



# CITY OF FAIRVIEW PARK CITY COUNCIL MEETING AGENDA

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**MONDAY, NOVEMBER 5, 2018**

## **REGULAR COUNCIL MEETING**

6:30 p.m. - Study Session – Council Caucus Room

God & Country Awards – Immediately following Council Caucus

7:00 p.m. - Council Meeting – Council Chambers

### Meeting Called to Order

### Moment of Silent Prayer | Pledge of Allegiance

### Roll Call

### Disposition of Minutes:

Regular Meeting of Council October 15, 2018

### Committee Reports

Finance Committee, Councilman Wojnar, Chair

### *~ LEGISLATIVE AGENDA ~*

### Legislation on First Reading

COUNCILMAN MINEK

Ord. 18-\_\_ | Bids and Contract for the Campus Drive and West 210 Street Water Main Replacement and Extension

Ord. 18-\_\_ | Authorizing Agreement with the Fairview Park City Schools for Fire Line and Hydrant Replacement

COUNCILMAN MCDONOUGH

Ord. 18-\_\_ | Gemini Center Membership and Fees 2019

COUNCILMAN WOJNAR

Ord. 18-\_\_ | Authorizing 2019 LWCF Grant Application and Administration for Bain Park Restroom

Ord. 18-\_\_ | Area Agency on Aging 2019

Res. 18-\_\_ | Accepting Grant from Giant Eagle for Senior Life Office

### Legislation on Second Reading

COUNCILMAN WOJNAR

Ord. 18-44 | 2019-20 County Board of Health Contract

Ord. 18-46 | Authorizing Increase in Expenditure for Vickers Law Group for Gemini Roof

### Audience Input on Legislation Up For Passage

*Agenda continued on back →*

**Legislation on Passage Without Three Readings**

COUNCILMAN MINEK

Ord. 18-\_\_ | Plans and Specs for the Campus Drive and West 210 Street Water Main Replacement and Extension

COUNCILMAN WOJNAR

Ord. 18-45 | 2018-19 County CDSG Supplemental Grant Application and Administration

Res. 18-15 | Resolution Supporting National Postal Banking System

**Legislation on Third Reading and Final Passage**

COUNCILMAN WOJNAR

Ord. 18-39 | Authorizing Agreement with Construction Resources for Gemini Center Roof Project

Ord. 18-40 | Bids and Contracts for Gemini Center Roof Restoration Project

Ord. 18-41 | Authorizing Service Agreement with TAC 2019

Ord. 18-42 | 2018 Supplemental Appropriations\_2

**Reports and Communications from Mayor, Directors and Other City Officials**

**Public Session**

**Miscellaneous Business and Reports from Council**

**Adjournment**

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To download tonight's agenda and legislation being considered, scan the code below:



**UPCOMING MEETINGS OF COUNCIL:**

MON. Nov 12	Council Committee Meeting	7:00 p.m.	Council Caucus Room
MON. Nov 19	Council Regular Meeting	7:00 p.m.	Council Chambers
MON. Nov 26	Council Committee Meeting	7:00 p.m.	Council Caucus Room
MON. Dec 3	Council Regular Meeting	7:00 p.m.	Council Chambers

1  
2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**  
3 **MONDAY, OCTOBER 15, 2018**  
4

5 The regular meeting of Council was called to order by Council President Pro Tem Minek at 7:00 p.m.

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL:

9 PRESENT: Council—B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

10 Administration – Mayor Patton, Director Leininger, Director Cingle, Director McGinty

11 ABSENT: Engineer Mackay  
12

13 THE CHAIR called for a motion to excuse Council President Kilbane from the meeting.

14 Moved and Seconded.

15 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

16 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith  
17

18 THE CHAIR called for a motion to approve the minutes of the regular meetings of October 1, 2018.

19 Moved and Seconded.

20 ROLL ON MOTION: Vote: YES-5, NO-0, ABSTAIN-1 | Motion carried.

21 YES: B. McDonough, B. Minek, J. Hinkel, A. Russo and T. Smith ABSTAIN: P. Wojnar

22 THE CHAIR asked Councilman Wojnar the reason for his abstention.

23 COUNCILMAN WOJNAR said that he was out of town and not at the meeting.  
24

25 **COMMITTEE REPORTS**

26 COUNCILMAN WOJNAR reported that The Finance Committee met on Monday, October 8, 2018 at  
27 7:00 pm. Present at the meeting were members of Council, Finance Director Greg Cingle and Patrick  
28 Muscenti of McGowan and Company. The following issues and legislation were discussed: **Ordinance**  
29 **18-37** authorizes the mayor to enter into a contract with McGowan and company for City insurance. Mr.  
30 Patrick Muscenti said that they McGowan did a canvas to look at alternate insurance carriers. While they  
31 found one that was slightly cheaper, he didn't think it was worth switching. He recommends a renewal of  
32 current coverages that is presently before council. Some of the crime portions were increased, and  
33 consideration was given to purchase of new fire truck purchase in coverages as well. Coverages for the  
34 city's firewall will be investigated with our computer systems services consultant GO2IT (Go to It) to see  
35 if additional coverage is needed, and will be addressed if needed. A motion to place on third reading and  
36 final passage carried by a vote of 7-0. **Ordinance 18-41** authorizes the Mayor to renew the service  
37 agreement with TAC Computer, Inc. for the year 2019. Computer services provided to the Fairview Park  
38 Police Department including: support for the Ohio Law Enforcement Network (OLEN), CAD Records,  
39 Mobile Data Terminal (MDT) support and providing a direct link with the Rocky River Municipal Court  
40 for video arraignments. There are no additional changes to the contract, which remains in the same  
41 \$17,000 dollar range, as the last 5 years. A motion to place on second and subsequent third carried by a 7-  
42 0 vote. **Ordinance 18-42** is the second supplemental to the 2018 Budget. Finance Director Cingle went  
43 through the specifics of the adjustments and net changes to funds. He asked on behalf of the  
44 Administration for council to reconsider Ordinance 18-43, to reflect changes made to the Fund that  
45 monies would be paid for the Fire Self Contained Breathing Apparatus (SCBA) equipment. Director  
46 Cingle said that there would be one final supplemental presented in November for the year. A motion to  
47 place on second and subsequent third carried by a 7-0 vote. Council discussed the **issue of sponsoring a**  
48 **resolution to support the establishment of a postal banking system** to expand and enhance existing  
49 services such as check cashing and international money transfers, and to take necessary steps towards  
50 designing and implementing additional financial services. Once a final draft is available, it will be

51 submitted for first reading at the next council meeting on October 15, 2018. The Finance committee ended  
52 at 7:29 p.m.

53

54 **LEGISLATION ON FIRST READING**

55 COUNCILMAN WOJNAR placed the following legislation up for first reading and introduction:

56 ORDINANCE NO. 18-44

57 REQUESTED BY: MAYOR EILEEN ANN PATTON

58 SPONSORED BY: COUNCILMAN WOJNAR

59 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE*  
60 *CUYAHOGA COUNTY BOARD OF HEALTH FOR HEALTH SERVICES FOR THE YEARS 2019 AND*  
61 *2020 AND DECLARING AN EMERGENCY*

62 ACTION: Ordinance 18-44 was placed on first reading and referred to the Finance Committee.

63

64 ORDINANCE NO. 18-45

65 REQUESTED BY: ERICH UPPERMAN, POLICE CHIEF

66 SPONSORED BY: COUNCILMAN WOJNAR

67 CO-SPONSORED BY: COUNCILMAN MINEK

68 *AN ORDINANCE SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO*  
69 *THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE 2019 COMMUNITY*  
70 *DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR*  
71 *POLICE DEPARTMENT RENOVATIONS AND THE INSTALLATION OF AN ADA COMPLIANT*  
72 *WOMEN'S RESTROOM AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED GRANT*  
73 *FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE*  
74 *ANY AWARDED GRANT FUNDS AND DECLARING AN EMERGENCY*

75 ACTION: Ordinance 18-45 was placed on first reading and referred to the Finance Committee.

76

77 ORDINANCE NO. 18-46

78 REQUESTED BY: MAYOR EILEEN ANN PATTON

79 SPONSORED BY: COUNCILMAN WOJNAR

80 *AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE 18-25, AN ORDINANCE AUTHORIZING*  
81 *THE MAYOR TO ENGAGE THE LAW FIRM OF THE VICKERS LAW GROUP CO., LPA AS SPECIAL*  
82 *COUNSEL FOR RESOLUTION OF CONSTRUCTION ISSUES AT THE GEMINI CENTER AND*  
83 *DECLARING AN EMERGENCY.*

84 ACTION: Ordinance 18-46 was placed on first reading and referred to the Finance Committee.

85

86 RESOLUTION NO. 18-15

87 REQUESTED BY: COUNCILMAN WOJNAR

88 SPONSORED BY: COUNCILMAN WOJNAR AND COUNCIL PRESIDENT KILBANE

89 *A RESOLUTION IN SUPPORT OF THE ESTABLISHMENT OF A NATIONAL POSTAL BANKING*  
90 *SYSTEM*

91 ACTION: Resolution 18-15 was placed on first reading and referred to the Finance Committee.

92

93 **LEGISLATION ON SECOND READING**

94 COUNCILMAN WOJNAR placed the following legislation up for second reading:

95 ORDINANCE NO. 18-41

96 REQUESTED BY: MAYOR EILEEN ANN PATTON

97 SPONSORED BY: COUNCILMAN WOJNAR

98 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH TAC*  
99 *COMPUTER, INC. AND DECLARING AN EMERGENCY*

100 ACTION: Ordinance 18-41 was placed on second reading.

101  
102 ORDINANCE NO. 18-42  
103 ORIGINATED BY: THE FINANCE DEPARTMENT  
104 REQUESTED BY: MAYOR EILEEN ANN PATTON  
105 SPONSORED BY: COUNCILMAN WOJNAR  
106 *AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER*  
107 *EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING*  
108 *JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY*  
109 ACTION: Ordinance 18-42 was placed on second reading.

110  
111 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**

112  
113 **LEGISLATION ON PASSAGE WITHOUT THREE READINGS**

114 COUNCILMAN WOJNAR made a motion to reconsider the passage of Ordinance 18-43.  
115 Moved and Seconded.

116 ROLL ON MOTION

117 Vote: YES-6, NO-0 | Motion carried. Motion to reconsider was approved.

118 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

119 ORDINANCE NO. 18-43

120 REQUESTED BY: ANTHONY RAFFIN, FIRE CHIEF

121 SPONSORED BY: COUNCILMAN WOJNAR

122 *AN ORDINANCE AUTHORIZING THE CITY COUNCIL TO ACCEPT THE BID OF THE LOWEST*  
123 *RESPONSIVE AND RESPONSIBLE BIDDER AND AUTHORIZING THE MAYOR TO ENTER INTO A*  
124 *CONTRACT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR THE PURCHASE*  
125 *OF SELF CONTAINED BREATHING APPARATUS AS DETERMINED BY THIS COUNCIL, AND*  
126 *DECLARING AN EMERGENCY*

127 COUNCILMAN WOJNAR made a motion to suspend the Charter Provision and Rule 49 requiring three  
128 readings.

129 Moved and Seconded.

130 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

131 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

132 COUNCILMAN WOJNAR made a motion to dispense Rule 53 requiring reference to Committee.

133 Moved and Seconded.

134 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

135 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

136 THE CHAIR asked for any further discussion before passage.

137 COUNCILMAN WOJNAR made a motion to amend the ordinance language to remove Fund 100 and  
138 replace with Fund 260.

139 Moved and Seconded.

140 ROLL ON MOTION: Vote: YES-6, NO-0 | Motion carried.

141 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

142 THE CHAIR asked for any further discussion before passage. No Discussion.

143 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-43 Amended passes.

144 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

145

146 **LEGISLATION ON THIRD READING AND FINAL PASSAGE**

147 COUNCILMAN WOJNAR placed Ordinance 18-37 up for third reading and final passage:

148 ORDINANCE NO. 18-37

149 REQUESTED BY: GREG CINGLE, FINANCE DIRECTOR

150 SPONSORED BY: COUNCILMAN WOJNAR

151 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MCGOWAN  
152 AND COMPANY FOR THE PROFESSIONAL SERVICES OF PROVIDING INSURANCE  
153 REQUIREMENTS OF COMPREHENSIVE GENERAL LIABILITY, POLICE PROFESSIONAL  
154 LIABILITY, FIREFIGHTER/AMBULANCE ATTENDANTS LIABILITY, BOILER AND MACHINERY  
155 INSURANCE, COMPREHENSIVE AUTOMOBILE AND PHYSICAL DAMAGE LIABILITY, PUBLIC  
156 OFFICIALS LIABILITY, PROPERTY AND EQUIPMENT COVERAGES, "UMBRELLA" COVERAGE,  
157 AND CYBER PROTECTION COVERAGE AND DECLARING AN EMERGENCY  
158 THE CHAIR asked for any discussion before passage. No Discussion.  
159 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Motion carried, Ordinance 18-37 passes.  
160 YES: B. McDonough, B. Minek, P. Wojnar, J. Hinkel, A. Russo and T. Smith

161

162 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**  
163 **OFFICIALS**

164 MAYOR PATTON welcomed the audience to those in attendance at the meeting. She said that she  
165 participated in a meeting with Councilmen Minek and Russo with CEI/First Energy representatives to  
166 discuss the issues with outages in the community. She said that many of the issues are from tree issues, but  
167 also animals. Protective steps have been taken, including trimming back trees around electrical wires and  
168 placing animal guards up to keep them from entering and destroying wires. They asked that residents to  
169 examine their yards carefully, looking at trees and seeing if wires are down and to contact them to address  
170 specific problems immediately. This helps to focus in on one address and would help to show a history  
171 when looking at a specific area. She said that it appears that when Ward 5 goes out the Gemini Center  
172 does also as they are in the same station. MAYOR PATTON said that she thinks that the message was  
173 given and received pretty clear about the community's concerns regarding this issue.

174 COUNCILMAN MCDONOUGH asked if there was any mention on the Brookpark Bridge lights and any  
175 service First Energy provides for individual residents who experience excessive outages.

176 MAYOR PATTON said that was not mentioned, but the bridge was thoroughly talked about.

177 DIRECTOR LEININGER said that the City was under the understanding that the lighting on the bridge  
178 belonged to First Energy/CEI, but after additional research and communications through email that there  
179 is an agreement in place between the city and First Energy that goes back a number of years. He said that  
180 he is waiting for receipt of that agreement to fully understand, and for further reviewing. DIRECTOR  
181 LEININGER said that CEI believes that they are responsible for the light itself, and that the pole, arm and  
182 the electric that goes through it is the responsibility of the City. They also believe, based on their  
183 investigation of the lights, that they are operating, however, there may be an issue with the electric that is  
184 supplying them. He said that there is a bit more work to do to determine responsibilities of parties and the  
185 exact issues.

186 MAYOR PATTON said that the agreement goes back to before her time even on council and cannot be  
187 located by the city. She said that CEI is sending a copy so that it can be reviewed to determine next steps.

188 MAYOR PATTON gave the report submitted by ENGINEER MACKAY: 1. 2018 Street Repair -  
189 Crossroads Asphalt is working on this project and their work should be completed by early November.  
190 Please note work on W. 210th will begin on October 15, 2018, and there may be some traffic delays due to  
191 this work. Work on Lorain Road will also begin the week of October 15, 2018; 2. 2018 Waterline Project -  
192 Catts Construction is working on this project and this project should be completed by the beginning of  
193 November. 3. Clifford Road Sewer Project - This project will be bid in the next several weeks and the  
194 work should start this year or early next year and be completed by the end of 2019. 4. Lorain Road Slide  
195 Area - We are working with ODOT to complete the plans for the repair of the Lorain Road slide area. We  
196 expect this project to be completed in 2019.

197 MAYOR PATTON said that Fall Fest at the Gemini Center is on Saturday from noon until 2 pm, and that  
198 Andrako is on the Planning and Design docket for landscaping. This is the building at W. 210 and Lorain,  
199 and she personally thanked the owner, Bud Andrako for the beautiful transformation on that building.

200



CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-  
REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE &  
DEVELOPMENT  
SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT FOR THE CAMPUS DRIVE AND WEST 210 STREET WATER MAIN REPLACEMENT AND EXTENSION PROJECT AND DECLARING AN EMERGENCY

WHEREAS, it has been determined that certain water mains on Campus Drive and West 210 Street between North Park Drive and Campus Drive are in need of replacement and/or extension.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Director of Public Service and Development be and is hereby authorized to advertise and accept bids for the replacement and extension of certain water mains on Campus Drive and West 210 Street.

SECTION 2. That the Mayor is hereby authorized to enter into contract with the lowest responsive and responsible bidder for the for the Campus Drive and West 210 Street Water Main Replacement and Extension Project as determined by the Board of Control.

SECTION 3. The estimated cost of this water line replacement project is Three Hundred Seven Thousand Seven Hundred Dollars (\$307,700) appropriated from the Water Line Reconditioning Fund (550).

SECTION 3. Funding will be obtained from the City of Cleveland and the Fairview Park City Schools to reimburse the City of Fairview Park for the cost of bidding and constructing the project.

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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that the work be started as soon as possible to ensure the delivery of potable water; and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDNANCE NO. 18-  
REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE &  
DEVELOPMENT  
SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN  
AGREEMENT WITH THE FAIRVIEW PARK CITY SCHOOLS (SCHOOL DISTRICT) AND  
DECLARING AN EMERGENCY

WHEREAS, the School District has commenced a multi-year renovation and expansion project at Fairview High School and Lewis F. Mayer Middle School which requires a new six (6) inch fire line and hydrant to be installed; and

WHEREAS, the City has received funding from the City of Cleveland Division of Water Suburban water Main Renewal Program to replace the existing six (6) inch water mains on Campus Drive with new eight inch water mains; and

WHEREAS, the School District will reimburse the City in the amount of 100% of the total actual costs related to the extension of the water main from the existing terminus at West 212 Street to the eastern property line of the School District, including design, construction and construction administration.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. The Mayor is hereby authorized to enter into an agreement with the School District to provide design, construction and construction administration for the installation of a new water main for the School District use whereby the School District will reimburse 100% of the actual costs, including design, construction and construction administration.

SECTION 2. That the funds received from the School District as a result of this agreement shall be deposited into the Water Line Reconditioning Fund (550).

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

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and provide necessary computer support services for 2018, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1st reading:  
2nd reading:  
3rd reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN MCDONOUGH

AN ORDINANCE SETTING THE MEMBERSHIP USER FEE SCHEDULE FOR THE FAIRVIEW PARK RECREATION AND COMMUNITY CENTER GEMINI CENTER FOR THE YEAR 2019 AND DECLARING AN EMERGENCY

WHEREAS, Chapter 927 of the Codified Ordinances of the City of Fairview Park established the creation of the Fairview Park Recreation and Community Center Complex pursuant to Ordinance 07-15 passed on April 2, 2007.

WHEREAS, pursuant to the Joint Agreement dated August 22, 2005, executed by and between the Board of Education of the Fairview Park City School District and the City of Fairview Park, Article VI Titled: Annual Funding of the Operations of the Complex, Section 6.2 Users Fees: “On or before December 1<sup>st</sup> of each year, the Department shall prepare and submit the next Calendar Year’s user fee schedule to City Council for its approval.”

WHEREAS, the user fees for 2019 are amended as shown herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

**SECTION 1. MEMBERSHIP DEFINITIONS**

- (A) **RESIDENTS:** are those individuals who live in the City of Fairview Park city limits and will pay the Resident/Employee Rate.
- (B) **EMPLOYEES:** are those individuals who are actively employed with the City of Fairview Park, Fairview Park Board of Education, or Fairview Park Branch Library and will pay the Resident/Employee Rate.
- (C) **ONCE A MEMBER, ALWAYS A MEMBER:** are those individuals who are former members of the Gemini Center that have left their resident/employee account in good standing and will pay the Once a Member, Always a Member Rate. Corporate Members are not included.
- (D) **CORPORATE:** are those individuals who work, but do not reside, in the City of Fairview Park or current employees of Fairview General Hospital and will pay the Corporate Rate.

**SECTION 2. MEMBERSHIP USER FEE SCHEDULE**

The yearly Membership User Fees for 2019 for each classification of user will be as follows:

<b>(A) Resident/Employee Rate:</b>	
Individual (ages 19-59)	\$120.00
Youth (ages 3-12)	\$60.00
Student (ages 13-18)	\$90.00
College Student (must be full-time status)	\$99.00
Senior (age 60+)	\$85.00
Toddler (ages 2 and under)	Free
Family (up to 6 members)	\$335.00
<b>(B) Once a Member, Always a Member</b>	
<b>These members will pay \$50.00 more than the Resident/Employee Rate.</b>	
<b>Individual (ages 19-59)</b>	<b>\$120.00 Plus \$50.00</b>
<b>Youth (ages 3-12)</b>	<b>\$60.00 Plus \$50.00</b>
<b>Student (ages 13-18)</b>	<b>\$90.00 Plus \$50.00</b>
<b>College Student (must be full-time status)</b>	<b>\$99.00 Plus \$50.00</b>
<b>Senior (age 60+)</b>	<b>\$85.00 Plus \$50.00</b>
<b>Toddler (ages 2 and under)</b>	<b>Free</b>
<b>Family (up to 6 members)</b>	<b>\$335.00 Plus \$50.00</b>
<b>(C) Corporate Rate:</b>	
Individual (ages 19-59)	\$220.00
Youth (ages 3-18)	\$110.00
Senior (age 60+)	\$165.00
Family (4 members)	\$605.00
Family (5 members)	\$660.00
Family (6 members)	\$715.00
<b>(C) Active Military</b>	<b>\$0.00</b>

The individual monthly Membership User Fees for 2019 for each classification of user will be as follows:

<b>(A) Resident/Employee Rate:</b>	<b>\$20.00</b>
<b>(B) Once a Member</b>	<b>\$25.00</b>
<b>(C) Corporate Rate:</b>	<b>\$20.00</b>

### **SECTION 3. MEMBERSHIP APPLICATION**

Membership Application forms, membership rates, rules and regulations are available at the Fairview Park Recreation and Community Gemini Center.

**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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

**SECTION 5.** That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and to establish the membership rates in a timely manner to take effect January 1, 2019, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-  
REQUESTED BY: STEVEN OWENS, DIRECTOR OF RECREATION  
SPONSORED BY: COUNCILMAN WOJNAR  
CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE 2019 LAND & WATER CONSERVATION FUND GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR THE RECONSTRUCTION OF A PUBLIC RESTROOM AT BAIN PARK AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED GRANT FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE AND ADMINISTER ANY AWARDED GRANT FUNDS AND DECLARING AN EMERGENCY

WHEREAS, through the Ohio Department of Natural Resources (“ODNR”), the State of Ohio administers financial assistance for public recreation purposes through the Land & Water Conservation Fund (“Program”); and

WHEREAS, the City of Fairview Park (“City”) is seeking financial assistance under the Program for the purpose of reconstructing the public restroom at Bain Park; and

WHEREAS, legislation supporting and authorizing the application is required and applications for assistance must be submitted by November 15, 2018; and

WHEREAS, the total estimated project cost is One Hundred Seventy-Nine Thousand, Six Hundred Sixteen Dollars and Fifty cents (\$179,616.50), of which the City is required to provide a fifty (50%) percent local funding match of Eighty Nine Thousand, Eight Hundred and Eight Dollars and Twenty-Five Cents (\$89,808.25); and

WHEREAS, the Program provides a fifty percent (50%) reimbursement for project costs, requiring the applicant to first expend funds and then request reimbursement from ODNR.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Council of the City of Fairview Park hereby approves the filing of this application for financial assistance through the Program.

SECTION 2. That the City Administration is hereby authorized and directed to execute and file an application with ODNR and to provide all information and documentation required to become eligible for possible funding assistance by the November 15, 2018 application deadline.

SECTION 3. That the City’s request for Program funding is in an amount not to exceed Eighty Nine Thousand, Eight Hundred and Eight Dollars and Twenty-Five Cents (\$89,808.25) and all costs will be paid on a reimbursement basis out of the Recreation Fund (230).

SECTION 4. That the City agrees to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the Program, and the required local match of Eighty Nine Thousand, Eight Hundred and Eight Dollars and Twenty-Five Cents (\$89,808.25) will be paid out of the Recreation Fund (230).

SECTION 5. That the Clerk is hereby authorized to attach a certified copy of this Ordinance to the application for assistance prior to its filing.

SECTION 6. That the Mayor and City Administration are authorized to file all documents and execute all agreements necessary to accept the award and receive and administer any grant funds; and that the funds are appropriated solely for purposes described in this Ordinance.

SECTION 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 8. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, safety and welfare; and for the further reason that the application must be submitted by the November 15, 2018 deadline; and provided it receives an affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
RESOLUTION NO. 18-  
REQUESTED BY: SENIOR LIFE DIRECTOR, REGINA SILLASEN  
SPONSORED BY: COUNCILMAN WOJNAR  
CO-SPONSORED BY: COUNCILMAN MINEK

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE WESTERN RESERVE AREA AGENCY ON AGING TO ACCEPT GRANT FUNDS FROM SAID AGENCY FOR THE CITY'S PROGRAMS UNDER THE TITLE III OF THE OLDER AMERICANS ACT OF 1965 (42 USC 35) WHICH PROVIDES FUNDING FOR TRANSPORTATION, NUTRITION AND SUPPORT SERVICES AND PARTIAL FUNDING FOR SUPPLEMENTAL PROGRAMS THEREUNDER FOR 2019 AND DECLARING AN EMERGENCY

WHEREAS, the Western Reserve Area Agency on Aging administers a program of grants from the Federal Government under Title III of the 1965 Older Americans Act (42 USC 35) whereby the City may obtain funds to provide programs for persons 60 years of age or older.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Mayor is hereby authorized to enter into a contract with the Western Reserve Area Agency on Aging which contract will provide partial funding in an amount not to exceed Twenty Thousand Dollars (\$20,000), with said funds to be deposited into the Special Hold Fund (611) for the City's Programs under Title III of the 1965 Older Americans Act (42 USC 35) to include transportation, nutrition and support services for 2019.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and to timely meet the filing deadline for signing the contract and receiving funds, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

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**2019 OLDER AMERICANS ACT AWARD  
NOTICE OF AWARD**

**Fairview Park Senior Life Office, City of**

**Congregate Meals**

<b>AWARD</b>	<b>FUNDING TYPE:</b>	Cuyahoga
\$18,409.00	C1	<b>MEAL ALLOCATION:</b>
		10,149

**Nutrition Education**

<b>AWARD</b>	<b>FUNDING TYPE:</b>	Cuyahoga
\$48.75	C1	<b>MEAL ALLOCATION:</b>
		0

**Total Award Amount:** \$18,457.75



CITY OF FAIRVIEW PARK  
RESOLUTION NO. 18-  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN WOJNAR  
CO-SPONSORED BY: COUNCILMAN MINEK

A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT THE FUNDS DONATED BY GIANT EAGLE FOR THE SENIOR CENTER TO PROVIDE TRANSPORTATION SERVICES AND DECLARING AN EMERGENCY

WHEREAS, the Fairview Park Senior Life Office provides transportation to seniors who are in need of such services; and

WHEREAS, Giant Eagle has awarded the Fairview Park Senior Life Office Two Thousand Dollars (\$2,000.00) to use for transportation for seniors.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Mayor is hereby authorized to accept the donation from Giant Eagle in the amount of \$2,000.00 to use for transportation for Fairview Park Seniors.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and immediately acknowledge receipt of the grant funds, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-44  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH FOR HEALTH SERVICES FOR THE YEARS 2019 AND 2020 AND DECLARING AN EMERGENCY

WHEREAS, Chapter 3709 of the Ohio Revised Code mandates that all Ohio municipalities must provide health services either through a city health district or by a valid contract with the county health district; and

WHEREAS, in the past, the City of Fairview Park has contracted for such services with Cuyahoga County Board of Health; and

WHEREAS, the District Advisory Council of the Cuyahoga County General Health District authorized the Chairman of the District Advisory Council to enter into a contract with the City of Fairview Park to provide such services for the years 2019 and 2020.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. The Mayor is hereby authorized to enter into a contract with the Cuyahoga County Board of Health for public health services for the years 2019 and 2020. The cost will not exceed Seventy-Nine Thousand Seven Hundred Fifty-five Dollars (\$79,755.00) for calendar year 2019 and will not exceed Ninety-One Thousand Seven Hundred Two Dollars (\$91,702.00) for calendar year 2020 to be deducted from the City's taxes by the County Fiscal Officer, and will be charged to the General Fund, Public Health line item (100.770.5243100). The City shall pay the sums stated herein in equal, semi-annual installments of Thirty-Nine Thousand Eight Hundred Seventy-Seven Dollars and Fifty Cents (\$39,877.50) from the regular property tax settlement to be made for the City for calendar year 2019 and Forty-Five Thousand Eight Hundred Fifty-One Dollars (\$45,851.00) from the regular property tax settlement to be made for the City for calendar year 2020.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That this resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and provide for necessary health services for 2019 and 2020, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 10.15.18  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

**PUBLIC HEALTH SERVICES AGREEMENT**  
(City with a General Health District - Authority--Sec. 3709.08 O.R.C.)

This Agreement is entered into on the **1<sup>st</sup> day of January, 2019** ("Effective Date") by and between the **Cuyahoga County Board of Health** (the "Board"), a separate political subdivision of the State of Ohio organized under the Constitution and Laws of the State of Ohio, and the **City of Fairview Park**, a political subdivision, with its principal office located at 20777 Lorain Rd, Fairview Park, Ohio 44126 (the "City"), for and in consideration of the promises, covenants, and conditions hereinafter set forth.

WHEREAS, Cuyahoga County General Health District is a general health district as defined under Ohio Revised Code (ORC) Section 3709.01 and is endowed with all of the statutory and other authority granted to it by reason of the Ohio Statutes as amended from time to time by the State Legislature; and

WHEREAS, the City has continued to have a city public health district as required by Ohio law; and

WHEREAS, pursuant to ORC Section 3709.01, each city in the State constitutes a health district and each county is a "general health district," and as provided for in ORC Sections 3709.051, 3709.07, and 3709.10, there may be a union of a general health district and a city health district; and

WHEREAS, ORC Section 3709.08 authorizes cities and villages in Cuyahoga County to enter into an Agreement with the Cuyahoga County General Health District on certain terms and conditions; and

WHEREAS, the District Advisory Council of the Cuyahoga County General Health District, created by ORC 3709.03, after giving due notice by publication as required by law, held a public meeting on \_\_\_\_\_, 20\_\_\_\_, at which by a majority vote of members representing the townships and villages of said county, did vote affirmatively on the question of providing public health services to the cities in Cuyahoga County, and did authorize the Chairman of the District Advisory Council to enter into an Agreement with the Mayor of the City for providing public health services therein; and

WHEREAS, the Board is engaged in the governance of providing public health services as described in this Agreement, has the knowledge, skill, and resources to provide such services, and desires to perform such services for or on behalf of the Board for City; and

WHEREAS, the City is willing to enter into an Agreement with the Board to provide such services in accordance with the terms and conditions of Ohio law and this Agreement.

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

**1. EFFECTIVE DATE, TERM AND TERMINATION.**

- (a) **Effective Date, Term.** This Agreement shall commence on the Effective Date first stated above and shall continue through **December 31, 2020**, unless earlier terminated pursuant to Section 1(b).
- (b) **Termination.** This Agreement may be terminated upon the occurrence of one of the following events:
  - (i) Failure for any reason of the either party to fulfill its obligations under this Agreement, after written notice is provided by the non-breaching party of such failure providing at least ninety (90) days for the breaching party to correct any such failure, and if such failure is not corrected within said period, the non-breaching party may give written notice of immediate termination;

- (ii) Upon nine (9) months written notice, or on or before April 1 of the year prior to termination by either party for any reason.

## 2. THE SERVICES.

- (a) **Scope of Services.** Subject to the terms and conditions contained in this Agreement and its exhibits, the Board will provide to the City and, as applicable, to all persons receiving the direct services provided for herein, the Services that are set forth and described in the Scope of Work (SOW) attached as **Exhibit A**, which Exhibit is incorporated herein.
- (b) Unless otherwise agreed by the Parties in writing, all transactions for Services through Board will be provided in accordance with the provisions of Ohio law and/or this Agreement, including any revisions of the same, as both Parties may from time to time execute to document the addition, revision, or enhancement of Services.
- (c) **Standard of Performance of Services.** The Board will devote such time and will use its best efforts as necessary to perform the Services in a professional manner that: (i) is consistent with the standards of its industry and in a good and workmanlike manner, and (ii) utilizes the care, skill, and diligence normally applied by other similar boards of health in the performance of services similar to the Services.
- (d) The City shall provide suitable space for the Board employees who make regular visits to the City on a daily or weekly basis.

## 3. PAYMENT.

- (a) **Compensation.** Compensation is based on the ten (10) year census population estimate for the City and a per capita rate established by the Board. The per capita rate is the same rate applied to all Villages, Townships in the general health district as well as for all cities that enter into a Public Health Services Agreement with the Board. The most recent ten (10) year census for population in the City dated April, 2010 is 16,826 residents. The current per capita rate established by the Board is \$4.74 per capita for calendar year 2019 and \$5.45 per capita for calendar year 2020. The total amount due based on the per capita rate will be Seventy Nine Thousand Seven Hundred Fifty Five Dollars (\$79,755.00) for calendar year 2019 and be Ninety One Thousand Seven Hundred Two Dollars (\$91,702.00) for calendar year 2020. The Board reserves the right to change its per capita rate, as considered on an annual basis, based on current economic conditions and public health needs. In the event that the Board votes to make a change in the per capita rate, said change shall be limited to annual rates effective on January 1 for the following calendar year. The Board shall provide notice of the change in the per capita rate for the coming calendar year on or before October 31st of the current calendar year.
- (b) In consideration for the health services described in Exhibit A, which will be provided by the Board to and within the City, the City shall pay to the Board the total annual sum of Seventy Nine Thousand Seven Hundred Fifty Five Dollars (**\$79,755.00**) for calendar year 2019 and the total annual sum of Ninety One Thousand Seven Hundred Two Dollars (**\$91,702.00**) for calendar year 2020. The City hereby directs the Fiscal Officer of Cuyahoga County to place to the credit of the Board and the Fiscal Office of Cuyahoga County is hereby authorized and directed to deduct the sum stated above in equal, semi-annual installments of Thirty Nine Thousand Eight Hundred Seventy Seven Dollars and Fifty Cents (**\$39,877.50**) from the regular property tax settlement to be made for said City for calendar year 2019 and Forty Five Thousand Eight Hundred Fifty One Dollars (**\$45,851.00**) from the regular property tax settlement to be made for said City for calendar year 2020.

#### 4. RECORDS.

- (a) The Board shall maintain copies of all records created or received by the Board in the performance of the work under this Agreement as required by Ohio's public records law. Any records created or received as a part of this Agreement shall be made available to the City upon request subject to exceptions listed below.
- (b) Any non-private health information in confidential records or information in the records created by the Board or that come into the possession of the Board under this Agreement shall, if provided to the City, be kept confidential by the City.
- (c) The Board is prohibited by State and Federal law from sharing protected health information and said records will not be shared with the City unless there is compliance with the proper method for release of said information.

#### 5. REPORTS.

The Board shall provide semi-annual written reports to the City regarding the work conducted and services provided on behalf of the City under this Agreement. Such Reports shall be in a form as is provided to all political subdivisions for which the Board provides Agreement services.

#### 6. NO ASSIGNMENT, TRANSFER, OR SUBAGREEMENT.

In performing the services specified under the terms of this Agreement, the Board shall not assign, transfer, or delegate any of the work or services, nor subcontract the work out to any other entity, nor shall any subcontractor commence performance of any part of the work or services included in this Agreement, unless such subcontracting is specified in this Agreement or its Exhibits, or unless prior written consent is provided by the City.

#### 7. INDEPENDENT AGREEMENTOR.

- (a) The Board hereby acknowledges that it is an independent contractor and neither it nor its employees or agents are employees of the City. The Board shall be responsible for the payment or withholding of any federal, state or local taxes, including, but not limited to, income, unemployment, and workers' compensation for its employees, and the City will not provide, or contribute to any plan which provides for benefits, including but not limited to unemployment insurance, workers' compensation, retirement benefits, liability insurance or health insurance. All individuals employed by the Board provide personal services to the City are not public employees of the City under Ohio state law.
- (b) No agency, employment, joint venture or partnership has been or will be created between the parties pursuant to the terms and conditions of this Agreement. Inasmuch as the City is interested in the Board's end product, the City does not control the manner in which the Board performs this Agreement.

#### 8. NOTICES.

All notices, invoices and correspondence which may be necessary or proper for either party shall be addressed as follows:

**TO THE BOARD:**

Cuyahoga County District Board of Health  
Attention: Terry Allan, Health Commissioner  
5550 Venture Drive  
Parma Ohio 44130

**TO THE CITY:**

City of Fairview Park  
Attention: Mayor Eileen Ann Patton  
20777 Lorain Rd  
Fairview Park, Ohio 44126

And

City of Fairview Park  
Attention: Director of Law  
20777 Lorain Rd  
Fairview Park, Ohio 44126

**9. EFFECT OF ELECTRONIC SIGNATURE**

By entering into this Agreement, the parties agree that this transaction may be conducted by electronic means, including, without limitation, that all documents requiring signatures by the parties may be executed by electronic means, and that the electronic signatures affixed by the authorized representatives of the parties shall have the same legal effect as if the signatures were manually affixed to a paper version of the documents. The parties also agree to be bound by the provisions of Chapter 1306 of the Ohio Revised Code as it pertains to electronic transactions.

**10. APPLICABLE LAW AND VENUE**

Any and all matters of dispute between the Parties to this Agreement whether arising from the Agreement itself or arising from alleged extra contractual facts prior to, during, or subsequent to the Agreement, including without limitation, fraud, misrepresentation, negligence, or any other alleged tort or violation of the Agreement, will be governed by, construed, and enforced in accordance with the Laws of the State of Ohio, without regard to the conflict of laws or the legal theory upon which such matter is asserted.

**11. SEVERABILITY.**

If any provision hereof shall be determined to be invalid or unenforceable, such determination shall not affect the validity of the other provisions of this Agreement. Moreover, any provisions that should survive the expiration or termination will survive the expiration or termination of this Agreement.

**12. AMENDMENT**

This Agreement shall not be modified except by the express written consent by both parties hereto.

**13. WAIVER.**

Waiver by either party or the failure by either party to claim a breach of any provision of this Agreement shall not be deemed to constitute a waiver or estoppel with respect to any subsequent breach of any provision hereof.

**14. FORCE MAJEURE.**

Neither party shall be liable for any delay or failure to perform any duty or obligation it may have pursuant to this Agreement where such delay or failure has been occasioned by any act of God, fire, strike, inevitable accident, war or any cause outside the party's reasonable control.

**15. COUNTERPARTS**

This Agreement may be executed in several counterparts, each of which shall be deemed to be an original copy, and all of which together shall constitute one Agreement binding on all parties hereto, notwithstanding that all the parties shall not have signed the same counterpart.

**16. ENTIRE AGREEMENT.**

This Agreement constitutes the entire agreement of the parties with respect to its subject matter, and supersedes all prior and contemporaneous agreements, representations or understandings, whether written or oral, as to the same.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized representative to be effective as of the Effective Date as specified in Section 1 of this Agreement.

**FOR THE BOARD:**

Approved as to form.  
Cuyahoga County Board of Health  
Office of General Counsel

\_\_\_\_\_  
Mayor David Smith, President District  
Advisory Council  
  
Date: \_\_\_\_\_

By: \_\_\_\_\_  
  
Date: \_\_\_\_\_

**FOR THE CITY:**

Approved as to form.  
  
By: \_\_\_\_\_  
Director of Law

\_\_\_\_\_  
Mayor Eileen Ann Patton  
  
Date: \_\_\_\_\_

Date: \_\_\_\_\_

## EXHIBIT A

### SCOPE OF WORK

The General Health District of Cuyahoga County, Ohio, hereby agrees to provide health services for the **City of Fairview Park** for the calendar years 2019 and 2020 as set forth below (“Services”).

- The Board shall have full authority to be and act as the public health authority for the City.
- The Services described in the schedule listed below in this Exhibit will be provided by the District Board of Health of Cuyahoga County (“Board”) to the City.
- The Services will include all necessary medical, nursing, sanitary, laboratory and such other health services as are required by the Statutes of the State of Ohio.
- Air pollution enforcement services, as described in Chapter 3704 of the Ohio Revised Code (“ORC”), will be conducted through the designated agent, the Cleveland Division of Air Pollution Control, not by the Board. This authorization is contingent upon renewal of the Agreement between the Ohio EPA and the City of Cleveland and satisfactory performance of the Agreement terms and conditions regarding air pollution control in Cuyahoga County. The Board of Health reserves the right to alter, modify or amend this Agreement provision with notice to the City.
- The following specific services shall be a part of the Services provided under this Agreement:

#### List of Functions, Programs and Services

<b>Animal Control and Shelter:</b>
Rabies Surveillance – Animal bite follow up
<b>Environmental Health - State Programs:</b>
Food Service Operation Licensing/ Inspection/Education
Retail Food Establishment Licensing & Inspection.
School Facilities Inspection
Smoke Free Workplace Enforcement
Public Swimming Pool & Spa Licensing & Inspection
Tattoo & Body Piercing Enforcement
Temporary Park Camp Licensing/Inspection/Enforcement
Clean Indoor Air Regulation - complaint based response
Home Day Care Inspections - USDA Inspections Only/Fee for Service
Nuisance & Vector Control
Residential Housing/Commercial Building Inspection - complaint based response
Solid Waste Enforcement
West Nile Virus Prevention/Mosquito Control
Animal Venue Licensing/Inspection/Enforcement
<b>Emergency Preparedness:</b>
Public Health Emergency Preparedness (PHEP)
Planning and Cities' Readiness Initiative activities
Emergency Management Committee - participation

Development of Local Emergency Response Plan - participation
Community Outreach and Education
Northeast Ohio Regional Public Health Partnership - participation
<b>Epidemiology, Surveillance, Investigation Services:</b>
Reportable Infectious Disease investigation and follow-up (excluding HIV/AIDS; STD; TB)
Disease Outbreak Management
Regional Infection Control Committee – participation
NEO Regional. Epidemiology Response Team – participation
Nursing Services:
<b>Health Promotion:</b>
First Aid/Communicable disease classes – fee for service
Cleveland Safe Kids Coalition - participation
<b>Immunization Program:</b>
Childhood and Adult Vaccine Administration Services - Fee for Service. Most insurance accepted, by appointment. Charges may be waived for inability to pay.
Seasonal Influenza vaccine clinics - Fee for Service, most insurance accepted.
Immunize Ohio- participation
<b>Jail Inmate Health Services:</b>
Jail Inspection - provided once annually
<b>Lead Poisoning Prevention:</b>
Pediatric blood lead testing - Fee for Service. Charges may be waived for inability to pay
Case management
Environmental Assessment - Limited fee for service
Community Education and Outreach
Greater Cleveland Healthy Homes Advisory Council
<b>Occupational Health:</b>
Immunizations and Tuberculosis screenings - Fee for Service
Bureau for Children with Medical Handicaps (BCMh) Public Health Nursing Services
<b>Administrative Services:</b>
Administration
Grant Writing & Management
Budget
Records Management
Accounts Payable, Accounts Receivable
Data Entry & Program Management
Reports - Financial & Statistical
Payroll

The Board maintains a range of grant funded programs for citizens throughout the County who are income qualified.

**THE BOARD RESERVES THE RIGHT TO AMEND THIS EXHIBIT AT ANYTIME PRIOR TO AUTHORIZATION OF THE CITY COUNCIL AND THE BOARD OF HEALTH ANNUALLY.**

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-46  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE 18-25, AN ORDINANCE AUTHORIZING THE MAYOR TO ENGAGE THE LAW FIRM OF THE VICKERS LAW GROUP CO., LPA AS SPECIAL COUNSEL FOR RESOLUTION OF CONSTRUCTION ISSUES AT THE GEMINI CENTER AND DECLARING AN EMERGENCY.

WHEREAS, on January 16, 2018, Council passed Ordinance 18-04 Amended, approved by the Mayor on January 17, 2018, authorizing the Mayor to engage the law firm of the Vickers Law Group Co. LPA as special counsel for the resolution of construction issues at the Gemini Center; and

WHEREAS, on July 2, 2018, Council passed Ordinance 18-25, approved by the Mayor on July 3, 2018 increasing the amount of fees to be paid \$100,000.

WHEREAS, it has been determined that an increase in the number of hours are needed to prepare for an arbitration hearing in this matter which has not been settled.

WHEREAS, the Director of Law, by letter of January 9, 2018 attached hereto as Exhibit “A”, has certified to the Mayor, pursuant to Section 123.04 of the Codified Ordinances of Fairview Park, of the necessity to engage special outside counsel to assist the Law Department in resolving the outstanding construction issues at the Gemini Center; and,

WHEREAS, the Vickers Law Group Co. LPA, and specifically F. Thomas Vickers, is a recognized expert in the field of representing clients in complex construction matters, and possess the necessary skills, expertise and resources to carry out the services which may be required with respect to the resolution of the outstanding construction issues at the Gemini Center; and,

WHEREAS, the Director of Law has recommended that The Vickers Group Co. LPA, and F. Thomas Vickers be engaged to provide these services.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Mayor is hereby authorized to engage the law firm of The Vickers Group Co., LPA to provide expert legal services to assist the Law Department in resolving the outstanding construction issues at the Gemini Center.

SECTION 2. That the services of The Vickers Group will be provided on an hourly basis, the fees of such services shall not exceed the sum of \$150,000.00 including costs related thereto without further consent of Council. The fees shall be taken from the Recreation Construction Fund (231).

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

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare, and to continue ongoing representation on behalf of the City provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 10.15.18  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-  
REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE &  
DEVELOPMENT  
SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND PROVIDE CONSTRUCTION ADMINISTRATION SERVICES FOR THE CAMPUS DRIVE AND WEST 210 STREET WATER MAIN REPLACEMENT AND EXTENSION PROJECT AND DECLARING AN EMERGENCY

WHEREAS, it has been determined that certain water mains on Campus Drive and West 210 Street between North Park Drive and Campus Drive are in need of replacement and extension requiring the City Engineer to prepare plans and specifications and provide construction administration services for said work.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the City Engineer is hereby authorized and directed to prepare plans and specifications and provide construction administration services for the replacement and/or extension of certain water mains on Campus Drive and West 210 Street between North Park Drive and Campus Drive.

SECTION 2. That the City Engineer shall be paid for the services rendered in accordance with his contract with the City in amount not to exceed Forty-Three Thousand Dollars (\$43,000.00) to be paid from the Water Line Reconditioning Fund (550).

SECTION 3. Funding will be obtained from the City of Cleveland and the Fairview Park City Schools to reimburse the City of Fairview Park for the cost of the preparation of the plans and specifications for the project.

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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that the work be started as soon as possible to ensure the delivery of potable water; and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading:  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-45  
REQUESTED BY: ERICH UPPERMAN, POLICE CHIEF  
SPONSORED BY: COUNCILMAN WOJNAR  
CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE SUPPORTING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CUYAHOGA COUNTY DEPARTMENT OF DEVELOPMENT FOR THE 2019 COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE FOR POLICE DEPARTMENT RENOVATIONS AND THE INSTALLATION OF AN ADA COMPLIANT WOMEN'S RESTROOM AND AUTHORIZING THE MAYOR TO ACCEPT ANY AWARDED GRANT FUNDS AND FILE ALL DOCUMENTS AND EXECUTE ALL AGREEMENTS NECESSARY TO RECEIVE ANY AWARDED GRANT FUNDS AND DECLARING AN EMERGENCY

WHEREAS, the Cuyahoga County Department of Development ("Cuyahoga County") solicited applications for the Community Development Supplemental Grant ("CDSG"), a program that provides grant funding on a competitive basis for a variety of projects to help strengthen cities, encourage regional collaboration, and improve the quality of life for County residents; and

WHEREAS, the City of Fairview Park intends to submit an application to Cuyahoga County for CDSG funding to renovate the Police Department's outdated men's and women's locker room; construct a Americans with Disabilities Act ("ADA") compliant women's restroom; and repurpose the inactive shooting range to establish specialized workspace utilization, evidence processing, and storage ("Project"); and

WHEREAS, such improvements will result in a better working environment for police officers; aid in the retention and recruitment of current and future police officers; provide essential accommodations for policewomen and female staff that do not currently exist; provide an ADA restroom for visitors and staff of the police department; and increase operational efficiency; and

WHEREAS, the CDSG program provides one hundred percent (100%) reimbursement for project costs in an amount not to exceed Fifty Thousand Dollars (\$50,000), requiring the applicant to first expend funds and then request reimbursement from Cuyahoga County; and

WHEREAS, the estimated total cost for the Project is Two Hundred Thousand Dollars (\$200,000); and

WHEREAS, the estimated local match for the Project is One Hundred Fifty Thousand Dollars (\$150,000); and

WHEREAS, legislation supporting and authorizing the application is required and applications for assistance must be submitted by November 30, 2018.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:

SECTION 1. That the Council of the City of Fairview Park hereby approves the application to be submitted for the Project to be funded under the 2019 CDSG program.

SECTION 2. That the Clerk is hereby authorized to attach a certified copy of this Ordinance to the application for assistance prior to its filing.

SECTION 3. That the Mayor and City Administration are authorized to submit a grant application for the purpose of funding the proposed improvements by November 30, 2018.

SECTION 4. That the City's request for CDSG funding is in the amount of Fifty Thousand Dollars (\$50,000) and all costs will be paid on a reimbursement basis out of the Permanent Improvement Fund (260).

SECTION 5. That the City's local funding match is to be paid out of the Permanent Improvement Fund (260); and

SECTION 6. That the Mayor and City Administration are authorized to file all documents and execute all agreements necessary to accept the award and receive any grant funds; and that the funds are appropriated solely for purposes described in this Ordinance.

SECTION 7. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 8. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, safety and welfare; and for the further reason that the application must be submitted by the November 30, 2018 deadline; and provided it received an affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 10.15.18  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
RESOLUTION NO. 18-15  
REQUESTED BY: COUNCILMAN WOJNAR  
SPONSORED BY: COUNCILMAN WOJNAR AND COUNCIL PRESIDENT KILBANE

A RESOLUTION IN SUPPORT OF THE ESTABLISHMENT OF A NATIONAL POSTAL  
BANKING SYSTEM

WHEREAS, an astounding one in four U.S. households (26.9%) is at least partially outside the financial mainstream, or underserved by traditional banks, according to a 2015 survey by the Federal Deposit Insurance Corporation; and

WHEREAS those underserved by traditional banks must rely on high-cost and often predatory “alternative” financial services including payday loans and check-cashing services, resulting in underserved households with an average annual income of \$25,000 spending an average of \$2,400 per year on interest and fees; and

WHEREAS, access to financial services is key to ensuring economic and social opportunity for low-income Americans, a vital priority at a time of growing inequality in our nation; and

WHEREAS, large banks have closed branches in low-income communities (where the largest number of underserved Americans reside); and

WHEREAS, the U.S. Postal Service operates more than 33,000 retail locations nationwide, many of which are located in “bank deserts” (59 percent of post offices are in zip codes with either zero banks or only one bank branch); and

WHEREAS, the U.S. Postal Service has a mandate to serve all Americans, regardless of geography, at affordable and uniform pricing; and has a skilled workforce which processes more than 286,000 money orders every day; therefore, the Postal Service has the infrastructure to provide much-needed financial services;

WHEREAS, worldwide, 1.5 billion people receive some financial services through their postal service and the U.S. Post Office Department successfully offered financial services, including savings accounts, for more than 50 years from 1911-1967; and

WHEREAS, the Postal Service is consistently rated one of the most trusted institutions and enjoys a much higher level of confidence from the public than do banks and payday lenders; and

WHEREAS, the USPS Office of Inspector General asserts that the Postal Service can act now to provide consumers with affordable financial services, by expanding and enhancing services including money orders and international money transfers, and introducing new services such as check-cashing, bill pay, and no-fee ATMS, and can do so under current legal and regulatory authority; and

WHEREAS, providing these services would strengthen our national treasure, the public Postal Service; and

WHEREAS, every other developed country in the world has postal banking, and the U.S. Conference of Mayors endorsed postal banking in 2014;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. This Council does hereby call on the U.S. Postal Service to expand and enhance existing services such as check cashing and international money transfers, and to take necessary steps towards designing and implementing additional financial services.

SECTION 2. That the Clerk of Council is hereby directed to forward certified copies of this resolution to the Campaign for Postal Banking.

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

SECTION 4. That this Resolution 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:  
APPROVED:

1<sup>st</sup> reading: 10.15.18  
2<sup>nd</sup> reading:  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK

ORDINANCE NO. 18-39

REQUESTED BY: SHAWN LEININGER, DIRECTOR OF SERVICE & DEVELOPMENT

SPONSORED BY: COUNCILMAN WOJNAR

CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CONSTRUCTION RESOURCES, INC. TO PROVIDE CONSTRUCTION ADMINISTRATION AND FIELD OBSERVATION SERVICES FOR THE GEMINI CENTER ROOF REPLACEMENT PROJECT (PROJECT) AND DECLARING AN EMERGENCY.

WHEREAS, Construction Resources, Inc. conducted a Roof Study (“Study”) for the Fairview Park Gemini Center Natatorium roof in March of 2017 and April of 2018; and

WHEREAS, the Study concluded that the roof system is compromised and requires repairs and replacement; and

WHEREAS, Construction Resources, Inc. has prepared design plans and specifications setting forth the work to be completed in repairing and replacing the Gemini Center Natatorium roof; and

WHEREAS, the scope of the Project was developed in accordance with Study recommendations and generally includes roof removal and replacement, PoolPak removal and reinstallation, partial removal and replacement of the standing seam metal roofs covering the fitness floor and water slide area, disassembly and reassembly of the covered walkway connecting Gemini Center to the Fairview Park Middle and High Schools, and sheet metal removal and replacement including trim, fascia, and parapets; and

WHEREAS, the City of Fairview Park desires to have third party construction administration and observation to ensure the work is completed in accordance with the plans and specifications.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. The Mayor is hereby authorized to enter into an agreement with Construction Resources, Inc. to provide construction administration and observation services for the Project.

SECTION 2. That Construction Resources, Inc. shall be paid for the services rendered in accordance with an agreement with the City in amount not to exceed seventy-six thousand dollars (\$76,000) to be paid from the Recreation Capital Fund (Fund 231).

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

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, safety and welfare; and for the further reason that the Project shall begin at the earliest day possible to avoid further damage to the roof system; and provided it received an affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 09.17.18  
2<sup>nd</sup> reading: 10.01.18  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK

ORDINANCE NO. 18-40

REQUESTED BY: SHAWN LEININGER, DIRECTOR OF SERVICE & DEVELOPMENT

SPONSORED BY: COUNCILMAN WOJNAR

CO-SPONSORED BY: COUNCILMAN MINEK

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL FOR THE GEMINI CENTER NATATORIUM ROOF REPLACEMENT PROJECT (PROJECT) AND DECLARING AN EMERGENCY.

WHEREAS, Construction Resources, Inc. conducted a Roof Study (“Study”) for the Fairview Park Gemini Center Natatorium roof in March of 2017 and April of 2018; and

WHEREAS, the Study concluded that the roof system is compromised and requires repairs and replacement; and

WHEREAS, Construction Resources, Inc. has prepared design plans and specifications setting forth the work to be completed in repairing and replacing the Gemini Center Natatorium roof; and

WHEREAS, the scope of the Project was developed in accordance with Study recommendations and generally includes roof removal and replacement, PoolPak removal and reinstallation, partial removal and replacement of the standing seam metal roofs covering the fitness floor and water slide area, disassembly and reassembly of the covered walkway connecting Gemini Center to the Fairview Park Middle and High Schools, and sheet metal removal and replacement including trim, fascia, and parapets; and

WHEREAS, the total estimated construction cost is one million six hundred fifty thousand dollars (\$1,650,000) as determined by the design plans and specifications.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. That the Director of Public Service and Development is hereby authorized to advertise and accept bids for the Project.

SECTION 2. That the Mayor is authorized to enter into a contract with the lowest responsive and responsible bidder as determined by the Board of Control for the Project in an amount not to exceed one million seven hundred thirty-two thousand five hundred dollars (\$1,732,500) determined as follows and to be paid from the Recreation Capital Fund (Fund 231):

A. Construction costs not to exceed one million sixty hundred fifty thousand dollars (\$1,650,000).

B. Contingency costs not to exceed five percent (5%) of the actual awarded bid price.

SECTION 3. That the City of Fairview Park recognizes the necessity of a skilled and trained construction workforce. Additionally, a skilled trained construction workforce is necessary to ensure that the City of Fairview Park receives the highest quality product on behalf of its taxpayers. Therefore, all contractors and subcontractors seeking to submit a bid to the City of Fairview Park for this Project shall provide disclosure or evidence that it sponsors, participates in, hires enrollees or exclusively hires graduates of an apprenticeship program certified by the State of Ohio or the U.S. Department of Labor. Affirmatively meeting this standard shall be a precondition of any bid being considered responsive by the City of Fairview Park. The failure to meet this standard shall result in a bidder being classified as not responsible.

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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 5. That this ordinance is hereby declared to be an emergency measure, necessary for the immediate preservation of the public peace, health, safety and welfare; and for the further reason that the Project shall begin at the earliest day possible to avoid further damage to the roof system; and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 09.17.18  
2<sup>nd</sup> reading: 10.01.18  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-41  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH TAC COMPUTER, INC. AND DECLARING AN EMERGENCY

WHEREAS, TAC Computer, Inc. has been the sole provider of computer services to the Fairview Park Police Department including: OLEN (Ohio Law Enforcement Network), CAD Records support, TAC MDT (Mobile Data Terminal) support and provides a direct link with the Rocky River Municipal Court for video arraignments; and

WHEREAS, it is in the best interest of the City of Fairview Park Police Department to continue its association with TAC Computer, Inc.; and

WHEREAS, it is necessary to renew the service agreement with TAC Computer, Inc. for services in 2019.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. The Mayor is hereby authorized to enter into a service agreement with TAC Computer, Inc. for 2019 in an amount not to exceed seventeen thousand, one hundred dollars and thirty-two cents (\$17,119.32), in such form as is approved by the Director of Law, and shall be paid from the General Fund (100) - Police Department.

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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare and provide necessary computer support services for 2019, and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 10.01.18  
2<sup>nd</sup> reading: 10.15.18  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrook, Clerk of Council

CITY OF FAIRVIEW PARK  
ORDINANCE NO. 18-42  
ORIGINATED BY: THE FINANCE DEPARTMENT  
REQUESTED BY: MAYOR EILEEN ANN PATTON  
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY

WHEREAS, for the ongoing operation of the municipal government, it is necessary to appropriate funds for the fiscal year 2018.

WHEREAS, Ordinance 18-10 Amended, approved March 20, 2018, was amended by Ordinance 18-29, approved September 18, 2018, needs to be adjusted to reflect budgetary changes.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FAIRVIEW PARK, COUNTY OF CUYAHOGA AND STATE OF OHIO:**

SECTION 1. To provide for the current expenses and other expenditures of the City of Fairview Park, Ohio for the period commencing January 1, 2018 and ending December 31, 2018 as attached in 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 any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and for the further reason that it is necessary for the daily operation of municipal departments in 2018 and provided it receives the affirmative vote of a majority plus one of the 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:  
APPROVED:

1<sup>st</sup> reading: 10.01.18  
2<sup>nd</sup> reading: 10.15.18  
3<sup>rd</sup> reading:

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Michael P. Kilbane, President of Council

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Eileen Ann Patton, Mayor

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Liz L. Westbrook, Clerk of Council

**APPROPRIATIONS 2018**  
**(dollars changed in bold)**  
**CITY OF FAIRVIEW PARK**

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b><u>GENERAL FUND</u></b>							
<b><u>1110 SECURITY OF PERSONS AND PROPERTY</u></b>							
PERSONNEL SUBTOTAL	\$757,548.44	\$2,137,316.56	<b>\$2,894,865.00</b>		\$2,894,865.00		\$2,894,865.00
OTHER SUBTOTAL	\$41,538.81	\$124,686.80	<b>\$166,225.61</b>		\$166,225.61		\$166,225.61
<b>TOTAL SECURITY PERSONS AND PROPERTY</b>	<b>\$799,087.25</b>	<b>\$2,262,003.36</b>	<b>\$3,061,090.61</b>	\$0.00	<b>\$3,061,090.61</b>	\$0.00	<b>\$3,061,090.61</b>
<b><u>1130 FIRE PREVENTION AND CONTROL</u></b>							
PERSONNEL SUBTOTAL	\$514,508.17	\$1,599,499.89	<b>\$2,114,008.06</b>		\$2,114,008.06		\$2,114,008.06
OTHER SUBTOTAL	\$18,125.32	\$31,283.96	<b>\$49,409.28</b>		\$49,409.28	<b>\$437.00</b>	<b>\$49,846.28</b>
<b>TOTAL FIRE PREVENTION AND CONTROL</b>	<b>\$532,633.49</b>	<b>\$1,630,783.85</b>	<b>\$2,163,417.34</b>	\$0.00	<b>\$2,163,417.34</b>	<b>\$437.00</b>	<b>\$2,163,854.34</b>
<b><u>1140 FIRE PROTECTION REGIONAL EMS</u></b>							
<b>TOTAL FIRE PROTECTION REGIONAL EMS</b>	<b>\$32,287.50</b>	<b>\$97,212.50</b>	<b>\$129,500.00</b>		\$129,500.00		\$129,500.00
<b><u>2200 PUBLIC HEALTH</u></b>							
<b>TOTAL PUBLIC HEALTH</b>	<b>\$462.50</b>	<b>\$912.50</b>	<b>\$1,375.00</b>		\$1,375.00	<b>\$100.00</b>	<b>\$1,475.00</b>
<b><u>3420 BAIN PARK CABIN</u></b>							
<b>TOTAL BAIN PARK CABIN</b>	<b>\$4,462.50</b>	<b>\$12,722.60</b>	<b>\$17,185.10</b>		\$17,185.10	<b>\$1,340.00</b>	<b>\$18,525.10</b>
<b><u>3810 SENIOR LIFE OFFICE</u></b>							
PERSONNEL SUBTOTAL	\$88,821.87	\$240,554.16	<b>\$329,376.03</b>	( <b>\$100,000.00</b> )	<b>\$229,376.03</b>	( <b>\$8,260.00</b> )	<b>\$221,116.03</b>
OTHER SUBTOTAL	\$8,927.50	\$25,849.18	<b>\$34,776.68</b>		\$34,776.68	<b>\$1,320.00</b>	<b>\$36,096.68</b>
<b>TOTAL SENIOR LIFE OFFICE</b>	<b>\$97,749.37</b>	<b>\$266,403.34</b>	<b>\$364,152.71</b>	( <b>\$100,000.00</b> )	<b>\$264,152.71</b>	( <b>\$6,940.00</b> )	<b>\$257,212.71</b>
<b><u>4410 PARKS AND PROPERTY MAINTENANCE</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$875.00	( <b>\$708.01</b> )	<b>\$166.99</b>		\$166.99		\$166.99
<b>TOTAL PARKS AND PROPERTY MAINTENANCE</b>	<b>\$875.00</b>	( <b>\$708.01</b> )	<b>\$166.99</b>	\$0.00	\$166.99	\$0.00	\$166.99
<b><u>4510 PLANNING &amp; DESIGN COMMISSION</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$706.51	\$2,506.12	<b>\$3,212.63</b>		\$3,212.63	<b>\$350.00</b>	<b>\$3,562.63</b>
<b>TOTAL PLANNING COMMISSION</b>	<b>\$706.51</b>	<b>\$2,506.12</b>	<b>\$3,212.63</b>	\$0.00	<b>\$3,212.63</b>	<b>\$350.00</b>	<b>\$3,562.63</b>

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b><u>4520 BUILDING STANDARDS</u></b>							
PERSONNEL SUBTOTAL	\$81,746.63	\$269,538.40	<b>\$351,285.03</b>		\$351,285.03	<b>\$3,050.00</b>	<b>\$354,335.03</b>
OTHER SUBTOTAL	\$3,473.87	\$11,096.46	<b>\$14,570.33</b>		\$14,570.33		\$14,570.33
<b>TOTAL BUILDING STANDARDS</b>	<b>\$85,220.50</b>	<b>\$280,634.86</b>	<b>\$365,855.36</b>	<b>\$0.00</b>	<b>\$365,855.36</b>	<b>\$3,050.00</b>	<b>\$368,905.36</b>
<b><u>4530 BOARD OF APPEALS</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$242.45	\$814.52	<b>\$1,056.97</b>		\$1,056.97	<b>\$200.00</b>	\$1,256.97
<b>TOTAL BOARD OF APPEALS</b>	<b>\$242.45</b>	<b>\$814.52</b>	<b>\$1,056.97</b>	<b>\$0.00</b>	<b>\$1,056.97</b>	<b>\$200.00</b>	<b>\$1,256.97</b>
<b><u>5550 RECYCLING &amp; SOLID WASTE DISPOSAL</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$45,878.29	\$156,433.71	<b>\$202,312.00</b>		\$202,312.00		\$202,312.00
<b>TOTAL REFUSE COLLECTION AND DISPOSAL</b>	<b>\$45,878.29</b>	<b>\$156,433.71</b>	<b>\$202,312.00</b>	<b>\$0.00</b>	<b>\$202,312.00</b>	<b>\$0.00</b>	<b>\$202,312.00</b>
<b><u>6120 TRAFFIC SAFETY</u></b>							
PERSONNEL SUBTOTAL	\$46,033.86	\$132,654.99	<b>\$178,688.85</b>		\$178,688.85		\$178,688.85
OTHER SUBTOTAL	\$15,494.02	\$46,297.29	<b>\$61,791.31</b>		\$61,791.31		\$61,791.31
<b>TOTAL TRAFFIC SAFETY</b>	<b>\$61,527.88</b>	<b>\$178,952.28</b>	<b>\$240,480.16</b>	<b>\$0.00</b>	<b>\$240,480.16</b>	<b>\$0.00</b>	<b>\$240,480.16</b>
<b><u>6800 MOTOR VEHICLE MAINTENANCE</u></b>							
PERSONNEL SUBTOTAL	\$43,185.47	\$134,154.07	<b>\$177,339.54</b>		\$177,339.54		\$177,339.54
OTHER SUBTOTAL	\$53,319.25	\$169,559.76	<b>\$222,879.01</b>		\$222,879.01		\$222,879.01
<b>TOTAL MOTOR VEHICLE MAINTENANCE</b>	<b>\$96,504.72</b>	<b>\$303,713.83</b>	<b>\$400,218.55</b>	<b>\$0.00</b>	<b>\$400,218.55</b>	<b>\$0.00</b>	<b>\$400,218.55</b>
<b><u>7710 MAYOR'S OFFICE</u></b>							
PERSONNEL SUBTOTAL	\$46,961.70	\$139,389.31	<b>\$186,351.01</b>		\$186,351.01	<b>\$700.00</b>	<b>\$187,051.01</b>
OTHER SUBTOTAL	\$3,173.96	\$10,115.04	<b>\$13,289.00</b>		\$13,289.00		\$13,289.00
<b>TOTAL MAYOR'S OFFICE</b>	<b>\$50,135.66</b>	<b>\$149,504.35</b>	<b>\$199,640.01</b>	<b>\$0.00</b>	<b>\$199,640.01</b>	<b>\$700.00</b>	<b>\$200,340.01</b>
<b><u>7711 SERVICE &amp; DEVELOPMENT DIRECTOR'S</u></b>							
PERSONNEL SUBTOTAL	\$115,274.96	\$283,403.91	<b>\$398,678.87</b>		\$398,678.87		\$398,678.87
OTHER SUBTOTAL	\$7,739.50	\$28,155.81	<b>\$35,895.31</b>		\$35,895.31		\$35,895.31
<b>TOTAL SERVICE DIRECTOR'S OFFICE</b>	<b>\$123,014.46</b>	<b>\$311,559.72</b>	<b>\$434,574.18</b>	<b>\$0.00</b>	<b>\$434,574.18</b>	<b>\$0.00</b>	<b>\$434,574.18</b>

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b><u>7720 FINANCE DEPARTMENT</u></b>							
PERSONNEL SUBTOTAL	\$63,310.70	\$177,029.43	<b>\$240,340.13</b>		\$240,340.13		\$240,340.13
OTHER SUBTOTAL	\$52,755.00	\$170,925.00	<b>\$223,680.00</b>		\$223,680.00		\$223,680.00
<b>TOTAL FINANCE DEPARTMENT</b>	<b>\$116,065.70</b>	<b>\$347,954.43</b>	<b>\$464,020.13</b>	<b>\$0.00</b>	<b>\$464,020.13</b>	<b>\$0.00</b>	<b>\$464,020.13</b>
<b><u>7730 LEGAL ADMINISTRATION</u></b>							
PERSONNEL SUBTOTAL	\$40,909.71	\$104,509.77	<b>\$145,419.48</b>		\$145,419.48	<b>\$1,200.00</b>	<b>\$146,619.48</b>
OTHER SUBTOTAL	\$1,262.50	\$5,662.50	<b>\$6,925.00</b>		\$6,925.00		\$6,925.00
<b>TOTAL LEGAL ADMINISTRATION</b>	<b>\$42,172.21</b>	<b>\$110,172.27</b>	<b>\$152,344.48</b>	<b>\$0.00</b>	<b>\$152,344.48</b>	<b>\$1,200.00</b>	<b>\$153,544.48</b>
<b><u>7740 ENGINEER</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$9,770.39	\$29,288.61	<b>\$39,059.00</b>		\$39,059.00		\$39,059.00
<b>TOTAL ENGINEER</b>	<b>\$9,770.39</b>	<b>\$29,288.61</b>	<b>\$39,059.00</b>	<b>\$0.00</b>	<b>\$39,059.00</b>	<b>\$0.00</b>	<b>\$39,059.00</b>
<b><u>7750 MUNICIPAL LANDS AND BUILDING</u></b>							
PERSONNEL SUBTOTAL	\$64,497.16	\$187,616.76	<b>\$252,113.92</b>		\$252,113.92		\$252,113.92
OTHER SUBTOTAL	\$55,511.45	\$173,581.88	<b>\$229,093.33</b>		\$229,093.33		\$229,093.33
<b>TOTAL MUNICIPAL LANDS AND BUILDING</b>	<b>\$120,008.61</b>	<b>\$361,198.64</b>	<b>\$481,207.25</b>	<b>\$0.00</b>	<b>\$481,207.25</b>	<b>\$0.00</b>	<b>\$481,207.25</b>
<b><u>7760 CIVIL SERVICE</u></b>							
PERSONNEL SUBTOTAL	\$488.98	\$931.40	<b>\$1,420.38</b>		\$1,420.38		\$1,420.38
OTHER SUBTOTAL	\$938.75	\$1,261.25	<b>\$2,200.00</b>		\$2,200.00		\$2,200.00
<b>TOTAL CIVIL SERVICE</b>	<b>\$1,427.73</b>	<b>\$2,192.65</b>	<b>\$3,620.38</b>	<b>\$0.00</b>	<b>\$3,620.38</b>	<b>\$0.00</b>	<b>\$3,620.38</b>
<b><u>7770 COUNTY DEDUCTIONS AND AUDIT EXAMINERS</u></b>							
PERSONNEL SUBTOTAL	\$1,397.50	\$154,556.73	<b>\$155,954.23</b>	<b>\$280.01</b>	<b>\$156,234.24</b>		\$156,234.24
OTHER SUBTOTAL	\$38,641.52	\$135,681.48	<b>\$174,323.00</b>		\$174,323.00		\$174,323.00
<b>TOTAL COUNTY DEDUCTIONS AND AUDIT EXAMINERS</b>	<b>\$40,039.02</b>	<b>\$290,238.21</b>	<b>\$330,277.23</b>	<b>\$280.01</b>	<b>\$330,557.24</b>	<b>\$0.00</b>	<b>\$330,557.24</b>
<b><u>7780 LEGISLATIVE</u></b>							
PERSONNEL SUBTOTAL	\$46,574.07	\$136,939.19	<b>\$183,513.26</b>		\$183,513.26		\$183,513.26
OTHER SUBTOTAL	\$3,833.92	\$12,650.53	<b>\$16,484.45</b>		\$16,484.45		\$16,484.45
<b>TOTAL LEGISLATIVE</b>	<b>\$50,407.99</b>	<b>\$149,589.72</b>	<b>\$199,997.71</b>	<b>\$0.00</b>	<b>\$199,997.71</b>	<b>\$0.00</b>	<b>\$199,997.71</b>
<b><u>7790 OTHER ADMINISTRATIVE</u></b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$265,026.95	\$883,791.69	<b>\$1,148,818.64</b>	<b>\$99,719.99</b>	<b>\$1,248,538.63</b>		\$1,248,538.63
<b>TOTAL OTHER ADMINISTRATIVE</b>	<b>\$265,026.95</b>	<b>\$883,791.69</b>	<b>\$1,148,818.64</b>	<b>\$99,719.99</b>	<b>\$1,248,538.63</b>	<b>\$0.00</b>	<b>\$1,248,538.63</b>

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b>TOTAL GENERAL FUND</b>	\$2,575,706.68	\$7,827,875.75	\$10,403,582.43	\$0.00	\$10,403,582.43	\$437.00	\$10,404,019.43
<b>101 CONTINGENCY RESERVE FUND</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>TOTAL CONTINGENCY RESERVE</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>210 STREET CONSTRUC MAINT &amp; REPAIRS</b>							
<b>6610 STREET MAINTENANCE</b>							
PERSONNEL SUBTOTAL	\$177,788.68	\$513,871.20	\$691,659.88		\$691,659.88		\$691,659.88
OTHER SUBTOTAL	\$0.00	\$15,000.00	\$15,000.00		\$15,000.00		\$15,000.00
<b>TOTAL STREET MAINTENANCE</b>	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88
<b>6620 STREET CLEANING</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>TOTAL STREET CLEANING</b>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>TOTAL STREET CONSTRUC MAINT RP</b>	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88
<b>220 STATE HIGHWAY FUND</b>							
<b>6610 STREET MAINTENANCE</b>							
TOTAL STREET MAINTENANCE	\$14,749.07	\$56,249.57	\$70,998.64		\$70,998.64		\$70,998.64
<b>6620 STREET CLEANING</b>							
TOTAL STREET CLEANING	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>TOTAL STATE HIGHWAY FUND</b>	\$14,749.07	\$56,249.57	\$70,998.64	\$0.00	\$70,998.64	\$0.00	\$70,998.64
<b>230 RECREATION FUND</b>							
PERSONNEL SUBTOTAL	\$375,885.08	\$1,125,937.15	\$1,501,822.23		\$1,501,822.23		\$1,501,822.23
OTHER SUBTOTAL	\$669,346.99	\$2,375,538.97	\$3,044,885.96		\$3,044,885.96		\$3,044,885.96
<b>TOTAL RECREATION FUND</b>	\$1,045,232.07	\$3,501,476.12	\$4,546,708.19	\$0.00	\$4,546,708.19	\$0.00	\$4,546,708.19
<b>231 RECREATION CONSTRUCTION FUND</b>							
<b>TOTAL RECREATION CONSTRUCTION FUND</b>	\$90,000.00	\$56,000.00	\$146,000.00	\$84,333.75	\$230,333.75		\$230,333.75
<b>240 POLICE AND FIRE PENSION FUND</b>							
PERSONNEL SUBTOTAL	\$254,750.18	\$732,249.82	\$987,000.00		\$987,000.00		\$987,000.00
OTHER SUBTOTAL	\$787.79	\$2,612.21	\$3,400.00		\$3,400.00		\$3,400.00
<b>TOTAL POLICE AND FIRE PENSION FUND</b>	\$255,537.97	\$734,862.03	\$990,400.00	\$0.00	\$990,400.00	\$0.00	\$990,400.00
<b>250 STREET LIGHTING FUND</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$63,292.50	\$204,707.50	\$268,000.00		\$268,000.00		\$268,000.00
<b>TOTAL STREET LIGHTING FUND</b>	\$63,292.50	\$204,707.50	\$268,000.00	\$0.00	\$268,000.00	\$0.00	\$268,000.00

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b>255 SOLID WASTE FEE</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$179,946.15	\$562,553.85	<b>\$742,500.00</b>		\$742,500.00	<b>\$19,000.00</b>	<b>\$761,500.00</b>
<b>TOTAL SOLID WASTE FEE FUND</b>	\$179,946.15	\$562,553.85	<b>\$742,500.00</b>	\$0.00	\$742,500.00	<b>\$19,000.00</b>	<b>\$761,500.00</b>
<b>260 PERMANENT IMPROVEMENT FUND</b>							
<b>TOTAL PERMANENT IMPROVEMENT FUND</b>	\$175,000.00	\$387,126.52	<b>\$562,126.52</b>	<b>\$485,000.00</b>	<b>\$1,047,126.52</b>	<b>\$130,616.67</b>	<b>\$1,177,743.19</b>
<b>270 FIRE OPERATING LEVY FUND</b>							
PERSONNEL SUBTOTAL	\$91,398.75	\$200,331.96	<b>\$291,730.71</b>		\$291,730.71		\$291,730.71
OTHER SUBTOTAL	\$23,693.62	\$22,919.22	<b>\$46,612.84</b>		\$46,612.84		\$46,612.84
<b>TOTAL FIRE OPERATING LEVY FUND</b>	\$115,092.37	\$223,251.18	<b>\$338,343.55</b>	\$0.00	\$338,343.55	\$0.00	\$338,343.55
<b>285 FEMA GRANT FUND</b>							
<b>TOTAL FEMA GRANT FUND</b>	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>290 FEDERAL GRANTS FUND</b>							
<b>TOTAL FEDERAL GRANTS FUND</b>	\$0.00	\$80,000.00	<b>\$80,000.00</b>		\$80,000.00		\$80,000.00
<b>295 STATE GRANT FUND</b>							
<b>TOTAL STATE GRANT FUND</b>	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>300 BOND RETIREMENT FUND</b>							
<b>TOTAL BOND RETIREMENT FUND</b>	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>500 WATER REIMBURSEMENT FUND</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$10,000.00	\$40,000.00	<b>\$50,000.00</b>		\$50,000.00		\$50,000.00
<b>TOTAL WATER REIMBURSEMENT FUND</b>	\$10,000.00	\$40,000.00	<b>\$50,000.00</b>	\$0.00	\$50,000.00	\$0.00	\$50,000.00
<b>510 FAIRVIEW PARK SANITARY SEWER FUND</b>							
PERSONNEL SUBTOTAL	\$79,819.24	\$301,221.48	<b>\$381,040.72</b>		\$381,040.72		\$381,040.72
OTHER SUBTOTAL	\$500,000.00	\$5,873,375.17	<b>\$6,373,375.17</b>		\$6,373,375.17		\$6,373,375.17
<b>TOTAL FAIRVIEW PARK SANITARY SEWER FUND</b>	\$579,819.24	\$6,174,596.65	<b>\$6,754,415.89</b>	\$0.00	\$6,754,415.89	\$0.00	\$6,754,415.89
<b>550 WATER LINE RECONDITIONING</b>							
<b>TOTAL WATER LINE RECONDITIONING FUND</b>	\$100,000.00	\$192,804.94	<b>\$292,804.94</b>		\$292,804.94		\$292,804.94

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b>611 SPECIAL HOLD ACCOUNT</b>							
PERSONNEL SUBTOTAL	\$1,766.39	(\$1,766.39)	\$0.00	\$100,000.00	\$100,000.00		\$100,000.00
OTHER SUBTOTAL	\$100,000.00	\$62,998.88	\$162,998.88		\$162,998.88		\$162,998.88
<b>TOTAL SPECIAL HOLD ACCOUNT</b>	\$101,766.39	\$61,232.49	\$162,998.88	\$100,000.00	\$262,998.88	\$0.00	\$262,998.88
<b>709 REDEVELOPMENT FUND</b>							
<b>TOTAL REDEVELOPMENT FUND</b>	\$200,000.00	\$0.00	\$200,000.00		\$200,000.00		\$200,000.00
<b>710 SENIOR CENTER CONST FUND</b>							
<b>TOTAL SENIOR CENTER CONST FUND</b>	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>711 BAIN PARK RESTORATION</b>							
<b>TOTAL BAIN PARK RESTORATION</b>	\$10,000.00	\$9,460.00	\$19,460.00		\$19,460.00		\$19,460.00
<b>713 STATE BLDG ASSESSMENT</b>							
<b>TOTAL STATE BLDG ASSESSMENT</b>	\$1,093.78	\$3,283.02	\$4,376.80		\$4,376.80		\$4,376.80
<b>714 LAW ENFORCEMENT TRUST FUND</b>							
<b>TOTAL LAW ENFORCEMENT TRUST FUND</b>	\$2,750.00	\$8,700.00	\$11,450.00		\$11,450.00		\$11,450.00
<b>715 D.U.I. EDUCATE FUND</b>							
<b>TOTAL D.U.I. EDUCATE FUND</b>	\$625.00	\$5,375.00	\$6,000.00		\$6,000.00		\$6,000.00
<b>716 P.O.P.A.S. FUND</b>							
PERSONNEL SUBTOTAL	\$10,000.00	\$68,617.50	\$78,617.50		\$78,617.50		\$78,617.50
OTHER SUBTOTAL	\$5,000.00	\$27,000.00	\$32,000.00		\$32,000.00		\$32,000.00
<b>TOTAL P.O.P.A.S. FUND</b>	\$15,000.00	\$95,617.50	\$110,617.50	\$0.00	\$110,617.50	\$0.00	\$110,617.50
<b>731 HEALTH INS RESERVE FUND</b>							
PERSONNEL SUBTOTAL	\$355,532.29	\$1,000,776.71	\$1,356,309.00		\$1,356,309.00		\$1,356,309.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>TOTAL HEALTH INS RESERVE FUND</b>	\$355,532.29	\$1,000,776.71	\$1,356,309.00	\$0.00	\$1,356,309.00	\$0.00	\$1,356,309.00
<b>732 EMPLOYEE SECT 125M</b>							
PERSONNEL SUBTOTAL	\$5,000.00	\$6,320.33	\$11,320.33		\$11,320.33		\$11,320.33
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>TOTAL EMPLOYEE SECT 125M</b>	\$5,000.00	\$6,320.33	\$11,320.33	\$0.00	\$11,320.33	\$0.00	\$11,320.33
<b>741 CABLE TV FRANCHISE FEE</b>							
<b>TOTAL CABLE TV FRANCHISE FEE</b>	\$0.00	\$0.00	\$0.00	\$235,000.00	\$235,000.00		\$235,000.00
<b>750 JUVENILE DIVERSION PROGRAM</b>							
PERSONNEL SUBTOTAL	\$0.00	\$1,731.75	\$1,731.75		\$1,731.75		\$1,731.75
OTHER SUBTOTAL	\$500.00	(\$300.00)	\$200.00		\$200.00		\$200.00
<b>TOTAL JUVENILE DIVERSION PROGRAM</b>	\$500.00	\$1,431.75	\$1,931.75	\$0.00	\$1,931.75	\$0.00	\$1,931.75

	Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
<b>751 DARE FUND</b>							
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$200.00	(\$200.00)	\$0.00		\$0.00		\$0.00
<b>TOTAL DARE FUND</b>	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>752 GRADE DEPOSITS</b>							
<b>TOTAL GRADE DEPOSITS</b>	\$3,967.97	\$6,468.21	\$10,436.18		\$10,436.18	\$5,000.00	\$15,436.18
<b>753 STREET CLEANING DEPOSITS</b>							
<b>TOTAL STREET CLEANING DEPOSITS</b>	\$625.00	\$2,625.00	\$3,250.00		\$3,250.00	(\$2,000.00)	\$1,250.00
<b>754 STREET OPENING DEPOSITS</b>							
<b>TOTAL STREET OPENING DEPOSITS</b>	\$812.50	\$3,437.50	\$4,250.00		\$4,250.00	(\$250.00)	\$4,000.00
<b>757 REZONING-DEPOSITS</b>							
<b>TOTAL REZONING-DEPOSITS</b>	\$281.11	\$1,343.33	\$1,624.44		\$1,624.44	(\$500.00)	\$1,124.44
<b>758 ARCHITECT DEPOSITS</b>							
<b>TOTAL ARCHITECT DEPOSITS</b>	\$3,500.00	\$2,918.47	\$6,418.47		\$6,418.47	\$5,500.00	\$11,918.47
<b>761 SENIOR LIFE DONATIONS</b>							
<b>TOTAL SENIOR LIFE DONATIONS</b>	\$5,000.00	\$10,430.23	\$15,430.23		\$15,430.23		\$15,430.23
<b>772 CEMETERY RESTORATION FUND</b>							
<b>TOTAL CEMETERY RESTORATION FUND</b>	\$500.00	\$2,225.00	\$2,725.00		\$2,725.00		\$2,725.00
<b>781 EMER MEDICAL SERV COLLECTION</b>							
PERSONNEL SUBTOTAL	\$79,898.10	\$242,726.57	\$322,624.67		\$322,624.67		\$322,624.67
OTHER SUBTOTAL	\$7,500.00	\$95,200.00	\$102,700.00		\$102,700.00		\$102,700.00
<b>TOTAL EMER MEDICAL SERV COLLECTION</b>	\$87,398.10	\$337,926.57	\$425,324.67	\$0.00	\$425,324.67	\$0.00	\$425,324.67
<b>790 SURVEY SAN/STORM SEWER</b>							
<b>TOTAL SURVEY SAN/STORM SEWER</b>	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00
<b>811 CAPITAL PROJECTS FUND</b>							
<b>TOTAL CAPITAL PROJECTS FUND</b>	\$250,000.00	\$1,566,286.70	\$1,816,286.70		\$1,816,286.70		\$1,816,286.70
<b>TOTAL ALL FUNDS</b>	\$6,426,716.87	\$23,696,033.12	\$30,122,749.99	\$904,333.75	\$31,027,083.74	\$157,803.67	\$31,184,887.41

Number revised 03/13/2018

Temporary Ord #17- 60 (12/18/17)	\$ Adjustment	Annual Ord #18-10A (3/19/18)	\$ Adjustment	Supplemental #1 Ord #18-29 (9/17/18)	\$ Adjustment	Supplemental #2 Ord #18-42
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**2018 SCHEDULED TRANSFERS TEMPORARY ORDINANCE #17- 60**

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
100	240	\$ 170,000.00
		\$ 170,000.00

**2018 SCHEDULED TRANSFERS ORDINANCE# 18-29**

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
100	240	\$ 750,000.00
100	260	\$ 100,000.00
741	260	\$ 235,000.00
		\$ 1,085,000.00