

MINUTES OF A MEETING OF THE

COUNCIL OF THE CITY OF BRECKSVILLE

November 19, 2024

HELD _____

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54:47

Call to Order

8:00 PM

Pledge of Allegiance

Roll Call

Present: President D. Caruso, Council Vice President B. Savage, Councilmembers: D. Bender; A. Ganim. M. Jantzen; A. Koepke; B. Stucky. Law Director D. Matty, Asst. Law Director L. Sabol, City Engineer Wise, Finance Director L. Starosta, Fire Chief M. Bender, Police Chief Korinek, Service Director J. Kickel, Building Inspector M. Kelly, Purchasing Director M. Bartkiewicz, Human Services Director S. Paciorek, IT Technician M. Rapkin., Clerk T. Tabor.

Absent: None.

Guests: Danetra Wendland, Meghan Schuster, Isabel Olecki, Caitlin Mihalek, Neena Cale, Johanna Fuentes, Michael Reed, Julie Reed.

Approval of Minutes

1. Approval of November 5, 2024 Council Minutes

Motion made by Ganim, Seconded by Koepke.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

AMEND AGENDA

Amend the agenda to table Ordinance 5755.

Motion for suspension made by Caruso, Seconded by Savage.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

56:24

New Business

2. RES. 5618 - a Resolution accepting the bid and resulting proposal of Sutphen for the refurbishment of Brecksville Fire Department's Sutphen Aerial HS-3609.

Motion for suspension made by Ganim, Seconded by Koepke.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

Motion by Stucky, seconded by Bender, to pass Resolution 5618.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

57:36

3. RES. 5619 - a Resolution authorizing the Mayor to enter into an audit arrangement with the Auditor of State by means of the engagement letter for the audit of the City's basic financial statements as of and for the year ended December 31, 2024.

Motion for suspension made by Ganim, Seconded by Koepke.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

Motion by Stucky, seconded by Bender, to pass Resolution 5619.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

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58:49

4. **ORD. 5754** - an Ordinance authorizing the Chief of Police to enter into a Protocol Agreement with the MetroHealth System to set forth the standards and criteria to govern the interaction and cooperation between MetroHealth and the Brecksville Police.
Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.
Motion by Stucky, seconded by Bender, to pass Ordinance 5754.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

5. **ORD. 5755** - an Ordinance amending Section 136.07 of the Administrative Code titled "Registration Fee; Use of Funds; Rules." to set Brecksville Community Center Membership Rates for the year 2025.
TABLED

Report of Council Representatives: Board of Zoning Appeals, Planning Commission, Recreation Commission, Human Services Advisory Board.

Board of Zoning Appeals: Councilmember Stucky reported the Board of Zoning Appeals has five items from the November 12th BZA Meeting. Next meeting will be December 9th at 7:30 PM.

1:00

Appeal 2024-37 George Picha Jr.

Appeal 2024-37 a request by Kevin Fink, on behalf of George J Picha, Jr. for

1. A variance from Section 1183.14 (a) driveways improved with concrete or asphalt required to allow gravel and
2. A variance from 1185.03(a) to allow a fence (driveway gate) in location other than side or rear yard, and
3. A variance from Section 1151.03© to install a driveway and a gate on a vacant lot (accessory use not permitted) located at 11047 Snowville Rd, PPN 605-17-007.

Motion for approval by Stucky, seconded by Bender.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

Appeal 2024-38 Perry Stancato, Signature Sauces

Appeal 2024-38 a request by Perry Stancato for the construction of an addition, located at 10140 Brecksville Rd., PPN 604-18-007.

Motion for approval by Stucky, seconded by Bender.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:02:00

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Appeal 2024-39 Justin Klubnik

Appeal 2024-39 made by Justin Klubnik for a variance from Section 1185.03(a) maximum fence height of 4 ft to allow 6 ft for approximately 55 linear ft of post and board fence, located at 10417 Chippewa Rd, PPN 601-38-010.

Appeal 2024-39 Justin Klubnik (Cont'd)

Motion for approval by Stucky, seconded by Bender.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:02:41

Appeal 2024-40 Paul Gaiduk

Appeal 2024-40 made by Paul Gaiduk for a variance from Section 1181.11(b) maximum 15 ft height to allow 18 ft for the construction of an accessory structure, located at 10637 Glen Forest Trail, PPN 602-07-027.

Motion for approval by Stucky, seconded by Bender.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:03:26

Appeal 2024-42 William Tierney on behalf of Ernesto and Annela Vizcarra

Appeal 2024-42 made by William Tierney on behalf of Ernesto and Annela Vizcarra for a variance from Section 1185.03(b) to allow 4 ft tall ornamental fencing in front of the building line on a corner lot (not allowed) at 6561 Queens Way, PPN 603-13-073.

Motion for approval by Stucky, seconded by Bender.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

Planning Commission: Council President Caruso reported the Planning Commission has (5) items for Council consideration from the November 7th meeting. The next meeting of the Planning Commission will be January 9 at 7:00 PM.

1:04:20

Brecksville Cooperative Preschool 4430 Oakes Road

Approve a temporary banner sign for Brecksville Cooperative Preschool located at 4430 Oakes Rd., Brecksville, Ohio, 44141 as described in the sign permit application dated October 31, 2024, and attached documentation, contingent on City Council approval of the following deviations:

1. A deviation from Section 1187.08 (B) that the total area of any single sign face shall not exceed ten (10) square feet to allow twenty-four (24) sq ft.
2. A deviation from Section 1187.08(B) that temporary sign height shall not exceed four (4) feet to permit a height of 19'.

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Motion for approval by Caruso, seconded by Savage.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.

Abstain: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:05:25

Lumitex 6611 W. Snowville Rd.

Approve a 37.06 sq ft per side, double sided, internally illuminated, ground identification sign and a 53.03 sq ft front and back lit wall sign for Lumitex at 6611 W. Snowville Rd., Brecksville, OH, 44141, as described in the application dated 10-10-2024 and drawings contingent on City Council's approval of the following deviations:

- A deviation from Section 1187.10 (c) height limit of 6' to allow a sign 6.5' tall.
- A deviation from Section 1187.10(c) requirement that a ground identification sign be 40' from the ROW to allow a sign 15' from the ROW.
- A deviation from Section 1187.05 requirement that internal illumination may be permitted only on free-standing ground identification signs to allow a front and back lit wall sign.

Motion for approval by Caruso, seconded by Savage.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:06:40

Snowville Road Major Subdivision Preliminary Approval Extension Snowville Rd.

Approve a 1 year extension of the Preliminary Subdivision approval granted by City Council on December 19, 2023.

Motion for approval by Caruso, seconded by Savage.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:07:15

Enbridge Gas Ohio 6101 W. Snowville Rd.

Final approval for the installation of fencing and gates in the front yard at 120' and installation of a new overhead garage door on the side of the building, 6101 West Snowville Road, Brecksville, Ohio, as described in the application and plans submitted on 10/21/2024 contingent upon approval of the following variances being granted by the Board of Zoning Appeals and approved by City Council:

1. A variance from the Section 1185.03(c) requirement for a maximum fence height of 6' to allow 8'.
2. A variance from the Section 1185.02(c) prohibiting barbed wire fences to allow 1' of barbed wire.

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Motion for approval by Caruso, seconded by Savage.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:08:20

Fence in Landscape Buffer Easement 6590 Summer Wind Dr.

Preliminary and Final approval for a fence within a landscape buffer easement at 6590 Summer Wind Drive, Brecksville, Ohio, as described in the application dated October 21, 2024 and attached documentation.

Motion for approval by Caruso, seconded by Savage.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:09:00

Recreation Commission

- Human Services Advisory Board: Council member Koepke reported The Human Services Advisory Board meeting did not take place in November. The next meeting will take place, December 10th, at 3:00 at the Human Services Building.

Report of Council Committees: Safety-Service, Streets & Sidewalks, Utilities, Buildings & Grounds, Legislation, Finance.

1:09:43

Safety-Service: Council Member Koepke

Council member Koepke reported the Safety-Service met earlier today and has one item for Council consideration this evening.

Employee Garment Rentals - Approval of an increase to PO# 20246050 in the amount of \$1,500, for a new total of \$9,200.00, for service and housekeeping garment rentals. Account # 1100165-14040, \$100.00. Account #1100610-14040, \$1,400.

Motion for approval by Koepke, seconded by Ganim.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:10:25

Streets & Sidewalks: Council Member Stucky

Brecksville Road (S.R. 21) Resurfacing CUY SR 021 0.00-0.82 – Approval of an increase to PO #24000790 in the amount of \$14,710.00, to GPI for a new total of \$160,123.00, for construction administration and inspection services for the Brecksville Road Resurfacing Project. Account # C4800171-35010 Project ID E-RD230012.

Motion for approval by Stucky, seconded by Bender.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

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Utilities, Council Member Ganim said the committee met earlier tonight has no items for Council's consideration.

Buildings & Grounds: Council Member Jantzen

1:11:20

Human Services Building Roof Repair - Approval of a purchase requisition in the amount of \$8,610.00 for West Side Roofing for repairs to the Human Services Building roof. Account #1100330-26030

Motion for approval by Jantzen, seconded by Ganim.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

Legislation: Council Member Bender said the committee met earlier tonight has no items for Council's consideration.

1:12:10

Finance: Council Member Savage

Request the Law Director prepare legislation authorizing the City of Brecksville membership in the Heritage Home Program

Motion for approval by Savage, seconded by Bender.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

Nays: None.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:12:48

Report of the Department Directors:

Director of Law, David Matty: No Report

Engineer, Gerry Wise: No Report

Director of Finance, Laura Starosta: No Report

Chief Building Official, Martin Kelly: No Report

Director of Human Services, Dr. Paciorek said the Yuletide Hunger program received 20 pallets of non-perishable food from the Church of Latter Day Saints. The Service Department assisted in the pick-up and drop off for the distribution to residents. The Thanksgiving lunch will take place on November 21st.

Director of Service, Joe Kickel: No Report

Director of Purchasing, Monica Bartkiewicz: No Report

Chief of Police Department, Stan Korinek: No Report

Chief of Fire Department: Mark Bender: No Report

Director of Recreation. Rachele Engle: No Report

Report of Mayor Kingston

Mayor Kingston said On November 15th, our neighborhood had a wonderful chance to make a young boy's wish come true through the "When I Grow Up" program by A Special Wish Foundation in Northeast Ohio. Located in downtown Brecksville, this foundation grants wishes for children up to age 20 who face challenges in their lives. As part of the program, 5-year-old Lamar fulfilled his dream of becoming a sanitation engineer by riding in a Brecksville garbage truck and helping collect rubbish. Lamar also rode in the leaf collection truck and was able to operate the controls along with Service Department personnel. City of Brecksville offices will be closed on November 28th in honor of the Thanksgiving holiday. Brecksville's annual Parade, Tree Lighting and Fireworks show is on Sunday, December 1st. The parade will start at City Hall at 4 PM and end at Public Square. There will be train rides for the kids, ice sculpting demonstrations, cookies, hot chocolate and other activities! Fireworks display set to music on 93.7 FM and will start at 5:30 PM. There will be a new Christmas Movie Night on Saturday, December 14th at 4:30 PM with the movie starting at 5 PM. Gather your loved ones, wear your comfiest pajamas, and bring your coziest blanket to join us for a heartwarming Christmas Movie Night featuring Disney's Prep & Landing. Enjoy the magic of the season on the big screen, complete with sugar cookie decorating (before movie), lots of candy, fresh popped popcorn, a delicious hot cocoa bar, and a visit from

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Santa after the movie for a holiday sing-a-long! Reservations are required, please call the Community Center. Every year the Brecksville Kiwanis Club brings Santa Claus back to town with their free Santa's Delivery Service" for Brecksville residents. Kiwanis Santa Delivery will be on Sunday, December 15th. Santa's calling will be on December 17 and 18 from 6-8 PM. Your child will be able to talk to Santa directly. There is no fee but parents must complete an information sheet at the Community Center. Breakfast with Santa has returned at the Community Center and will be on Monday, December 23rd at 9 AM and 11 AM. Contact the Community Center for more information. Gingerbread House Decorating Contest will be on December 21st and 22nd. For more information contact the Community Center.


Adjournment

8:22 PM


Motion made by Caruso, Seconded by Savage.

Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.

MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain



PRESIDENT OF COUNCIL



CLERK OF COUNCIL