

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

September 03, 2024

HELD _____

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1:30:22

Call to Order

8:01 PM

Pledge of Allegiance

Roll Call Present: Council President D. Caruso, Vice President B. Savage. Councilmembers: D. Bender; A. Ganim; M. Jantzen; A. Koepke; B. Stucky. Mayor Kingston, Law Director Matty, Asst. Law Director L. Sabol, City Engineer Wise, Finance Director L. Starosta, Fire Chief M. Bender, Police Lt. C Mares, Service Director J. Kickel, Purchasing Director M. Bartkiewicz, Human Services Director Dr. Paciorek, IT Specialist P. Packard, Clerk T. Tabor.

Absent: None

1. Approval of August 20, 2024 Council Minutes

Motion made by Ganim, Seconded by Koepke.

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

Voting Abstaining: Savage.

1:31:51

New Business

2. RES. 5595 Appointment Amendment - a Resolution amending Section 1. of Resolution No. 5577 to amend the appointment effective date.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Abstain: None.

Motion by Stucky, seconded by Bender, to pass Resolution 5595.

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

Nays: None.

Abstain: None.

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

1:32:40

3. RES. 5596 Appointment Amendment - a Resolution amending Section 1. of Resolution No. 5592 to amend the appointment effective date.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Abstain: None.

Motion by Stucky, seconded by Bender, to pass Resolution 5596.

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

Nays: None.

Abstain: None.

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

1:33:35

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4. **RES. 5597 Grant** - a Resolution authorizing the Mayor to apply for a grant through the 2025 Cuyahoga County Supplemental Grant Program for funding to implement a community development project.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.

Motion by Stucky, seconded by Bender, to pass Resolution 5597.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:34:30

5. **RES. 5598 Funding Request** - a Resolution authorizing the Mayor to apply for funding from the District One Public Works Integrating Committee in conjunction with the Ohio Public Works Commission for the FY 2026 State Capital Improvement Program for the Highland Drive and Sentinel Drive Culvert Replacement Project.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.

Motion by Stucky, seconded by Bender, to pass Resolution 5598.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:35:39

6. **RES. 5599 Highland Park Residential Subdivision – Subdivision & Escrow Agreement** - a Resolution authorizing the Mayor to enter into a Subdivision and Escrow Agreement with Harris Park Development, LLC for the Highland Park Subdivision.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.

Motion by Stucky, seconded by Bender, to pass Resolution 5599.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

1:36:37

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7. **ORD. 5732 Brecksville Road (S.R. 21) Resurfacing CUY SR 021-02.93 ODOT LPA Agreement** an Ordinance authorizing the Mayor to enter into an LPA Federal Local-Let Project Agreement for the CUY SR 021-02.93 Brecksville Road Repaving Project Phase 2

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Abstain: None.

Motion by Stucky, seconded by Bender, to pass Ordinance 5732.

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

Nays: None.

Abstain: None.

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

1:37:51

8. Authorize Law Director Matty to file in the Court of Appeals in the Bruce Gordon case.

Motion 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.

Report of Council Representatives

1:38:15

Board of Zoning Appeals: Council Member Stucky: No Report

Planning Commission: Council Member Caruso:

Highland Drive Major Subdivision 9457 Highland Drive

Motion to approve a major subdivision at 9457 Highland Drive, Brecksville, Ohio 44141 (PPN 603-15-009) as described in the Improvement Plans dated July 29, 2024 by Davey Resource Group and the application dated May 20, 2024, by Triban Investment, LLC, on behalf of Harris Park Development, LLC, and contingent upon approval of the Law Director, City Engineer and City Council AND:

- Contingent upon moving the access road for the storage battery so it enters and exits Valley Parkway within the limits of the easement for the gas company and then moving outside of the easement when the access road is within the property line of the subdivision.
- Contingent upon the development of a mass grading plan that is deemed acceptable to the City Engineer.

Motion 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.

1:39:50

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VA Mixed Use Phase I Building C – Hotel – Final Approval Miller Rd/Brecksville Rd

Approve Building C as a Business Planned Development Area (“BPDA”) Phase (Phase III) at Valor Acres (Mixed Use Phase 1), excluding final landscaping, lighting, and site amenities approval, as described in the application dated August 5, 2024, and following plans, drawings, and documents.

- Zoning Comparison/Deviation List, dated August 5, 2024
- Building C Final BPDA Packet, dated August 5, 2024
- Civil & Landscape Plans, dated April 26, 2024 previously approved
- VA Mixed Use Parking Study, dated August 5, 2024
- Plat, dated June 27, 2024

Subject to approval by the City Engineer and City Council AND contingent upon submission of final material selections to Planning Commission for review and approval, AND contingent upon approval by the City Engineer and City Council.

Motion by Caruso, seconded by Savage.

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

Nays: None.

Abstain: Bender.

MOTION CARRIED: 6- Ayes, 0-Nays, 1-Abstain.

1:41:16

The Planning Commission will hold a public hearing on September 5th at 7:00 PM.

Recreation Commission: Council Member Ganim: The next meeting will be September 23, 2024 at 7:30 PM

Human Services Advisory Board: Council Member Koepke: The next meeting will be September 9, 2024 at 3:00 PM.

1:42:16

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

Report of Council Committees:

Safety-Service: Council Member Koepke said the committee met earlier tonight and has several items for council's consideration.

Snow Plow Blade Systems Purchase Requisition in the amount of \$19,683.30 for the purchase of seven (7) BlockBuster snow plow blade systems. Account #1100430 – 22010.

Motion for passage by Koepke, seconded by Ganim.

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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Window Cleaning - An increase to blanket vendor purchase order #20246103 in the amount of \$3,686.00, from \$7,800.00 to \$11,486.00, for window cleaning. *Account #1100165 – 21030*

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

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

1:43:35

Traffic Signal Repairs - approval of blanket vendor purchase order #20246402 in the amount of \$5,000.00, from \$20,000.00 to \$25,000.00, for traffic signal repairs. *Account #1100230 – 26010.*

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

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

1:44:05

City Gas Wells - approval of blanket vendor purchase order #20246403 in the amount of \$900.00, from \$2,000.00 to \$2,900.00, for the service of city gas wells. *Account #1100171 – 21030*

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

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

1:44:30

Clean Fill - approval of blanket vendor purchase order #20246911 in the amount of \$3,000.00 for the purchase of clean fill materials. *Account #1100410-22010*

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

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

1:45:00

Concrete - Approval of blanket vendor purchase order #20246911 in the amount of \$3,000.00, from \$20,000.00 to \$23,000.00, for the purchase of concrete materials and supplies for the Road Program. *Account #1100410 – 22010*

Motion for passage by Koepke, seconded by Ganim.
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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Streets & Sidewalks: Council Member Stucky, No Report

Utilities: Council Member Ganim, AT & T has begun installing Fiber beginning at Old Quarry.

1:46:22

Buildings & Grounds, Councilmember Jantzen

Pool Repairs - Increase to a Blanket Purchase Order #20245407 in the amount of \$4,000.00, from \$21,000.00 to \$25,000.00, for Community Center pool repairs. Account #2400720 - 26010

Motion for passage by Jantzen, seconded by Stucky.

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

Nays: None.

Abstain: None.

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

1:46:50

Pool & Spa UV System - Increase to blanket purchase order #20245711 in the amount of \$1,500.00, from \$6,000.00 to \$7,500.00, for spa and activity pool UV system maintenance. Account #2400720 - 26010

Motion for passage by Jantzen, seconded by Koepke.

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

Nays: None.

Abstain: None.

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

Legislation, Councilmember Bender: No Report

1:47:35

Finance. Councilmember Savage: No Report

1:48:20

Uniforms Approve Increase to PO#20245011 in the amount of \$1,750.00, from \$5,350.00 to \$7,100.00, for aquatics staff uniforms. Account #2400720 - 22080.

Motion for passage by Savage, seconded by Bender.

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

Nays: None.

Abstain: None.

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

Aquatics Training - An increase to blanket purchase order #20245708 in the amount of \$1,500.00, from \$8,400.00 to \$9,900.00, for aquatics training and certification. Account #2400720 - 27020

Motion for passage by Savage, seconded by Bender.

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

Nays: None.

Abstain: None.

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

1:49:01

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Professional Bills - Approval of monthly bills for professional services as follows:

Matty Henrickson & Greve \$16,761.04, Kulchystsky Architects \$828.75, William Logan \$ 4,000.00, Mansour Gavin LPA \$ 3,325.00, Donald G. Bohning & Assoc \$18,549.75 and Sixmo \$ 3,200.00, \$46,664.54 Total

Motion for passage by Savage, seconded by Bender.

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

Nays: None.

Abstain: None.

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

Report of the Director of Law, Engineer, Director of Finance, Chief Building Official, Director of Human Services, Director of Service, Director of Purchasing, Chief of Police Department, Chief of Fire Department, Director of Recreation.

Director of Law, Dave Matty: No Report

Engineer, Gerry Wise: The next phase of construction will begin at Canvas at Valor Acres and the subdivision at Highland is expected to begin soon.

Director of Finance, Laura Starosta; No Report.

Chief Building Official, CBO Scott Packard The Building Department issued 127 permits in August with a valuation over \$7 million dollars and total receipts collected were \$32,217.65.

Director of Human Services, Steve Paciorek Human Services Director Paciorek said the TOPS Swing Band will be performing on September 12th, Shred Day is on September 14th, non-perishable food donations are requested, September 16th Medicare health insurance talks. September 27th will be the next scheduled community cookout.

Director of Service, Joe Kickel: No Report

Director of Purchasing, Monica Bartkiewicz: No Report

Police Department, Lt Craig Mares: No Report

Chief of Fire Department, Mark Bender: No Report

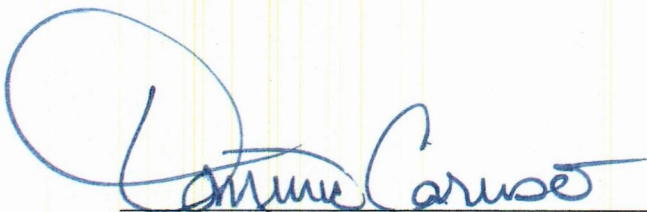
Report of Mayor Kingston: Mayor Kingston said he was honored to host the volunteer recognition picnic last week to honor all of the people who volunteer their time and talents to the City of Brecksville. The Firefighters Association will host the 54th annual Clambake & Steak Roast on Saturday September 7th from 6PM -Midnight. The City will hold the Safety Service Fair on October 6, 2024.

Comments: Council Member Stucky said he is very impressed with the renovations at Kids Quarters.

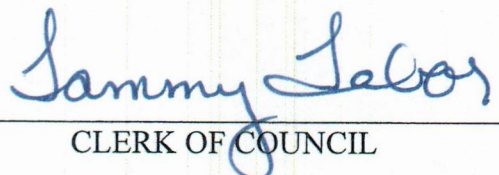
8:25 PM

Motion made by Caruso, Seconded by Savage.

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



PRESIDENT OF COUNCIL



CLERK OF COUNCIL