOT ACCEPT TITLE SHOWING ANY ERASURES, ALTERATIONS OR MUTILATIONS

BMV 3800 Rev. 5/04

ANCE

ided or

officer),
proved

to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

[Signature]

(Seal)

REF CODE: KE_AOF

AXX - 74



rd - 09254

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11370-2023

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE AUTHORIZING THE POLICE CHIEF TO
TRADE-IN POLICE EQUIPMENT AND/OR UNCLAIMED OR FORFEITED PROPERTY
NO LONGER NEEDED BY THE BROOK PARK POLICE DEPARTMENT,
AND DECLARING AN EMERGENCY

WHEREAS, the Police Department has equipment and unclaimed or forfeited property that it has no use for, and no longer serves any police or municipal purpose; and

WHEREAS, this equipment and/or unclaimed or forfeited property takes up much needed storage space in the Police Station; and

WHEREAS, the Police Department is requesting Council's authority and affirmation to trade-in unclaimed or forfeited property to Aim Surplus, LLC for credit toward the purchase of new police equipment.

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

SECTION 1: That the Police Department is hereby authorized to trade in equipment and unclaimed or forfeited property, which no longer serves any police or municipal purpose, to Aim Surplus, LLC for credit towards the purchase of new equipment for use by the Police Department. The list of property is attached hereto and incorporated herein as Exhibit "A."

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.

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BROOK PARK CITY COUNCIL

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 authorize the Police Department to trade in unclaimed or forfeited property to Aim Surplus, LLC for credit toward the purchase of new police equipment; therefore provided this Ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

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

DIRECTOR OF LAW

EXHIBIT

11A0

BROOK PARK POLICE

FIREARMS TRADE

CONFISCATED		PISTOLS			
Type of Firearm (Pistol, Revolver)	Manufacturer	Model	Caliber	Serial #	Action (DA/SA, DAO, Striker, etc)
BOX 1, SHEET 1					
P	Para Ordnance	Carry	0.45	P151290	DAO
P	BERSA	THUNDER 9 ULTRA COMPACT	9MM	599029	DA/SA
P	GLOCK	23C	40	KAR370	STR
P	S&W	SD40VE	40	HEL6699	STR
P	RUGER	LC9	9	32241535	DAO
P	S&W	SW9VE	9	DXA3671	STR
P	S&W	SW40VE	40	PBN2124	STR
P	GLOCK	21	45	BEL650US	STR
P	S&W	SW40VE	40	DVU5783	STR
P	S&W	SD40VE	40	HEC6248	STR
P	S&W	SD9VE	9	HEA7363	STR
P	S&W	M&P 45	45	DXV0403	STR
P	BERSA	THUNDER380	380	A11158	DA/SA
P	S&W	SD9VE	9	HEU1477	STR
P	RUGER	P89	9	31352293	SA/DA
P	S&W	5943	9	VCT2612	DAO
P	S&W	M&P 40	40	MPA2978	STR
P	KELTEC	PF9	9	SN113	DAO
P	RUGER	9E	9	33553607	STR

BOX 1, SHEET 2					
P	WALTHER	PK380	380	WB048196	DA/SA
P	S&W	SW40VE	40	DWX9329	STRY

P	SIG SAUER	SP2022	40	24B126653	DA/SA
P	S&W	SD9VE	9	HFR7713	STRY
P	RUGER	MARK III TARGET	22	27247198	DAO
P	TAURUS	PT100AR	40	SXG95630	SA/DA
P	GLOCK	19	9	AANPO51	STRY
P	RUGER	P95	9	31803060	DA/SA
P	S&W	M&P SHIELD	40	LEA3941	STRY
P	TAURUS	MILLENIUM G2	9	THS59118	STRY
P	BERETTA	PX4 STORM	9	PX213665	DA/SA
P	EKOL	ARAS COMPACT	9	EAC15110532	DA/SA
P	BERETTA	PX4 STORM	40	PY126113	DA/SA
P	BERSA	THUNDER380	380	D51563	DA/SA
P	S&W	M&P SHIELD 9	9	HAW7752	STRY
P	KELTEC	P 11	9	AOZ62	DAO
P	TAURUS	740 SLIM	40	SHT94431	STRY
P	TAURUS	PT738	380	61567F	DAO
P	COBRA	CA 380	380	CP027911	DAO

BOX 1, SHEET 3

P	SPRINGFIELD ARMORY	XDS	45	S3189816	STRY
P	HI POINT	C9	9	P1547959	STRY
P	S&W	M&P9	9	DWD9100	STRY
P	S&W	BODYGUARD380	380	KBJ1816	DAO
P	HI POINT	C9	9	P1208751	STRY
P	RUGER	P95DC	9	31570234	DA/SA
R	S&W	AIRWEIGHT	38	89574	DA/SA
R	COLT	POLICE 32	32	60057	DA/SA
R	TAURUS	TRACKER	357 MAG	IP110772	DA/SA
R	LLAMA		38	513	DA/SA
R	RUGER	GP100	357 MAG	17652552	DA/SA
R	S&W	13-2	357 MAG	71423	DA/SA
P	TAURUS	PT-25	25	Y103498	DAO
R	INTERARMS	M68	38	AA359646	DA/SA
P	HI POINT	C9	9	P10002671	STRY

P	HI POINT	C9	9	P1620553	STRI
P	HI POINT	C9	9	P162057	STRI

BOX 2, SHEET 1

R	S&W	586	357 MAG	AFF4890	DA/SA
P	S&W	SW40VE	40	PDR5469	STRI
R	RUGER	BLACKHAWK	0.45	4655353	SA
P	S&W	BODYGUARD380	380	EBP9839	DAO
P	S&W	M&P9 M2.0	9	NJX9707	STRI
P	WALTHER	CREED	9	DE FCK8537	DAO
P	TAURUS	PT24/7 G2 C	40	SHN02685	DA/SA DS
P	S&W	SW40VE	40	RAU1461	STRI
R	RUGER	LCR	38	54406858	DAO
P	DAVIS INDUST.	D-22	22LR	254417	S/A
P	PAVONA	WITNESS P C	9	EAA01659	DA/SA
P	STURM RUGER	P95DC	9	31209903	DA/SA
P	SIG SAUER	P290RS	9	26C010540	DAO
P	TAURUS	PT111 G2	9	TIR35320	STRI
P	HI POINT	CF380	380	P8158600	STRI
P	RUGER	SR9C	9	32203819	STRI
P	RUGER	P95	9	31731078	DA/SA
P	TAURUS	G2C	9	ABB299249	STRI
R	COLT	DET SPECIAL	38	08250M	DA/SA

BOX 2, SHEET 2

R	TAURUS	ULTRA LITE	38	6280	DA/SA
P	JENNINGS	J22	22LONG	429493	STRI
P	FT-MADE IN ITALY	WITNESS PS	9	EA05250	DA/SA
P	GLOCK	22	40	KHX750	STRI
P	hi point	cf380	380	p782779	STRI
P	ASTRA	CONSTABLE	9	1093974	DA/SA
P	S&W	MP SHIELD 9	9	HXH3645	STRI
P	S&W	MP SHIELD 40-M2.0	40	NBZ6657	STRI
P	COLT	GOVNT MODEL	45	33341B70	SA

R	CHARTER ARMS	UNDERCOVER	38	3881	DA/SA
R	S&W	19-4	357	50K9057	DA/SA
R	TAURUS	6848	38	AN26296	DA/SA
R	CHARTER ARMS	TARGET BULLDOG	357	629038	DA/SA
P	S&W	SD9VE	9	FYE1000	STRI
P	RUGER	SR9	9	33322797	STRI
P	S&W	SW9VE	9	P8T0297	STRI
P	S&W	M&P45	45	DWU6249	STRI
R	S&W	M&P BODYGUARD	38 +P	CVF0811	DAO
R	FIE	TEX	22	TX11730	SAO

BOX 3, SHEET 1

P	BERSA	THUNDER 380	380	B95917	DA/SA
P	TAURUS	PT 92 AFS	9	TLE50691D	DA/SA
P	BERETTA	96	40	BER019958M	DA/SA
R	S&W	AIRWEIGHT	38	DIZ6589	HAMMERLESS
R	HARRINGTON RICHARDSON	622	22	AG16689	DA/SA
P	GLOCK	19	9	VEU545	STRI
R	S&W	686-6	357	CUZ3902	DA/SA
P	SIG SAUER	SP2022	40	24B209651	DA/SA
P	FIE	TITAN	25	A53806	SA
P	RUGER	LCP II	380	380133751	DAO
R	RUGER	SP101	357	57335217	DAO
R	ROSSI INTERARMS	851	38	J038846	DA/SA
R	S&W	109	38	BET8898	DA/SA
P	HIGH STANDARD	SPORT KING	22 LR	407287	DA
P	TAURUS	PT 140 PRO	40	SCT23199	STRI
P	PHOENIX ARMS	HP22A	22LR	4362966	SAO
P	WALTHER	PPS	40	AF9226	STRI
P	S&W	SD9VE	9	FYW9657	STRI
P	TAURUS	PT738	380	70825E	DAO

BOX 4, SHEET 1

P	GLOCK	21	45	XXN471	STRI
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P	SPRINGFIELD ARMORY	XD9	9	XD189926	STRI
P	SCCY INDUSTRIES	CPX-2	9	274408	DAO
P	HI POINT	CF 380	380	P8065429	STRI
P	SPRINGFIELD ARMORY	XD40	40	US491720	STRI
P	HI POINT	C9	9	P1286475	STRI
P	S&W	BODYGUARD 380	380	EAY6187	DAO
P	S&W	MP40C	40	HLY6186	STRI
P	KIMBER	CUSTOM II	45	K102988	SA
P	RUGER	LC9S	9	32871904	STRI
P	BERSA	THUNDER 380	380	E72330	DA/SA
P	GLOCK	22C	40	HNR589	STRI
R	S&W	36	38	30586	DA/SA
R	S&W	CTG	32	41137	DA/SA
R	RUGER	REDHAWK	41	50120376	DA/SA
R	S&W	629-4	44	BRR7665	DA/SA
P	TAURUS	MILLENNIUM G2	9	TJS04315	STRI
P	GLOCK	43	9	ADA2588	STRI
P	GLOCK	27	40	EKN071	STRI

BOX 4, SHEET 2

P	HK	USP	45	25003134	DA/SA
P	BERETTA	76	22	B43361U	SA
P	S&W	4043	40	VCI2244	DAO
P	colt	MKIV	45	SS13806E	SA
R	S&W	AIRWEIGHT	38	CDF6770	DAO
R	S&W	686-4	357	BRL0054	DA/SA
R	HARRINGTON	CTGE	32	233610	DAO
R	RUGER	VAQUERO	45COLT	5880620	SA
P	BERSA	THUNDER380CC	380	863359	DA/SA
P	SPRINGFIELD ARMORY	1911-A1	45	41105	SA
P	TAURUS	PT 140 PRO MILLENNIUM	40	SAT52954	STRI
P	LORCIN	L380	380	296137	STRI
P	DAVIS INDUSTRIES	P32	32	P190800	STRI
P	WALTHER	PPK	9	K011473	DA/SA

BOX 5, SHEET 1

Pistol	Intratec	Tec-9	9mm	7158	Semi-auto
Pistol	Glock	19 Gen 4	9mm	AAMD738	Semi-auto
Pistol	H&K	USP	.45 cal	25-062742	Semi-auto
Pistol	Springfield	XDm	10mm	AT268647	Semi-auto
Pistol	Cobray	M11	9mm	94-0033659	Semi-auto
Pistol	Glock	23	.40 cal	BX2009	Semi-auto
Pistol	Glock	30	.45 cal	BRZM720	Semi-auto
Pistol	Thompson Center Arms	Super 14	.357 max	366028	Single shot
Pistol	AMT	Backup	.45 auto	DA1259	Semi-auto

CLASS III FIREARMS	
Type of Firearm (Short-Barreled Rifle, Machine gun, Short- Barreled Shotgun, Silencer)	Manufacturer
SBR/MG	Heckler and Koch
SBR/MG	Heckler and Koch
SBR/MG	Heckler and Koch
SBR/MG	Heckler and Koch
SBS	Benelli
SBS	Benelli
SBS	Benelli
SBS	Benelli
SBS	Benelli
SBS	Benelli
Silencer	Gemtech

Model	Caliber	Serial #	Action (DA/SA, DAO, Striker, etc)
MP5	9mm	324151	Safe/Semi/Burst/Auto
MP5	9mm	62-382403	Safe/Semi/Burst/Auto
MP5	9mm	62-382402	Safe/Semi/Burst/Auto
MP5	9mm	C324152	Safe/Semi/Burst/Auto
Super 90 M1	12 ga.	M233593	Semi auto
Super 90 M1	12 ga.	M233563	Semi auto
Super 90 M1	12 ga.	M233618	Semi auto
Super 90 M1	12 ga.	M233495	Semi auto
Super 90 M1	12 ga.	M233622	Semi auto
Raptor 9	9mm	S027884	

CONFISCATED		RIFLES			
Type of Firearm (Revolver, Rifle, Shotgun, etc)	Manufacturer	Model	Caliber	Serial #	Action (DA/SA, DAO, Striker, etc)
AR-15 RIFLES:					
AR-15	Bushmaster	XM15-E2S	5.56	L253373	Semi-auto
AR-15 Pistol	Palmetto State Armory	PA-15 Multi	.300 blk	LW176978	Semi-auto
AR-15	Bushmaster	XM15-E2S	5.56mm	L456754	Semi-auto
AR-15	Smith & Wesson	M&P 15	Not marked, probable 5.56mm	SX45605	Semi-auto
AR-15	DPMS	A15	5.56	FH89196	Semi-auto

SHOTGUNS:					
Shotgun	Benelli	Nova	12 ga.	V097741	Pump-action
Shotgun	Verona	SX	12 ga.	405S-12	Semi-auto
Shotgun	New England Firearms Company	Pardner Model SB1	.410 ga.	NF284554	Single-shot break-action
Shotgun	Remington Arms Company	Unk	16 ga.	1550381	Semi-auto
Shotgun	Mossberg	590	12 ga.	P834141	Pump
Shotgun	Winchester	840	12 ga.	CE11956	Single-shot break-action
Shotgun	Mossberg	500	12 ga.	Unk	Pump
Shotgun	Mossberg	500	12 ga.	T854716	Pump
Shotgun	Unk	Unk	Unk - appears to be 12 ga.	Unk	Side by side double bbl
Shotgun	Remington	Wingmaster	12 ga.	S748026V	Pump action
Shotgun	Topper	158	20 ga.	158AJ216355	Single shot
Shotgun	Cumberland Arms	Unk	12 ga.?	Unk	
Shotgun	Mossberg	500A	12 ga.	RS501136	

Shotgun	Ithaca	DS Police Special	12 ga.	870037694	
Shotgun	Winchester	Model 37	16 ga.	None listed	
Shotgun	Winchester	1200 Police	12 ga.	L1329393	Pump-action
Shotgun	Mossberg	Premier Hunter	12 ga.	H270471	Pump-action
Shotgun	Mossberg	500 ATP	12 ga.	H577513	Pump-action
Shotgun	Mossberg	Maverick 88	12 ga.	MV15053L	

RIFLES:

Rifle	Mossberg		0.22 LR	Unk	Semi-auto
Rifle	Kel-Tec	SU-16	5.56	NEK35	Semi-auto
Rifle	Savage	Model 64	.22 LR	2778872	Semi-auto
Rifle	Winchester	Model 190	.22 LR	B1449947	Semi-auto
Rifle	Browning	BAR-22	.22 LR	53555PX166	Semi-auto
Rifle	Stevens	Model 62	.22 LR	L312506	Semi-auto
Rifle	Marlin	Model 60SB Micro Groove Barrel	.22 LR	1198014	Semi-auto
Rifle	Marlin/Glenfield	Model 60	.22 LR	21509592	Semi-auto
Rifle	R.F.I.	Enfield Model 2A1	Unk - possibly 7.62	G1293	Bolt action
Rifle	Walther	G22	.22 LR	PW018929	Semi-auto
Rifle	Winchester	Model 94 Sesquicentennial	30-30	IS28462	Lever action
Rifle	Winchester	Model 94	30-30	4288418	Lever action
Rifle	Ruger	10 // 22	0.22	118-38905	Semi-auto
Rifle	Unk?	U.S. Carbine	.30 carbine	AA54710	Semi-auto
Rifle	Marlin	336	30-30	23077997	Lever action
Rifle	Remington	597	0.22	2700167	Semi-auto
Rifle	Ruger	10 // 22	0.22	25030527	
Rifle	Stevens	Model 87A	0.22	None	Unk
Rifle/Pistol	Draco	AK pistol	7.62x39	PMD-0338-16 RO	Semi-auto
Rifle	Century Arms	RAS 47		RAS47092091	Semi-auto

Rifle	Norinco	AK/SKS variant with bayonet	7.62x39	52324 SKS	Semi-auto
Rifle	Ruger	10 // 22 Carbine	.22 LR	118-38905	Semi-auto

DEPARTMENTAL RIFLES

Type of Firearm	Manufacturer	Model	Caliber	Serial #	Type of Firearm
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152800	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152798	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152795	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152792	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152799	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152790	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152797	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152796	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152789	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152787	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152802	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152801	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152788	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152793	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56 mm	CM152794	Semi-auto
AR-15 Rifle	Rock River	LAR-15 14.5"	5.56mm	CM152791	Semi-auto
AR-15 Rifle	Colt	Law Enforcement Carbine 16"	5.56mm	LE005405	Semi-auto
AR-15 Rifle	Colt	Law Enforcement Carbine 16"	5.56mm	LE005411	Semi-auto

OLD STOCK DEPARTMENTAL REVOLVERS					
Type of Firearm	Manufacturer	Model	Caliber	Serial #	Action (DA/SA, DAO, Striker, etc)
Revolver	Colt	Trooper MKIII	.357 mag	75883L	DA/SA
Revolver	Colt	Trooper MKIII	.357 mag	270170	DA/SA
Revolver	Colt	Detective Special	.38 spl	C03204	DA/SA
Revolver	Colt	Detective Special	.38 spl	A51983	DA/SA
Revolver	Colt	Detective Special	.38 spl	C06788	DA/SA
Revolver	Colt	Detective Special	.38 spl	C20570	DA/SA
Revolver	Colt	Detective Special	.38 spl	F27543	DA/SA
Revolver	Colt	Detective Special	.38 spl	C04675	DA/SA
Revolver	Colt	Detective Special	.38 spl	C03730	DA/SA
Revolver	Colt	Detective Special	.38 spl	C05349	DA/SA
Revolver	Colt	Police Positive	0.38	127039	DAO
Revolver	Smith & Wesson	Victory	.38 spl	V192061	DA/SA
Revolver	Smith & Wesson	Victory	.38 spl	V294548	DA/SA
Revolver	Smith & Wesson	Victory	.38 spl	V404532	DA/SA
Revolver	Smith & Wesson	Victory	.38 spl	V310200	DA/SA
Revolver	Smith & Wesson	Victory	.38 spl	V296382	DA/SA
Revolver	Smith & Wesson	19-3	.357 mag	2K85634	DA/SA
Revolver	Smith & Wesson	TBD	.38 spl	J10514	
Revolver	Smith & Wesson	TBD	.38 spl	C168487	

BROOK PARK POLICE FIREARMS TRADE OFFERS AS OF 10/12/23	
Aim Surplus	\$56,725 - can order the BPPD-preferred models and equipment.
Kiesler Police Supply	\$44,755 - can only order non-BPPD preferred brands, cannot forward funds to any other dealers.
PAI Defense	\$44,255 - can only order non-BPPD preferred brands. Requires other accessories to be ordered from them, and then they can forward funds to a manufacturer. This is to be considered the second-best offer due to their flexibility.
Vance's Law Enforcement	\$36,525 - can only order non-BPPD preferred brands.
Tactical Assault Specialist	\$12,500 - could only offer for departmental rifles, MP5s, Benellis - could not make offer on any other firearms in the lot.
Pro Armament	Never responded after phone conversation and detailed firearm information sent.
Atwell's Law Enforcement	Never responded after phone conversation and detailed firearm information sent.

Brook Park Police Department
17401 Holland Rd.
Brook Park, OH 44142
(216) 433-1234 (dispatch)
(216) 362-3222 (fax)
gsakellakis@cityofbrookpark.com

10/17/2023
Brook Park Police Trade Offer

Quantity	Description	Per gun	Total
16	Rock River LAR-15 AR-15 14.5" SBRs:	\$550	\$8,800
2	Colt Law Enforcement 16" AR-15s:	\$600	\$1,200
5	Benelli Super 90 M1 12 ga. Shotguns:	\$400	\$2,000
4	H&K MP5s Select-fire 9mm SBRs:	\$1100	\$4,400
1	Gemtech Raptor 9 suppressor:	\$200	\$200
19	Previous police-issue revolvers:	\$300	\$5,700
45	Confiscated Long Guns	\$6,475	\$6,475

Confiscated Pistols: See below \$27,950

for detail

19	Box 1, Page 1	\$3,225
19	Box 1, Page 2	\$2,850
17	Box 1, Page 3	\$3,000
19	Box 2, Page 1	\$3,050
19	Box 2, Page 2	\$2,950
19	Box 3, Page 1	\$3,550
19	Box 4, Page 1	\$4,025
14	Box 4, Page 2	\$3,400
9	Box 5	\$1,900

Grand Total:
\$56,725

AimSurplusLlc.

Pricing dept for parts

Huxwrx Flow wFH \$999

Rein 3.0 \$359

Cloud Torrent \$49

Aimpoint Duty \$469

Vivkers Sling \$59

QD mllok mount \$12

11.5" carbine gas, 10.5" M89 handguard w/ steel QD mount, LFT, LCH, Quick 50 Ambi
Selector, A5 System, A2 FH, B5 furniture, BUIS, 3 Mags, Soft Case \$1475

Bryan Flannagan

CEO

AimSurplus LLC

AimSurplusLlc.

AimSurplus LLC
 225 American Way
 Monroe, OH 45050
 USA

QUOTATION

Quote Number: 133
 Quote Date: Oct 17, 2023
 Page: 1

Voice: 888-748-5252
 Fax: 513-424-9970

Quoted To:

Brook Park Police Department
 17401 Holland Road
 Brook Park, oh 44142

Customer ID	Good Thru	Payment Terms	Sales Rep
Brook Park Police De	11/16/23	trade	

Quantity	Item	Description	Unit Price	Amount
15.00	F1SOLGPATROLSL16	Loyal 9 M-89 5.56mm, 11.5" barrel, carbine gas, with steel QD mount, LFT, LCH, 90-degree selector, A5 System, A2 FH, B5 furniture, BUIS, 3 Mags, soft case	1,475.00	22,125.00
16.00	XVLF TREIN30DFS650BLK	XVLF TREIN30DFS650BLK	359.00	5,744.00
16.00	xap200759	Duty RDS™ Red Dot Sight - One-piece Torsion Nut Mount, 39mm	469.00	7,504.00
15.00	F5OSS2748	HuxWrx Flow 5.56K	999.00	14,985.00
16.00	XBFVCAS125OMBK	Blue Force Gear Vickers Combat Sling-Black	59.00	944.00
16.00	XRISERA601BLK	M-LOK QD Sling Mount	12.00	192.00
16.00	XBCMVGCMCMRMOD3BLI	BCM GUN FIGHTER™ Vertical Grip	15.00	240.00
1.00	F1SOLGPATROLSL16	SOLGW T&E Rifle	1,155.00	1,155.00
1.00	F5OSS2748	HuxWrx Flow 5.56K T&E	653.00	653.00
20.00	MISC1	Samsung 30Q 18650 3000mAh 15A battery w storage	6.00	120.00
1.00	XAVAR15AMK	Real Avid AR15 Armorer's Master Kit	279.95	279.95
10.00	XALG08141	ALG 0000 Very Thin Grease 4oz	12.20	122.00
1.00	xmag535	Magpul® Armorer's Wrench _ AR1	70.00	70.00
1.00	xMAG536	BEV _ Block _ AR15/M4	45.00	45.00
1.00	XGA15172	GEISSELE PUNCH PIN SET	25.00	25.00
1.00	XGA10225	GEISSELE ROLL PIN SET	12.50	12.50
1.00	XXMATAR15G	XXMATAR15G	12.95	12.95
45.00	MMag557Blk	PMAG® 30 AR/M4 GEN M3	14.20	639.00
1.00	XAVHPSRP	Accu-Punch Hammer & Roll Pin Punch Set	30.00	30.00
3.00	XAZ15116	Azoom snap caps 9mm	14.95	44.85
Subtotal				Continued
Sales Tax				Continued
TOTAL				Continued

AimSurplus LLC
225 American Way
Monroe, OH 45050
USA

Voice: 888-748-5252
Fax: 513-424-9970

QUOTATION

Quote Number: 133
Quote Date: Oct 17, 2023
Page: 2

Quoted To:

Brook Park Police Department
17401 Holland Road
Brook Park, oh 44142

Customer ID	Good Thru	Payment Terms	Sales Rep
Brook Park Police De	11/16/23	trade	

Quantity	Item	Description	Unit Price	Amount
5.00	XAZ12222	Azoom snap caps .223	10.95	54.75
46.00	XNAR300001	NAR Tourniquet	29.95	1,377.70
10.00	XNAR300033	North American Rescue, Combat Application Tourniquet, Medical Tourniquet, Blue	29.95	299.50
Subtotal				56,675.20
Sales Tax				
TOTAL				56,675.20

10-17-23 Service
11/14/23
11/21/23

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11371-2023

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE

AUTHORIZING THE MAYOR TO TRADE-IN THE CITY'S OLD BOSCH SCAN TOOL, ASSET #11099, FOR AN ADDITIONAL YEAR OF SOFTWARE, AND DECLARING AN EMERGENCY

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

WHEREAS, the City of Brook Park is purchasing a new MS 909CV Tablet Scan Tool for heavy duty diagnosis of Trucks and Equipment and as part of that purchase, the company has offered an additional year of free updates to the software for the trade-in of our old Scan Tool.

SECTION 1: The Mayor is hereby authorized to trade-in an old Bosch Scan Tool, asset #11099 for an additional year of software valued up to \$1,600.00, see attached Exhibit "A".

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 authorizing the Mayor to trade-in our old Bosch Scan Tool for an additional year of software, 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.

OCT 17 2023

BROOK PARK CITY COUNCIL

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



AUTO PARTS

100001017
NAPA Auto Parts - COL017
762 Front St
www.napaonline.com
Berea, OH 44017
(440) 234-9400

QUOTE

Date: 09/15/2023

Time: 12:26

Page: 1 / 1

Order # 326375

Quote For

51595
CITY OF BROOK PARK
6161 ENGLE RD
81595
BROOK PARK, OH 44142-0000

Quote By

Quote By : 94, LORI
Sales Rep : 94, LORI
Quote Date : 09/15/2023
Accounting Day : 1
Quote : 3390



Part Number	Line	Description	Quantity	Price	Net	Total	Taxable
MS909CV	ATD	MS909CV TABLET Heavy Duty Scan tool for Trucks and Equipment With trade in of Bosch Scan Tool customer will receive 1year additional free update valued at \$1600.00	1.00	7,764.68	3882.3400	3,882.34	

QUOTE

**** Prices and Taxes Subject to Change Without Notice ****

Attention : John

PO# :



Subtotal 3,882.34

(Taxes and fees not included in Quote Total)

Subtotal 3,882.34

CITY OF BROOK PARK, OHIO

11/08/23 Finance
GA 11/14/23
1st R 11/21/23
2nd R
3rd R
BAC

RESOLUTION NO. 21-2023

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 2024, 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

NOV 08 2023

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 2024

UPDATED AS OF 10/10/2023



Real property

1st Half Collection Closing Date 2/15/2024

First Half Advance #1 Deposit Date 1/16/2024

First Half Advance #2 Deposit Date 2/15/2024

1st Half Settlement Deposit Date 3/15/2024

2nd Half Collection Closing Date 7/18/2024

Last Half Advance #1 Deposit Date 7/15/2024

2nd Half Settlement Deposit Date 8/15/2024

Important:

Taxing authorities wishing to receive tax advances in 2024 must submit a resolution to the County Budget Commission by 12/31/2023.

10/11/2023

10-17-23 Planning
SP 10-30-23
11-08-23
11-21-23

CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11367-2023

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MAKOVICH & PUSTI, ARCHITECTS, AND DECLARING AN EMERGENCY

WHEREAS, the firm Makovich and Pusti have provided a proposal for Architectural & Planning Services for City Visioning Planning for the City of Brook Park; and

WHEREAS, Makovich and Pusti's scope of work is in four parts: A Community Gateway, Reimagined Buildings, Municipal Campus Visioning and Airport Parking.

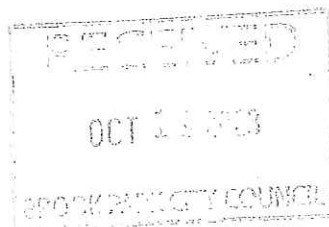
NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: Authorization is given to the Mayor enter into an agreement Makovich & Pusti, Architects, the proposal is attached hereto and incorporated herein as Exhibit "A".

SECTION 2: The money needed for the aforesaid transaction shall be paid from fund #243, Capital Improvement, in an amount not to exceed \$30,500.00.

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

SECTION 4: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to enter into an agreement with Makovich & Pusti, 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

September 20, 2023

Edward A. Orcutt
Mayor
City of Brook Park
6161 Engle Road
Brook Park, Ohio 44142

e-mail: eorcutt@cityofbrookpark.com



RE: Proposal for Architectural & Planning Services
City Visioning Planning
City of Brook Park

Dear Mayor Orcutt:

Makovich & Pusti Architects, Inc. has prepared this proposal to provide architectural and planning services for the project referenced above. To facilitate your review of our proposal, it has been organized as follows:

- Scope of Work
- Scope of Services
- Proposed Design Team
- Fee Proposal
- Qualifications and Assumptions
- Additional Services
- Owner Provided Documentation
- Authorization/Agreement

SCOPE OF WORK

The City of Brook Park is a gateway into the Cleveland region and should celebrate this concept. MPA is to explore how to best position the City to welcome visitors and showcase the vibrancy and progression of the City.

MPA is to develop ideas for the enhanced identity of the City, refresh various elements throughout the City, and explore master planning ideas in the Municipal Campus. The scope will be explored in the following four priorities:

Priority 1 – Community Gateway

Create civic gateway elements at Snow Road and I-71 ramps. Prepare a visualization package to delineate various suggested options to be presented to the Planning Commission

- It is desired to have this complete by October 2023 to be ready for funding
- Explore ideas with the brick in the median and colors options (one option is to match the existing red brick)
- Potentially add American flags along the median and other locations along Snow Road in the middle of the grass in the southeast and northwest areas
- Run conduit under the pavers to add lighting
- Add light poles with flower baskets and banner poles in the median
- Include electrical outlets in the light poles to add holiday lighting
- Design landscaping along ramps to and from I-71
- Study strategically located welcome signs
- Prepare color options and signage to give the existing Pump Station building a new enhanced civic identity, including an awning over the door and signage lighting
- Review the Gateway Community design criteria from ODOT to understand what the State of Ohio will allow us to do

Priority 2 – Reimage Buildings

Update colors, materials, and create imagery on the Recreation Center and Building Department

- Explore colors for the exterior renovation of the Recreation Center, City Hall, and Building Department
 - Look at painting the buildings with neutral grays and accent colors
- Look at ways to update the Building Department
 - Remove the old overhead doors and provide a new exterior wall system or storefront – daylighting is important for the building

Priority 3 – Municipal Campus Visioning

Update the master plan for the Municipal Campus

- Remove from the plan the decommissioned elementary school building on the Municipal Campus and provide options for the temporary reuse of the property
- Add a retention pond to the south of the elementary building, potentially with a fountain
- Explore concepts for a plan of the new Safety Center to replace the current elementary school, which is to be demolished – this will only be to locate other elements without affecting a future Safety Center and the layout of this will be kept confidential on a separate drawing
 - This Center will consolidate the police, detention center, fire station, and dispatch center
- Update the location of fitness equipment by the concession stand and the outfield of the softball field
- Add 4 pickleball courts as an overlay on the two tennis courts to the north – these will also be tennis courts when required for multi-function courts
- Update the tennis courts surface and fence with new colors
 - Blue surface with green around the courts
 - Black for the fence
- Build a walkway from the main municipal parking lot to the new school for the use of the parents of students
 - Provide striping on Holland Road to connect the walkway from the main municipal parking lot to the walk along the main drive to the school
 - Locate the crosswalk solar signs
- Explore options for a location of a billboard along I-71 between Holland Road and Sylvia Drive visible from I-71

Priority 4 – Airport Parking

Explore ideas for airport parking

- Create up to 3 schemes for airport parking along 5 Points Road
- The schemes will include the decommissioning of 5 Points Road

SCOPE OF SERVICES

Priority 1 – Gateway Elements

- Site visit to understand the parameters of the site and photograph existing conditions
- Review the Gateway Community design criteria from ODOT to determine what is acceptable to ODOT
- Develop conceptual plans and design concepts
- Create up to 3 concepts for the identity design

- Explore City branding elements on the Pump Station
 - This information will be provided to the City trades to paint the Pump House
- Prepare up to 6 digital renderings of the proposed concepts
- Meet with the project Stakeholders to determine the preferred concept
- Provide modifications to the preferred concept to address Stakeholder comments
- Prepare a digital package to be presented to Planning Commission for approval
- This information will then be used to produce Construction Documents as Phase II
 - A separate proposal will be provided for Phase II Construction Documents

Priority 2 – Reimage Buildings

- Site visit to understand the parameters of the site and photograph existing conditions
- Delineate the various elements to be painted or modified on the Recreation Building and Building Department
- Prepare a color board of the various proposed finishes
- Prepare 2 to 3 digital rendering of both buildings indicating the proposed colors, materials, and branding elements
- Meet with the project Stakeholders to review the color selections and branding
- Provide modifications to the concept to address Stakeholder comments
- Prepare a digital package to be presented to Planning Commission for approval
- The color information will be provided to the contractor on the Recreation Center to paint that facility
- This information for the new exterior shell and colors for the Building Department will be used to produce Construction Documents as Phase II
 - A separate proposal will be provided for Phase II Construction Documents

Priority 3 – Municipal Campus Visioning

- Site visit to understand the parameters of the site and photograph existing conditions
- Explore ideas for the Municipal Campus master plan to show a landscaped retainage pond
 - Provide a confidential layout of a safety center
 - This is to allow the future planning of the Municipal Campus without creating a conflict for the location of a future safety center
- 2-5 Renderings of the proposed design
- Rendered Site Plan including the crosswalk to Brook Park Elementary School
- Prepare a digital package to be presented to Planning Commission for approval
- Provide revisions to the package incorporating Planning Commission feedback

Priority 4 – Airport Parking

- Site visit to understand the parameters of the site and photograph existing conditions
- Explore ideas to remove 5 Points Road and maximize parking spaces
- Prepare layouts for 3 parking concepts
- Meet with the project Stakeholders to determine a preferred concept
- Provide modifications to the preferred concept to address Stakeholder comments
- Prepare up to 2 digital renderings of the proposed concepts
- Prepare a digital package to be presented to Planning Commission for approval
- This information will then be used to produce Construction Documents as Phase II
 - A separate proposal will be provided for Phase II Construction Documents

PROPOSED DESIGN TEAM

Architecture & Planning

- Makovich & Pusti Architects, Inc.
111 Front Street
Berea, Ohio 44017
Don Rerko, AIA, NCARB – Principal
Pam Haberman, Assoc. AIA – Project Designer
- phone: (440) 891-8910
e-mail: drerko@mparc.com
e-mail: phaberman@mparc.com

FEE PROPOSAL

Makovich & Pusti Architects, Inc. proposes to provide the above-listed services for a lump-sum fee of \$30,500 (Thirty Thousand, Five Hundred Dollars), plus reimbursable expenses.

Priority	
Priority 1 – Community Gateway	\$8,600
Priority 2 – Reimage Buildings	\$8,300
Priority 3 – Municipal Campus Visioning	\$8,600
Priority 4 – Airport Parking	\$5,000
Total	\$30,500

Reimbursable expenses shall be billed at 1.10 times direct cost, and shall include:

- Plotting and Printing
- Postage of Packages and Delivery Services
- Government Review Fees (ARB, Planning & Zoning)
- All mileage associated with project billed at current IRS rates

Reimbursable expenses are estimated to cost \$1,000.

Invoices will be issued on a monthly basis for time expended toward the fee, plus reimbursable expenses, incurred during the preceding month. Invoices are considered due upon receipt. Invoices outstanding beyond 35 days may be subject to a late charge of 1.5% per month on the unpaid balance. Unpaid invoices beyond 45 days will result in suspension of work on the project.

QUALIFICATIONS AND ASSUMPTIONS

The following qualifications and assumptions are being made:

- These documents will be used for communication with various entities
- MPA will also coordinate with Brian Beyer - Director Of Public Service for the City of Brook Park
- The terms and conditions of AIA document B212-2010 are included in this proposal by reference.
- The project will be prepared using AutoCAD, Sketchup, and Lumion.
- Our team shall have no responsibility for the identification, presence, handling, removal, or disposal of Hazardous Containing Materials (HCM) in any form at the Project site, including but not limited to asbestos, asbestos products, polychlorinated biphenyl (PCB) or other toxic substances. The Owner shall inform our team of all known or suspected hazardous substances, materials or constituents that may be present at the site.
- This scope does not include any deconstructive testing or investigation. As such, MPA cannot confirm any systems or elements not clearly visible.

ADDITIONAL SERVICES

Additional services will only be provided upon written authorization of the Client. The following services are not included in our design fee, but could be provided at an additional cost:

- Traffic studies or roadway improvements other than drive aprons in the right of way, if required for the new curb cut
- Material testing of any kind (including geotechnical soil testing), and environmental investigations or remediation
- Landscape architectural services
- Cost estimates
- Surveys of the proposed sites
- Local utility company applications or agency coordination
- Any construction documents or engineering required for the design including but not limited to Civil, Structural, Mechanical, Electrical, Plumbing, or Technology
- Additional services will only be provided upon written authorization of the Owner and will be based on hourly rates per the agreement

OWNER PROVIDED DOCUMENTATION

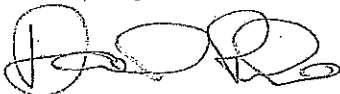
For the purposes of this project, the following information must be supplied by the Owner:

- Access to the site to review the space
- Copies of any previous contract record, or as-built drawings, showing existing walls, services, and utilities in as much detail as is possible
- A location to conduct Stakeholders meetings with Audio/Visual capabilities

Makovich & Pusti Architects, Inc. is prepared to proceed with this project upon receipt of your written authorization to proceed. A contract can be written utilizing AIA Document B212-2010, or by providing a Purchase Order for this proposal. At the option of the Owner, this proposal can be used as a contract by returning one copy with an authorized signature to our office.

Thank you for the opportunity to submit this proposal. Please contact me on my mobile phone at 216.633.3965 at any time if you have any questions.

Sincerely,



Donald Rerko, AIA
cm Accounting

A printed or electronic copy of this document is not a contract. It is only a copy of a contract. It is not a contract.

AUTHORIZATION/AGREEMENT

I, _____, hereby state that I am authorized
PRINT NAME & TITLE **

by _____ to authorize Makovich & Pusti Architects, Inc. to
PRINT NAME OF OWNER

proceed with the scope of work as stated in the attached proposal and agree to remit payments within 35 days of invoice dates. By signing this authorization, I (we) take full responsibility for any and all charges made in this matter on my (our) behalf.

SIGNATURE/ TITLE

DATE

** Authorization must be completed by a person representing the entity responsible for payment.

Please Provide the Following Contact Information

Contact Person _____

Phone Number _____

Fax Number _____

e-mail Address _____

Billing Address _____

PO Number _____

Approved for the City of Portland by the City Council on September 20, 2023.

ORDINANCE NO: 1136/-2023

INTRODUCED BY: MAYOR ORCUTT

P/C 9-5-23 legislative
CA 10/10/23
1st R 10-17-23
2nd R 11-08-23
3rd R 11-21-23
B/C

AN ORDINANCE
AMENDING CERTAIN SECTIONS OF CHAPTER 1122 OF THE
BROOK PARK CODIFIED ORDINANCES,
ENTITLED 'SHORT TERM LEASES', AND DECLARING AN EMERGENCY

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

SECTION 1: Chapter 1122 "Short Term Leases" shall be amended to read "Short Term Rentals" and as follows:

1122.01 PURPOSE; INTENT.

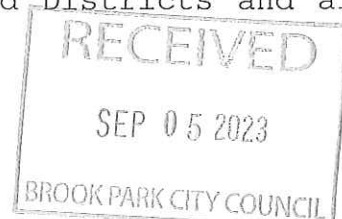
Short Term **Rentals** are unique, semi-commercial operations that adapt a residential environment into a lodging concept, limited in scope and operation. The use is clearly of a commercial nature, but may at times be more in keeping with a residential environment. The purpose of this Chapter is to provide a systematic set of requirements to ensure that such operations, if appropriate for a residential or commercial area, shall not adversely impact adjacent uses as a result of the commercial aspects of the structure and property. Short Term **Rentals** shall be the subordinate to the principal use of a structure as a single-family dwelling. The intent of this Chapter is not to provide an opportunity for the establishment of an intensive commercial lodging business, which would be considered appropriate within an intensive commercial or planned commercial zoning district, but rather in certain locations to provide a limited commercial use in a residential or commercial district.

1122.02 SHORT TERM RENTAL DEFINED.

Lease of all or any portion of a residential dwelling unit for dwelling, lodging, sleeping or any other purpose generally associated with a dwelling unit for any period of less than thirty (30) consecutive days shall be considered a Short-Term Rental. Said Rental does not require financial remuneration to the Owner to be considered a Short-Term Rental. A Short-Term Rental may be by oral or written contract.

1122.03 SHORT TERM RENTALS AS CONDITIONAL USES; PERMIT REQUIRED.

Short Term **Rentals** are hereby classified as a conditional use which may be permitted in Single Family Zoned Districts and all



Community Business Districts in accordance with the corresponding standards and requirements of the Planning and Zoning Code. A conditional use permit issued pursuant to Chapter 1121 of these Codified Ordinances shall be required in order to allow said permit shall be effective for two (2) years at a biennial cost to be determined by City Council, and said permit shall be automatically voided by operation of law without further notice or hearing upon the sale or transfer of the real property upon which the short term **rentals** is located. In submitting an application for a conditional use permit, and with every re-application, the applicant shall provide to the Planning Commission a floor plan illustrating the proposed operation, a site plan indicating all on-site improvements, if any, and any additional information as required by the Planning Commission. Notification of the request for the conditional use permit shall be given by the Secretary of the Planning Commission to all record title holders of real property lying within 500 feet of the property line of the area requesting the conditional use approval. Said notice shall be first class mail, postage prepaid.

1122.04 GENERAL DEVELOPMENT STANDARDS.

The following development standards apply to Short Term **Rentals**.

- (a) Uses Permitted in Single-Family Detached Dwellings. Short Term **Rentals** shall **not** be allowed in any detached structure, or in a garage. Only minimal interior modifications of said single-family dwelling shall be permitted in the original architectural style of the house for safety purposes only. Interior modifications of the size of bedrooms and baths shall be permitted. Each Short Term **Rental** shall be required to have a dining room no smaller than 100 square feet. No more than fifty percent of the house floor area shall be used for such Short Term **Rental** which percent of use shall include bedrooms, guest baths and dining room.
- (b) Occupation of Premises by Owner. The owner of a Short Term **Rental** shall live full-time on the premises. Such owner shall be the record owner of no less than fifty percent interest of the property in question.
- (c) Compliance With Fire Protection Standards; Certificates Required. Certificates of compliance from the Brook Park Fire Department shall be required for approval of a request for a conditional use permit for Short Term **Rentals**. The following fire protection standards shall be continually met during the term of the conditional use permit, and shall be certified to exist by the City Fire Prevention Officer at the inception of the conditional use permit and annually therefor:

- (1) There be a battery-type smoke detector in each guest room;

- (2) There shall be a 110-volt electrical smoke detector per floor protecting the sleeping areas;
 - (3) There shall be one carbon dioxide detector per floor protecting the sleeping areas;
 - (4) There shall be ten pound ABC extinguishers per floor;
 - (5) Electrical work shall conform to current residential standards;
 - (6) There shall be a fire inspection; and
 - (7) No portable heating devices shall be allowed in sleeping rooms.
- (d) Consecutive Nights. Each paying guest may stay at a property designated as a Short Term **Rental** Property for not more than seven (7) consecutive nights at any single visit.
- (e) Kitchen Facilities. Only one kitchen facility shall be permitted per structure for which a conditional use permit is granted to operate a Short Term **Rental**. No cooking facilities of any type shall be permitted in individual guest quarters, and no food shall be served in guest quarters.
- (f) Bathrooms. A minimum of one full bathroom, including tub or shower, toilet and sink, shall be required for every two guest rooms, to be available for the exclusive use of Bed and Breakfast paying guests. No bathroom shall be located in the basement.
- (g) Owner Requirements. The owner must maintain current guest registration records which contain the following information about each guest: the guest's name, address, signature, room assignment and dates of accommodation. The registration records shall be kept on file for three years and upon request by any authorized City official, shall be made available for inspection by such City official during regular business hours or in case of an emergency.
- (h) Nuisance Conditions; Revocation or Suspension of Permits. Short Term **Rentals** shall not be permitted to create or continue a nuisance under either state or local law, and a conditional use permit shall be revoked or suspended by the City whenever the operation endangers, offends or interferes with the safety or rights of others so as to constitute a nuisance.
- (i) Guest Rooms. There shall be no more than three guest rooms within a single-family dwelling that are utilized by Short Term **Rental** customers. A guest room shall contain no less than 100 square feet of living space, not including closets. Guest rooms must be limited to only the first and second floors; no guest room may be located on the third floor, or in the basement.

- (j) Parking. One off-street parking space shall be provided for each guest room. Such off-street parking spaces shall be provided in an existing driveway behind the existing building line or in a garage.
- (k) Signage. One on-premises, flat sign against the dwelling shall be permitted for each Short Term **Rental**, not to exceed three square feet in area. The sign shall not be internally illuminated. No window display or signboard shall be allowed.
- (l) Part-Time Employees. One individual who is a nonresident of the dwelling may be employed in the operation of an owner of the Short Term **Rental** on a part-time basis.
- (m) Security. Outdoor security cameras must be provided. No security lighting shall be permitted which reflects or is directed out of the yard of the owner of the Short Term **Rental**.
- (n) Exits. In addition to the requirements of the Residential Code of Ohio, a minimum of two exits from the bed and breakfast area at the level of exit discharge shall be provided.
- (o) Bed Tax. The bed tax applying to the Short Term **Rentals** shall be the same as that for hotels and motels.
- (p) Allowable Number of Occupants. A maximum of six (6) guests, including minor children, shall be permitted at any one time.
- (q) Location. No Short Term **Rental** shall be permitted within 500 feet of a school or recreational facility.

1122.05 **REQUIRED INFORMATION.**

A resident approved to offer Short Term **Rentals** shall be subject to annual inspection, and inspection at other times upon reasonable notice to the owner. In addition to the requirement set forth in Section 1122.03, above, an application for and, if requested, renewal of, a conditional use permit to engage in the business of Short Term **Rental** establishment shall be accompanied by the following information:

SHORT TERM RENTAL

- (a) Proof of commercial general liability insurance, with limits of not less than \$300,000.00 per occurrence, for bodily injury and property damage arising in any way from the issuance of the permit. Each policy of insurance shall be used by an insurer authorized to do business in the State of Ohio; and include a provision requiring 30 days advance notice to the City prior to cancellation or lapse of the policy. The owner shall maintain the insurance required under this Section in full force and effect for the duration of the permit period. A single violation of this subsection shall result in revocation of the permit;
- (b) A statement as to whether the owner or any controlling person has ever been convicted in any

- jurisdiction of any felony;
- (c) Proof that the owner has legal title to the property on which the establishment is located;
- (d) A written statement that the establishment shall be the owner's legal primary residence throughout the duration of the license period;
- (e) A copy of an evacuation diagram; and
- (f) A valid certificate of registration in food handling and sanitation by the Department of Health.

1122.06 PROHIBITED ACTS.

It shall be unlawful for any person engaged in the business of Short Term **Rentals** to:

- (a) Exceed the scope of the permit, as set forth in this Chapter;
- (b) Allow occupancy of the establishment or any part thereof to exceed one person per 125 feet of floor area, excluding elevators, stairways or other shaft enclosures;
- (c) Rent any sleeping room in the establishment for 7 or more consecutive days to any person other than members of the owner's family as defined in Brook Park Zoning Ordinance;
- (d) Use or permit the use of a hot plate, coffee maker or other cooking device in any sleeping room or bathroom;
- (e) Permit any criminal activity or public nuisance to take place on the premises. If an owner knows or suspects that any criminal activity or public nuisance is taking place on or immediately adjacent to the premises, the owner shall immediately notify the Brook Park Police Department of such fact, and shall cooperate with the Brook Park Police Department in any investigation that may ensue; or
- (f) Knowingly make any false or misleading statement about such person's criminal background in connection with any application submitted pursuant to this Chapter. A single violation of this subsection shall result in permit revocation.

1122.99 PENALTY. Whoever violates subsection six of this Chapter is guilty of Wrongful Rental/Use of Residential Property, a misdemeanor of the third degree. A second violation of this Chapter is a misdemeanor of the second degree. Any violation of this Chapter that represents a third or further violation shall be a misdemeanor of the first degree. A separate offense shall be deemed committed each day a violation occurs or continues.

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 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 further reason that Council desires to amend certain sections of Chapter 1122, therefore, provided this ordinance receives the affirmative vote of at least (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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

DIRECTOR OF LAW