

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

HELD June 21, 2022

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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, Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Chief S. Korinek,
Service Director R. Weidig, Myles Rapkin,
Council Clerk T. Tabor.

MINUTES OF THE JUNE 7, 2022 REGULAR MEETING: Motion by Kingston, seconded by Caruso, to dispense with the reading of the June 7, 2022 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 6-7-2022 APPROVED

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

OATH OF OFFICE: Mayor Hruby administered the Oath of Office to Monica Bartkiewicz as the Director of Planning and Community Development.

OATH OF OFFICE

ORDINANCE 5520 re: an Ordinance to amend Ordinance No. 5457, making appropriations for current expenses of the City of Brecksville during the fiscal year ending December 31, 2022, making necessary appropriation and revenue adjustments; and declaring an emergency, was read by title.

ORD. 5520 APPROPRIATIONS

Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5520 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 Kingston, to pass Resolution 5520.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5302 re: a Resolution adopting the alternate format Tax Budget for the year 2023; and declaring an emergency, was read by title.

RES. 5302 ALTERNATE FORMAT TAX BUDGET

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5302 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 Kingston, to pass Resolution 5302.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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RESOLUTION 5303 re: a Resolution making necessary transfers between certain funds for the fiscal year ending December 31, 2022; and declaring an emergency, was read by title. **RES. 5303 TRANSFERS**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5303 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 Kingston, to pass Resolution 5303.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5521 re: an Ordinance authorizing the purchase of a Kubota Worksite Utility Vehicle from Akron Tractor & Equipment, Inc. for the Community Center through SourceWell (Formerly the National Joint Powers Alliance); and declaring an emergency, was read by title. **ORD. 5521 KUBOTA WORKSITE UTILITY VEHICLE**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5521 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 Kingston, to pass Ordinance 5521.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5522 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending the zoning map by changing the classification of permanent Parcel Number 603-15-009 located at 9457 Highland Drive from C-F Community Facilities District to R-20 Single Family Residential With Conditional Use of C-F Community Facilities Class C and Class D only; was read. **ORD. 5522 REZONING PP# 603-15-009 9457 HIGHLAND DR.**

Motion by Kingston, seconded by Koepke, to move Ordinance 5522 to second reading.

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

Abstain: Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS, 1-ABSTAIN.

ORDINANCE 5523 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending the zoning map by changing the classification of Permanent Parcel number 604-07-002, 0000 S. Edgerton from L-B Local Business to include a Planned Development Overlay District; was read. **ORD. 5523 REZONING - 0000 EDGERTON ROAD (OVERLAY).**

Motion by Kingston, seconded by Koepke, to move Ordinance 5523 to second reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, June 23rd at 7:30 P.M. **BD. OF ZONING APPEALS**

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Approval for (1) a variance from Section 1151.25(d)(2)(C) from the maximum 240 sq. ft. to allow 320 sq. ft., and (2) a variance from Section 1151.26(2), minimum side yard setback of 10 ft. to allow 5 ft., for the construction of a shed located at 10340 Whitewood Road, PP# 601-23-014.

Motion by Caruso, seconded by Kingston.

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

Nays: None..

MOTION CARRIED 7-AYES, 0-NAYS.

**APP. 2022-22
SETBACK
10340
WHITEWOOD
RD. PP# 601-23-
014**

Approval for (1) a variance from Section 1151.25(d)(1) maximum 660 sq. ft. to allow 900 sq. ft., and (2) a variance from Section 1183.15(a) not to install a hard surface driveway for the construction of a detached garage located at 8506 Brecksville Road, PP# 601-18-017.

Motion by Caruso, seconded by Kingston.

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

Nays: None..

MOTION CARRIED 7-AYES, 0-NAYS.

**APP. 2022-23
DRIVEWAY
VARIANCE
PP# 601-18-017**

Approval for a variance from Section 1151.24 minimum 10 ft. side yard setback required to allow 5 ft. for a garage addition on a non-conforming house located at 8643 Brecksville Road, PP# 601-24-010.

Motion by Caruso, seconded by Kingston.

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

Nays: None..

MOTION CARRIED 7-AYES, 0-NAYS.

**APP. 2022-24
GARAGE
ADDITION
8643 BRECKS-
VILLE RD.**

Approval for a variance from Section 1157.29(d)(1) a minimum 75 ft. rear setback required, to allow a varying & minimum setback of 50 ft. as shown on the drawing dated 5-17-22 along the new east property line for the construction of the new Miller Road ramps, located at PP# 604-16-012, 604-16-013, 604-16-005, 604-16-009.

Motion by Caruso, seconded by Kingston.

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

Nays: None..

MOTION CARRIED 7-AYES, 0-NAYS.

**APP. 2022-25
SETBACK
MILLER RD
LOCATED AT
604-16-012,
604-16-013,
604-16-005,
604-16-009.**

Approval for a variance from Section 1151.24 from the minimum required 10 ft. side yard setback to allow 9 ft., and a minimum 30 ft. total side yards to allow 24 ft. for an addition on an existing attached garage located at 4555 Hunting Valley Lane, PP# 601-13-042.

Motion by Caruso, seconded by Kingston.

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

Nays: None..

MOTION CARRIED 7-AYES, 0-NAYS.

**APP. 2022-26
SETBACK 4555
HUNTING
VALLEY
LANE, PP# 601-
13-042.**

PLANNING COMMISSION: Councilmember Stucky reported the next meeting of the Planning Commission will be June 23rd at 7:00 P.M.

**PLANNING
COMMISSION**

WOODLANDS OF SNOWVILLE PHASE 2 & 3 – SNOWVILLE ROAD & WOODLANDS DEWEY ROAD Preliminary Approval of Phase 2 & 3 of a major subdivision of 37 internal parcels and 2 out lot parcels on approximately 59.40 acres of land on the south side of Snowville Road and west of Dewey Road in the City of Brecksville, known as the Woodlands of Snowville and establishment of front yard setbacks of 60' on all lots except subplot 13 of 147', subplot 14 of 115', subplot 15 of 125' and subplot 38 of 100', as described in the application dated November 22, 2021 and plans 1 of 7 thru 7 of 7 by Davey Resource Group dated May 9, 2022, contingent upon the Law Director approving the revised recorded deeds, covenants, and restrictions and approval of the City Engineer, City Council and Board of Zoning Appeals of the following variances:

**OF
SNOWVILLE
PHASE 2 & 3 –
SNOWVILLE
ROAD &
DEWEY ROAD**

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1. A variance from Section 1117.04(e) from the permitted maximum of 800 ft. for a cul-de-sac street, to allow River Birch Run to extend 869 ft. and to allow Street "A" to extend 1045 ft.
2. A variance from Section 1117.09 from the requirement of lots shall generally be rectangular in form to allow Sublot 13 a non-rectangular shape.
3. A variance from Section 1117.09(d) requirement of side yard lot lines be radial to street lines to allow non-radial lot lines between Sublots 6 & 26 and 26 & 27.
4. A variance from 1119.09(d) from the requirement of sidewalks to be provided on both sides of the street to allow no sidewalks on the proposed Sublots 38 & 39 fronting Snowville Road.

Furthermore, approval is contingent upon the issues described in the June 9, 2022 letter from the City Engineer and verifying final engineering.

Motion by Stucky, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

SHERWIN WILLIAMS COMPANY – 6701 MILLER ROAD Final approval for **SHERWIN WILLIAMS COMPANY – 6701 MILLER ROAD** the Industrial Planned Development Area for The Sherwin Williams Company on PP #604-08-008, 6701 Miller Road, Brecksville, Ohio, as described in the application dated May 27, 2022 by The Sherwin Williams Company and contingent on approval of the City Engineer and City Council.

G000, A010, C003, C110 – C110.8, C210 – C210.6, C310 – C310.8, C410 – C410.8, C510 – C510.8, C511, C515, C520 – C520.7, C530 – C530.20, C910, C911, C912, D2, 36 pg. Stormwater Report, L001, L100, L100A – L100H, L110 – L112, L400, L920, L002, A024, E030.1, E030.3 E201.2, E201.10, E201.13 – E201.18, E500 & 74 pg. Lighting Cutsheet Package

Motion by Stucky, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

HIGHLAND DRIVE ELEMENTARY SCHOOL RE-ZONING – 9457 HIGHLAND DRIVE Final approval to amend the Zoning Map of the City of Brecksville **DRIVE** by rezoning PP # 603-15-009, 9457 Highland Drive from C-F Community Facilities to R-20 **ELEMEN-** Single Family Residential with Conditional Use of C-F Community Facilities Class C and **TARY** Class D only, conditioned on approval by City Council and by a vote of the electors of the **SCHOOL RE-** municipality as required by City Charter, Article IV, Section 12, Mandatory Referral **ZONING – 9457** 9457 Highland Area GIS map with zoning **HIGHLAND** 9457 Highland Surrounding area map **DRIVE** 9457 Highland Re-Development area map

Motion by Caruso, seconded by Savage.

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

Abstain: Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS, 1- ABSTAIN.

RECREATION COMMISSION: Councilmember Ganim reported the next **RECREATION COMMISSION** meeting of the Recreation Commission will be June 27th at 7:30 P.M.

DEPARTMENT OF HUMAN SERVICES: Councilmember Koepke reported the **DEPT. OF HUMAN SERVICES** next meeting of the Human Services Advisory Board will be July 12th at 3:00 P.M.

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TELECOMMUNICATIONS COMMISSION: Councilmember Savage had no **TELEC. COM.** report.

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

AMBULANCE PROCARE COT UPGRADE - approval of a purchase requisition **AMBULANCE** to n the amount of \$3,350.45 for a ProCare Cot Upgrade/Conversion Kit for one of the Fire **PROCARE** Department ambulances. *Account #290260 2501.* **COT UPGRADE**

Motion by Ganim, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

UTILITIES COMMITTEE: Councilmember Stucky reported the committee met **UTILITIES COMMITTEE** earlier and has two items for Council consideration.

STORM DRAIN AT EDGERTON RD. & TAMARACK TR. - approval of **STORM** a Blanket Vendor Purchase Requisition in the aggregate amount of \$6,211.58 for the Service **DRAIN AT** Department project to install a storm drain in the City's right-of-way at Edgerton Road and **EDGERTON** Tamarack Trail. *Account #C480171 3505 Project #SW220002* **RD. & TAMARACK TR**

Motion by Stucky, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

GLENWOOD TRAIL IMPROVEMENT PROJECT – Authorizing the **BID AUTHOR-** Purchasing Director to advertise for bids for the Glenwood Trail Improvement Project. **IZATION**

Motion by Stucky, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

BUILDINGS & GROUNDS COMMITTEE: Councilmember Koepke reported the **BUILDINGS & GROUNDS COMMITTEE** Buildings & Grounds Committee met earlier this evening and has (4) items for Council consideration.

AQUATIC CENTER PROJECT - Consideration of a motion recommending to **AQUATIC** Council approval of Change Order #58 and Change Order #59 for the Brecksville Aquatics **CENTER** Center in the aggregate amount of \$82,290.57. **PROJECT**

Motion by Koepke, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

POST OFFICE ROOF REPLACEMENT PROJECT - Consideration of a motion **POST OFFICE** recommending to Council approval of a Purchase Requisition to Apple Creek Roofing in the **ROOF** amount of \$13,470.00 for the Post Office Roof Replacement Project. Account **REPLACE-** #C490168 3202 Project #BI220001 **MENT PROJECT**

Motion by Koepke, seconded by Kingston.

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

Nays: None.

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BLOSSOM HILL BUILDING #10 ROOF REPLACEMENT PROJECT - BLOSSOM

Consideration of a motion recommending to Council approval of a Purchase Requisition to **HILL**
Colony Roofing in the amount of \$8,900.00 for the Blossom Hill Building #10 Roof **BUILDING #10**
Replacement Project. Account #C490161 3202 Project #BI220002. **ROOF**

Motion by Koepke, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**REPLACE-
MENT
PROJECT**

OAKES ROAD PIPING REPLACEMENT PROJECT - Consideration of a OAKES ROAD

motion recommending to Council approval of a blanket vendor purchase requisition in the **PIPING**
aggregate amount of \$23,140.00 to replace the domestic hot/cold piping in the crawlspace at **REPLACE-**
4440 Oakes Road, Blossom Hill, Building #5. The project will replace all the copper piping **MENT**
that serves the first floor restrooms, washer/dryer room and kitchen area. Account **PROJECT**
#C490161 3202 Project #BI220005

Motion by Koepke, seconded by Kingston.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

FINANCE COMMITTEE: Councilmember Caruso reported the committee met **FINANCE**
earlier today and has no items for Council consideration. **COMMITTEE**

REPORT OF LAW DIRECTOR: No Report.

LAW

REPORT OF ENGINEER: No Report.

ENGINEER

REPORT OF FINANCE DIRECTOR: No Report.

FINANCE

REPORT OF BUILDING DEPARTMENT: No Report.

BUILDING

REPORT OF SERVICE DIRECTOR: No Report.

SERVICE

REPORT OF PURCHASING DIRECTOR: No Report.

PURCHASING

REPORT OF POLICE DEPARTMENT: Police Chief Korinek thanked the **POLICE DEPT.**
communities of Broadview Heights, Independence, Garfield Heights, Cuyahoga Heights
Newburgh Heights and Cleveland Department for assisting in the apprehension of suspects
in a robbery of the Dollar Bank in Creekview Commons last week. Brecksville Police were
also involved in securing the bank and apprehension of the suspects.

REPORT OF FIRE DEPARTMENT: No Report.

FIRE

REPORT OF RECREATION DEPARTMENT: No Report.

RECREATION

REPORT OF THE MAYOR: Mayor Hruby said Cleveland Magazine ranked **MAYOR**
Brecksville No. 9 as one of the best Cities in Northeast Ohio. Mayor Hruby said Home Days
will be held Friday, Saturday, and Sunday. Mayor Hruby also thanked the surrounding
communities for help in the apprehension of the bank robbery suspects.

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Motion by Redinger, seconded by Caruso, to adjourn the regular meeting at 8:39 **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