



CITY OF FAIRVIEW PARK CITY COUNCIL MEETING AGENDA

COMMITTEE MEETING
TUESDAY, MAY 28, 2019
7:00 p.m.
Council Caucus Room

MEETING CALLED TO ORDER

LOCAL GOVERNMENT AND COMMUNITY SERVICES – Councilman McDonough, Chair

- ✧ Issue: Charter and Codified Ordinances Review

FINANCE COMMITTEE – Councilman Wojnar, Chair

- ✧ Res. 19-10 | Alternative Tax Budget 2020
- ✧ Ord. 19-18 | Solid Waste Fee Special Assessment for Tax Years 2020 and 2021
- ✧ Ord. 19-19 | Amending Section 929.06 Solid Waste Collection Charges Expiration Date

BOARD & COMMISSIONS REPORTS

ROUNDTABLE

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CITY OF FAIRVIEW PARK
RESOLUTION NO. 19-10
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILMAN WOJNAR

A RESOLUTION ADOPTING THE ALTERNATIVE TAX BUDGET OF THE CITY OF FAIRVIEW PARK, STATE OF OHIO, FOR FISCAL YEAR BEGINNING JANUARY 1, 2020, AND SUBMITTING THE SAME TO THE CUYAHOGA COUNTY FISCAL OFFICER AND DECLARING AN EMERGENCY

WHEREAS, the Mayor has heretofore prepared a tentative budget for the City of Fairview Park, State of Ohio, for the fiscal year beginning January 1, 2020 showing estimates of all balances that will be available at the beginning of the year 2020 for the purpose of such year, and all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types of classes of revenue; also estimates of all expenditures of changes in or for the purpose of such fiscal year to be paid or met from said revenues or balances; and otherwise conforming with the requirements of law; and

WHEREAS, said budget has been made conveniently available to public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the Office of the Director of Finance.

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 budget of the City of Fairview Park, Ohio, for the fiscal year beginning January 1, 2020, heretofore prepared by the Mayor, and submitted to this Council, copies of which have been and are on file in the office of the Director of Finance be and it is hereby adopted as the official budget of the City of Fairview Park, Ohio for the fiscal year beginning January 1, 2020.

SECTION 2. That the Clerk be, and is hereby authorized and directed to certify a copy of said budget, and a copy of this resolution, and to submit the same to the Cuyahoga County Fiscal Officer.

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 Resolution 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 may be certified to the Cuyahoga County Fiscal Officer by date prescribed by law; 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 from immediately upon its passage and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED:
APPROVED:

1st reading: 05.20.19
2nd reading:
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

ALTERNATIVE TAX BUDGET INFORMATION

Political Subdivision/Taxing Unit FAIRVIEW PARK CITY

For the Fiscal Year Commencing JANUARY 1, 2020

Fiscal Officer Signature _____ Date _____

COUNTY OF CUYAHOGA

Background

Substitute House Bill No. 129 (HB129) effective June 3, 2002, was enacted by the 124th General Assembly in part to allow a county budget commission to waive the requirement that a taxing authority adopt a tax budget for a political subdivision or other taxing unit, pursuant to Ohio Revised Code (ORC) Section 5705.281.

Ohio Revised Code Section 5705.281

Under the amended version of this section pursuant to HB 129, a county budget commission, by an affirmative vote of a majority of the commission, including an affirmative vote by the county auditor, may waive the tax budget for any subdivision or other taxing unit. However, the commission may require the taxing authority to provide any information needed by the commission to perform its duties, including the division of the tax rates as provided under ORC Section 5705.04.

County Budget Commission Duties

The county budget commission must still certify tax rates to each subdivision or other taxing unit, by March 1 for school districts and by September 1 for all other taxing authorities under ORC Section 5705.35, even when a tax budget is waived. Also, the commission is still required to issue an official certificate of estimated resources under ORC Section 5705.35 and amended official certificates of estimated resources under ORC Section 5705.36.

Therefore, when a budget commission is setting tax rates based on a taxing unit's need, for purposes of ORC Sections 5705.32, 5705.34, and 5705.341, its determination must be based on that other information the commission asked the taxing authority to provide under ORC Section 5705.281, when the tax budget was waived. Also, an official certificate must be based on that other information the commission asked the taxing authority to provide.

County Budget Commission Action

On October 11, 2002, during the Cuyahoga County Budget Commission meeting, the commission with an affirmative vote of all members waived the requirement for taxing authorities of subdivisions or other taxing units (Including Schools) to adopt a tax budget as provided under ORC Section 5705.281, but shall require the filing of this Alternative Tax Budget Information document on an annual basis.

Alternative Tax Budget Information Filing Deadline

For all political subdivisions excluding school districts, the fiscal officer must file one copy of this document with the County Fiscal Officer on or before July 20th. For school districts the fiscal officer must file one copy of this document with the County Fiscal Officer on or before January 20th.

2020 BUDGET TRANSFERS

FROM	TO	AMOUNT
100 General Fund	240 Police & Fire Pension Fund	\$800,000.00
231 Recreation Capital Fund	300 Bond Retirement Fund	\$150,000.00

DIVISION OF TAXES LEVIED

(Levies Inside & Outside 10 Mill Limitation, Inclusive Of Debt Levies)
(List All Levies Of The Taxing Authority)

SCHEDULE 1

I	II	III	IV	V	VI	VII	VIII	IX
Fund	Purpose	Authorized By Voters On MM/DD/YY	Levy Type	Number Of Years Levy To Run	Tax Year Begins/ Ends	Collection Year Begins/ Ends	Maximum Rate Authorized	\$ AMOUNT Requested Of Budget Commission
GENERAL	CHARTER	00/00/1959		CONT	1/19-12/19	1/20-12/20	8.33 MILLS	\$4,072,202
PERMANENT IMP	CHARTER	5/31/1994		CONT	1/19-12/19	1/20-12/20	0.87 MILLS	\$425,308
FIRE OPERATING LEVY	SPECIAL	11/8/2016		5 YEARS	1/19-12/19	1/20-12/20	1.00 MILLS	\$351,010
RECREATION	CHARTER	11/5/1996		CONT	1/19-12/19	1/20-12/20	1.00 MILLS	\$488,860
POLICE PENSION	INSIDE				1/19-12/19	1/20-12/20	0.30 MILLS	\$146,658
FIRE PENSION	INSIDE				1/19-12/19	1/20-12/20	0.30 MILLS	\$146,658
Totals							11.80 MILLS	\$5,630,696.00

STATEMENT OF FUND ACTIVITY

(List All Funds Individually)

I Fund BY Type	SCHEDULE 2					
	II Beginning Estimated Unencumbered Fund Balance	III Property Taxes and Local Government Revenue	IV Other Sources Receipts	V Total Resources Available for Expenditures	VI Total Estimated Expenditures & Encumbrances	VII Ending Estimated Unencumbered Balance
100 GENERAL	\$2,510,000.00	\$4,416,464.00	\$6,774,000.00	\$13,700,464.00	\$11,270,000.00	\$2,430,464.00
101 Contingent Reserve	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
210 S.C.M.& R.	\$73,000.00	\$0.00	\$1,009,000.00	\$1,082,000.00	\$1,032,000.00	\$50,000.00
220 STATE HIGHWAY	\$9,000.00	\$0.00	\$82,400.00	\$91,400.00	\$81,400.00	\$10,000.00
230 RECREATION	\$1,380,000.00	\$488,860.00	\$3,859,808.00	\$5,728,668.00	\$4,440,616.00	\$1,288,052.00
231 RECREATION CAPITAL	\$650,000.00	\$0.00	\$0.00	\$650,000.00	\$150,000.00	\$500,000.00
240 POLICE/FIRE PENSION	\$3,000.00	\$293,316.00	\$800,000.00	\$1,096,316.00	\$1,057,500.00	\$38,816.00
250 STREET LIGHTING	\$145,000.00	\$0.00	\$300,000.00	\$445,000.00	\$275,000.00	\$170,000.00
255 SOLID WASTE	\$4,000.00	\$0.00	\$720,000.00	\$724,000.00	\$720,000.00	\$4,000.00
260 PERMANENT IMPROVEMENT	\$335,000.00	\$425,308.00	\$0.00	\$760,308.00	\$710,308.00	\$50,000.00
270 FIRE OPERATING	\$100,000.00	\$351,010.00	\$100.00	\$451,110.00	\$350,000.00	\$101,110.00
285 FEMA GRANT	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
290 FEDERAL GRANTS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
295 STATE GRANTS	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
300 BOND RETIREMENT	\$864.29	\$0.00	\$1,300,000.00	\$1,300,864.29	\$1,287,395.83	\$13,468.46
500 WATER REIMBURSEMENT	\$15,000.00	\$0.00	\$20,000.00	\$35,000.00	\$25,000.00	\$10,000.00
510 F.P. SANITARY SEWER	\$2,900,000.00	\$0.00	\$2,281,550.00	\$5,181,550.00	\$2,750,000.00	\$2,431,550.00
550 WATER LINE RECONDITIONING	\$40,000.00	\$0.00	\$0.00	\$40,000.00	\$0.00	\$40,000.00
611 SPECIAL HOLDING ACCOUNT	\$375,000.00	\$0.00	\$67,500.00	\$442,500.00	\$75,000.00	\$367,500.00
700 TRUST & AGENCY FUNDS	\$10,000.00	\$0.00	\$30,000.00	\$40,000.00	\$30,000.00	\$10,000.00
709 REDEVELOPMENT FUND	\$316,487.94	\$0.00	\$40,000.00	\$356,487.94	\$0.00	\$356,487.94
710 SENIOR CENTER CONSTRUCTION	\$2,081.07	\$0.00	\$0.00	\$2,081.07	\$0.00	\$2,081.07
711 BAIN PARK RESTORATION	\$100,000.00	\$0.00	\$16,000.00	\$116,000.00	\$20,000.00	\$96,000.00
713 STATE BLDG ASSESSMENT	\$1,850.00	\$0.00	\$3,000.00	\$4,850.00	\$3,250.00	\$1,600.00
714 LAW ENFORCEMENT TRUST	\$30,000.00	\$0.00	\$2,000.00	\$32,000.00	\$8,000.00	\$24,000.00
715 D.U.I. EDUCATION	\$8,000.00	\$0.00	\$2,400.00	\$10,400.00	\$3,000.00	\$7,400.00
716 P.O.P.A.S.	\$32,500.00	\$0.00	\$75,000.00	\$107,500.00	\$75,000.00	\$32,500.00
731 HEALTH INSURANCE	\$211,574.31	\$0.00	\$1,550,000.00	\$1,761,574.31	\$1,550,000.00	\$211,574.31
732 EMPLOYEE SECTION 125	\$3,000.00	\$0.00	\$12,000.00	\$15,000.00	\$12,500.00	\$2,500.00
733 RETIREE ACCRUED BENEFITS	\$200,000.00	\$0.00	\$0.00	\$200,000.00	\$167,591.00	\$32,409.00
741 CABLE FRANCHISE FEE	\$694,515.84	\$0.00	\$280,000.00	\$974,515.84	\$0.00	\$974,515.84
750 JUVENILE DIVERSION	\$20,000.00	\$0.00	\$8,400.00	\$28,400.00	\$8,000.00	\$20,400.00
751 DARE	\$250.00	\$0.00	\$0.00	\$250.00	\$250.00	\$0.00
761 SENIOR LIFE DONATIONS	\$9,500.00	\$0.00	\$3,000.00	\$12,500.00	\$5,000.00	\$7,500.00
781 EMS COLLECTIONS	\$60,000.00	\$0.00	\$350,000.00	\$410,000.00	\$390,000.00	\$20,000.00
811 CAPITAL PROJECTS	\$350,000.00	\$0.00	\$2,610,000.00	\$2,960,000.00	\$2,660,000.00	\$100,000.00
Total	\$10,589,623.45	\$5,974,958.00	\$22,196,158.00	\$38,760,739.45	\$29,356,810.83	\$9,403,928.62

UNVOTED GENERAL OBLIGATION DEBT

(Include General Obligation Debt To Be Paid From Inside/Charter Millage Only)

(Do Not Include General Obligation Debt Being Paid By Other Sources)

(Do Not Include Special Obligation Bonds & Revenue Bonds)

SCHEDULE 3

I Purpose Of Bonds Or Notes	II Date Of Issue	III Final Maturity Date	IV Principal Amount Outstanding At The Beginning Of The Calendar Year	V Amount Required To Meet Calendar Year Principal & Interest Payments	VI Amount Receivable From Other Sources To Meet Debt Payments
2012 G.O. BONDS (Gemini)	12/01/12	12/01/30	\$17,125,000.00	\$1,545,062.50	
Totals			\$17,125,000.00	\$1,545,062.50	

CITY OF FAIRVIEW PARK
ORDINANCE NO.: 19-18
ORIGINATED BY: THE FINANCE DEPARTMENT
REQUESTED BY: MAYOR EILEEN ANN PATTON
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR COLLECTION OF THE MONTHLY CHARGE FOR COLLECTION OF SOLID WASTE IN THE CITY OF FAIRVIEW PARK, OHIO FOR THE TAX YEARS 2020 AND 2021, AND DECLARING AN EMERGENCY

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 assessment of the cost and expense of solid waste collection for the tax years 2020 and 2021, in the amount of \$120 per year per residential parcel for each tax year, as reported to the Finance Director and now on file in the office of the Finance Director; be and the same is hereby adopted and confirmed, and that for the tax years 2020 and 2021, there be and are hereby levied and assessed upon each residential parcel that is subject to collection of solid waste by the City's vendor, the amount reported as aforesaid, which are not in excess of any statutory limitation; and said properties are hereby determined to be specially benefited by said improvement.

SECTION 2. That the remainder of the entire cost of said improvement shall be paid out of the General Fund of the City of Fairview Park, Ohio.

SECTION 3. That this Council hereby finds and determines that the assessments now on file in the office of said Director are in the same proportion to the estimated assessments as originally filed as the actual cost of the above described improvement is to the estimated cost of the improvement as originally filed.

SECTION 4. That the assessment against each lot or parcel of land shall be payable in cash within thirty (30) days after the passage of this Ordinance, or at the option of the owner, in two (2) annual installments. All cash payments shall be made to the Director of Finance of the City. All assessments remaining unpaid at the expiration of said thirty (30) days shall be certified by the Clerk of Council to the County Fiscal Officer as provided by law, to be placed on the tax duplicate and collected as other taxed are collected.

SECTION 5. That the Clerk of this Council shall cause a notice of the passage of this Ordinance to be published once in a newspaper of general circulation in this City, and to continue on file in this office said assessments.

SECTION 6. That the Clerk of this Council is hereby directed to deliver a certified copy of this Ordinance to the County Fiscal Officer no later than September 9, 2019.

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 the public peace, health, safety and welfare; and for the further reason that it is necessary to provide funds for solid waste collection to protect the health, convenience, and welfare of the inhabitants of the City of Fairview Park 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: 04.01.19
2nd reading: 04.15.19
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council

CITY OF FAIRVIEW PARK
ORDINANCE NO.: 19-19
REQUESTED BY: THE FINANCE DEPARTMENT
SPONSORED BY: COUNCILMAN WOJNAR

AN ORDINANCE AMENDING SECTION 929.06 OF CHAPTER 929 ENTITLED, "SOLID WASTE COLLECTION CHARGES" OF THE CODIFIED ORDINANCES OF THE CITY OF FAIRVIEW PARK AND DECLARING AN EMERGENCY

WHEREAS, Section 929.06 of the Codified Ordinances of the City of Fairview Park was amended by Ordinance No. 17-39 to provide that the solid waste collection charges established by Chapter 929 shall expire December 31, 2019; and

WHEREAS, it is in the best interest of the City of Fairview Park to extend the charges established by Chapter 929 until December 31, 2021.

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 929.06 of the Codified Ordinances of the City of Fairview Park shall be and is hereby amended as follows:

“ 929.06 EXPIRATION

The charges established under this Chapter shall expire on December 31, 201921.”

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 timely provide for the continuation of the charges under this ordinance, 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: 04.01.19
2nd reading: 04.15.19
3rd reading:

Michael P. Kilbane, President of Council

Eileen Ann Patton, Mayor

Liz L. Westbrooks, Clerk of Council