

P/C 11/15/16 Legislative
CA 11/22/16
1st R 12/6/16
2nd R 12/20/16
3rd R _____
B/C _____

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 39-2016

INTRODUCED BY: COUNCILMAN MENCINI, COUNCIL MEMBERS TROYER, POWERS, SCOTT BURGIO, McCORMICK, SALVATORE, COUNCIL PRESIDENT ASTORINO

A RESOLUTION
SUPPORTING THE PASSAGE OF HOUSE BILL 154
WHICH WOULD REQUIRE A MOTOR VEHICLE WHEN PASSING
A BICYCLE THE SAFE PASSING DISTANCE TO THE LEFT IS THREE FEET,
AND TO ALTER THE PROTOCOL FOR PROCEEDING INTO AN INTERSECTION
THAT HAS MALFUNCTIONING TRAFFIC LIGHTS,
AND DECLARING AN EMERGENCY

WHEREAS, Ohio House Bill 154 was introduced by Representatives Michael Henne and Michael Sheehy to amend sections of the Ohio Revised Code 4511.132 and 4511.27 to provide that when a motor vehicle passes a bicycle the safe passing distance to the left is three feet, and to alter the protocol for proceeding into an intersection that has malfunctioning traffic lights; and

WHEREAS, the passage of this Bill in the Ohio House and Senate would help improve the safety of bicyclists in Ohio by requiring motorists to pass at a safer distance to the left of three feet and to change the protocol for proceeding into an intersection that has a malfunctioning traffic light; and

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

SECTION 1: This Council does hereby declare its support for passage of House Bill 154 to amend parts of the Ohio Revised Code by requiring motorists to pass at a safer distance to the left of three feet and to change the protocol for proceeding into an intersection that has a malfunctioning traffic light

SECTION 2: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to the introducer of the Bill, Representative Michael Henne, 77 South High Street, 13th Floor, Columbus, OH 43215 and to Representative Michael Sheehy, 77 south High Street, 10th Floor, Columbus, OH 43215.

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 for further reason to support the passage of House Bill 154; therefore, provided this Resolution 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: December 20, 2016

Jim Porter
PRESIDENT OF COUNCIL

ATTEST: Michelle Blazak
Clerk of Council

APPROVED: [Signature]
MAYOR
12/20/16
DATE

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

[Signature]
DIRECTOR OF LAW

CERTIFICATE

Michelle Blazak, Clerk of Council, of the City of Brook Park, Ohio, do hereby certify that the foregoing is a true and accurate copy of Ordinance/Resolution No. 39-2016 passed on the 20th day of December 2016 by said council.

Michelle Blazak
Clerk of Council

	Yea	Nay
Troyer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mencini	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Powers	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Scott	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Burgio	<input checked="" type="checkbox"/>	<input type="checkbox"/>
McCormick	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Salvatore	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I, Michelle Blazak, Clerk of Council for the City of Brook Park, State of Ohio, do hereby certify that there is no newspaper of general circulation in this municipality and that publication of the foregoing ordinances/resolutions was made by posting true copies at six of the most public places in said municipality as determined by Ordinance No. 4838-1975; location City Hall 6161 Engle Road, Police Station 17401 Holland Road, #1 Fire Station 5590 Smith Road, #2 Fire Station 22530 Rupic Parkway, #3 Fire Station 17401 Holland Road, Brook Park Library 6165 Engle Road, for a period of fifteen days.

commencing January 3, 2017
Michelle Blazak
MICHELLE BLAZAK
Clerk of Council