

**ITEMS TO BE CONSIDERED
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING
TO BE HELD ON TUESDAY, SEPTEMBER 17, 2024
7:00 P.M.**

I. ROLL CALL OF MEMBERS:

II. PLEDGE OF ALLEGIANCE:

III. DISCUSSION:

1. A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY TH BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.- PER COUNCIL PRESIDENT SALVATORE.

2. A RESOLUTION PROCLAIMING THAT ALL FLAGS FLOWN IN THE CITY OF BROOK PARK BE MADE IN THE UNITED STATES OF AMERICA, AND DECLARING AN EMERGENCY. Introduced by Council As A Whole.- PER COUNCIL PRESIDENT SALVATORE.

3. AN ORDINANCE RETAINING AND EMPLOYING THE ALEX N. SILL COMPANY, LLC LOSS CONSULTANTS AND APPRAISERS, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt. .- PER COUNCIL PRESIDENT SALVATORE.

IV. ADJOURNMENT:

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: MAYOR ORCUTT

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET COMMISSION AND
AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER,
AND DECLARING AN EMERGENCY

The Council of the City of Brook Park, Cuyahoga County, Ohio met on the 4th of June, 2024 at the Brook Park Council Chambers.

WHEREAS, this Council in accordance with the provisions of law has previously adopted a Tax Budget for the next succeeding fiscal year commencing January 1, 2025; and

WHEREAS, the Budget Commission of Cuyahoga County, Ohio, has certified its action thereon to this council together with an estimate by the County Fiscal Officer of the rate of each tax necessary to be levied by this Council, and what part thereof is without, and what part within the ten mill tax limitation;

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

SECTION 1: That the amounts and rates, as determined by the Budget Commission in its certification, be and the same are hereby accepted.

SECTION 2: That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as set forth in Exhibits "A" and "B."

SECTION 3: That the Clerk of Council is hereby directed to certify a copy of this Resolution to the Fiscal Officer of Cuyahoga County.

SECTION 4: 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 5: 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

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further reason to accept the amounts and rates as determined by the Budget Commission, authorizing tax levies and certifying them to the Cuyahoga County Fiscal Officer; provided that this Resolution 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.

W. A. ...

DIRECTOR OF LAW

1024

**SCHEDULE A
SUMMARY OF AMOUNTS REQUIRED FROM GENERAL PROPERTY TAX APPROVED BY BUDGET
COMMISSION AND COUNTY FISCAL OFFICER'S ESTIMATED TAX RATES**

FUND	Amount to Be Derived from Levies Outside 10 M. Limitation	Amount Approved by Budget Com- mission Inside 10 M. Limitation	County Fiscal Officer's Estimate of Tax Rate to be Levied	
			Inside 10 M. Limit	Outside 10 M. Limit
	Column II	Column IV	V	VI
General Fund			3.85	0.00
General Bond Retirement Fund				0.00
Police Pension			0.30	
Park Fund				0.00
Recreation Fund				
Fire Pension Fund			0.30	
S.W. Hospital Fund				0.30
TOTAL	\$0	\$0	4.45	0.30

SCHEDULE B

LEVIES OUTSIDE 10 MILL LIMITATION, EXCLUSIVE OF DEBT LEVIES

FUND	Maximum Rate Authorized to Be Levied	Co. Fiscal Officer's Est. of Yield of Levy (Carry to Schedule A, Column II)
GENERAL FUND:		
Current Expense Levy authorized by voters on for not to exceed years.	,20	
Current Expense Levy authorized by voters on for not to exceed years.	,20	
Total General Fund outside 10m. Limitation.		
Park Fund: Levy authorized by voters on for not to exceed years.	,20	
Recreation Fund: Levy authorized by voters on for not to exceed years.	,20	
Fund: Levy authorized by voters on for not to exceed years.		
Fund: Levy authorized by voters on for not to exceed years.	,20	
Fund: Levy authorized by voters on for not to exceed years.	,20	
Fund: Levy authorized by voters on for not to exceed years.	,20	

and be it further
RESOLVED, That the Clerk of this Council be and he is hereby directed to certify a copy of this
 Resolution to the Fiscal Officer of said County.

Mr./Mrs. _____ seconded the Resolution and the roll being called

upon its adoption the vote resulted as follows:

Mr./Mrs. _____

Mr./Mrs. _____

Mr./Mrs. _____

Adopted the _____ day of _____, 20_____.

Attest:

 President of Council

 Clerk of Council

CERTIFICATE OF COPY
ORIGINAL ON FILE

The State of Ohio, _____ County, ss.

I, _____, Clerk of the Council of the City
of _____ within and for said County, and in whose custody the Files
and Records of said Council are required by the Laws of the State of Ohio to be kept, do hereby
certify that the foregoing is taken and copied from the original _____

now on file, that the foregoing has been compared by me with said original document,
and that the same is a true and correct copy thereof.

WITNESS my signature, this _____ day of _____, 20 _____

Clerk of Council

No. _____

COUNCIL OF THE CITY OF

County, Ohio.

RESOLUTION
ACCEPTING THE AMOUNTS AND RATES
AS DETERMINED BY THE BUDGET
COMMISSION AND AUTHORIZING THE
NECESSARY TAX LEVIES AND CERTIFYING
THEM TO THE COUNTY FISCAL OFFICER

(City Council)

Adopted _____, 20 ____

Clerk of Council

Filed _____, 20 ____

County Fiscal Officer

By _____
Deputy

CITY OF BROOK PARK, OHIO

RESOLUTION NO. _____

INTRODUCED BY: COUNCIL AS A WHOLE

A RESOLUTION PROCLAIMING THAT ALL FLAGS FLOWN IN THE CITY OF
BROOK PARK BE MADE IN THE UNITED STATES OF AMERICA,
AND DECLARING AN EMERGENCY

WHEREAS, in 2011, Senator Sherrod Brown introduced a bipartisan bill that required the Federal government to purchase only flags that were fully produced and manufactured in the United States; and

WHEREAS, by supporting domestic flag production, the act aims to bolster American workers, create jobs, and strengthen the manufacturing industry; and

WHEREAS, the Senate unanimously passed the All-American Flag Act, a groundbreaking piece of legislation; and

WHEREAS, in 2017, the United States imported 10 million American flags, with almost all of them coming from China, by buying flags made in the USA, we will strengthen the American manufacturing industry and reduce dependence on foreign imports; and

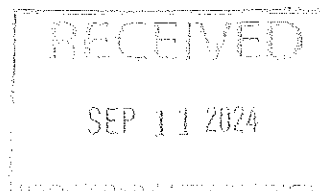
WHEREAS, buying flags here will not only boost local economies, but will also contribute to the growth of the U.S. GDP; and

WHEREAS, all future purchases of new flags for the City of Brook Park shall be fully produced and manufactured in the United States of America.

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

SECTION 1: That all flags purchased by the City of Brook Park shall be made in the United States of America.

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to this Resolution were



adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to require all flags flown in Brook Park be purchased in the United States of America, and provided that that this Resolution 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.

Victor Cook

DIRECTOR OF LAW

CITY OF BROOK PARK, OHIO

ORDINANCE NO: _____

INTRODUCED BY: MAYOR ORCUTT

AN ORDINANCE
RETAINING AND EMPLOYING THE
ALEX N. SILL COMPANY, LLC LOSS CONSULTANTS AND APPRAISERS,
AND DECLARING AN EMERGENCY

WHEREAS, the City of Brook Park had a tornado rip through the City, causing a great deal of damage, especially to the Recreation Center and City Parks; and

WHEREAS, the City has specialized issues, requiring specialized, technical and loss consultants for the damages to be properly assessed and appraised so that the full compensation can be recovered of behalf of the City; and

WHEREAS, the results of these matters will have a very significant fiscal and operational impact on the City; and

WHEREAS, the City has determined that certain technical, professional and loss and appraisal assistance will enable it to participate more effectively in these matters.

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

SECTION 1: That Alex N. Sill Company, LLC, is hereby retained to represent the City in all matters concerning claim for damages arising from the damages sustained in the tornado of August 6, 2024, as further described in the contract attached as Exhibit "A".

SECTION 2: The money needed for the aforesaid transaction shall be paid from the General Fund, No. 100; theretofore, appropriated for said purposes.

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 hire Alex N. Sill Company, LLC; therefore this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor.

PASSED: _____

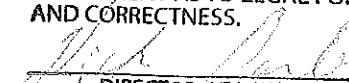
PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

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



DIRECTOR OF LAW

- ___ Building
- ___ Contents
- ___ Business Interruption & Extra Expense
- ___ Rents
- ___ Homeowners

EXHIBIT
 "A"

ALEX N. SILL COMPANY, LLC
Loss Consultants and Appraisers
AGREEMENT

To Insurance Companies and Whom It May Concern:

The undersigned, _____ on behalf
 of _____, a Corporation,
 ("Insured") agree(s) to employ Alex N. Sill Company, LLC to assist in the preparation of claim(s) for loss
 caused by _____, occurring on or about _____,
 located at _____

_____ ("Claim").

The Insured agrees to pay for such services and hereby assigns and conveys
 _____ %
 of the total proceeds relating to the Claim, including salvage and advances, however recovered, and whenever
 paid by the Insurance Company(ies), or as otherwise recovered.

ACCEPTED BY /
ALEX N. SILL COMPANY, LLC

ACCEPTED BY/
INSURED

By _____

By _____

Title _____

Title _____

Date _____

Date _____

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

DIRECTOR OF LAW



PROPOSAL

PRESENTED BY

ALEX N. SILL COMPANY

We are pleased to have this opportunity to present our proposal and qualifications for your consideration. Our current and prior experience makes the Sill Company uniquely qualified to serve you.

We have established a formidable track record with our clients and have gained the professional respect of the insurance companies and their adjusters.

In business since 1928, and the nation's leading firm of public adjusters, the Sill Company's "in-house" professional staff includes personnel qualified in building construction, contents and equipment appraisal, accounting, and adjusting.

The Sill Company's services include the following:

BUILDING CLAIM

Alex N. Sill Company will utilize its in-house building reconstruction estimators to prepare all supporting data needed to properly substantiate all insured loss and damage to the structure.

This will include the following:

- A detailed appraisal with proper support to substantiate the scope of loss and damage to the structure based on replacement of like kind and quality at today's labor and material costs. This appraisal will include all related and insurable soft costs including architect's fees.
- A description of and the additional insured costs associated with compliance to current federal, state or local building codes.
- An analysis of the applicable depreciation to the building components. Consideration will be given to age, condition, utility and maintenance history.

CONTENTS AND EQUIPMENT

Alex N. Sill Company will utilize its in-house contents and equipment appraisers to prepare all supporting data needed to properly substantiate the Insured's loss to all contents items.

This will include the following:

- A complete physical inventory of all damaged property insured under the policy.
- The inventory will include all supplies, furniture and fixtures, equipment, books and other damaged contents insured under the policy. The Sill Company staff will assume the responsibility of determining the following values applicable to each item:
 - Replacement cost value of like kind and quality at today's costs.
 - Applicable depreciation
 - Actual cash value
 - Amount of loss or damage
 - Actual cash value of loss

EXTRA EXPENSE

Alex N. Sill Company will prepare all necessary documentation to support any insured extra expenses with proper supporting documentation.

EEE STRUCTURE

We have structured our fee to allow for a reduction in our fee percentage as the amount of claim recovery escalates, while at all times assuring that we maintain an increased financial interest in the final amount recovered. This fee arrangement provides a strong incentive to the Sill Company to maximize the Insured's recovery while providing the Insured with the benefit of a customized fee schedule which is appropriate when applied to the final settlement amount. The fee is paid as proceeds are collected from the Insurance Company(ies), including salvage and advances, however recovered and whenever paid, or as otherwise recovered. The complete fee schedule and agreement follows this proposal.

SUMMARY

When the above information is submitted to the insurance company, the Sill Company will meet with the insurance company and their representatives as often as necessary to finalize the settlement of all claims. All settlement amounts will be subject to your final approval. At all times the Insured reserves the exclusive right to control the negotiation process and settlement amount. The Sill Company guarantees to perform all of its duties in a professional and competent manner. Our approach in dealing with the insurance company representatives is conducted at all times in an atmosphere conducive to maintaining good relations with all concerned, while assuring an expeditious and beneficial settlement.

The Sill Company's services give you the benefit of having all claim preparation and adjustment activities performed by one firm with a proven and successful track record. Our staff has the advantage of having worked together as a professional team on hundreds of previous claims. This minimizes the involvement of you and your staff while providing you with a faster and larger settlement. Most important, our fees are usually more than absorbed as a result of the many benefits our services provide.

FEE SCHEDULE

<u>TOTAL RECOVERY</u>	<u>FEE %</u>
\$550,000 Or Less	10.00%
\$675,000	9.43%
\$800,000	9.04%
\$925,000	8.76%
\$1,050,000	8.54%
\$1,175,000	8.37%
\$1,300,000	8.23%
\$1,425,000	8.12%
\$1,550,000	8.03%
\$1,675,000	7.94%
\$1,800,000	7.87%
\$1,925,000	7.81%
\$2,050,000	7.76%
\$2,175,000	7.71%
\$2,300,000	7.67%
\$2,425,000	7.63%
\$2,550,000	7.60%
\$2,675,000	7.57%
\$2,800,000	7.54%
\$2,925,000	7.51%
\$3,000,000 Or More	7.50%

The total fee due the Sill Company will be the amount arrived at by multiplying the total recovery of all claims by the percentage closest to that amount in the scale above. Proceeds recovered before the approximate total recovery is known will be invoiced at 8.75%.

The Insured hereby agrees that this fee schedule is for the Insured's sole use and agrees not to copy or distribute it to anyone other than its financial advisor or legal counsel.

Accepted by Alex N. Sill Company, LLC

Accepted by Insured

Date

Date