

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

HELD: June 20, 2023

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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.

BUILDINGS & GROUNDS COMMITTEE

:01

Call to Order

Chairperson: Ann Koepke

Members: AJ Ganim, Brian Stucky.

6:30 PM

Roll Call

Present: AJ Ganim, Ann Koepke, Brian Stucky

Items for Consideration:

B&G 1. Approval of Buildings & Grounds June 6, 2023 Committee Minutes

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky

:25

B&G 2. Generator Repair - Approval of a purchase requisition to Buckeye Power Sales in the aggregate amount of \$3,404.19 for the emergency inspection and repair to the City Hall Generator. *Account #110166 2603.*

Service Director Kickel said emergency repairs were needed to the generator at City Hall. The generator was running continuously and upon inspection found the control panel had failed.

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky

1:19

B&G 3. Joseph Vadini Stadium Drive Athletic Fields - Approval of a blanket vendor purchase requisition in the aggregate amount of \$14,150.00 for the supplies and materials needed by the Service Department to install the concrete bleacher pad at the Joseph Vadini Stadium Drive Athletic Fields. *Account #C241710 3300 Project #EQ220002.*

Service Director Kickel said the Stadium Drive project is being done in connection with the Recreation Department. The Service Department will be installing new concrete pads for the new bleachers and renovations to the restrooms. A Family/ADA compliant restroom is also planned to be constructed later this year.

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky

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3:09

B&G 4. Joe Vadini Stadium Drive Athletic Fields Bleachers - Approval of a purchase requisition to Sightlines Athletic Facilities, LLC in the aggregate amount of \$38,624.00 for the purchase and installation of two (2) All-Aluminum, 10-Row Bleachers with (4) ADA Spaces for the recreational development on Stadium Drive. Account #C241710 3300 Project #EQ220002.

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky.

3:53

B&G 5. Joe Vadini Stadium Drive Athletic Fields Restroom - Approval of a blanket vendor purchase requisition in the aggregate amount of \$19,430.35 for the supplies and materials needed by the Service Department to complete the Restroom Renovations at the Joseph Vadini Stadium Drive Athletic Fields. \$8,942.00 for Carpentry & Concrete Materials: *Account #C241710 3300 Project #BI230011*

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky

Other Matters deemed appropriate

4:17

Motion to Adjourn

6:34 PM

Motion made by Koepke, Seconded by Ganim.

Voting Yea: Ganim, Koepke, Stucky

FINANCE COMMITTEE

4:28

Call to Order

Chairperson: Dominic Caruso

Members: Daryl Kingston, Beth Savage.

6:34 PM

Roll Call

Present: Dominic Caruso, Daryl Kingston, Beth Savage.

Items for Consideration:

FIN 1. Approval of Finance June 6, 2023 Committee Minutes

Motion made by Caruso, Seconded by Savage.

Voting Yea: Caruso, Kingston, Savage

4:47

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FIN 2. Appropriations - Approval of an Ordinance to amend Ordinance No. 5570, making appropriations for current expenditures of the City of Brecksville during the fiscal year ending December 31, 2023, making necessary appropriation and revenue adjustments.
Finance Director Starosta said an increase is needed for the GIS Data Conversion and the purchase of body cameras for the Police Department.
Motion made by Caruso, Seconded by Savage.
Voting Yea: Caruso, Kingston, Savage

5:48

FIN 3. Real Estate Transfer and Development Agreement-9457 Highland Drive - Approval of an Ordinance authorizing the Mayor to enter into a Real Estate Transfer and Development Agreement with the Brecksville-Broadview Heights City School District and Triban Investments, LLC for PP# 603-15-009 located at 9457 Highland Drive.
Law Director Matty said the attorney for the Brecksville Broadview Heights Board of Education.
Motion made by Caruso, Seconded by Savage.
Voting Yea: Caruso, Kingston, Savage.

7:20

FIN 4. Transfers -Approval of a Resolution making necessary transfers between certain Funds for the fiscal year ending December 31, 2023.
Finance Director Starosta said this is for standard third quarter transfers.
Motion made by Caruso, Seconded by Savage.
Voting Yea: Caruso, Kingston, Savage.

7:45

FIN 5. Tax Budget - Approval of a Resolution adopting the alternate format Tax Budget for the year 2024.
Finance Director Starosta said this budget represents the first estimate of resources for 2024. Property tax levy has not changed and remains at 8.21 mils.
Motion made by Caruso, Seconded by Savage.
Voting Yea: Caruso, Kingston, Savage.

8:50

FIN 6. Geo-centric Consulting GIS - Approval of a Resolution accepting the proposal of Geo-Centric Consulting, Inc. for professional services for a GIS Strategic implementation plan for the development and execution of GIS Data Conversion for new Tyler Software. *Account #C110150 3300*
CBO Packard implementation of City wide software. The data exists in house, this contractor will convert existing information for use with Tyler Technologies System.

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Motion made by Caruso, Seconded by Savage.

Voting Yea: Caruso, Kingston, Savage

9:58

- FIN 7. Independent Contractor** - Approval of a Resolution authorizing an Independent Contractor Agreement with John Farrell for work as the Community Youth Soccer Director for the year 2023.

Recreation Director Engle said John Farrell will be replacing Justin Thacker as the Youth Soccer Director. Mr. Farrell is a Brecksville resident. Mr. Farrell was an assistant coach at Chagrin, Green, Aurora, and Parma High School. He has also had participation with our own BSA Academy working with Justin Thacker along with the Cleveland Blues Soccer Club and the GFS. Mr. Farrell is familiar with working with youth organizations with boys and girls hands on. He is a health and physical education teacher at Harmon Middle School in Aurora and what we really liked about John is that his philosophy is very similar to Justin Thacker who's been very successful all these years running BSA program and that's really the development of the child and their skill set and working with the drills and the skills around trying to build the students up and making sure if they're going up the ladder for some type of drills, increasing the intensity, or maybe keeping them at a lower level until they're comfortable and they're still going to be competing.

Motion made by Caruso, Seconded by Savage.

Voting Yea: Caruso, Kingston, Savage.

12:27

- FIN. 8** Approval of a purchase requisition in the amount of \$3,420.00 for the annual renewal for 150 workers of "When I Work" Scheduling software the Aquatics Center for the term 6/21/2023 – 6/20/2024. *Account 240710 2501.*

Recreation Director Engle said the software is used for many part time workers, especially with our lifeguards, concession individuals, supervisors, private swim lessons. This app is where the workers can see the schedule and communicate with supervisors and other staff.

Motion made by Caruso, Seconded by Savage.

Voting Yea: Caruso, Kingston, Savage

Other Matters deemed appropriate

Motion to Adjourn

6:44 PM

Motion made by Caruso, Seconded by Savage.

Voting Yea: Caruso, Kingston, Savage

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LEGISLATION COMMITTEE

14:54

Call to Order

Chairperson: Beth Savage

Members: AJ Ganim, Ann Koepke

6:44 PM

Roll Call

Present: AJ Ganim, Ann Koepke, Beth Savage

Items for Consideration:

LEG 1. Approval of June 6, 2023 Legislation Committee Minutes

Motion made by Savage, Seconded by Koepke.

Voting Yea: Ganim, Koepke, Savage.

Other Matters deemed appropriate

Motion to Adjourn

6:45 PM

Motion made by Savage, Seconded by Koepke.

Voting Yea: Ganim, Koepke, Savage

SAFETY-SERVICE COMMITTEE

15:43

Call to Order

Chairperson: AJ Ganim

Members: Daryl Kingston, Brian Stucky.

6:45 PM

Roll Call

Present: AJ Ganim, Daryl Kingston, Brian Stucky

Items for Consideration:

15:54

SAF 1. Approval of June 6, 2023 Safety Service Committee Minutes

Motion made by Ganim, Seconded by Stucky.

Voting Yea: Ganim, Kingston, Stucky.

16:05

SAF 2. Police Body Cameras Approval of an Ordinance authorizing the purchase of 22 body worn cameras and related items for the Police Department.

Police Chief Korinek

Grant in the amount of \$69,000

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22 units completely paid for with grant funds.
Motion made by Ganim, Seconded by Stucky.
Voting Yea: Ganim, Kingston, Stucky.

20:02

SAF 3. Floor Scrubber - Approval of a purchase requisition to Ball Chemical in the amount of \$6,185.00 for a Viper Walk-Behind Auto Floor Scrubber and accessories. *Account #C110165 3300.*

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

Other Matters deemed appropriate

Motion to Adjourn

6:50 PM

Motion made by Ganim, Seconded by Stucky.

Voting Yea: Ganim, Kingston, Stucky.

STREETS & SIDEWALKS COMMITTEE

20:41

Call to Order

Chairperson: Daryl Kingston

Members: Dominic Caruso, Beth Savage.

6:50 PM

Roll Call

Present: Dominic Caruso, Daryl Kingston, Beth Savage

Items for Consideration:

S&S 1. Approval of June 6, 2023 Streets & Sidewalks Committee Minutes

Motion made by Kingston, Seconded by Caruso.

Voting Yea: Caruso, Kingston, Savage.

21:14

S&S 2. Riverview Road Flood Reduction Agreement for Easement Acquisition - Discussion of an agreement with NEORS D for the acquisition of easements for the Riverview Road Flood Reduction Project.

Councilmember Kingston said Engineer Wise has some information to discuss with Council regarding the Riverview Road Flood Reduction Project. This is a sewer project being

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performed by North East Ohio Regional Sewer District (NEORSD) between Greenhaven and Weise on Riverview Road.

Engineer Wise said the City has entered a cost sharing agreement with NEORSD for this project. Brecksville's share of the funding will come from the City's Community Share funds, NEORSD will be covering the majority of the costs. The first draft of the agreement has been prepared. Easements will need to be obtained from property owners. NEORSD does not have the same ability to obtain those easements that the City does. The City will attempt to obtain the easements voluntarily, with the assistance of an appraiser. If the City is unable to obtain easements voluntarily, the Law Director will need to begin the process to take the easements.

Law Director Matty said discussions with NEORSD will be necessary to realize the cost if the taking of easements is necessary. Easement acquisition could result in probate court and costs incurred would need to be appropriated. There is no way to price that, if it should occur. NEORSD must understand the City cannot bear the cost on its own.

Engineer Wise said the discussion today is to inform Council the City will attempt to gain Easements for this project voluntarily, NEORSD is requesting the City obtain those easements by whatever means are necessary.

Councilmember Kingston asked what the timetable is for the project.

Engineer Wise said the plans are 60% complete, expect to begin the next construction season. The agreement has to be approved by NEORSD and approved by Council. Engineer Wise will begin meeting the property owners to work on obtaining the easements.

Councilmember Savage asked if houses are on all of the 10 properties.

Engineer Wise said there is at least one property that is vacant. The National Park will not grant an easement, that approval will be in the form of a special permit. There are four properties along Riverview up to Greenhaven.

28:03

SR 82 and SR 21 Intersection - Engineer Wise said he had discussions with Mayor Hruby and Police Chief Korinek about the right turn on red at the intersection.

Mayor Hruby said the intersection had protected turns when the plans were done. Right turn on red was prohibited. Only one right turn on red at the intersection remains. There were crosswalks on all corners and a proposed diagonal crosswalk. The diagonal crosswalk was not implemented. Diving South on SR 21 approaching SR 82 a right turn was prohibited. Traffic travelling westbound on SR 82 may not anticipate vehicles stopped to turn into the church or the parking lot. Westbound traffic may change lanes, not anticipating a turn from SR 21. Mayor Hruby said the intersection has few accidents, usually due to unsure clear distance when someone pulls up to the light, goes to fast and bumps the car in front of them. Mayor Hruby recommends no changes.

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30:20 Councilmember Koepke said the few minutes of wait time should not pose an inconvenience. Many children are required to walk that walk and cross at that light Councilmember Koepke feels the right turn on red should remain prohibited at the intersection. Councilmember Caruso said the Chase Bank on the corner provides less visibility than was previously allowed. Councilmember Caruso feels no need to make changes. Councilmember Savage agreed no changes are necessary.

31:15

Other Matters deemed appropriate

Motion to Adjourn

7:01 PM

Motion made by Kingston, Seconded by Caruso.

Voting Yea: Caruso, Kingston, Savage

UTILITIES COMMITTEE

31:22

Call to Order

Chairperson: Brian Stucky

Members: Dominic Caruso, Ann Koepke.

7:01 PM

Roll Call

Present: Dominic Caruso, Ann Koepke, Brian Stucky.

Items for Consideration:

UTL 1. Approval of June 6, 2023 Utilities Committee Minutes

Motion made by Stucky, Seconded by Caruso.

Voting Yea: Caruso, Koepke, Stucky.

31:47

UTL 2. Change Order Process Discussion - Engineer Wise said there are multiple times that issues and unknown expenses that come up during projects and Engineer Wise cannot authorize change orders. The costs could be a minimum of \$6,500 up to \$12,000 a day and if the job is stopped, the city incurs that cost. Engineer Wise said he wanted to discuss option to deal with this type of emergency. Engineer Wise said an example was on Glenwood when they ran into a concrete box culvert in the roadway. The contractor chose to proceed on their own and submit for changes. On Miller Road there will be changes coming forth. The water connections were previously not done properly and emergency connections needed to be made so that the commercial buildings had water. There will also be changes on SR 21. There is a 20 inch gas main installed prior to 1970. The removal of that gas main required additional equipment and materials to continue working.

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Engineer Wise is looking for solutions to allow the project to move forward when unknown issues arise during a project.

Mayor Hruby said the Ohio Sunshine Law does not allow for discussions or approvals outside of public meetings. Purchasing Director Riser said in emergency situations there is a need to continue working. On large jobs the City does not currently have the ability to authorize the necessary changes.

Mayor Hruby said if the Engineer has to stop a project, the City risks the possibility of a contractor moving to another project, costs to re-mobilize on site and additional delays. Mayor Hruby asked if this would be a charter amendment, an ordinance or some other policy. Law Director Matty said he will look into the options for approval of change orders. If this requires a charter amendment, some charter amendments have been proposed and will be coming to Council in July.

Councilmember Stucky said contingency and force accounts are documented with all charges incurred.

Purchasing Director Riser said the Aquatic Center and Police Station had contingency amounts approved separately from the contract and authorized via ordinance that the Mayor would be able to approve. Mayor Hruby said those amounts were part of the bid package. Engineer Wise said he always carries contingencies in his contracts for typical issues. This would be for unusual and unexpected costs.

Other Matters deemed appropriate

47:13

Motion to Adjourn

7:17

Motion made by Stucky, Seconded by Caruso.

Voting Yea: Caruso, Koepke, Stucky

COMMITTEE OF THE WHOLE

47:35

Call to Order

7:17 PM

Roll Call

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

Items for Consideration:

CoW 1. Approval of Committee Minutes

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Motion made by Redinger, Seconded by Caruso.

Voting Yea: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

CoW 2. Commendation - Approval of a Resolution commending Ron Weidig on his retirement as Service Director in the City of Brecksville.

Motion made by Redinger, Seconded by Caruso.

Voting Yea: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

49:23

CoW 3. Executive Session - Convene an executive session to discuss matters pertaining to pending litigation.

Present: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky, Mayor Hruby, Law Director Matty.

7:19 PM

Motion made by Redinger, Seconded by Caruso to convene an executive session..

Voting Yea: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Motion to adjourn executive session and reconvene the regular meeting.

Motion made by Redinger, Seconded by Caruso.

Voting Yea: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Motion to adjourn the regular meeting.

Other Matters deemed appropriate

Motion to adjourn the regular meeting.

7:30 PM

Motion made by Redinger, Seconded by Stucky.

Voting Yea: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.

Mayor and Safety Director: Jerry N. Hruby,

City Council Members: Laura C. Redinger, *President*; Dominic Caruso, *Vice President*; AJ Ganim, Daryl Kingston, Ann Koepke, Beth Savage, Brian Stucky.

Clerk: Tammy Tabor