# REGULAR COUNCIL MEETING OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO TO BE HELD ON TUESDAY, MARCH 18, 2025 7:30 P.M.

- A. ROLL CALL OF MEMBERS
- **B.** PLEDGE OF ALLEGIANCE
- C. <u>APPROVAL OF MINUTES OF PRECEDING MEETINGS:</u>
  - 1. CAUCUS PRIOR TO MEETING MINUTES HELD ON FEBRUARY 18, 2025.
  - 2. REGULAR COUNCIL MEETING MINUTES HELD ON FEBRUARY 18, 2025.
- D. REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Dufour

Board of Zoning Appeals - Mencini

Finance Committee - Scott

Legislative Committee - Scott

Parks & Recreation Committee - Mccorkle

Planning Committee - Poindexter

Safety Committee - Troyer

Service Committee - Roberts

E. REPORTS OF SPECIAL COMMITTEES:

<u>Southwest General Health Center Trustee</u> - Mencini Berea Board of Education Representative - Mccorkle

Technology & Innovation Council Representative - Dufour

- 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. ORDINANCE NO. 11458-2025
    AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MANHEIM CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS, FOR THE PURPOSE OF AUCTIONING A FORFRITED VEHICLE, AND DECLAREING AN EMERGENCY. Introduced by Mayor Orcutt.
  - 2. ORDINANCE NO. 11459-2025
    AN ORDINANCE CREATING THE STOREFRONT TARGETED AREAS
    RENOVATION (STAR) PROGRAM, AND DECLARING AND EMERGENCY.
    Introduced by Mayor Orcutt; Councilmembers Mencini and Dufour.

# N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

- 1. ORDINANCE NO. 11457-2025
  AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
  CONTRACT WITH SIGNAL SERVICE COMPANY WITHOUT PUBLIC BUILDING,
  TO PROVIDE FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES, AND
  DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
- 2. RESOLUTION NO. 16-2024
  A RESOLUTION GRANTING A CONDITIONAL USR PERMIT TO CONSTRUCT A CIRCLE K GAS STATION AT 20850 SHELDON ROAD LOCATED IN THE U6 USE ZONING DISTRICT, AND DECLARING AN EMERGENCY. Introduced by Council As A Whole.
- O. <u>THIRD READING OF ORDINANCES AND RESOLUTIONS:</u>
- P. ADJOURNMENT:

# SYNOPSIS OF LEGISLATION FOR THE REGULAR COUNCIL MEETING OF MARCH 18,2025

## FIRST READING:

Ord. No. 11458-2025 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MANHEIM CLEVELAND AUTO AUCTION, PUBLIC AUCTIONEERS, FOR THE PURPOSE OF AUCTIONING A FORFEITED VEHICLE, AND DECLARING AN EMERGENCY

SYNOPSIS: An ordinance providing for the auctioning of a forfeited vehicle.

Ord. No. 11459-2025 AN ORDINANCE CREATING THE STOREFRONT TARGETED AREAS RENOVATION (STAR) PROGRAM, AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance creating the "STAR" program, to help with renewal and renovation of business storefronts in the City.

## SECOND READING:

Ord. No. 11457-2025 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SIGNAL SERVICE COMPANY WITHOUT PUBLIC BIDDING, TO PROVIDE FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES, AND DECLARING AN EMERGENCY.

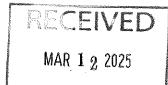
SYNOPSIS: An ordinance providing for the Maintenance of the City's traffic control Devices.

Res. No. 16-2024

A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO CONTRUCT A CIRCLE K GAS STATION AT 20850 SHELDON ROAD LOCATED IN THE U6 USE ZONING DISTRICT, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution granting a conditional use permit for a Circle K gas station located in U6 zoning district at 20850 Sheldon Road.

PREPARED BY THE BROOK PARK LEGAL DEPARTMENT March 6, 2025 & March 12, 2025



BROOK PARK CITY COUNCIL

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	1stR 3-18-25
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ORDINANCE NO: 11458-2025

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 A FORFEITED VEHICLE, AND DECLARING AN EMERGENCY

WHEREAS, Manheim Cleveland Auto Auction will provide the City of Brook Park with Auction services for a forfeited vehicle; a 2007 Chevrolet Silverado; 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.

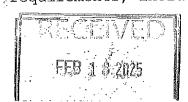
NOW THEREFORE BE IT ORDAINED, by the Council of the City of Brook Park, State of Ohio, that:

The Mayor is hereby authorized and directed to SECTION 1: 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 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	
		<u> </u>	





ISSUING COUNTY CUYAHOGA
ISSUING TITLE OFFICE # 1804
RESIDENT COUNTY CUYAHOGA

STATE OF OHIO

**ORIGINAL** 

MILEAGE

EXEMPT

TITLE No. 18 1474 8328

ISSUE DATE

05/29/2024

IDENTIFICATION NUMBER

1GCEC14XX7Z195637

CONVERSION

EVIDENCE OH-4703864046

COMMENTS
COURT ORDER
NOTATION(S)

491

OWNER(S)
CITY OF BROOK PARK POLICE DEPARTMENT

17401 HOLLAND RD BROOK PARK, OH 44142

PREVIOUS OWNER(S)

COURT ORDER BROOK PARK, OH

WITNESS MY HAND AND OFFICIAL SEAL THIS 29TH DAY OF MAY

%226407766

%226407766

BAR .007

MAKE CHEV

BODY TYPE

MODEL DESCRIPTION
SILVERADO

VILLEAGE NOTATION

PURCHASE PRICE

\$0.00

EXEMP

O CA COUNTY

MICHAEL CHAMBERS FISCAL OFFICER

BAM BAM

ITLE DOCUMENT CONTAINS OHIO WATERMARK WHICH IS VISIBLE WHEN HELD TO LIGH

### RECEIPT

# STATE OF OHIO

1814748328

**CUYAHOGA COUNTY** 

05/29/2024 9:08:20 AM

MICHAEL CHAMBERS

FISCAL OFFICER

Batch Number:

48400271 - 1

**Bass Receipt Number:** 

Receipt Name:

Control Number: 226407766

County of Residence: CUYAHOGA

Year: 2007

Make: CHEV

Make Desc: CHEVROLET

11

EXHIBIT

Model Desc: SILVERADO

VIN: 1GCEC14XX7Z195637

Body Type: PT

Brand 1:

Brand 2:

Brand 3:

Owner Information

Name: CITY OF BROOK PARK POLICE DEPARTMENT

**Previous Owner Information** 

Name: COURT ORDER

Vendor Number:

Dealer Permit Number:

DBA:

Title Fee:

Total Fees:

Affidavit Fees:

Credit Card Fees:

Fee Information

**Lienholder Information** 

None

Memo Issued

Property/Tax Information

Purchase Date:
Purchase Price:

05/29/2024

\$0.00

Trade-in Amount:

\$0.00

Taxable Amount: Sales Tax Credit: \$0.00 \$0.00

Vendor Discount: Total Tax: \$0.00 \$0.00

Exempt:

SP - STATE/POLITICAL SUBDIVISION

**Payment Information** 

Payment Type: CREDIT - \$18.00 - 789

Total Due:

\$18.00

\$15.00

\$2.00

\$1.00

\$18.00

Total Paid:

\$18.00

Remaining Due:

\$0.00

Change Due:

Change Type:

G BAM

P/C_3	-4-25 Finance
CA 101R	<u> 5-11-25</u>
	3-18-25
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and R	
Q.V.	

## CITY OF BROOK PARK, OHIO

ORDINANCE NO: 11459-2025

INTRODUCED BY: MAYOR ORCUTT; COUNCILMEMBERS MENCINI AND DUFOUR

### AN ORDINANCE

CREATING THE STOREFRONT TARGETED AREAS RENOVATION (STAR) PROGRAM, AND DECLARING AN EMERGENCY

WHEREAS, The City of Brook Park has deemed the renewal and renovation of the Targeted Areas to be a priority of the City; and

WHEREAS, "Targeted Areas" is defined as Snow Road, Smith Road, and Sheldon Road and the intersection of Engle Road and Holland Road; and

WHEREAS, in going forward with that effort, it is necessary to create a Storefront Targeted Areas Renovation (STAR) Program; and

WHEREAS, the program will provide a loan for projects that improve the visual quality of the Targeted Areas; and

whereas, project funds may be used to add or improve, facades, signage, Awnings, Windows/Doors, Lighting, Exterior Code Violations, Parking Lots Adjacent to the Public Right of Way; and Similar Projects.

WHEREAS, project funds may not be used for professional fees, building additions or new construction, work not reasonably visible from the street/sidewalk, maintenance work such as roof repair, billboards, rear parking lot surfaces and work done to nonconforming uses; and

WHEREAS, the City will loan up to the full amount of the project per address for eligible improvements; and

WHEREAS, loan payments and disbursements will be deposited into the Economic Development Fund No. 243.



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

**SECTION 1:** This Council hereby authorizes the creation of the Storefront Targeted Areas Renovation (STAR) Program.

SECTION 2: Not withstanding any other codified ordinances the Mayor is authorized to approve, and the Finance Director is authorized to issue, Storefront Targeted Areas Renovation Program loans to approved applicants upon the following terms and conditions:

- 1) Any loan issued by the City under the Storefront Targeted Areas Renovation (STAR) Program:
  - a) Have an interest rate of one percent (1%) with a term of not more than sixty (60) months;
  - b) Be secured by a lien in the City's favor against the property for the face value of the loan as well as a cognovits note issued in favor of the City by owner(s) of the business to be improved.
  - c) Require monthly repayment of any loan issued on an amortized basis directly to the Director of the Finance Department of the City of Brook Park;
  - d) Upon completion of the desired business improvements and inspection, approval and certification of the improvements by the Commissioner of Building and Housing, the Director of Finance shall issue payment to the registered contractor performing the work.
  - e) The first payment must be within forty five (45) days of the City's payment to the registered contractor on a date set between the City of Brook Park and owner of the building.
  - f) The proposed project must meet all applicable codes and be approved in advance by the Building Commissioner.
  - g) Applications will be taken on a first come first serve basis until annually appropriated funds are exhausted.
- h) If the property is sold or foreclosed, the City of Brook Park will be entitled to collect the remaining principal and interest on the loan. The purchaser also has the right to continue the existing loan payments.

- i) Applicant has the right at any time to pay off the remaining principal with no penalties or fees.
- SECTION 3: All applications shall need aesthetic and project approval by the City of Brook Park Planning Commission.
- SECTION 4: All loans must be approved by Brook Park City Council
- SECTION 5: The program will be administered through the Brook Park Building Department and the Brook Park Economic Development Department, granting the Mayor the authority to enter into individual storefront renovation contracts.
- SECTION 6: 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 7: 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 implement the Storefront Targeted Areas Renovation (STAR) Program; 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:	APPROVED:
Clerk of Council	MAYOR
•	DATE
BY APPROVETHE WITHIN	



# The City of Brook Park Storefront Targeted Areas Renovation (STAR) Program 2025

- The 2025 Storefront Targeted Areas Renovation (STAR) Program is designed to assist business and property owners in target areas to improve the overall appearance of their properties and/or correct exterior code violations by providing a low-interest loan for qualifying projects.
- The loan shall have an interest rate of 1% with a term of not more than sixty (60) months.
- The first loan payment must be within 45 days of the City's payment to the registered contractor on a date set between the City of Brook Park and the owner of the building.
- Upon completion of the desired business improvements and inspection, approval and certification of the improvements by the Commissioner of Building and Housing, the Director of Finance shall issue payment to the registered contractor performing the work.
- The STAR Program will require monthly repayment of any loan issued on an amortized basis directly to the Director of the Finance Department of the City of Brook Park
- A fee of 6% will be assessed for payments received 5 days late.
- Applications will be accepted on a first-come-first-serve basis until all funds are committed.
- Property owners must be current with all taxes, properly registered with the Brook Park
  Tax Department, and agree to a lien in the City's favor against the property for the face
  value of the loan as well as a cognovit note issued in favor of the City.
- Property owners must submit a credit report from within the last six months showing a credit score of at least 700.
- All applications will need aesthetic and project approval by the City of Brook Park Planning Commission.
- All loans will be approved by Brook Park City Council.

### Process:

The Storefront Targeted Areas Renovation (STAR) Program is available to businesses located in the City of Brook Park on the following streets:

- Sheldon Road
- Smith Road

- Snow Road
- Intersection of Engle Road and Holland Road

Applicants must complete an application packet and receive needed project approval before beginning the project. Any work performed before project approval is NOT eligible for loan funding.

Only improvements that are visible from the publically facing side(s) of the building are eligible for this program.

Project funds may not be used for professional fees, building additions or new construction, work not reasonably visible from the street/sidewalk, maintenance work such as roof repair, billboards, rear parking lot surfaces and work done to nonconforming uses; and

# Eligible Retail Projects include:

- Façade Improvements
- Signs (update or removal)
- Awnings
- Windows/Doors
- The painting of existing facades
- Lighting
- Exterior Code Violations
- Parking Lots Adjacent to the Public Right of Way
- Similar projects

# Ineligible Buildings include:

- Residential Buildings
- Schools
- Warehouses

# Ineligible Projects include:

- Interior Improvements
- Elements not visible from the publically facing side(s) of the building
- Roof repair/replacement
- HVAC Systems

For more information, or to request an application, please contact Paul Marnecheck, Commissioner of Economic Development at (216) 433-7032 or PMARNECHECK@CityofBrookPark.com



# The City of Brook Park Storefront Investment Program-APPLICATION 2024-2025

A. Property Owner Information:	
Name:	
Business Address:	Zip Code:
Phone#:	
Email:	
Project Address:	Zip Code:
Type of Business:	
Permanent Parcel#:	
Federal Tax ID#:	
No. of years in operation:	
No. of years at this location:	
No. of full-time employees at the time of	application:

Three (3) Contractor Estimates Are Required For Each Proposed Improvement
\*Contractors must be licensed and bonded with the City of Brook Park\*

Project Description (attach additional pages if needed)
·
oject Start Date: Project Completion Date:
oject Start Date:1 Toject Completion Date:
tal Project Budget:
tal 1 Toject Dauget.
otal Requested Loan Amount:
pplication Check List
• Three (3) Quotes
<ul> <li>Completed Application</li> <li>Completed Storefront Targeted Areas Renovation (STAR) Program Application</li> </ul>
operty Owner Signature
operty Owner arguature
Pate

P/C CA Prior 3-4-2025 1st R 3-4-2025 2nd R 3 18 2025 3rd R

CITY OF BROOK PARK, OHIO

ORDINANCE NO:

11/15/20 20 -

INTRODUCED BY: MAYOR ORCUTT

#### AN ORDINANCE

AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH SIGNAL SERVICE COMPANY
WITHOUT PUBLIC BIDDING, TO PROVIDE FOR THE
MAINTENANCE OF TRAFFIC CONTROL DEVICES,
AND DECLARING AN EMERGENCY

WHEREAS, Council deems it necessary for the City to enter into a contract with a specialist in order to provide for the maintenance, modernization, and replacement of all electrical traffic signals over which the City has jurisdiction; and

WHEREAS, said services are of such a highly specialized nature, requiring the exercise of peculiar skill and aptitude, that said contract is properly deemed excepted from the bidding requirements ordinarily associated with the letting of public contracts.

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

- SECTION 1: That the Mayor is hereby authorized and directed to enter into a contract with Signal Service Company, for the maintenance, modernization, and/or replacement of all electrical traffic signals.
- **SECTION 2:** The money needed for the aforesaid transaction shall be paid from the general fund 100; provided that, in no event shall the total amount to be paid under said contract exceed \$200,000.00.
- 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 that Council deems it necessary for the Mayor to enter into said contract with undue delay; 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:		APPROVED:	
_	Clerk of Council		MAYOR
			DATE

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

Clast, DIRECTOR OF LAW

# CITY OF BROOK PARK, OHIO

Resolution No. 14-2024

Introduced By: COUNCIL AS A WHOLE

170 LA Prior 9-3-24 10tR 9-3-24 2nd R 3-18-25 3rd R B/C 9-3-24 B/C 0-11-25

### A RESOLUTION

GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT A CIRCLE K GAS STATION AT 20850 SHELDON ROAD LOCATED IN THE U6 USE ZONING DISTRICT,

## AND DECLARING AN EMERGENCY

WHEREAS, the conditional use requested is to a Circle K Gas Station at 20850 Sheldon Road located in the U6 Use Zoning District and

WHEREAS, the request for a conditional use permit was presented at a public hearing on July 1, 2024 to the Brook Park Planning Commission, which referred this matter to Council for approval and recommended the waiver of requirements set forth in Section 1121.36(c) of the Brook Park Codified Ordinances.

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

SECTION 1: The Council of the City of Brook Park finds that the proposed conditional use permit requested is appropriate in the location for which it is proposed and grants a conditional use permit to construct a Circle K Gas Station at 20850 Sheldon Road, Brook Park, Ohio, with the condition that the Engineers provide Council with remediation of the issues with the traffic study as recommended by the Planning Commission.

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 purpose of granting a conditional use permit in a U6 Zoning District to operate a Gas Station/Convenient store; therefore, this Resolution shall take effect and be in force immediately from and after its passage and approval by the Mayor.



PASSED:		
		PRESIDENT OF COUNCIL
ATTEST:		APPROVED:
	Clerk of Council	MAYOR
•		Σλης

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