

**MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE**

HELD June 6, 2023

Page 1

Council was **CALLED TO ORDER** in Regular Session by Council President Redinger at 8:00 P.M. in Ralph W. Biggs Council Chambers.

CALL TO ORDER

Following the **PLEDGE OF ALLEGIANCE**, members of Council answered to **PLEDGE OF ALLEGIANCE**
ROLL CALL as follows:

Members Present: D. Caruso, AJ Ganim, D. Kingston, A. Koepke,
L. Redinger, B. Savage, B. Stucky.

ROLL CALL

Members Absent: None.

Others Present: Mayor Jerry N. Hruby, Law Director D. Matty,
Engineer G. Wise, Finance Director L. Starosta,
CBO S. Packard, Economic and
Community Dev. Director, M. Bartkiewicz,
Purchasing Director R. Riser, Fire Chief N. Zamiska,
Police Chief S. Korinek, Service Director J. Kickel,
IT Technician, P. Packard, Council Clerk T. Tabor.

Guests: Christopher Trotta

57:17

MINUTES OF THE MAY 16, 2023 REGULAR MEETING: Motion by Kingston, seconded by Koepke, to dispense with the reading of the May 16, 2023 regular meeting minutes and to accept same as presented.
Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.

REGULAR MEETING MINUTES OF 5-16 -2023 APPROVED

MOTION CARRIED 7-AYES, 0-NAYS.

57:48

ORDINANCE #5623 SECOND READING An ordinance amending the zone map of the City of Brecksville for PP no. 601-34-004, 27 Public Square, currently zoned C-F Community Facilities to R-8a Residential along Arlington Street for the portion of the site measuring 125 feet in depth from the right-of-way and l-b Local Business to the remainder of the site with an R-a Apartments Conditional Use Overlay with the exception that the R-a Apartments Conditional Use only be permitted at the second floor or above, and amending the zone map for a portion of PP No. 601-34-005 measuring 125 feet in depth from the right-of-way of Arlington Street at 23 Public Square with an R-8a Residential Conditional Use Overlay, and amending the zone map for a portion of PP No. 601-34-003, 8929 Highland Drive, measuring + or - 50 feet west of west parcel line to l-b Local Business

ORD. 5623 SECOND READING ORDINANCE AUTH. REZONING - CENTRAL SCHOOL

Motion by Kingston, seconded by Koepke, to pass Ordinance 5623 to third reading.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

59:38

RESOLUTION 5442 re: a Resolution accepting the proposal of The Smith & Oby Company for a pool pump and replacement and related equipment and installation for the Community Center; and declaring an emergency, was read by title.

RES. 5442 ACCEPT PROPOSAL OF SMITH OBY FOR POOL PUMP

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5382 on third and final reading.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Resolution 5442.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

1:00:31

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

HELD _____ June 6, 2023 _____

Page 2

- ORDINANCE 5624** re: an Ordinance amending Ordinance No. 5521 to increase the authorized 2022 purchase price of a Kubota Worksite Utility Vehicle; and declaring an emergency, was read by title.
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5624 on third and final reading.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- Motion by Caruso, seconded by Stucky, to pass Ordinance 5624.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- ORD. 5624
ORDINANCE
AMENDING
ORD. NO. 5521
TO INCREASE
THE 2022
PURCHASE
PRICE OF
KUBOTA
WORKSITE
UTILITY
VEHICLE**
- 1:01:26**
- ORDINANCE 5625** re: an Ordinance authorizing the purchase of two (2) 25 Cubic Yard - 2RIII Leach Rear Load Packer Mounted on a New AutoCar ACX Dual Steer Standup Right-Hand Drive Chassis from Best Equipment Company, Inc., through SourceWell (formerly The National Joint Powers Alliance); and declaring an emergency, was read by title.
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5625 on third and final reading.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- Motion by Caruso, seconded by Stucky, to pass Ordinance 5625.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- ORD. 5625
SOURCE-
WELL
PURCHASE -
BEST
EQUIPMENT
CO.-TWO
RUBBISH
PACKERS**
- 1:02:39**
- ORDINANCE 5626** re: n Ordinance authorizing the Mayor to enter into an LPA FEDERAL LOCAL-LET PROJECT AGREEMENT for the CUY-SR 021-00.00 Brecksville Road repaving project; and declaring an emergency, was read by title.
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5626 on third and final reading.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- Motion by Caruso, seconded by Stucky, to pass Ordinance 5626.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- ORD. 5626
AUTHORIZE
LPA FEDERAL
LOCAL-LET
PROJECT
AGREEMENT-
BRECKS. RD.
REPAVING**
- 1:03:47**
- ORDINANCE 5627** re: an Ordinance authorizing the purchase of three computer workstations and related equipment for the Service Department from Dell Marketing L.P through the State of Ohio, Department of Administrative Services Purchasing Program; and declaring an emergency, was read by title.
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5627 on third and final reading.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- Motion by Caruso, seconded by Stucky, to pass Ordinance 5627.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
- ORD. 5627
AUTHORIZE
STATE
PURCHASE
OF DELL
COMPUTER
WORK
STATIONS
SERVICE
DEPT**
- 1:05**

MINUTES OF A MEETING OF THE

COUNCIL OF THE CITY OF BRECKSVILLE

HELD June 6, 2023

Page 3

BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, June 12th at 7:30 P.M.

**BD. OF
ZONING
APPEALS**

1:05:10

PLANNING COMMISSION: Councilmember Stucky reported the next meeting of the Planning Commission will be June 8th at 7:00 P.M. There was 1 item from the May 4th Planning Commission referred to City Council for a sign.

**PLANNING
COMMISSION**

STRETCH LAB SIGNS - Approval of sign permits for StretchLab, 7590 Chippewa Road, Brecksville, Ohio, as described in the application dated April 17, 2023, and drawings by Stratus, specifically:

**STRETCH LAB
SIGNS**

1. One (1) 2-sided 1.5 sq. ft. per side canopy identification sign replacement
2. One (1) 1.4 sq. ft. door identification sign
3. One (1) 24.0 sq. ft. wall identification sign composed of banner materials and to be removed upon installation of proposed permanent wall identification sign.

Conditioned on City Council approval of the following deviation:

- Section 1187.09(c) that the maximum size of a single sign face area for wall identification signs be 11.00 sq. ft. to allow a maximum of 24 sq. ft. for the wall identification sign composed of banner materials.

Motion for approval by Stucky, seconded by Caruso.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

1:06:40

RECREATION COMMISSION: Councilmember Ganim reported the next meeting of the Recreation Commission will be June 26th at 7:30 PM. Councilmember Ganim thanked all of the volunteers signed up to work the events during Home Days.

**RECREATION
COMMISSION**

1:07:05

DEPARTMENT OF HUMAN SERVICES: Councilmember Koepke reported the next meeting of the Human Services Advisory Board will be June 13th at 3:00 P.M. Brant Giere of Maplecrest Farms will present information on growing dahlias on June 16th. Councilmember Koepke said brunch is served every Tuesday at the Human Services Center, reservations are required.

**DEPT. OF
HUMAN
SERVICES**

1:07:47

SAFETY-SERVICE COMMITTEE: Councilmember Ganim reported the committee met earlier today and has (1) item for Council consideration.

**SAFETY-
SERVICE**

BACKFLOW PREVENTER INSPECTIONS - Approve the Purchase Requisition in the amount of \$6,215.30 to Gillespie Backflow, Inc. for the annual services for Backflow Preventer Inspections for (54) City locations, and charged to (8) different accounts.

**BACKFLOW
PREVENTER
INSPECTIONS**

Motion by Ganim, seconded by Koepke.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Councilmember Ganim said the recycling schedule has been revised. Please check the City's website for updates.

1:08:50

STREETS & SIDEWALKS COMMITTEE: Councilmember Kingston reported the committee met earlier today and has no items for Council consideration.

**STREETS &
SIDEWALKS**

1:09

UTILITIES COMMITTEE: Councilmember Stucky reported the committee met earlier and has no items for Council consideration.

**UTILITIES
COMMITTEE**

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

HELD _____ June 6, 2023 _____

Page 4

1:09:08

BUILDINGS & GROUNDS COMMITTEE: Councilmember Koepke reported the Buildings & Grounds Committee met earlier this evening and has one item for Council consideration. **BUILDINGS & GROUNDS COMMITTEE**

FLOOR SCRUBBERS - Approve a Purchase Requisition to Jordan Power Cleaning Equipment in the aggregate amount of \$10,500.00 for the purchase of three (3) Cimex SC/48 Floor Scrubbers for the Service Department. *Account #C110165 3300* **FLOOR SCRUBBERS**

Motion by Ganim, seconded by Ganim.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

1:09:42

LEGISLATION COMMITTEE: Councilmember Savage reported the committee met earlier today and has no items for consideration. **LEGISLATION COMMITTEE**

1:09:53

FINANCE COMMITTEE: Councilmember Caruso reported the Committee met earlier this evening and has one item for Council consideration. **FINANCE COMMITTEE**

Motion by Caruso, seconded by Savage, to approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$9,577.83; Kulchystsky Architects, LLC in the amount of \$60.00; William Logan in the amount of \$4,000.00; Donald G. Bohning & Associates in the amount of \$19,649.06; Sixmo in the amount of \$1,250.00; and Huntington Bank in the amount of \$500.00 Total of all invoices \$35,036.89 **MONTHLY BILLS FOR PROFESSIONAL SERVICES**

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

1:10:49

REPORT OF LAW DIRECTOR: Law Director Matty said the legal descriptions will be added as exhibits to Ordinance No. 5623 for the third and final reading to be presented to voters at the November 7, 2023 election. **LAW DIRECTOR**

1:11:22

REPORT OF ENGINEER: No Report. **ENGINEER**

1:11:30

REPORT OF FINANCE DIRECTOR: No Report. **FINANCE**

1:11:33

REPORT OF BUILDING DEPARTMENT: C.B.O. Packard reported in May the Building Department issued 115 permits with a valuation of \$4,081,465.00 and the total receipts collected of \$47,153.57. **BUILDING DEPT.**

1:11:54

REPORT OF PLANNING & COMMUNITY DEVELOPMENT: Director Bartkiewicz reported the 1811 Specialty Shop will hold the Grand opening of 1811 Bar Room on Thursday at 4:00 PM. **PLAN & DEVELOPMENT**

1:12:24

REPORT OF SERVICE DIRECTOR: Service Director Kickel reported the residential paving portion of the 2023 Road Program has begun. **SERVICE**

1:12:42

REPORT OF PURCHASING DIRECTOR: No Report. **PURCHASING**

1:12:47

REPORT OF POLICE DEPARTMENT: No Report. **POLICE**

1:12:54

REPORT OF FIRE DEPARTMENT: Fire Chief Zamiska reported the City experienced (2) fires recently. A house fire on Barr Road on Friday and a brush fire earlier **FIRE**

**MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE**

HELD _____ June 6, 2023 _____

Page 5

today. Fire Chief Zamiska asked residents to be careful, fires are easily started due to the dry conditions.

REPORT OF RECREATION DEPARTMENT: No Report.

RECREATION

1:13:43

REPORT OF THE MAYOR: Mayor Hruby thanked the Beautification Committee **MAYOR** for the beautiful decorations around the city and the Memorial Day event. Mayor Hruby said he would like to hold the field dedications next week, please provide any dates that City Council is available to attend. Mayor Hruby wished a Happy Father's Day to all those that celebrate. Mayor Hruby said he is looking forward to Home Days which will be celebrated June 23, 24 and 25th.

1:17:06

COMMENTS: Councilmember Stucky reminded residents of the Home Days Run **COMMENTS** benefiting local charities Kick it for Children's Cancer.

Chris Trotta, 11908 Chippewa Road. Mr. Trotta thanked Council for the work being done on Chippewa Road. Mr. Trotta said he has been trying to get a problem fixed since May 4th. The contractors working on the Chippewa /Calvin Sanitary project dug on his property damaging landscaping on private property. Mr. Trotta said the only contact he has had with the contractor was if he had a septic system or a sewer. Mr. Trotta said when he returned after being away for (2) days his landscaping, not in the right of way, was dug up and moved to the side. Mr. Trotta said he moved the landscaping and put it back in the ground to try and save the plant. Mr. Trotta said he called the main City Hall number on Monday and the Receptionist referred him to the Service Department. After speaking to the Service Department he was referred to John in the Building Department. John was out sick and returned Mr. Trotta's call on Friday. Mr. Trotta said John told him he would be out on Monday and it will be fixed. Mr. Trotta said there is now an (8) inch sink hole and the tree is leaning. Mr. Trotta said he has not heard from any one since then and does not know if any one came out. Clerk Tabor directed Mr. Trotta to Engineer Wise who contacted Mr. Trotta today. The contractor is coming on private property without telling residents. The contractors are civil contractors, not arborists or landscape architects. Mr. Trotta said the contractors attempted to re-plant it. The contractors took a caution sign and laid it on his property where it was killing the grass, he moved it to the Emerald Estates island. Mr. Trotta said someone should let him know if they will be coming on his property and digging up landscaping. The staff should know who the name of the right person is to contact for the project. Mr. Trotta said everyone he spoke with was very polite, but should know who would be able to help him.

Council President Redinger thanked Mr. Trotta for the feedback. Mayor Hruby said the Engineer will be in contact with the contractor, Fabrizi, and you should not feel that the City was not responding. Mayor Hruby said that should not happen. Mayor Hruby said the contractor coming on his property without notice is not how it should be. Mayor Hruby said the City will look into getting this handled.

1:23:38

Motion by Redinger, seconded by Caruso, to adjourn the regular meeting at 8:27 **ADJOURN** P.M.

Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL