Resolution No. _

5633

A RESOLUTION CONFIRMING THE **APPOINTMENT BY THE COUNCIL OF** LAWRY KARDOS AS A CITIZEN MEMBER TO THE PLANNING COMMISSION FOR A FIVE YEAR TERM: AND DECLARING AN EMERGENCY

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

The appointment by the Council of Lawry Kardos as a Citizen **SECTION 1.** Member to the Planning Commission for a term of five (5) years, commencing January 2, 2025 and ending January 1, 2030, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Planning Commission to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

January 7, 2025 PASSED:

APPROVED: January 7, 2025

MAYOR

CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 51033 duly passed by the Council of the City of Brecksville, Ohio, on 1.7, 20 25 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1.10 .20 25

CLERK OF COUNCIL

Resolution No. _____

5634

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE COUNCIL OF DENNIS ROSE AS A CITIZEN MEMBER TO THE BOARD OF ZONING APPEALS FOR A FIVE YEAR TERM; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Council of Dennis Rose as a Citizen Member to the Board of Zoning Appeals for a term of five (5) years, commencing January 2, 2025 and ending January 1, 2030, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Board of Zoning Appeals to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5634 duly passed by the Council of the City of Brecksville, Ohio, on 123, 2025 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 12025.

CLERK OF COUNCI

Resolution No. 5635

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF JOHN WOELFL AS A CITIZEN MEMBER TO THE DESIGN AND CONSTRUCTION REVIEW BOARD FOR A THREE YEAR TERM; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Mayor of John Woelfl as a Citizen Member to the Design and Construction Review Board for a term of three (3) years, commencing January 2, 2025 and ending January 1, 2028, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Recreation Commission to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

Jammy blog CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. <u>5635</u> duly passed by the Council of the City of Brecksville, Ohio, on <u>1.</u>, 20 <u>2.5</u> and that same was duly posted in accordance with the existing Charter of the City of Brecksville on <u>1.10</u>, 20 <u>2.5</u>.

m CLERK OF COUNCIL

Resolution No. _

5636

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF MARGARET DEWOLF AS A CITIZEN MEMBER TO THE HUMAN SERVICES ADVISORY **BOARD FOR A FIVE YEAR TERM;** AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Mayor of Margaret DeWolf as a Citizen Member to the Human Services Advisory Board for a term of five (5) years, commencing January 2, 2025 and ending January 1, 2030, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Human Services Advisory Board to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

mmi CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5636 duly passed by the Council of the City of Brecksville, Ohio, on 1.7 _, 20 25_ and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1-10 2025.

nm CLERK OF OOUNCIL

Resolution No. 5637

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF SUSAN PUTICH - KISLING AS A CITIZEN MEMBER TO THE HUMAN SERVICES ADVISORY BOARD FOR A FIVE YEAR TERM; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Mayor of Susan Putich-Kisling as a Citizen Member to the Human Services Advisory Board for a term of five (5) years, commencing January 2, 2025 and ending January 1, 2030, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Human Services Advisory Board to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5631 duly passed by the Council of the City of Brecksville, Ohio, on 1.7, 20, 25, and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1 - 10, 20, 25.

Resolution No. _ 5638

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF BRANT GIERE TO THE BOARD OF TAX **REVIEW; AND DECLARING AN EMERGENCY**

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

The appointment by the Mayor of Brant Giere to the Board of **SECTION 1.** Tax Review, for a term commencing from the effective date hereof and ending January 1, 2027, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Board of Tax Review to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 56 38 duly passed by the Council of the City of Brecksville, Ohio, on 1-7, 20 25, and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1-10 2025

m CLERK OF COUNCIL

Resolution No.

5639

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE COUNCIL OF DOUG HUBERT TO THE BOARD OF TAX REVIEW; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Council of Doug Hubert to the Board of Tax Review, for a term commencing from the effective date hereof and ending January 1, 2027, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Board of Tax Review to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF COUL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. <u>5639</u> duly passed by the Council of the City of Brecksville, Ohio, on <u>1.7</u>, 20 <u>2.5</u> and that same was duly posted in accordance with the existing Charter of the City of Brecksville on <u>1.10</u>, 20 <u>2.5</u>.

m CLERK OF COUNCIL

Resolution No. _

5640

A RESOLUTION CONFIRMING THE **APPOINTMENT BY THE COUNCIL OF** DANIEL PRENDERGAST TO THE BOARD OF TAX **REVIEW; AND DECLARING AN EMERGENCY**

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Council of Daniel Prendergast to the Board of Tax Review, for a term commencing from the effective date hereof and ending January 1, 2027, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Board of Tax Review to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK O

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5640 duly passed by the Council of the City of Brecksville, Ohio, on 1.7, 20 25 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1.10 2025.

m CLERK DI COUNCIL

Resolution No. ____

5641

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF SCOTT MCCREERY AS A CITIZEN MEMBER TO THE CIVIL SERVICE COMMISSION TERM OF WHICH WILL EXPIRE JANUARY 1, 2031; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The appointment by the Mayor of Scott McCreery as a Citizen Member to the Civil Service commencing January 2, 2025 and ending January 1, 2031, be and the same is hereby confirmed.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Brecksville Civil Service Commission to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5641 duly passed by the Council of the City of Brecksville, Ohio, on 1.2, 20, 25, and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1.10, 20, 25.

CLERK OF COUNCIL

Resolution No. 5642

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A RESOLUTION APPOINTING BETH SAVAGE AS A COUNCIL REPRESENTATIVE TO THE VOLUNTEER FIREMEN'S DEPENDENTS BOARD FOR A TERM OF ONE YEAR; AND DECLARING AN EMERGENCY

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

SECTION 1. Beth Savage be and she is hereby appointed as a Council Representative to the Volunteer Firemen's Dependents Board of the City of Brecksville for a one (1) year term commencing January 2, 2025 and ending January 1, 2026.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Volunteer Firemen's Dependents Board to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

CLERK OF COUNC

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5642 duly passed by the Council of the City of Brecksville, Ohio, on 1..., 20 2.5 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1.10, 2025.

CLERK ON COUNCIL

Resolution No. <u>5643</u>

A RESOLUTION APPOINTING AJ GANIM AS A COUNCIL REPRESENTATIVE TO THE VOLUNTEER FIREMEN'S DEPENDENTS BOARD FOR A TERM OF ONE YEAR; AND DECLARING AN EMERGENCY

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of

Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. AJ Ganim be and he is hereby appointed as a Council Representative to the Volunteer Firemen's Dependents Board of the City of Brecksville for a one (1) year term commencing January 2, 2025 and ending January 1, 2026.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that said appointment is necessary to enable the Volunteer Firemen's Dependents Board to properly perform its functions, therefore, said Resolution shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

PASSED: January 7, 2025

APPROVED: January 7, 2025

MAYOR

m CLERK OF COUNCIL

I do hereby certify that the foregoing is a true and correct copy of Resolution No. 5643 duly passed by the Council of the City of Brecksville, Ohio, on 1.7, 20 25, and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1.10, 20 25.

CLERK OF COUNCIL

ORDINANCE RECORD COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No.

5765

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT FOR JAIL HOUSING AND ANCILLARY SERVICES WITH THE CITY OF NORTH ROYALTON TO LEASE ONE JAIL CELL BED ON AN EXCLUSIVE BASIS FOR ITS **OWN PURPOSES AND ADDITIONAL JAIL SPACE** WHEN NEEDED FOR THE BRECKSVILLE POLICE DEPARTMENT; AND DECLARING AN EMERGENCY

WHEREAS, the City of North Royalton owns and operates a full-service jail authorized to retain prisoners, male and female, for indefinite terms of incarceration; and

WHEREAS, the City of North Royalton offers to lease a limited number of jail cell beds on an exclusive basis to other governmental subdivisions and/or law enforcement agencies for fixed terms under specific conditions; and

WHEREAS, outsourcing jail services has proven to be a more efficient and cost effective way of providing jail services for the city.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The Mayor be, and he hereby is, authorized to enter into a Lease Agreement for Jail Housing and Ancillary Services with the City of North Royalton to lease one jail cell bed on an exclusive basis for its own purposes for the Brecksville Police Department, at an annual rental sum of seventy-eight thousand dollars (\$78,000.00) per bed, and the use of additional jail space in excess of the one (1) per day when needed at the per diem cost of two hundred fourteen dollars (\$214.00) per space, a copy of said Lease Agreement for Jail Housing and Ancillary Services being attached hereto and expressly made a part hereof by reference, and marked Exhibit "A."

SECTION 2. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is that it is necessary to provide the jail services, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5765 duly passed by the Council of the City of Brecksville, Ohio, on 1.7, 20 25 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 1-10 PASSED: January 7, 2025 2025 January 7, 2025 mmy CLERK OF COUNCIL m MAYOR CLERK/ COUNCIL

APPROVED:

EXHIBIT "A"

ANNUAL LEASE AGREEMENT FOR JAIL HOUSING AND ANCILLARY SERVICES

This is a lease agreement between the City of North Royalton, Ohio, Lessor, hereinafter "Royalton", and the City of <u>Brecksville</u>, Ohio, hereinafter Lessee, for the extension of jail housing and ancillary services on an annual basis.

Whereas: Royalton, as a political subdivision of the State of Ohio, owns and operates a "full-service jail" as defined by the state and is authorized to retain prisoners, male and female, for indefinite terms of incarceration; and

Whereas: Royalton offers to lease a limited number of jail cell beds on an exclusive basis to other governmental subdivisions and/or law enforcement agencies for fixed terms under specific conditions set forth below; and

Whereas: Lessee seeks to lease one jail cell bed on an exclusive basis for its own purposes.

Now therefore the parties agree as follows:

- Royalton agrees to lease to Lessee and Lessee agrees to lease from Royalton one jail cell bed in the North Royalton Municipal Jail for Lessee's exclusive use at all times during the term of the lease;
- The term of this lease shall be for one (1) year from January 1, 2025 at 12:00AM through December 31, 2025 at 11:59PM; any lease that commences after January 1 shall also terminate on December 31 but shall pay prorated rent based upon its commencement date.
- 3) This lease shall renew automatically from year to year unless terminated as provided hereafter;
- 4) In consideration for this lease Lessee shall pay to Royalton the annual RENTAL sum of Seventy Eight Thousand Dollars (\$78,000.00) PER BED, payable quarterly, in four equal installments in advance on the first day of each quarter of the year without demand or invoice;
- 5) Royalton reserves the right to select the specific cell bed(s) to be assigned for Lessee's use which may and will change from day to day as may be determined by Royalton to conform to the efficient operation of the jail within the sole discretion of Royalton; any part or portion of a day constitutes a full day for billing purposes;
- Royalton will provide all standard jail housing services customarily afforded by municipal jails including regular meals, exercise, 24/7/365 oversight;
- 7) Royalton will provide Lessee's prisoners with limited medical services consistent with similar services to those which it provides to and for its own prisoners; all costs and fees attributable to such limited medical services provided to Lessee's prisoners shall be billed separately to Lessee, as incurred, which shall be reimbursed to Royalton within thirty (30) days of invoice;
- 8) For all emergency medical services and/or other medical services that exceed those commonly afforded by Royalton, Royalton will use the North Royalton Fire Department emergency medical services and the same for transport to medical facilities; all such services and transport and additional facility charges and fees shall be the sole responsibility of Lessee; NOTWITHSTANDING any Ohio Attorney General Opinion to the contrary AND by the negotiated terms of this agreement all hospital, medical, dental and related similar expenses incurred for the individual prisoner shall be wholly the responsibility of the lessee.
- Lessee will be given reasonable notice, as soon as possible, of any circumstances requiring medical treatment described in paragraphs 7 and/or 8;
- 10) Royalton will provide all required booking and processing of prisoners in accord with the then current

North Royalton Jail Policy Manual; Royalton will provide in-house video arraignment service to the Municipal Court subject to the technical limitations of the service and equipment and the availability of necessary staff support;

- 11) All prisoner transport that may be required for any reason (except as noted in paragraph 7 above) is the sole responsibility of Lessee;
- 12) Lessee shall, upon delivery of a prisoner, provide Royalton all necessary information to complete the forms for incarceration including all known medical conditions and/or concerns;
- 13) Royalton reserves the right to decline to accept any prisoner if in Royalton's sole discretion that individual is unable to be safely housed or if that individual presents a danger to himself/herself or others; for any prisoner determined by Royalton to need "administrative segregation" the daily rate will be double the standard rate under the terms of this agreement (\$428.00 per day for lessees with annual exclusive agreements or \$480 per day for lessees with non-exclusive per diem styled agreements);
- 14) Royalton agrees to offer Lessees with exclusive agreements a limited preferred priority for the housing of additional prisoners in excess of the one housed pursuant to the terms of this lease for such convenience as that may offer to Lessee at the then current daily rate for exclusive cell bed availability (\$214.00 per day);
- 15) Royalton will conduct a review to determine the lease rate for the coming year and communicate that rate to the lessee on or about October 15th of each lease year in order to allow for Lessee to properly budget;
- 16) Either party may terminate this lease by sending written notice thereof to the other party on or before November 30th of the current lease year;
- 17) Royalton will make every reasonable effort to fulfill its commitments however, notwithstanding any other provision herein, Royalton reserves the right during any declared emergency or unforeseen calamity to temporarily suspend this lease in order to respond to the then-prevailing conditions;
- 18) Both parties shall maintain Comprehensive General Liability policies of insurance with minimum limits of \$1,000,000 per claim and \$2,000,000 in the aggregate that address coverage of risks arising from the performance of public safety activities herein and both parties shall obtain a specific Certificates of Insurance naming the other party as an Additional insured. Both parties shall also maintain Law Enforcement Liability policies with minimum limits of \$1,000,000 per claim and \$2,000,000 in the aggregate, and will provide Certificates of Insurance to the other party with evidence of such coverage. Each party is responsible for the submission of this Agreement to its own insurance carrier and for production of the Certificate of Insured as required herein to list and identify the other party. A copy of the two (2) Certificates shall be published and exchanged between the parties on an annual basis in conjunction with renewal of its comprehensive insurance coverage.
- 19) This agreement is distinct and separate from and in addition to any prior agreement for jail services on a non-exclusive basis.

Mayor Larry Antoskiewi	cz, City of North	n Royalton
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AL		
Daryl Kingston		
Mayor	City of	Brecksville

Date

Date

Approved as to form:

Thomas A. Kelly, Law Director City of North Royalton Approved as to form:

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