

MINUTES OF THE MEETING OF THE
CITY OF BRECKSVILLE COUNCIL COMMITTEE MEETING

HELD: May 07, 2024

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Virtual Meeting Notice

For the safety of our staff and residents, to listen to the live stream of the meeting please go to: <https://www.facebook.com/233577357056186/live/> or the City's website: www.brecksville.oh.us. Questions and comments may be e-mailed to ttabor@brecksville.oh.us or by phone to (440) 526-2609 and will be forwarded to the appropriate personnel for a response.

COMMITTEE OF THE WHOLE

Call to Order

6:34 PM

Roll Call

PRESENT: Dan Bender, Dominic Caruso, AJ Ganim, Mark Jantzen, Ann Koepke, Brian Stucky.

ABSENT: Beth Savage.

Items for Consideration:

FIN 1. Committee of the Whole Meeting Minutes 4-16-2024

Motion made by Caruso, Seconded by Stucky.

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

Voting Abstaining: Caruso.

FIN 2. Chippewa Calvin Notes - Recommend to Council approval of an Ordinance providing for the issuance and sale of not to exceed \$249,000 of notes, in anticipation of the issuance of bonds, for the purpose of paying, in anticipation of the levy and collection of special assessments, the property owners' portion and the City portion of the costs of constructing an 8" sanitary sewer and 6" sanitary sewer laterals, together with all necessary appurtenances to extend sanitary sewer along Chippewa Road (S.R. 82) from Riverview Road to Wiese Road and along Calvin Drive and extending to the termini point of Glen Valley Drive allowing for the removal of the Glen Valley pump station.

Motion made by Caruso, Seconded by Stucky.

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

FIN 3. Independent Contractor - Recommend to Council approval of a Resolution authorizing an Independent Contractor Agreement with John Farrell for work as the Community Youth Soccer Director for the year 2024.

Mayor Kingston said the next two pieces of legislation refer to independent contractors. John Farrell is currently the director of the Brecksville Soccer Academy. The City would like to continue with Mr. Farrell and the following item is Margaret (Meg) English as the BTBA Travel Baseball Association President and Liaison to the City of Brecksville.

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Recreation Director Engle provided detailed information and recommends approval of both contractors. Council member Ganim said as the Recreation Commission Representative, he is excited to have both contractors returning.

- FIN 4. BTBA President & Liason** - Recommend to Council approval of a Resolution authorizing the Mayor to enter into an Independent Contractor Agreement with Margaret English for work as the BTBA Brecksville Travel Baseball Association President and Liaison to the City of Brecksville Recreation Department for the year 2024.

Motion made by Caruso, Seconded by Bender.

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

Voting Abstaining: Stucky.

- FIN 5. Amend Res. No. 5547 to Revise the Unused Sick Leave Amount** - Recommend to Council approval of a Resolution amending Resolution No. 5547 to amend the amount of unused sick leave by amending the first whereas clause and Section 1.

Law Director Matty said the calculation of sick time has been amended for the sick time pay out for former Purchasing Director Riser.

Motion made by Caruso, Seconded by Stucky.

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

- FIN 6. Donation** - Consideration of a motion recommending to Council approval of a purchase requisition in the amount of \$500.00 to the Brecksville-Broadview Heights High School, after prom sponsorship.

Mayor Kingston said the City has donated to the after prom student activities in the past to provide a safe environment for the students to celebrate. The City of Broadview Heights also contributes to the event. Council member Koepke said the donation is going to the Brecksville-Broadview Heights High School PSO.

Motion made by Caruso, Seconded by Stucky.

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

Voting Abstaining: Koepke.

- FIN 7. Professional Bills-** Recommend approval of monthly bills for professional services.

Approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$18,994.83; Kulchystsky Architects, LLC in the amount of \$701.25, William Logan in the amount of \$4,000.00 and Donald G. Bohning & Associates in the amount of \$21,058.89 and SIXMO in the amount of \$1,725.00. Total of all invoices \$46,479.97.

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Motion made by Caruso, Seconded by Stucky.

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

FIN 8. Recognition - Recognize Sgt. F. Faulhaber for exceptional work in the Brecksville Police Department.

FIN 9. Recognition - Recognize the Brecksville-Broadview Heights Students Gymnastics State Championship

FIN 10. Recognition - Recognize Lucas Culotta on Ohio School States Champion in Swimming

FIN 11. Recognition - Recognize the Brecksville-Broadview Heights State Champion Robotics team.

Other Matters deemed appropriate

Motion to Adjourn

6:56 PM

Motion made by Caruso, Seconded by Stucky.

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

BUILDINGS & GROUNDS COMMITTEE

Call to Order

Chairperson Mark Jantzen

Members Beth Savage, Brian Stucky

6:56 PM

Roll Call

PRESENT: Mark Jantzen, Brian Stucky.

ABSENT: Beth Savage.

Items for Consideration:

B&G 1. Buildings & Grounds Committee Meeting Minutes 4-16-2024

Motion made by Jantzen, Seconded by Stucky.

Voting Yea: Jantzen, Stucky.

B&G 2. Backflow Inspections - Recommend to Council approval of a Purchase Requisition in the amount of \$6,603.40 to Gillespie Backflow, Inc. for the annual services for Backflow Preventer Inspections for (52) City locations.

Service Director Kickel said the 2024 Annual City Backflow Preventer Inspections, as required by the Cleveland Water Department, are due in June. The City has a total of fifty-

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two (52) Backflow Preventers, seven (7) of which are located in five (5) vaults that require special safety and confined space equipment. Gillespie was the lowest and best quote. The total price includes safety requirements, the inspection costs, as well as the Cleveland Water filling fee of \$27.95 per device.

Motion made by Jantzen, Seconded by Stucky.

Voting Yea: Stucky.

B&G 3. City Hall Building Renovation - Recommend to Council approval of a blanket vendor purchase requisition in the amount of \$50,000 for the build out of the former Police Station into new office space at City Hall. *Account #C4900166-32020 Project BL190006.*

Service Director Kickel said this is the next part of the build out of administrative offices at City Hall. The asbestos removal and removal of jail cells is complete. The police side of the building is constructed of cinder block which will need drywall and new doors to resemble the opposite side of City Hall.

Motion made by Jantzen, Seconded by Stucky.

Voting Yea: Jantzen, Stucky.

B&G 4. Server Room Cooling Unit - Recommend to Council approval of a Resolution accepting the proposal of Trane U.S. Inc. to provide and install one (1) ductless split evaporator for the Chagrin Valley Dispatch Server Room. *Account # 1100172 26040*

Service Director Kickel said one of the cooling units in the server room is in need of replacement. The cost will be billed to CVD through the quarterly rent. The cost is \$12,527.00.

Motion made by Jantzen, Seconded by Stucky.

Voting Yea: Jantzen, Stucky.

Motion to Adjourn

7:01 PM

Motion made by Jantzen, Seconded by Stucky.

Voting Yea: Jantzen, Stucky.

LEGISLATION COMMITTEE

Call to Order

Chairperson: Dan Bender

Members: AJ Ganim, Mark Jantzen

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7:01 PM

Roll Call

Present: Bender, Ganim, Jantzen.

Items for Consideration:

LEG 1. Legislation Committee Meeting Minutes 4-16-2024

Motion made by Bender, Seconded by Jantzen.

Voting Yea: Bender, Ganim, Jantzen.

LEG 2. Liquor Permit Transfer - Consideration of a motion for a request to transfer Liquor Permit #1925995 from Dantes County Line Saloon LLC at 13007 Chippewa Road & Patio to F & A Enterprises LLC, DBA County Line Saloon at 13007 Chippewa Road & Patio, Brecksville, Ohio 44141

Council member Bender said this a transfer from Dante's County line Saloon to F&A Enterprise, LLC. for the County Line Saloon located at 13007 Chippewa Road & Patio, Brecksville, Ohio.

Motion made by Bender, Seconded by Jantzen.

Voting Yea: Bender, Ganim, Jantzen.

LEG 3. Adult Use Cannabis - Recommend to Council approval of an Ordinance amending Section 1189.01 of the Planning and Zoning Code by adding Subsection (O) to prohibit adult use cannabis activities in all use districts.

Law Director Matty said the legislation was prepared and recommended to to City Council after review by the Planning Commission. Law Director Matty said this is a duplication of the legislation put forth for medical marijuana in the City. Law Director Matty said this does not have authority to affect what is called home grow. Individuals may grow up to (6) plants for each adult. This affects the dispensaries, retail and wholesale processing of adult use marijuana.

Motion made by Bender, Seconded by Jantzen.

Voting Yea: Bender, Ganim.

Motion to Adjourn

7:05 PM

Motion made by Bender, Seconded by Jantzen.

Voting Yea: Bender, Ganim, Jantzen.

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SAFETY-SERVICE COMMITTEE

Call to Order

Chairperson: Ann Koepke

Members: Mark Jantzen, Beth Savage

7:05 PM

Roll Call

Present: Jantzen, Koepke.

Absent: Savage.

Items for Consideration:

SAF 1. Safety Services Committee Meeting Minutes 4-16-2024

Motion made by Koepke, Seconded by Jantzen.

Voting Yea: Jantzen, Koepke.

SAF 2. Cuyahoga County 911 Plan - Recommend to Council approval of a Resolution approving the Cuyahoga County 911 Plan.

Council member Koepke said there are minimal administrative changes in the 911 Plan.

Motion made by Koepke, Seconded by Jantzen.

Voting Yea: Jantzen, Koepke.

SAF 3. Selecting Mayor Holzheimer-Gail to the Cuyahoga County 9-1-1 - Recommend to Council approval of a Resolution selecting Mayor Kirsten Holzheimer-Gail, the Mayor of the City of Euclid in Cuyahoga County, to serve on the Cuyahoga County 9-1-1 Program Review Committee as the representative of all chief executive officers of all municipal corporations within Cuyahoga County.

Motion made by Koepke, Seconded by Jantzen.

Voting Yea: Jantzen, Koepke.

SAF 4. Radar Speed Signs - Recommend to Council approval of a Purchase Requisition in the amount of \$8,350.00 for (2) Evolis Vision RADAR Speed Signs and (1) EVOLIOS Mobility RADAR Speed Sign. Account #1100210-25010.

Police Chief Korinek said the department is requesting the purchase of two (2) EVOLIS Vision RADAR Speed Display signs and one (1) EVOLIS Mobility RADAR Speed Display sign. Elan City is the distributor of these signs and is offering a promotion if two EVOLIS Vision signs are purchased the EVOLIS Mobility sign is free.

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Motion made by Koepke, Seconded by Jantzen.
Voting Yea: Jantzen, Koepke.

Other Matters deemed appropriate

Motion to Adjourn

7:15 PM

Motion made by Koepke, Seconded by Jantzen.
Voting Yea: Jantzen, Koepke.

41:28

STREETS & SIDEWALKS COMMITTEE

Call to Order

Chairperson: Brian Stucky

Members: Dan Bender, AJ Ganim

7:15 PM

Roll Call

Present : Bender, Stucky, Ganim.

Items for Consideration:

S&S 1. Streets & Sidewalks Committee Meeting Minutes 4-16-2024

41:41

Motion made by Stucky, Seconded by Bender.
Voting Yea: Bender, Ganim, Stucky.

S&S 2. Authorize Valley Parkway Access and Maintenance Agreement - Recommend to Council approval of an Ordinance authorizing the Mayor to enter into a Valley Parkway access and Maintenance Agreement.

42:05

Law Director Matty said this agreement is a three-party agreement between the Metroparks the School District and the City of Brecksville for the use of Valley Parkway for the school buses. The terms have been agreed to by all three entities, it will allow the buses to use the parkway and will um allocate some of the cost of repair to the school district and the City for certain portions of the Parkway and under the theory of mutual aid and safety of the students, the City will plow the Parkway if we get into situations where it is required. Because the buses are moving every day the City will be involved in the plowing.

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The School Board passed this agreement on April 22nd. If this agreement is approved this evening, Mayor Kingston, through his office and Tammy's office will send it to the Executive Director of The Metro Parks but all terms that you see in front of you have been agreed to by all three parties.

44:06

Broadview Heights has decided not to be party to this agreement at this time. That means, to the City of Brecksville, that an attempt was made to have Broadview Heights participate in the agreement and cover the cost of the repair of the portion of Valley Parkway that is in Broadview Heights. They have refused to do so. Law Director Matty said the way this is drafted is, should they at some point in time during the term of this agreement change their mind and agree to do so they will either do so at the same percentage that we are taking care of with Metro Parks. If the portion of the roadway that's in Brecksville or if Broadview Heights does at a lesser percentage than us, our percentage is decreased. Council member Stucky said even though part of the roadway is in their Community they are not plowing the road. Law Director Matty said that is correct.

46:00

Councilmember Bender asked Brecksville will be plowing outside of the City. Law Director Matty said yes. In a similar concept that Police and Fire go with their organizations to help other communities. Law Director Matty said Brecksville is doing this to ensure the safety of the buses. On the roadway you've school buses going with Broadview Heights not participating, we're the only agency that can assure that it be done. The other reason is as our plows clear that roadway, there isn't any safe way for them to return other than going to the end and turning around and coming back so the will be going to be driving that roadway anyways so it seemed to be the most practical way to solve the problem. Councilmember Stucky asked if the City is covered with the respect to liability of operating under mutual aid. Law Director Matty said yes.

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim, Stucky.

S&S 3. Sidewalk Program - Recommend to Council approval of a blanket vendor purchase requisition in the amount of \$76,890.00 for the 2024 Annual Sidewalk Program. Account # 2020410 26130.

Service Director Kickel said the 2024 sidewalk program includes sidewalk removal and replacement performed in house by Brecksville Service Department. The city as a courtesy replaces blocks that are uneven due to city trees and/or sewer structures. Previously, 23 7 sidewalk slabs were identified as having an extreme height difference which was caused by either a city tree or sewer structure. Additionally, staff walked and marked 114 slabs on the

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west side of town, 78 slabs on the north side of town, and 92 slabs on the south side of town. There is a total of 521 slabs to be replaced this year.

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim.

52:57

S&S 4. Sodium Chloride Third Year renewal - Recommend to Council acceptance of the third year renewal of Cargill, Inc. for supplying Sodium Chloride for the term of November 1, 2024 - October 31, 2025 in the amount of \$54.30 per ton for use by the City of Brecksville Service Department for the 2024/2025 season.

Service Director Kickel said there is a 4% increase on each product. The new price of \$54.03/ton is increased by \$2.09 /ton for the upcoming season for untreated road salt, delivered and dumped.

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim.

55:24

S&S 5. Brecksville Road (S.R. 21) Resurfacing CUY SR 021 0.00-0.82 – Recommend to Council approval of an Ordinance accepting the bid of CATT's Construction, Inc. for the Brecksville Road Resurfacing Improvement Project.

Engineer Wise said Catts Construction. Inc. is the apparent lowest and best bid at \$2,216,733.51. Catts is prequalified with ODOT and has worked in Brecksville in the past, so it is our recommendation to accept their bid.

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim, Stucky.

56:23

S&S 6. NEORSD Riverview/Weise/Greenhaven Roadway Project – Easement Appraisals - Recommend to Council approval of a Resolution accepting the proposal of C.P. Braman & Co., Inc. in the amount of \$7,600.00 to prepare appraisal reports.

56:41

Engineer Wise said he is recommending acceptance and authorization of the proposal from C.P. Braman & Co., Inc. for the purpose of preparing appraisal reports for the referenced parcels. These reports would be required prior to the City meeting with the residents.

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim, Stucky.

Other Matters deemed appropriate

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Motion to Adjourn

Motion made by Stucky, Seconded by Bender.

Voting Yea: Bender, Ganim, Stucky.

UTILITIES COMMITTEE

Call to Order

Chairperson: AJ Ganim

Members: Ann Koepke, Brian Stucky

Roll Call

Present: Ganim, Koepke, Stucky.

Items for Consideration:

UTL 1. Utilities Committee Meeting Minutes 4-16-2024

Motion made by Ganim, Seconded by Koepke.

Voting Yea: Ganim, Koepke, Stucky.

UTL 2. Highland Drive Culvert (C-10) Replacement – Subsurface Exploration - Recommend to Council approval of a Resolution accepting the proposal of CTL Engineering, Inc. in the amount of \$5,400.00 for the Highland Drive Culvert (C-10) Replacement Project.

Engineer Wise said he is proposing an additional soil boring to verify the substrata but also obtain soil parameters for the headwall and wingwall design. This information will also be included in the contract documents for the contractors use in bidding the project.

Motion made by Ganim, Seconded by Koepke.

Voting Yea: Ganim, Koepke, Stucky.

Other Matters deemed appropriate

Motion to Adjourn

Motion made by Ganim, Seconded by Koepke.

Voting Yea: Ganim, Koepke, Stucky.

Mayor and Safety Director: Daryl Kingston

City Council Members: Dominic Caruso; President , Beth Savage,*Vice President*;

Dan Bender; AJ Ganim, Mark Jantzen, Ann Koepke, Brian Stucky.

Clerk: Tammy Tabor