



CITY OF FAIRVIEW PARK CITY COUNCIL MEETING AGENDA

COMMITTEE MEETING
MONDAY, DECEMBER 10, 2018
7:00 p.m.
Council Caucus Room

MEETING CALLED TO ORDER | ROLL CALL

ENVIRONMENT, PUBLIC WORKS, PLANNING, ZONING AND DEVELOPMENT COMMITTEE – Councilman Minek, Chair

- ✧ Issue: Community Development
- ✧ Issue: Municipal Facilities Maintenance
- ✧ Issue: Sewers

LOCAL GOVERNMENT AND COMMUNITY SERVICES COMMITTEE – Councilman McDonough, Chair

- ✧ Ord. 18-59 | Amending Section 129.01 Police Appointment Age Eligibility
- ✧ Issue: Autism Safety Roster

FINANCE COMMITTEE – Councilman Wojnar, Chair

- ✧ Ord. 18-54 | 2018 Final Appropriations
- ✧ Ord. 18-55 | 2019 Temporary Appropriations
- ✧ Ord. 18-09 | Authorizing Fee Agreement for Litigation of Opioid Epidemic

BOARD & COMMISSIONS REPORTS

ROUNDTABLE

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CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-59
REQUESTED BY: POLICE CHIEF ERICH UPPERMAN
SPONSORED BY: COUNCILMAN MCDONOUGH

AN ORDINANCE AMENDING SECTION 129.01 OF CHAPTER 129 ENTITLED, "POLICE DEPARTMENT" TO INCLUDE AGE ELIGIBILITY REQUIREMENTS FOR ORIGINAL APPOINTMENTS AND DECLARING AN EMERGENCY

WHEREAS, current age eligibility requirements for original appointments to the Fairview Park Police Department are currently limited to candidates who are younger than age 35; and

WHEREAS, the Fairview Park Police Department desires that the age for eligibility be increased to include candidates who are age 40 or younger in hopes of increasing the diversity and experience of the police force and expand its pool of eligible applicants; and

WHEREAS, the Fairview Park Civil Service Commission approved the age eligibility increase at its meeting on November 15, 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 Section 129.01 of the Codified Ordinances of the City of Fairview Park shall be, and is hereby amended as follows:

129.01 COMPOSITION AND ELIGIBILITY AGE

(a) The Police Department shall be composed of a Chief of Police, four Lieutenants of Police, three Sergeants of Police and not more than twenty-one patrol or police officers. (Ord. 06-13. Passed 4-17-06.)

(b) The Police Chief may designate one of the members of the Police Department to serve as Juvenile Public Relations Officer and Crime Prevention Officer. (Ord. 91-101. Passed 12-2-91.)

(c) No person shall be eligible for an original appointment as a police officer unless he/she has attained the age of twenty-one years. No person shall be eligible to have his/her name certified for original appointment to the position of police officer in the City of Fairview Park if such person has reached his/her forty-first birthday on the date of the entrance examination.

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 immediately provide for continued computer maintenance service and provided it receives the affirmative vote 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: 12.03.18
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-54
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 18-10A was approved March 20, 2018, and was amended by Ordinance 18-29, which was approved September 18, 2018, and was further amended by Ordinance 18-42, which was approved November 6, 2018, needs to be additionally 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:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, 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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
<u>GENERAL FUND</u>									
<u>1110 SECURITY OF PERSONS AND PROPERTY</u>									
PERSONNEL SUBTOTAL	\$757,548.44	\$2,137,316.56	\$2,894,865.00		\$2,894,865.00		\$2,894,865.00	(\$10,000.00)	\$2,884,865.00
OTHER SUBTOTAL	\$41,538.81	\$124,686.80	\$166,225.61		\$166,225.61		\$166,225.61		\$166,225.61
TOTAL SECURITY PERSONS AND PROPERTY	\$799,087.25	\$2,262,003.36	\$3,061,090.61	\$0.00	\$3,061,090.61	\$0.00	\$3,061,090.61	(\$10,000.00)	\$3,051,090.61
<u>1130 FIRE PREVENTION AND CONTROL</u>									
PERSONNEL SUBTOTAL	\$514,508.17	\$1,599,499.89	\$2,114,008.06		\$2,114,008.06		\$2,114,008.06		\$2,114,008.06
OTHER SUBTOTAL	\$18,125.32	\$31,283.96	\$49,409.28		\$49,409.28	\$437.00	\$49,846.28		\$49,846.28
TOTAL FIRE PREVENTION AND CONTROL	\$532,633.49	\$1,630,783.85	\$2,163,417.34	\$0.00	\$2,163,417.34	\$437.00	\$2,163,854.34	\$0.00	\$2,163,854.34
<u>1140 FIRE PROTECTION REGIONAL EMS</u>									
TOTAL FIRE PROTECTION REGIONAL EMS	\$32,287.50	\$97,212.50	\$129,500.00		\$129,500.00		\$129,500.00	\$2,022.02	\$131,522.02
<u>2200 PUBLIC HEALTH</u>									
TOTAL PUBLIC HEALTH	\$462.50	\$912.50	\$1,375.00		\$1,375.00	\$100.00	\$1,475.00	\$0.00	\$1,475.00
<u>3420 BAIN PARK CABIN</u>									
TOTAL BAIN PARK CABIN	\$4,462.50	\$12,722.60	\$17,185.10		\$17,185.10	\$1,340.00	\$18,525.10	\$1,750.00	\$20,275.10
<u>3810 SENIOR LIFE OFFICE</u>									
PERSONNEL SUBTOTAL	\$88,821.87	\$240,554.16	\$329,376.03	(\$100,000.00)	\$229,376.03	(\$8,260.00)	\$221,116.03	(\$15,000.00)	\$206,116.03
OTHER SUBTOTAL	\$8,927.50	\$25,849.18	\$34,776.68		\$34,776.68	\$1,320.00	\$36,096.68	\$3,270.00	\$39,366.68
TOTAL SENIOR LIFE OFFICE	\$97,749.37	\$266,403.34	\$364,152.71	(\$100,000.00)	\$264,152.71	(\$6,940.00)	\$257,212.71	(\$11,730.00)	\$245,482.71
<u>4410 PARKS AND PROPERTY MAINTENANCE</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$875.00	(\$708.01)	\$166.99		\$166.99		\$166.99		\$166.99
TOTAL PARKS AND PROPERTY MAINTENANCE	\$875.00	(\$708.01)	\$166.99	\$0.00	\$166.99	\$0.00	\$166.99	\$0.00	\$166.99
<u>4510 PLANNING & DESIGN COMMISSION</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$706.51	\$2,506.12	\$3,212.63		\$3,212.63	\$350.00	\$3,562.63		\$3,562.63
TOTAL PLANNING COMMISSION	\$706.51	\$2,506.12	\$3,212.63	\$0.00	\$3,212.63	\$350.00	\$3,562.63	\$0.00	\$3,562.63
<u>4520 BUILDING STANDARDS</u>									
PERSONNEL SUBTOTAL	\$81,746.63	\$269,538.40	\$351,285.03		\$351,285.03	\$3,050.00	\$354,335.03		\$354,335.03
OTHER SUBTOTAL	\$3,473.87	\$11,096.46	\$14,570.33		\$14,570.33		\$14,570.33	(\$1,000.00)	\$13,570.33
TOTAL BUILDING STANDARDS	\$85,220.50	\$280,634.86	\$365,855.36	\$0.00	\$365,855.36	\$3,050.00	\$368,905.36	(\$1,000.00)	\$367,905.36

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
4530 BOARD OF APPEALS									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$242.45	\$814.52	\$1,056.97		\$1,056.97	\$200.00	\$1,256.97		\$1,256.97
TOTAL BOARD OF APPEALS	\$242.45	\$814.52	\$1,056.97	\$0.00	\$1,056.97	\$200.00	\$1,256.97	\$0.00	\$1,256.97
5550 RECYCLING & SOLID WASTE DISPOSAL									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$45,878.29	\$156,433.71	\$202,312.00		\$202,312.00		\$202,312.00		\$202,312.00
TOTAL REFUSE COLLECTION AND DISPOSAL	\$45,878.29	\$156,433.71	\$202,312.00	\$0.00	\$202,312.00	\$0.00	\$202,312.00	\$0.00	\$202,312.00
6120 TRAFFIC SAFETY									
PERSONNEL SUBTOTAL	\$46,033.86	\$132,654.99	\$178,688.85		\$178,688.85		\$178,688.85		\$178,688.85
OTHER SUBTOTAL	\$15,494.02	\$46,297.29	\$61,791.31		\$61,791.31		\$61,791.31	(\$1,000.00)	\$60,791.31
TOTAL TRAFFIC SAFETY	\$61,527.88	\$178,952.28	\$240,480.16	\$0.00	\$240,480.16	\$0.00	\$240,480.16	(\$1,000.00)	\$239,480.16
6800 MOTOR VEHICLE MAINTENANCE									
PERSONNEL SUBTOTAL	\$43,185.47	\$134,154.07	\$177,339.54		\$177,339.54		\$177,339.54		\$177,339.54
OTHER SUBTOTAL	\$53,319.25	\$169,559.76	\$222,879.01		\$222,879.01		\$222,879.01	\$25,200.00	\$248,079.01
TOTAL MOTOR VEHICLE MAINTENANCE	\$96,504.72	\$303,713.83	\$400,218.55	\$0.00	\$400,218.55	\$0.00	\$400,218.55	\$25,200.00	\$425,418.55
7710 MAYOR'S OFFICE									
PERSONNEL SUBTOTAL	\$46,961.70	\$139,389.31	\$186,351.01		\$186,351.01	\$700.00	\$187,051.01		\$187,051.01
OTHER SUBTOTAL	\$3,173.96	\$10,115.04	\$13,289.00		\$13,289.00		\$13,289.00	\$1,450.00	\$14,739.00
TOTAL MAYOR'S OFFICE	\$50,135.66	\$149,504.35	\$199,640.01	\$0.00	\$199,640.01	\$700.00	\$200,340.01	\$1,450.00	\$201,790.01
7711 SERVICE & DEVELOPMENT DIRECTOR'S									
PERSONNEL SUBTOTAL	\$115,274.96	\$283,403.91	\$398,678.87		\$398,678.87		\$398,678.87		\$398,678.87
OTHER SUBTOTAL	\$7,739.50	\$28,155.81	\$35,895.31		\$35,895.31		\$35,895.31	(\$6,000.00)	\$29,895.31
TOTAL SERVICE DIRECTOR'S OFFICE	\$123,014.46	\$311,559.72	\$434,574.18	\$0.00	\$434,574.18	\$0.00	\$434,574.18	(\$6,000.00)	\$428,574.18
7720 FINANCE DEPARTMENT									
PERSONNEL SUBTOTAL	\$63,310.70	\$177,029.43	\$240,340.13		\$240,340.13		\$240,340.13	(\$6,000.00)	\$234,340.13
OTHER SUBTOTAL	\$52,755.00	\$170,925.00	\$223,680.00		\$223,680.00		\$223,680.00	\$30,000.00	\$253,680.00
TOTAL FINANCE DEPARTMENT	\$116,065.70	\$347,954.43	\$464,020.13	\$0.00	\$464,020.13	\$0.00	\$464,020.13	\$24,000.00	\$488,020.13
7730 LEGAL ADMINISTRATION									
PERSONNEL SUBTOTAL	\$40,909.71	\$104,509.77	\$145,419.48		\$145,419.48	\$1,200.00	\$146,619.48		\$146,619.48
OTHER SUBTOTAL	\$1,262.50	\$5,662.50	\$6,925.00		\$6,925.00		\$6,925.00		\$6,925.00
TOTAL LEGAL ADMINISTRATION	\$42,172.21	\$110,172.27	\$152,344.48	\$0.00	\$152,344.48	\$1,200.00	\$153,544.48	\$0.00	\$153,544.48
7740 ENGINEER									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$9,770.39	\$29,288.61	\$39,059.00		\$39,059.00		\$39,059.00		\$39,059.00
TOTAL ENGINEER	\$9,770.39	\$29,288.61	\$39,059.00	\$0.00	\$39,059.00	\$0.00	\$39,059.00	\$0.00	\$39,059.00

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
7750 MUNICIPAL LANDS AND BUILDING									
PERSONNEL SUBTOTAL	\$64,497.16	\$187,616.76	\$252,113.92		\$252,113.92		\$252,113.92		\$252,113.92
OTHER SUBTOTAL	\$55,511.45	\$173,581.88	\$229,093.33		\$229,093.33		\$229,093.33	\$4,600.00	\$233,693.33
TOTAL MUNICIPAL LANDS AND BUILDING	\$120,008.61	\$361,198.64	\$481,207.25	\$0.00	\$481,207.25	\$0.00	\$481,207.25	\$4,600.00	\$485,807.25
7760 CIVIL SERVICE									
PERSONNEL SUBTOTAL	\$488.98	\$931.40	\$1,420.38		\$1,420.38		\$1,420.38		\$1,420.38
OTHER SUBTOTAL	\$938.75	\$1,261.25	\$2,200.00		\$2,200.00		\$2,200.00		\$2,200.00
TOTAL CIVIL SERVICE	\$1,427.73	\$2,192.65	\$3,620.38	\$0.00	\$3,620.38	\$0.00	\$3,620.38	\$0.00	\$3,620.38
7770 COUNTY DEDUCTIONS AND AUDIT EXAMINERS									
PERSONNEL SUBTOTAL	\$1,397.50	\$154,556.73	\$155,954.23	\$280.01	\$156,234.24		\$156,234.24	\$135,667.62	\$291,901.86
OTHER SUBTOTAL	\$38,641.52	\$135,681.48	\$174,323.00		\$174,323.00		\$174,323.00	\$650.00	\$174,973.00
TOTAL COUNTY DEDUCTIONS AND AUDIT EXAMINERS	\$40,039.02	\$290,238.21	\$330,277.23	\$280.01	\$330,557.24	\$0.00	\$330,557.24	\$136,317.62	\$466,874.86
7780 LEGISLATIVE									
PERSONNEL SUBTOTAL	\$46,574.07	\$136,939.19	\$183,513.26		\$183,513.26		\$183,513.26		\$183,513.26
OTHER SUBTOTAL	\$3,833.92	\$12,650.53	\$16,484.45		\$16,484.45		\$16,484.45		\$16,484.45
TOTAL LEGISLATIVE	\$50,407.99	\$149,589.72	\$199,997.71	\$0.00	\$199,997.71	\$0.00	\$199,997.71	\$0.00	\$199,997.71
7790 OTHER ADMINISTRATIVE									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$265,026.95	\$883,791.69	\$1,148,818.64	\$99,719.99	\$1,248,538.63		\$1,248,538.63	\$93,730.00	\$1,342,268.63
TOTAL OTHER ADMINISTRATIVE	\$265,026.95	\$883,791.69	\$1,148,818.64	\$99,719.99	\$1,248,538.63	\$0.00	\$1,248,538.63	\$93,730.00	\$1,342,268.63
TOTAL GENERAL FUND	\$2,575,706.68	\$7,827,875.75	\$10,403,582.43	\$0.00	\$10,403,582.43	\$437.00	\$10,404,019.43	\$259,339.64	\$10,663,359.07
101 CONTINGENCY RESERVE FUND									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL CONTINGENCY RESERVE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
210 STREET CONSTRUC MAINT & REPAIRS									
6610 STREET MAINTENANCE									
PERSONNEL SUBTOTAL	\$177,788.68	\$513,871.20	\$691,659.88		\$691,659.88		\$691,659.88	(\$5,000.00)	\$686,659.88
OTHER SUBTOTAL	\$0.00	\$15,000.00	\$15,000.00		\$15,000.00		\$15,000.00	\$5,000.00	\$20,000.00
TOTAL STREET MAINTENANCE	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88
6620 STREET CLEANING									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL STREET CLEANING	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL STREET CONSTRUC MAINT RP	\$177,788.68	\$528,871.20	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88	\$0.00	\$706,659.88

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
<u>220 STATE HIGHWAY FUND</u>									
<u>6610 STREET MAINTENANCE</u>									
TOTAL STREET MAINTENANCE	\$14,749.07	\$56,249.57	\$70,998.64		\$70,998.64		\$70,998.64		\$70,998.64
<u>6620 STREET CLEANING</u>									
TOTAL STREET CLEANING	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL STATE HIGHWAY FUND	\$14,749.07	\$56,249.57	\$70,998.64	\$0.00	\$70,998.64	\$0.00	\$70,998.64	\$0.00	\$70,998.64
<u>230 RECREATION FUND</u>									
PERSONNEL SUBTOTAL	\$375,885.08	\$1,125,937.15	\$1,501,822.23		\$1,501,822.23		\$1,501,822.23	\$27,066.70	\$1,528,888.93
OTHER SUBTOTAL	\$669,346.99	\$2,375,538.97	\$3,044,885.96		\$3,044,885.96		\$3,044,885.96	(\$27,066.70)	\$3,017,819.26
TOTAL RECREATION FUND	\$1,045,232.07	\$3,501,476.12	\$4,546,708.19	\$0.00	\$4,546,708.19	\$0.00	\$4,546,708.19	\$0.00	\$4,546,708.19
<u>231 RECREATION CONSTRUCTION FUND</u>									
TOTAL RECREATION CONSTRUCTION FUND	\$90,000.00	\$56,000.00	\$146,000.00	\$84,333.75	\$230,333.75		\$230,333.75	\$50,000.00	\$280,333.75
<u>240 POLICE AND FIRE PENSION FUND</u>									
PERSONNEL SUBTOTAL	\$254,750.18	\$732,249.82	\$987,000.00		\$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	\$200.00	\$3,600.00
TOTAL POLICE AND FIRE PENSION FUND	\$255,537.97	\$734,862.03	\$990,400.00	\$0.00	\$990,400.00	\$0.00	\$990,400.00	\$200.00	\$990,600.00
<u>250 STREET LIGHTING FUND</u>									
PERSONNEL SUBTOTAL	\$0.00	\$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	\$10,000.00	\$278,000.00
TOTAL STREET LIGHTING FUND	\$63,292.50	\$204,707.50	\$268,000.00	\$0.00	\$268,000.00	\$0.00	\$268,000.00	\$10,000.00	\$278,000.00
<u>255 SOLID WASTE FEE</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$179,946.15	\$562,553.85	\$742,500.00		\$742,500.00	\$19,000.00	\$761,500.00		\$761,500.00
TOTAL SOLID WASTE FEE FUND	\$179,946.15	\$562,553.85	\$742,500.00	\$0.00	\$742,500.00	\$19,000.00	\$761,500.00	\$0.00	\$761,500.00
<u>260 PERMANENT IMPROVEMENT FUND</u>									
TOTAL PERMANENT IMPROVEMENT FUND	\$175,000.00	\$387,126.52	\$562,126.52	\$485,000.00	\$1,047,126.52	\$130,616.67	\$1,177,743.19	(\$180,000.00)	\$997,743.19
<u>270 FIRE OPERATING LEVY FUND</u>									
PERSONNEL SUBTOTAL	\$91,398.75	\$200,331.96	\$291,730.71		\$291,730.71		\$291,730.71	\$5,600.45	\$297,331.16
OTHER SUBTOTAL	\$23,693.62	\$22,919.22	\$46,612.84		\$46,612.84		\$46,612.84		\$46,612.84
TOTAL FIRE OPERATING LEVY FUND	\$115,092.37	\$223,251.18	\$338,343.55	\$0.00	\$338,343.55	\$0.00	\$338,343.55	\$5,600.45	\$343,944.00
<u>285 FEMA GRANT FUND</u>									
TOTAL FEMA GRANT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
<u>290 FEDERAL GRANTS FUND</u>									
TOTAL FEDERAL GRANTS FUND	\$0.00	\$80,000.00	\$80,000.00		\$80,000.00		\$80,000.00		\$80,000.00
<u>295 STATE GRANT FUND</u>									
TOTAL STATE GRANT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>300 BOND RETIREMENT FUND</u>									
TOTAL BOND RETIREMENT FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>500 WATER REIMBURSEMENT FUND</u>									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$10,000.00	\$40,000.00	\$50,000.00		\$50,000.00		\$50,000.00	(\$20,000.00)	\$30,000.00
TOTAL WATER REIMBURSEMENT FUND	\$10,000.00	\$40,000.00	\$50,000.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	(\$20,000.00)	\$30,000.00
<u>510 FAIRVIEW PARK SANITARY SEWER FUND</u>									
PERSONNEL SUBTOTAL	\$79,819.24	\$301,221.48	\$381,040.72		\$381,040.72		\$381,040.72		\$381,040.72
OTHER SUBTOTAL	\$500,000.00	\$5,873,375.17	\$6,373,375.17		\$6,373,375.17		\$6,373,375.17		\$6,373,375.17
TOTAL FAIRVIEW PARK SANITARY SEWER FUND	\$579,819.24	\$6,174,596.65	\$6,754,415.89	\$0.00	\$6,754,415.89	\$0.00	\$6,754,415.89	\$0.00	\$6,754,415.89
<u>550 WATER LINE RECONDITIONING</u>									
TOTAL WATER LINE RECONDITIONING FUND	\$100,000.00	\$192,804.94	\$292,804.94		\$292,804.94		\$292,804.94	\$287,045.92	\$579,850.86
<u>611 SPECIAL HOLD ACCOUNT</u>									
PERSONNEL SUBTOTAL	\$1,766.39	(\$1,766.39)	\$0.00	\$100,000.00	\$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		\$162,998.88
TOTAL SPECIAL HOLD ACCOUNT	\$101,766.39	\$61,232.49	\$162,998.88	\$100,000.00	\$262,998.88	\$0.00	\$262,998.88	\$0.00	\$262,998.88
<u>709 REDEVELOPMENT FUND</u>									
TOTAL REDEVELOPMENT FUND	\$200,000.00	\$0.00	\$200,000.00		\$200,000.00		\$200,000.00		\$200,000.00
<u>710 SENIOR CENTER CONST FUND</u>									
TOTAL SENIOR CENTER CONST FUND	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
<u>711 BAIN PARK RESTORATION</u>									
TOTAL BAIN PARK RESTORATION	\$10,000.00	\$9,460.00	\$19,460.00		\$19,460.00		\$19,460.00		\$19,460.00
<u>713 STATE BLDG ASSESSMENT</u>									
TOTAL STATE BLDG ASSESSMENT	\$1,093.78	\$3,283.02	\$4,376.80		\$4,376.80		\$4,376.80	\$949.03	\$5,325.83

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
714 LAW ENFORCEMENT TRUST FUND									
TOTAL LAW ENFORCEMENT TRUST FUND	\$2,750.00	\$8,700.00	\$11,450.00		\$11,450.00		\$11,450.00		\$11,450.00
715 D.U.I. EDUCATE FUND									
TOTAL D.U.I. EDUCATE FUND	\$625.00	\$5,375.00	\$6,000.00		\$6,000.00		\$6,000.00		\$6,000.00
716 P.O.P.A.S. FUND									
PERSONNEL SUBTOTAL	\$10,000.00	\$68,617.50	\$78,617.50		\$78,617.50		\$78,617.50	(\$800.00)	\$77,817.50
OTHER SUBTOTAL	\$5,000.00	\$27,000.00	\$32,000.00		\$32,000.00		\$32,000.00	\$800.00	\$32,800.00
TOTAL P.O.P.A.S. FUND	\$15,000.00	\$95,617.50	\$110,617.50	\$0.00	\$110,617.50	\$0.00	\$110,617.50	\$0.00	\$110,617.50
731 HEALTH INS RESERVE FUND									
PERSONNEL SUBTOTAL	\$355,532.29	\$1,000,776.71	\$1,356,309.00		\$1,356,309.00		\$1,356,309.00		\$1,356,309.00
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL HEALTH INS RESERVE FUND	\$355,532.29	\$1,000,776.71	\$1,356,309.00	\$0.00	\$1,356,309.00	\$0.00	\$1,356,309.00	\$0.00	\$1,356,309.00
732 EMPLOYEE SECT 125M									
PERSONNEL SUBTOTAL	\$5,000.00	\$6,320.33	\$11,320.33		\$11,320.33		\$11,320.33		\$11,320.33
OTHER SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL EMPLOYEE SECT 125M	\$5,000.00	\$6,320.33	\$11,320.33	\$0.00	\$11,320.33	\$0.00	\$11,320.33	\$0.00	\$11,320.33
741 CABLE TV FRANCHISE FEE									
TOTAL CABLE TV FRANCHISE FEE	\$0.00	\$0.00	\$0.00	\$235,000.00	\$235,000.00		\$235,000.00		\$235,000.00
750 JUVENILE DIVERSION PROGRAM									
PERSONNEL SUBTOTAL	\$0.00	\$1,731.75	\$1,731.75		\$1,731.75		\$1,731.75		\$1,731.75
OTHER SUBTOTAL	\$500.00	(\$300.00)	\$200.00		\$200.00		\$200.00		\$200.00
TOTAL JUVENILE DIVERSION PROGRAM	\$500.00	\$1,431.75	\$1,931.75	\$0.00	\$1,931.75	\$0.00	\$1,931.75	\$0.00	\$1,931.75
751 DARE FUND									
PERSONNEL SUBTOTAL	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
OTHER SUBTOTAL	\$200.00	(\$200.00)	\$0.00		\$0.00		\$0.00		\$0.00
TOTAL DARE FUND	\$200.00	(\$200.00)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
752 GRADE DEPOSITS									
TOTAL GRADE DEPOSITS	\$3,967.97	\$6,468.21	\$10,436.18		\$10,436.18	\$5,000.00	\$15,436.18	\$3,562.94	\$18,999.12
753 STREET CLEANING DEPOSITS									
TOTAL STREET CLEANING DEPOSITS	\$625.00	\$2,625.00	\$3,250.00		\$3,250.00	(\$2,000.00)	\$1,250.00	\$3,000.00	\$4,250.00
754 STREET OPENING DEPOSITS									
TOTAL STREET OPENING DEPOSITS	\$812.50	\$3,437.50	\$4,250.00		\$4,250.00	(\$250.00)	\$4,000.00		\$4,000.00

	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 (11/5/18)	\$ Adjustment	Supplemental #3 Ord #18-54
757 REZONING-DEPOSITS									
TOTAL REZONING-DEPOSITS	\$281.11	\$1,343.33	\$1,624.44		\$1,624.44	(\$500.00)	\$1,124.44		\$1,124.44
758 ARCHITECT DEPOSITS									
TOTAL ARCHITECT DEPOSITS	\$3,500.00	\$2,918.47	\$6,418.47		\$6,418.47	\$5,500.00	\$11,918.47	\$7,082.86	\$19,001.33
761 SENIOR LIFE DONATIONS									
TOTAL SENIOR LIFE DONATIONS	\$5,000.00	\$10,430.23	\$15,430.23		\$15,430.23		\$15,430.23		\$15,430.23
772 CEMETERY RESTORATION FUND									
TOTAL CEMETERY RESTORATION FUND	\$500.00	\$2,225.00	\$2,725.00		\$2,725.00		\$2,725.00		\$2,725.00
781 EMER MEDICAL SERV COLLECTION									
PERSONNEL SUBTOTAL	\$79,898.10	\$242,726.57	\$322,624.67		\$322,624.67		\$322,624.67	\$5,510.60	\$328,135.27
OTHER SUBTOTAL	\$7,500.00	\$95,200.00	\$102,700.00		\$102,700.00		\$102,700.00	(\$15,000.00)	\$87,700.00
TOTAL EMER MEDICAL SERV COLLECTION	\$87,398.10	\$337,926.57	\$425,324.67	\$0.00	\$425,324.67	\$0.00	\$425,324.67	(\$9,489.40)	\$415,835.27
790 SURVEY SAN/STORM SEWER									
TOTAL SURVEY SAN/STORM SEWER	\$0.00	\$0.00	\$0.00		\$0.00		\$0.00		\$0.00
811 CAPITAL PROJECTS FUND									
TOTAL CAPITAL PROJECTS FUND	\$250,000.00	\$1,566,286.70	\$1,816,286.70		\$1,816,286.70		\$1,816,286.70		\$1,816,286.70
TOTAL ALL FUNDS	\$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	\$417,291.44	\$31,602,178.85

Number revised 03/13/2018

2018 SCHEDULED TRANSFERS TEMPORARY ORDINANCE #17- 60

FROM	TO	AMOUNT
100	240	\$ 170,000.00
		\$ 170,000.00

2018 SCHEDULED TRANSFERS ORDINANCE 18-42

FROM	TO	AMOUNT
100	240	\$ 750,000.00
100	260	\$ 100,000.00
741	260	\$ 235,000.00
		\$ 1,085,000.00

2018 SCHEDULED ADVANCES ORDINANCE 18-54

FROM	TO	AMOUNT
	100	290 \$ 80,000.00
	100	550 \$ 11,000.00
		\$ 91,000.00

CITY OF FAIRVIEW PARK
ORDINANCE NO. 18-55
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN 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, 2019 AND ENDING MARCH 31, 2019 AND DECLARING AN EMERGENCY.

WHEREAS, for the ongoing operation of the municipal government, it is necessary to appropriate funds for the first fiscal quarter of 2019; and

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 a period commencing January 1, 2019 and ending March 31, 2019, attached as Exhibit "A."

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and 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 for the further reason that it is necessary for the daily operation of municipal departments in 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:

1st reading: 11.19.18
2nd reading: 12.03.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrook, Clerk of Council

**CITY OF FAIRVIEW PARK
TEMPORARY APPROPRIATIONS 2019**

<u>GENERAL FUND</u>		
<u>1110 SECURITY OF PERSONS AND PROPERTY</u>		
PERSONNEL SUBTOTAL	\$	735,640.58
OTHER SUBTOTAL	\$	41,556.40
TOTAL SECURITY PERSONS AND PROPERTY	\$	777,196.98
<u>1130 FIRE PREVENTION AND CONTROL</u>		
PERSONNEL SUBTOTAL	\$	539,072.06
OTHER SUBTOTAL	\$	12,461.57
TOTAL FIRE PREVENTION AND CONTROL	\$	551,533.63
<u>1140 FIRE PROTECTION REGIONAL EMS</u>		
TOTAL FIRE PROTECTION REGIONAL EMS	\$	32,880.51
<u>2200 PUBLIC HEALTH</u>		
TOTAL PUBLIC HEALTH	\$	368.75
<u>3420 BAIN PARK CABIN</u>		
TOTAL BAIN PARK CABIN	\$	5,068.78
<u>3810 SENIOR LIFE OFFICE</u>		
PERSONNEL SUBTOTAL	\$	52,559.59
OTHER SUBTOTAL	\$	9,841.67
TOTAL SENIOR LIFE OFFICE	\$	62,401.26
<u>4410 PARKS AND PROPERTY MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	41.75
TOTAL PARKS AND PROPERTY MAINTENANCE	\$	41.75
<u>4510 PLANNING & DESIGN COMMISSION</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	890.66
TOTAL PLANNING COMMISSION	\$	890.66

<u>4520 BUILDING STANDARDS</u>		
PERSONNEL SUBTOTAL	\$	90,355.43
OTHER SUBTOTAL	\$	3,392.58
TOTAL BUILDING STANDARDS	\$	93,748.02
<u>4530 BOARD OF APPEALS</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	314.24
TOTAL BOARD OF APPEALS	\$	314.24
<u>5550 RECYCLING & SOLID WASTE DISPOSAL</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	50,578.00
TOTAL REFUSE COLLECTION AND DISPOSAL	\$	50,578.00
<u>6120 TRAFFIC SAFETY</u>		
PERSONNEL SUBTOTAL	\$	45,565.66
OTHER SUBTOTAL	\$	15,197.83
TOTAL TRAFFIC SAFETY	\$	60,763.48
<u>6800 MOTOR VEHICLE MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	45,221.58
OTHER SUBTOTAL	\$	62,019.75
TOTAL MOTOR VEHICLE MAINTENANCE	\$	107,241.34
<u>7710 MAYOR'S OFFICE</u>		
PERSONNEL SUBTOTAL	\$	47,698.01
OTHER SUBTOTAL	\$	3,684.75
TOTAL MAYOR'S OFFICE	\$	51,382.76
<u>7711 SERVICE & DEVELOPMENT DIRECTOR'S</u>		
PERSONNEL SUBTOTAL	\$	101,663.11
OTHER SUBTOTAL	\$	7,473.83
TOTAL SERVICE DIRECTOR'S OFFICE	\$	109,136.94
<u>7720 FINANCE DEPARTMENT</u>		
PERSONNEL SUBTOTAL	\$	59,756.73
OTHER SUBTOTAL	\$	62,170.00
TOTAL FINANCE DEPARTMENT	\$	121,926.73

<u>7730</u>	<u>LEGAL ADMINISTRATION</u>		
	PERSONNEL SUBTOTAL	\$	37,387.97
	OTHER SUBTOTAL	\$	1,731.25
	TOTAL LEGAL ADMINISTRATION	\$	39,119.22
<u>7740</u>	<u>ENGINEER</u>		
	PERSONNEL SUBTOTAL	\$	-
	OTHER SUBTOTAL	\$	9,960.05
	TOTAL ENGINEER	\$	9,960.05
<u>7750</u>	<u>MUNICIPAL LANDS AND BUILDING</u>		
	PERSONNEL SUBTOTAL	\$	64,289.05
	OTHER SUBTOTAL	\$	58,423.33
	TOTAL MUNICIPAL LANDS AND BUILDING	\$	122,712.38
<u>7760</u>	<u>CIVIL SERVICE</u>		
	PERSONNEL SUBTOTAL	\$	355.10
	OTHER SUBTOTAL	\$	550.00
	TOTAL CIVIL SERVICE	\$	905.10
<u>7770</u>	<u>COUNTY DEDUCTIONS AND AUDIT EXAMINERS</u>		
	PERSONNEL SUBTOTAL	\$	72,975.47
	OTHER SUBTOTAL	\$	43,743.25
	TOTAL COUNTY DEDUCTIONS AND AUDIT EXAMINERS	\$	116,718.72
<u>7780</u>	<u>LEGISLATIVE</u>		
	PERSONNEL SUBTOTAL	\$	46,795.88
	OTHER SUBTOTAL	\$	4,121.11
	TOTAL LEGISLATIVE	\$	50,916.99
<u>7790</u>	<u>OTHER ADMINISTRATIVE</u>		
	PERSONNEL SUBTOTAL	\$	-
	OTHER SUBTOTAL	\$	335,567.16
	TOTAL OTHER ADMINISTRATIVE	\$	335,567.16
	TOTAL GENERAL FUND	\$	2,701,373.41

<u>101 CONTINGENCY RESERVE FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL CONTINGENCY RESERVE	\$	-
<u>210 STREET CONSTRUC MAINT & REPAIRS</u>		
<u>6610 STREET MAINTENANCE</u>		
PERSONNEL SUBTOTAL	\$	175,098.27
OTHER SUBTOTAL	\$	5,000.00
TOTAL STREET MAINTENANCE	\$	180,098.27
<u>6620 STREET CLEANING</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL STREET CLEANING	\$	-
TOTAL STREET CONSTRUC MAINT RP	\$	180,098.27
<u>220 STATE HIGHWAY FUND</u>		
<u>6610 STREET MAINTENANCE</u>		
TOTAL STREET MAINTENANCE	\$	40,000.00
<u>6620 STREET CLEANING</u>		
TOTAL STREET CLEANING	\$	-
TOTAL STATE HIGHWAY FUND	\$	40,000.00
<u>230 RECREATION FUND</u>		
PERSONNEL SUBTOTAL	\$	389,866.68
OTHER SUBTOTAL	\$	322,148.58
TOTAL RECREATION FUND	\$	712,015.26
<u>231 RECREATION CONSTRUCTION FUND</u>		
TOTAL RECREATION CONSTRUCTION FUND	\$	70,083.44
<u>240 POLICE AND FIRE PENSION FUND</u>		
PERSONNEL SUBTOTAL	\$	251,685.00
OTHER SUBTOTAL	\$	900.00
TOTAL POLICE AND FIRE PENSION FUND	\$	252,585.00

<u>250 STREET LIGHTING FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	73,275.00
TOTAL STREET LIGHTING FUND	\$	73,275.00
<u>255 SOLID WASTE FEE</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	190,375.00
TOTAL SOLID WASTE FEE FUND	\$	190,375.00
<u>260 PERMANENT IMPROVEMENT FUND</u>		
TOTAL PERMANENT IMPROVEMENT FUND	\$	400,000.00
<u>270 FIRE OPERATING LEVY FUND</u>		
PERSONNEL SUBTOTAL	\$	75,819.45
OTHER SUBTOTAL	\$	11,653.21
TOTAL FIRE OPERATING LEVY FUND	\$	87,472.66
<u>285 FEMA GRANT FUND</u>		
TOTAL FEMA GRANT FUND	\$	-
<u>290 FEDERAL GRANTS FUND</u>		
TOTAL FEDERAL GRANTS FUND	\$	60,000.00
<u>295 STATE GRANT FUND</u>		
TOTAL STATE GRANT FUND	\$	-
<u>300 BOND RETIREMENT FUND</u>		
TOTAL BOND RETIREMENT FUND	\$	-
<u>500 WATER REIMBURSEMENT FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	5,000.00
TOTAL WATER REIMBURSEMENT FUND	\$	5,000.00

<u>510 FAIRVIEW PARK SANITARY SEWER FUND</u>		
PERSONNEL SUBTOTAL	\$	97,165.38
OTHER SUBTOTAL	\$	1,593,343.79
TOTAL FAIRVIEW PARK SANITARY SEWER FUND	\$	1,690,509.18
<u>550 WATER LINE RECONDITIONING</u>		
TOTAL WATER LINE RECONDITIONING FUND	\$	235,000.00
<u>611 SPECIAL HOLD ACCOUNT</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	40,749.72
TOTAL SPECIAL HOLD ACCOUNT	\$	40,749.72
<u>709 REDEVELOPMENT FUND</u>		
TOTAL REDEVELOPMENT FUND	\$	50,000.00
<u>710 SENIOR CENTER CONST FUND</u>		
TOTAL SENIOR CENTER CONST FUND	\$	-
<u>711 BAIN PARK RESTORATION</u>		
TOTAL BAIN PARK RESTORATION	\$	4,865.00
<u>713 STATE BLDG ASSESSMENT</u>		
TOTAL STATE BLDG ASSESSMENT	\$	1,094.20
<u>714 LAW ENFORCEMENT TRUST FUND</u>		
TOTAL LAW ENFORCEMENT TRUST FUND	\$	2,862.50
<u>715 D.U.I. EDUCATE FUND</u>		
TOTAL D.U.I. EDUCATE FUND	\$	1,500.00
<u>716 P.O.P.A.S. FUND</u>		
PERSONNEL SUBTOTAL	\$	20,047.46
OTHER SUBTOTAL	\$	1,133.22
TOTAL P.O.P.A.S. FUND	\$	21,180.68

<u>718 COPS GRANT FUND</u>		
TOTAL COPS GRANT FUND	\$	-
<u>731 HEALTH INS RESERVE FUND</u>		
PERSONNEL SUBTOTAL	\$	339,077.25
OTHER SUBTOTAL	\$	-
TOTAL HEALTH INS RESERVE FUND	\$	339,077.25
<u>732 EMPLOYEE SECT 125M</u>		
PERSONNEL SUBTOTAL	\$	2,830.08
OTHER SUBTOTAL	\$	-
TOTAL EMPLOYEE SECT 125M	\$	2,830.08
<u>741 CABLE TV FRANCHISE FEE</u>		
TOTAL CABLE TV FRANCHISE FEE	\$	-
<u>750 JUVENILE DIVERSION PROGRAM</u>		
PERSONNEL SUBTOTAL	\$	441.60
OTHER SUBTOTAL	\$	50.00
TOTAL JUVENILE DIVERSION PROGRAM FUND	\$	491.60
<u>751 DARE FUND</u>		
PERSONNEL SUBTOTAL	\$	-
OTHER SUBTOTAL	\$	-
TOTAL DARE FUND	\$	-
<u>752 GRADE DEPOSITS</u>		
TOTAL GRADE DEPOSITS	\$	2,215.49
<u>753 STREET CLEANING DEPOSITS</u>		
TOTAL STREET CLEANING DEPOSITS	\$	1,187.50
<u>754 STREET OPENING DEPOSITS</u>		
TOTAL STREET OPENING DEPOSITS	\$	1,000.00

757 REZONING-DEPOSITS

TOTAL REZONING-DEPOSITS \$ 281.11

758 ARCHITECT DEPOSITS

TOTAL ARCHITECT DEPOSITS \$ 1,625.00

761 SENIOR LIFE DONATIONS

TOTAL SENIOR LIFE DONATIONS \$ 2,500.00

772 CEMETERY RESTORATION FUND

TOTAL CEMETERY RESTORATION FUND \$ 300.00

781 EMER MEDICAL SERV COLLECTION

PERSONNEL SUBTOTAL \$ 83,674.49

OTHER SUBTOTAL \$ 17,896.67

TOTAL EMER MEDICAL SERV COLLECTION \$ 101,571.16

790 SURVEY SAN/STORM SEWER

TOTAL SURVEY SAN/STORM SEWER \$ -

811 CAPITAL PROJECTS FUND

TOTAL CAPITAL PROJECTS FUND \$ 398,618.78

TOTAL ALL FUNDS \$ 7,671,737.28

2019 SCHEDULED TRANSFERS

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General Fund	Police & Fire Pension	\$ 187,500.00
		\$ 187,500.00

CITY OF FAIRVIEW PARK
RESOLUTION NO. 18-09
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILWOMAN CLEARY

A RESOLUTION AUTHORIZING THE EXECUTION OF A FEE AGREEMENT BY AND BETWEEN THE CITY OF FAIRVIEW PARK AND KELLEY & FERRARO, LLP, FOR PURPOSES OF PURSUING LITIGATION AGAINST THE MANUFACTURERS AND DISTRIBUTORS OF OPIOIDS RESPONSIBLE FOR THE OPIOID EPIDEMIC.

WHEREAS, on October 26th, 2017 the President of the United States of America declared the opioid crisis to be a "public health emergency"; and

WHEREAS, municipal governments have born a substantial financial and societal burden fighting this crisis and epidemic and will face abatement costs for this nuisance for many years to come;

WHEREAS, the City of Fairview Park has engaged in discussions with representatives of the law firm Kelley & Ferraro, LLP, related to the potential for the City of Fairview Park to pursue certain legal claims against the opioid manufacturers and distributors;

WHEREAS, Kelley & Ferraro, LLP, has proposed that the City of Fairview Park engage Kelley & Ferraro, LLP, to prosecute the aforementioned claims on a contingent fee basis whereby Kelley & Ferraro, LLP, would not be compensated unless the City of Fairview Park receives a financial benefit as a result of the proposed claims and Kelley & Ferraro, LLP, would advance all claim-related costs and expenses associated with the claims;

WHEREAS, the City of Fairview Park seeks to make use of the legal services of Kelley & Ferraro, LLP, to hold those responsible for this crisis to the highest letter of the law;

WHEREAS, Kelley & Ferraro, LLP, has prepared a fee agreement, which is submitted as part of this Resolution as Exhibit "A", specifying the terms and conditions under which Kelley & Ferraro, LLP, would provide legal services to the City of Fairview Park and otherwise consistent with the terms of this Resolution;

WHEREAS, the City of Fairview Park believes it be in the best interest of Fairview Park, its citizens, residents, visitors, and taxpayers to join with Kelley & Ferraro, LLP, in pursuit of claims against the opioid manufacturers and distributors upon the terms and conditions set forth in the Fee Agreement.

WHEREAS, the City of Fairview Park, recognizes the need to address the opioid crisis and wishes to do so by bringing litigation against those responsible as advised by Kelley & Ferraro, LLP.

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

SECTION 1. The City of Fairview Park authorizes and agrees to the Fee Agreement and hereby directs the Mayor to execute the Fee Agreement between Kelley & Ferraro, LLP, and the City of Fairview Park on behalf of Fairview Park.

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:

1st reading: 05.07.18
2nd reading: 05.21.18
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrook, Clerk of Council



Ernst & Young Tower • 950 Main Avenue, Suite 1300 • Cleveland, OH 44113
(216) 575-0777 • Fax: (216) 575-0799 • Toll Free: (888) 839-8479
www.kelleyferraro.com

FIRM OVERVIEW

Kelley & Ferraro, founded in 1997 by Jim Ferraro and the late Michael V. Kelley has recovered over a billion dollars on behalf of its clients. The firm's primary focus is asbestos litigation, pharmaceutical drug litigation, product liability, and wrongful death. The office is located in Cleveland, Ohio with a companion office, The Ferraro Law Firm, located in Miami, Florida. Together the firms 37 lawyers represent individuals, teamsters, labor unions, cities and counties from Ohio and Florida in opioid litigation. For additional information on the firms' please see our websites at: www.kelleyferraro.com and www.ferraro.law.com.

OPIOID LITIGATION

The cases consist of civil actions brought by cities, counties and states that allege that: (1) manufacturers of prescription opioid medications overstated the benefits and downplayed the risks of the use of their opioids and aggressively marketed these drugs to physicians, and (2) distributors failed to monitor, detect, investigate, refuse and report suspicious orders of prescription opiates. The Distributors' knowledge of the conduct regarding the alleged diversion of these prescription opiates, as well as the manufacturers' alleged improper marketing of such drugs have led to this epidemic across the country. Both manufacturers and distributors are under an obligation under the Controlled Substances Act and similar state laws to prevent diversion of opiates and other controlled substances into illicit channels.

- Opioids claimed 183,000 American lives from 1999-2015;
- Prescription opioid abuse costs are over **\$55 billion** annually
- Leading cause of death for Americans under 50;
- Nearly 155 Americans die every day from opioid overdose;
- Over 100,000 Ohioans are dependent or abusing opioids;
- In Ohio in 2015, the total cost of opiate abuse and dependency costs nearly 8 billion dollars.

THE DEFENDANTS

	Manufacturer/Distributor	Drug	Schedule
1.	Purdue Pharma	OxyContin, MS Contin, Dilaudid, Dilaudid-HP, Hysingla ER, Targiniq ER	Schedule II
		Butrans	Schedule III
2.	Teva Pharmaceuticals USA, Inc.	Actiq, Fentora (both Fentanyl Citrate)	Schedule II
3.	Janssen Pharmaceuticals, a wholly owned subsidiary of Johnson & Johnson	Duragesic (Fentanyl, Nucynta and Nucynta ER)	Schedule II
4.	Endo Health Solutions, Inc.	Opana ER, Opana, Percodan Percocet	Schedule II
5.	Qualitest Pharmaceuticals, Inc., a subsidiary of Endo Health, Inc.	Generic oxycodone, oxymorphone, hydromorphone, and hydrocodone products	Schedule II
6.	Allergan PLC, Actavis PLC, Watson Pharmaceuticals, Inc.	Kadian, Norco and Generic versions of Duragesic and Opana	Schedule II
7.	McKesson Corporation	Distributor	
8.	Abbott Laboratories	Distributor	
9.	AmerisourceBergen Corporation	Distributor	
10.	Cardinal Health	Distributor	

THE CLAIMS

The claims against the manufacturers of opioid pain medications include claims of deceptive business practices, false advertising, public nuisance, violations of social services/Medicaid law, fraud and unjust enrichment. The claims involve the deceptive practices of the manufacturer defendants' in using both branded and unbranded marketing to reach prescribers and patients. Unbranded marketing through the use of front groups such as the American Pain Foundation, attempted to evade FDA regulations and consumer practices law. The overarching theme of the manufacturing defendants' deception is that opioid pain medications were not addictive and were safe for long term use. The manufacturers knew that opioids were effective treatments for short-term post-surgical and trauma-related pain, and for palliative care. Yet they also knew-and had known for years-that opioids were addictive and subject to abuse, particularly when used long-term for chronic non-cancer pain.

The manufacturers spent hundreds of millions of dollars: (a) developing and disseminating seemingly truthful scientific and educational materials and advertising that misrepresented the risks, benefits, and superiority of opioids long-

term use to treat chronic pain (b) deploying sales representatives who visited doctors and other prescribers and delivered misleading messages about the use of opioids (c) recruiting prescribing physicians as paid speakers as a means to secure those physicians' future "brand loyalty" and extend their reach to all physicians; (d) funding, assisting, encouraging, and directing certain doctors, known as "key opinion leaders", not only to deliver scripted talks, but also to draft misleading studies, present continuing medical education programs that were deceptive and lacked balance, and serve on the boards and committees of professional societies and patient advocacy groups that delivered messages and developed guidelines supporting chronic opioid therapy; and (e) funding, assisting, directing, and encouraging seemingly neutral and credible professional societies and patient advocacy groups that developed educational materials and treatment guidelines that were then distributed to doctors which urged them to prescribe and treat patients to use, opioids for long-term chronic pain.

Under a negligence theory claims can be brought against wholesale distributors of these opioids. Pursuant to federal and state law, wholesale distributors have a duty to report suspicious or alarming orders of opioid pharmaceuticals and to report these orders. The evidence shows that these distributors failed to meet this duty despite overwhelming evidence that these drugs were being abused, diverted, and misused based on the alarming size of the orders.

THE DEFENSES

The Pharmaceutical companies and the distributors allege that their drugs were deemed safe by the FDA when the agency gave them approval to sell the drugs. Furthermore, the companies argue that no one has identified any doctor that prescribed an opiate medication when it was not medically necessary or who prescribed such a medication due to misleading marketing or promotional materials.

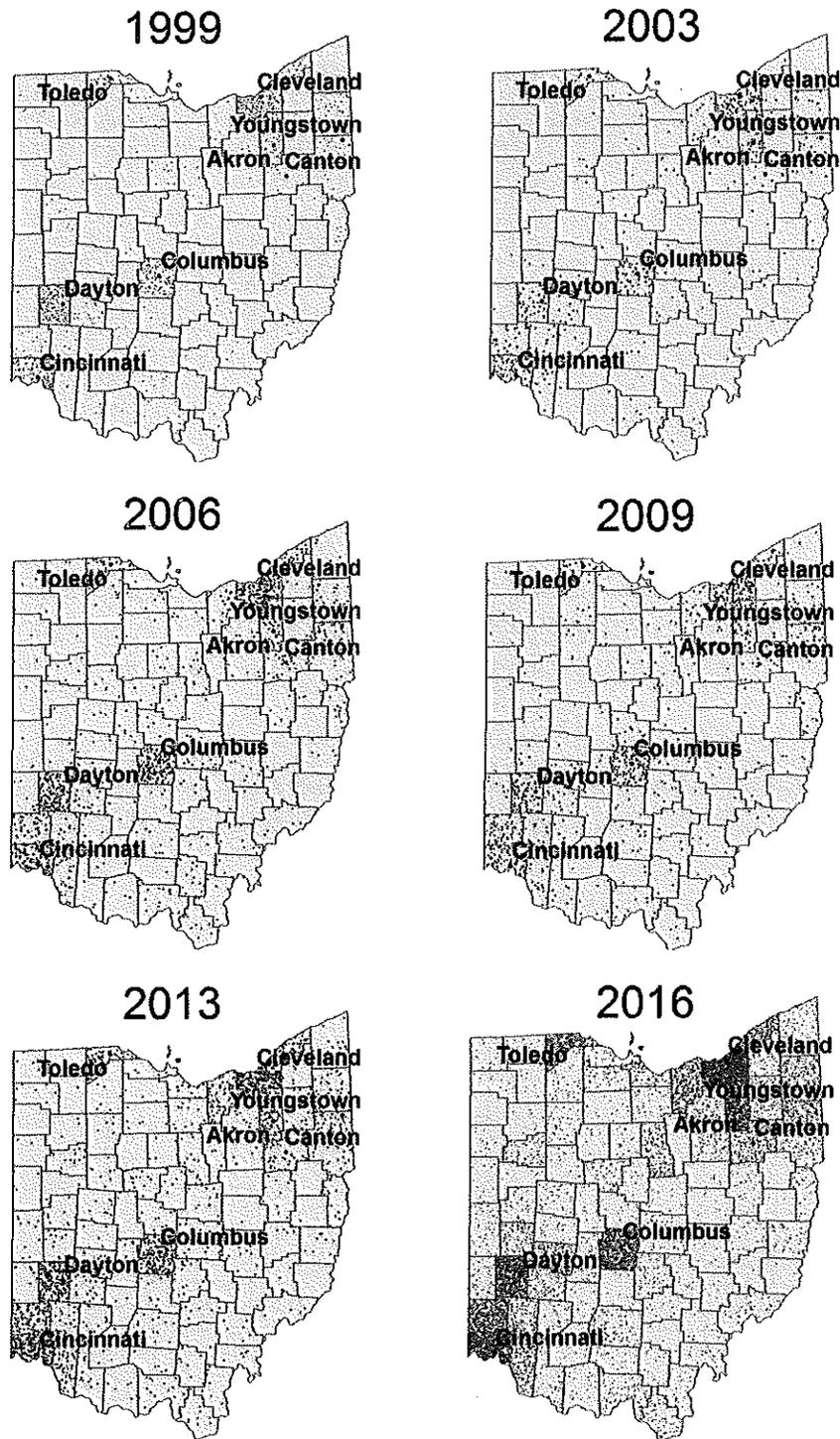
THE RECOVERY

These lawsuits will seek to achieve financial recovery for the costs associated with this epidemic, including police and fire training, police, fire and ambulance runs, prosecution of opiate drug cases, substance abuse programs, insurance/Medicaid, lost productivity, foster care costs, Narcan training and supplying, and increased law enforcement.

Below is an initial list of recoverable costs and expenses that may be recoverable in a lawsuit against the manufacturers and distributors of opioids. Kelley & Ferraro would work closely with its clients and our experts in all aspects of the collection of information needed to prove damages and assist in the collection of documents and data.

- Coroner/medical examiner
 - Storage of bodies
 - Increased staffing
 - Indigent burials
 - Cemetery
 - Toxicology laboratory costs
- Foster care
 - Family and child services
 - Increased staffing
 - Increase in need for care
 - Child support
- Law enforcement (sheriff/police)/incarceration
 - Employee overtime
 - Narcan/Naloxone Hydrochloride Injection purchase and training
 - Establishment of task forces
 - Increase in investigation/crime increase
 - Specialized courts; juvenile, surrogate, drug, DUI, drug treatment, juvenile, probate
 - Public defender offices/prosecution
 - Jail/prison costs
 - Probation
 - Victim/family
 - Human trafficking
 - Adult detention
 - Neighborhood safety
 - Victim witness
- Healthcare and first responders
 - Public hospitals
 - Public health
 - Medicaid/Medicare
 - Substance abuse programs
 - Drug education programs
 - Drug prevention programs
 - Treatment centers/rehab
 - Mental health facilities
 - Veterans affairs
 - Fire
 - EMT/ambulance
 - Social services
- “Loss” in various forms
 - Loss of productivity
 - Travel and Tourism
 - Premature death
 - Decrease in labor participation
 - Crime increase
 - Quality of life
 - Increased sick time
 - Frequent firings
 - Price gauging
 - Workers compensation
 - Government assistance
 - Census
 - Public safety
 - Environmental damages.

FIGURE 2: The spread of opioid overdoses in Ohio



NOTE: Overdose deaths 1999-2016. One dot represents one death. Source CDC Compressed mortality files 1999-2006, Ohio

**KELLEY & FERRARO, LLP
FEE AGREEMENT**

This Agreement (“Agreement”) is made this ____ day of _____, 2018, between: the _____ (herein referred to as “Client” and **KELLEY & FERRARO, LLP** (“Attorneys”). In consideration of the mutual promises herein contained, the parties herein agree as follows:

I. Purpose of Representation

Client agrees to retain Kelley & Ferraro, LLP to investigate and prosecute any potential claim(s) Client may have against the drug manufacturers and/or pharmaceutical companies, pharmacy retailers, sellers and/or distributors of prescription opioid pain medications for the recovery of any and all costs, damages or loss, including but not limited to, any subrogation and/or reimbursement claims and/or any other claims that may be brought by Client in equity or under the applicable Federal or State law, related to the provision of care, services and/or supplies including the delivery of prescription opioid medications, treatments, hospitalizations, addiction and rehabilitation treatment, overdose or other opioid-related health-care services.

II. Services

Attorney agrees to perform legal services reasonably required to prosecute Client’s claim to judgment in a trial court in Ohio, or any other jurisdiction which Attorney believes would be in Client’s best interest.

III. Attorneys’ Fee

In consideration of Attorneys’ services rendered and to be rendered as set out above, it is agreed that Kelley & Ferraro, LLP shall receive twenty five percent (25%) of any settlement, verdict, judgment and/or recovery of any kind obtained for or on behalf of Client, as its legal fee.

Client understands that the Attorney fee stated above, is of the total recovery or settlement before any costs, expenses, or disbursements are deducted. The Client understands and agrees that all costs, expenses, and disbursements are paid out of the Client’s portion of the recovery, and not out of the Attorneys’ fee.

The interest assigned and conveyed to Attorneys is based upon the total amount recovered, and the fact that some portion of the amount recovered may be designated as “attorneys fees” by the Court or settling party will not limit the compensation to be paid under this Agreement.

It is understood and agreed that the Client is employing Attorney as set forth herein, and that if no recovery is made, Client will not owe Attorney any sums whatsoever as Attorneys' fees or expenses.

IV. No Guarantee of Results

It is understood and agreed that Attorneys cannot warrant or guarantee the outcome of the case, and Attorneys have not represented to the Client that the Client will recover any damages, compensation or other funds so desired. The Client has also been informed that obtaining a judgment does not guarantee that the opposing parties will be capable or willing to satisfy the judgment.

V. Court Costs and Expenses

Attorneys may advance any or all of the court costs and expenses that appear to the Attorneys to be reasonably necessary for the investigation, preparation, trial, and/or settlement of this matter. The Client agrees that all other such costs and expenses advanced or incurred by the Attorneys shall be deducted from any recovery obtained for the Client by Kelley & Ferraro, LLP on any matter which Kelley & Ferraro, LLP represents the Client. The Attorneys' contingency fee shall be computed on the total recovery without deduction for costs, expenses, disbursements or subrogation reductions.

The terms "court costs" and "expenses" include, without limitation, filing fees, court costs, expert fees (regarding, without limitation, evaluation, reports and/or testimony), consultant fees, court reporter fees, record service fees, photocopying, postage, telephone, messenger and delivery charges, travel expenses, computer research fees, preparation of exhibits and photographs, investigative fees and expenses, court-mandated expenditures, specialized outside counsel fees and expenses (*i.e.*, probate, taxation, bankruptcy), any expenses of a structured settlement, medical records, subpoenas, and all other reasonable and necessary costs and expenses which the Attorneys in their professional judgment, determine to be reasonably needed to the prosecution and/or settlement of the Claims of the Client.

In the event it is necessary for the Attorneys to advance costs, such advancements may be taken in its entirety out of the Client's initial settlements or awards and/or out of any settlement or award obtained on the Client's behalf.

VI. Cooperation of Client

Client agrees to cooperate with Attorneys at all times. Client further agrees to keep Attorneys advised of Client's whereabouts (and provide changes of address and telephone numbers), shall appear on reasonable notice, shall appear for all depositions and court appearances upon reasonable notice, and shall comply with all reasonable requests of Attorneys in connection with the preparation and presentation of the aforesaid Claims and causes of action of the Client.

Attorneys may, at their option, withdraw from the case and cease to represent Client should Client fail to comply with any portion of this Agreement or should Attorneys decide that they cannot continue to be involved in the Claim.

VII. Power of Attorney/Proxy

No settlement of said claims shall be made by the undersigned except by and through the Attorney. Client hereby gives Attorney the power and authority to execute any and all pleadings, claims, contracts, settlements, drafts, checks, compromises, releases, dismissals, deposits, orders and other papers which Client could properly execute, and to receive in the name and stead of Client any monies or other things of value which may properly be payable to deliverable to Client on account of any judgment recovered or any settlement agreed to in connection with the claims described herein. Client hereby expressly gives Attorney the power, authority, and proxy to vote in their stead in any and all bankruptcy matters.

VIII. Association of or Assignment to Other Attorneys

Attorneys may associate any other attorney in the representation of the claims. Further, Attorneys may assign this matter and this Agreement to other attorneys of their choice upon notice to and consent of the Client. Client understands that the attorneys of Kelley & Ferraro, LLP may be sharing attorneys' fees and expenses with other lawyers or law firms and Client consents to any such fee and expense sharing agreement. Client further understands that any such fee and expense sharing agreement reached between the attorneys of Kelley & Ferraro, LLP and any other lawyers or law firms will NOT change in any manner the contractual obligation as detailed in this Agreement.

IX. Technology-Related Confidentiality Issues

Client understands and acknowledges that, like most practicing attorneys, Kelley & Ferraro, LLP, or Attorney uses many available technologies. These include email, electronic databases of important information, including client confidential information, as well as the Internet for factual and legal research, storage, access to, and sharing of documents and information among authorized persons. Although Kelley & Ferraro, LLP, or Attorney takes all reasonable precautions to preserve and maintain the confidentiality of our clients' information, in light of the constantly changing technological environment, Attorney cannot guarantee that some of that information will not be intercepted, accessed by, or revealed to unauthorized persons, without Attorney's knowledge. By accepting legal assistance from Kelley & Ferraro, LLP or Attorney, the Client understands and accepts these risks and undertakes to raise any concerns about this aspect of our representation with Attorney working on the Matter.

X. Termination of Representation

Client may, at any time and for any reason, discharge Kelley & Ferraro, LLP from

representing them. Attorney may terminate this Agreement and cease representation of Client if Client does not meet his or her responsibilities in this Matter, as outlined herein. Attorney may also terminate this Agreement if, in Attorney's determinations, it would be infeasible to continue representation. Attorney will provide Client with reasonable advance notice before any termination of this Agreement.

Client understands that Attorney will not be responsible for any work on the Matter after the Representation Period, except as may be required by the Rules of Professional Conduct and/or an order of the court in which Client has a pending case. Client authorizes Attorney to move to withdraw from representation if the Matter involves pending litigation at the end of the Representation Period, and Client specifically consents to such withdrawal, provided that Attorney takes all action reasonably necessary to ensure that Client's case is not compromised and that Client has an adequate opportunity to obtain new representation.

If the Representation Period ends for any reason and Client notifies Attorney that Client has engaged a new attorney or otherwise notifies Attorney that Client has obtained a new attorney to represent Client in connection with the Matter, that notification will constitute authorization for Attorney to provide the succeeding attorney with full access to Client's file from Attorney, including all confidential and privileged information contained therein and to communicate freely with the attorney and attorney's employees about the Matter. Client agrees that Attorney has a claim for expenses of litigation and unpaid Attorney fees which will become due upon receipt of clients' termination notification.

IX. Prior Agreements Superseded

This Agreement constitutes the sole and only agreement of the parties hereto and supersedes any prior understandings or written or oral agreements between the parties with respect to its subject matter.

Client certifies and acknowledges that Client has had the opportunity to read this five (5) page Agreement, has been provided a copy of this Agreement, and has knowingly and voluntarily entered into this Agreement fully aware of its terms and conditions. Client further certifies and acknowledges that the decision to pursue these claims and to employ these particular Attorneys are solely Client's independent decisions after carefully considering the matters.

EXECUTED on the day and year noted above.

CLIENT SIGNATURES:

ATTORNEY SIGNATURE:

Printed Name:

Signature

Title

JAMES L. FERRARO (0076089)
JOHN MARTIN MURPHY (0066221)
KELLEY & FERRARO, LLP
Ernst & Young Tower
950 Main Avenue, Suite 1300
Cleveland, Ohio 44113
(216) 575-0777