

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

HELD _____ April 18, 2023 _____

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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, Economic and
Community Dev. Director, M. Bartkiewicz,
Purchasing Director R. Riser, Recreation Director Engle,
Fire Chief N. Zamiska, Police Chief S. Korinek,
Service Director R. Weidig, P. Packard,
Myles Rapkin.
Council Clerk T. Tabor.

1:31:36

MINUTES OF THE APRIL 4, 2023 REGULAR MEETING: Motion by Kingston, seconded by Caruso, to dispense with the reading of the April 4, 2023 regular meeting minutes and to accept same as presented. **REGULAR MEETING MINUTES OF 4-4-2023 APPROVED**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

1:34:12

Proclamation High School Basketball – Council President Redinger read a proclamation recognizing the Brecksville Broadview Heights High School Basketball Team. Coach Mihalek introduced the players in attendance: Michael Dress, Mark Sowers, Colin Seibert, Steven Skaljac, Luke Sokolowski, Brady Ganley, Taylor DeFlorville, Maddux Dasenbrook, Chase Garito. **HIGH SCHOOL BASKETBALL**

Proclamation High School Gymnastics – Councilmember Ganim read a proclamation recognizing the High School Gymnastics Team. **HIGH SCHOOL GYMNASTICS**

Coach Schnieder introduced the gymasts in attendance. Emily Gromek, Abbie Henning, Bailey Miller, Gianna Ravagnani, Lea Haverdill, Rachel Kelly, Kyla Haverdill, Ava Audino, Avery Butler, Tessa Long, Delaney Evans, Ella Shaheen, Jeanne Winzen, Rachel Kirin, Veronica Yakashenko, Sara Kwiatkowski, Carol Samuel. Coach Joan Ganim was also present.

Proclamation High School Robotics Team – Councilmember Kingston read a proclamation recognizing the Brecksville Broadview Heights High School Robotics Teams. Team members were unable to attend. **HIGH SCHOOL ROBOTICS**

Proclamation High School Speech & Debate – Councilmember Savage read a proclamation recognizing the Brecksville Broadview Heights High School Speech and Debate team. Team members were unable to attend. **HIGH SCHOOL SPEECH AND DEBATE**

Proclamation High School Swimming – Councilmember Koepke read a proclamation recognizing the Brecksville Broadview Heights High School Swim and Dive Team. **HIGH SCHOOL SWIMMING**

Coach Thomas introduced the members of the team in attendance: Luke Culotta, Broc Rousseau, and Dylan Escano.

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Proclamation High School Wrestling – Councilmember Caruso read a **HIGH SCHOOL WRESTLING** proclamation recognizing the Brecksville Broadview Heights High School Wrestling Team. Coach Haverdill introduced the wrestlers in attendance: Anna Madi, EJ German, Cayden Pluhar, Brock Herman, Chase Pluhar, Evan Rizzo, Rylan Seacrist, Harrison Haffner, David Zamboulis, Kaden Jett, Frank Gallo, Jace Jett, Brett Stanley, Matt Hegler, Riley McPherson, Max Vanadia,

RESOLUTION 5418 re: a Resolution commending the achievements of Ralph DeSantis and declaring the Stadium Drive Historical Football Field the "Ralph DeSantis Field" ; and declaring an emergency, was read by Councilmember Stucky. **RES. 5418 RALPH DESANTIS FIELD**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5418 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 5418.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Family of Ralph DeSantis was in attendance and thanked Council for the naming of the field in honor of their father.

RESOLUTION 5419 re: a Resolution commending the achievements of Joe Vadini and declaring the Stadium Drive Athletic Field Complex the "Joe Vadini Stadium Drive Athletic Fields"; and declaring an emergency, was read by Councilmember Caruso. **RES. 5419 JOE VADINI STADIUM DRIVE ATHLETIC FIELDS**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5419 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 5419.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Family and friends of Joe Vadini were in attendance and thanked Council for the naming of the Stadium Drive Athletic Fields in honor of Joe..

RESOLUTION 5420 re: a Resolution commending the achievements of Michael Harwood and declaring Blossom Hill Playing Fields E and F the "Mike Harwood Fields"; and declaring an emergency, was read by Mayor Hruby. **RES. 5420 BLOSSOM HILL PLAYING FIELDS E AND F THE "MIKE HARWOOD FIELDS"**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5420 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 5420.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Family and friends were in attendance and thanked Council for honoring Mike with the naming of the Blossom Hill Fields the "Mike Harwood Fields".

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- ORDINANCE 5612 re:** an Ordinance accepting the bid of Kokosing Materials, Inc. for the furnishing of various types of asphalt for road repairs in the City of Brecksville; and declaring an emergency, was read by title. **ORD. 5612
ACCEPT BID
KOKOSING
2023 ASPHALT
ROAD
REPAIRS**
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5612 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 5612.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
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- ORDINANCE 5613 re:** an Ordinance authorizing the purchase of ammunition for use by the Police Department from Vance's Law Enforcement and Kiesler Police Supply through the State of Ohio Administrative Services Purchasing Program. ; and declaring an emergency, **ORD. 5613
STATE
PURCHASE
POLICE
AMMUNITION**
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5613 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 5613.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
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- RESOLUTION 5421 re:** a Resolution supporting West Creek Conservancy's Clean Ohio Greenspace FY24 Grant application for the Watershed Divide Conservation Initiative by the City of Brecksville; and declaring an emergency, **ORD. 5421
RESOLUTION
OF SUPPORT
WEST CREEK
CONSERVAN-
CY**
- Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5421 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 5421.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**
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- ORDINANCE 5606 re:** an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article III, Section 2. of the Charter entitled 'Qualifications' to raise the residency requirement to four (4) years for the Mayor; and declaring an emergency, was read by title. **ORD. 5606
ARTICLE III,
SECTION 2.
QUALIFI-
CATIONS**
- Motion by Kingston, seconded by Koepke, to move Ordinance 5606 to third reading.
- Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
- MOTION CARRIED 7-AYES, 0-NAYS.**

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ORDINANCE 5607 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article V, Section 9. of the Charter entitled "Recreation Commission" to allow removal of any member of the Recreation Commission with the approval of five (5) members of City Council; and declaring an emergency, was read by title.

**ORD. 5607
ARTICLE V,
SECTION 9.
RECREATION
COMMISSION**

Motion by Kingston, seconded by Koepke, to move Ordinance 5607 to third reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5608 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article VI, Section 4. of the Charter entitled "Limitation Upon Expenditures Without Prior Council Approval" to raise the limitation amount without prior Council approval for expenditures or liability incurred; and declaring an emergency, was read by title.

**ORD. 5608
ARTICLE VI,
SECTION 4.
LIMITATION
UPON
EXPENDITUR
ES WITHOUT
PRIOR
COUNCIL
APPROVAL**

Motion by Kingston, seconded by Koepke, to move Ordinance 5608 to third reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5609 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article VI, Section 6. of the Charter entitled "Sale of Municipal Property" to include the Service Director.

**ORD. 5609
ARTICLE VI,
SECTION 6.
SALE OF
MUNICIPAL
PROPERTY**

Motion by Kingston, seconded by Koepke, to move Ordinance 5609 to third reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5610 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article VI, Section 8. of the Charter entitled "Purchasing" to Clarify that the Director of Purchasing has responsibility for any purchasing contract; and declaring an emergency, was read by title.

**ORD. 5610
ARTICLE VI,
SECTION 8.
PURCHASING**

Motion by Kingston, seconded by Koepke, to move Ordinance 5610 to third reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5611 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending Article V, Section 9. of the Charter entitled "Recreation Commission" to allow removal of any member of the Recreation Commission with the approval of five (5) members of City Council; and declaring an emergency, was read by title.

**ORD. 5611
ARTICLE XII,
SECTION 5.
GENDER
NEUTRAL
DESIGNATION**

Motion by Kingston, seconded by Koepke, to move Ordinance 5611 to third 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, May 8th at 7:30 P.M.

**BD. OF
ZONING
APPEALS**

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APPEAL 2023-15, Mark & Mary Beth Modic for (1) a variance from Section 1185.03(a) maximum fence height of 4 ft., to allow 6 ft., and (2) a variance from Section 1185.02(d) to install a replacement solid board type fence instead of the permitted types of fence located at 4582 Windstream Court, PP# 603-20-068. **APPEAL 2023-15, MARK & MARY BETH MODIC 4582 WINDSTREAM COURT, PP# 603-20-068**

Motion to approve by Caruso, seconded by Stucky.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2023-16, Keith Grabo for a variance from Section 1185.03(a) maximum fence height of 4 ft., to allow a 6 ft. replacement fence located at 9924 Lookout Drive, PP# 604-03-040. **APPEAL 2023-16, KEITH GRABO 9924 LOOKOUT DRIVE PP# 604-03-040**

Motion for approval by Caruso, seconded by Stucky.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2023-17, Kevin Digeronimo for Parcel A-1, for (1) a variance from the Section 1117.09 lots shall be generally rectangular in shape, to allow a non-rectangular lot, and (2) a variance from Section 1151.21(d), requirement that each lot shall abut a dedicated street for a distance not less than 60% of the lot width at the building line, to allow 57%, (3) a variance from the Section 1119.09(d) requirement that public sidewalks be installed to not install public sidewalks until such time as the city deems appropriate, Parcel C, for (1) a variance from the Section 1151.22, minimum lot width of 200 feet to allow 152.79 feet, and (2) a variance from section 1151.22 minimum lot depth of 270 feet to allow 229.18 feet, and (3) a variance from the Section 1151.22, minimum lot area of 60,000 square feet to allow 34,378 square feet, and (4) a variance from the Section 1183.05(a)(1) requirement that two (2) enclosed parking spaces be provided to allow none, and (5) a variance from the Section 1119.09(d) requirement that public sidewalks be installed to not install public sidewalks until such time as the city deems appropriate, for a proposed lot split located at 8524 Wiese Road, PP# 602-09-058. **APPEAL 2023-17, KEVIN DIGERONIMO 8524 WIESE ROAD, PP# 602-09-058.**

Motion for approval by Caruso, seconded by Stucky.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2023-18, Friar Home Improvement for Chris Astey for (1) a variance from Section 1119.09(b) from the minimum required 3 ft. side yard setback to allow a driveway to be 0 ft. from the side property line, and (2) a variance from Section 1197.01 that a minimum of a 27 ft. driveway approach is required for a side entry garage to allow 20 ft. for the construction of a garage addition in the rear of a non-conforming house located at 9420 Knights Way, PP# 603-13-039. **APPEAL 2023-18, FRIAR HOME IMPROVEMENT FOR CHRIS ASTEY 9420 KNIGHTS WAY, PP# 603-13-039**

Motion for approval by Caruso, seconded by Stucky.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2023-19, Tom Castro for (1) a variance from Section 1151.25(d)(1) maximum 660 sq. ft., to allow 1260 sq. ft., and (2) a variance from Section 1181.11(b) 15 ft. maximum building height to allow a 18 ft. height for the construction of a detached garage located at 6866 Farview Road, PP# 601-07-019. **APPEAL 2023-19, TOM CASTRO 6866 FARVIEW ROAD, PP# 601-07-019**

Motion for approval by Caruso, seconded by Stucky.

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

Nays: None.

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MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2023-20, Santina Sgro & Rich Seminsky for a variance from Section 1151.25(d)(2)(C), maximum 240 sq. ft. to allow 400 sq. ft. for a pool house located at 6508 Summer Wind Dr., PP# 604-11-018. **APPEAL 2023-20, SANTINA SGRO & RICH SEMINSKY 6508 SUMMER WIND DR., PP# 604-11-018**

Motion for approval by Caruso, seconded by Stucky.
Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

PLANNING COMMISSION: Councilmember Stucky reported the next meeting of the Planning Commission will be April 20th at 7:00 P.M. **PLANNING COMMISSION**

DIGERONIMO COMPANIES RESIDENTIAL PDA MEMORIAL PARK IMPROVEMENTS – 8600 LAVENDER LANE - FINAL approval of Memorial Park improvements on Parcel #603-21-107, located on Lavender Lane, as described in the submitted plans listed below by DeGeronimo Companies and subject to approval by the City Engineer, Building Commissioner, City Law Director, City Council and a safety review by the City Fire Department, and contingent upon the addition of a fence around the playground area of design character to match the pool fence. **DIGERONIMO COMPANIES RESIDENTIAL PDA MEMORIAL PARK IMPROVEMENTS 8600 LAVENDER LANE**

- Renderings, 6 pages, dated 3/29/23
- Site Improvement Plans, 16 pages, dated 3/5/23, 3/3/23, 10/27/22
- Playground Illustrations, 2 pages, dated 3/29/23

Motion for approval by Stucky, seconded by Caruso.
Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

The Planning Commission will hold a continuation of the Public Hearing on Thursday, April 20, 2023, at 7:00 p.m. at Brecksville City Hall, 9069 Brecksville Road, Brecksville, Ohio for consideration of a proposed zoning change at the former Central School property, 27 Public Square (PP #601-34-004) to R-8A residential along Arlington Street and L-B Local Business to the remainder of the site with an R-A Apartments conditional use overlay; the rezoning of a portion of the property along Arlington Street at 23 Public Square (PP #601-34-005) to R-8A Residential; and rezoning of a portion of 8929 Highland Drive (PP #601-34-003) to L-B Local Business. **PLANNING COMMISSION PUBLIC HEARING 4-20-2023**

RECREATION COMMISSION: Councilmember Ganim reported the next meeting of the Recreation Commission will be April 24th at 7:30 PM **RECREATION COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Councilmember Koepke reported the next meeting of the Human Services Advisory Board will be May 9th at 3:00 P.M. Marty Gitlin will perform on April 21st in the Gathering Room. The Empty Bowls event will take place on April 25th benefitting the Brecksville Food Pantry and the South Hills Lend a Hand Food Bank in Broadview Heights. **DEPT. OF HUMAN SERVICES**

TELECOMMUNICATIONS COMMISSION: No Report. **TELEC. COM.**

SAFETY-SERVICE COMMITTEE: Councilmember Ganim reported the committee met earlier today and has one item for Council consideration. The CAPA Drug Take Back Event will take place on Sunday 23d at the Horticulture Building on Stadium Drive. **SAFETY-SERVICE**

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APPEAL 2023-20, Santina Sgro & Rich Seminsky for a variance from Section 1151.25(d)(2)(C), maximum 240 sq. ft. to allow 400 sq. ft. for a pool house located at 6508 Summer Wind Dr., PP# 604-11-018. **APPEAL 2023-20, SANTINA SGRO & RICH SEMINSKY 6508 SUMMER WIND DR., PP# 604-11-018**

Motion for approval by Caruso, seconded by Stucky.
Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

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DIGERONIMO COMPANIES RESIDENTIAL PDA MEMORIAL PARK IMPROVEMENTS – 8600 LAVENDER LANE - FINAL approval of Memorial Park improvements on Parcel #603-21-107, located on Lavender Lane, as described in the submitted plans listed below by DeGeronimo Companies and subject to approval by the City Engineer, Building Commissioner, City Law Director, City Council and a safety review by the City Fire Department, and contingent upon the addition of a fence around the playground area of design character to match the pool fence. **DIGERONIMO COMPANIES RESIDENTIAL PDA MEMORIAL PARK IMPROVEMENTS 8600 LAVENDER LANE**

- Renderings, 6 pages, dated 3/29/23
- Site Improvement Plans, 16 pages, dated 3/5/23, 3/3/23, 10/27/22
- Playground Illustrations, 2 pages, dated 3/29/23

Motion for approval by Stucky, seconded by Caruso.
Ayes: Caruso, Ganim, Kingston, Koepke, Redinger, Savage, Stucky.
Nays: None.
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TELECOMMUNICATIONS COMMISSION: No Report. **TELEC. COM.**

SAFETY-SERVICE COMMITTEE: Councilmember Ganim reported the committee met earlier today and has one item for Council consideration. The CAPA Drug Take Back Event will take place on Sunday 23d at the Horticulture Building on Stadium Drive. **SAFETY-SERVICE**

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WARNING SIREN REPAIR - Approval of a Purchase Requisition to Vasu Communications, Inc. in the amount of \$5,443.25 for the repair to the warning siren located at Miller Road & Brecksville Road. *Account #110171 2601* **WARNING SIREN REPAIR**

Motion for approval by Stucky, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

STREETS & SIDEWALKS COMMITTEE: Councilmember Kingston reported the committee met earlier today and has one item for Council consideration. **STREETS & SIDEWALKS**

CONCRETE & ASPHALT TESTING - Approval of an increase to Purchase Order #P230393 to Geo-Sci, Inc. in the amount of \$7,500.00 for Concrete & Asphalt Testing for the 2023 Road Program. *Account #C205410 3501.* **CONCRETE & ASPHALT TESTING**

Motion for approval by Stucky, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

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

COMMUNITY CENTER GAS WELL REPAIRS - Approval of a purchase requisition to Duck Creek Energy in the amount of \$11,450.00 for the repairs to the gas well located at the Community Center. *Account #C490240 3102 Project #LI230002.* **COMMUNITY CENTER GAS WELL REPAIRS**

Motion for approval by Koepke, seconded by Ganim.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ASBESTOS REMOVAL BLOSSOM HILL BUILDING 5 & BUILDING 7 - Approval of a Purchase Requisition to SafeAir Contractors, Inc. in the aggregate amount of \$37,030.00 for the removal of asbestos-containing material at 4410 Oakes Road, Blossom Building 5, and 4450 Oakes Road, Blossom Hill, Building 7. *Accounts: \$35,855.00 charged to account #C490161 3102 Project #BI230010, \$1,175.00 charged to account #110161 2603.* **ASBESTOS REMOVAL BLOSSOM HILL BUILDING 5 & BUILDING 7**

Motion for approval by Koepke, seconded by Ganim.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

AQUATIC VACUUM - Approval of a purchase requisition to EMSCO/O.P. Aquatics in the amount of \$9,000.55 for a Maytronics Dolphin Wave 200XL Automatic Aquatic Vacuum for use at the (4) pools at the Community Center and Human Services Center. *Account #C240710 3300* **AQUATIC VACUUM**

Motion for approval by Koepke, seconded by Ganim.

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

Nays: None.

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

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

REPORT OF PLANNING & COMMUNITY DEVELOPMENT: No Report. **PLAN & DEVELOPMENT**

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

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

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

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

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

REPORT OF THE MAYOR: Mayor Hruby thanked Council and the Department Directors for the work putting together the recognitions, proclamations and commendations. **MAYOR**

COMMENTS: Jerry Zambounis, 2493 W. Wallings Road. His son David Zambounis placed 8th in the state wrestling tournament. David was not named on the proclamation. Mayor Hruby said he will correct the error and contact the student. **COMMENTS**

Councilmember Stucky said the events today were very special to many people and thanked the administration and Council for the recognitions.

Motion by Redinger, seconded by Caruso, to adjourn the regular meeting at 9:37 P.M. **ADJOURN**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5584

**AN ORDINANCE AUTHORIZING A CONTINGENCY
AMOUNT FOR CHANGE ORDERS FOR THE
MILLER ROAD INTERCHANGE PROJECT;
AND DECLARING AN EMERGENCY**

WHEREAS, at its meeting on October 20, 2020, council adopted Ordinance No. 5370 authorizing the Mayor to enter into an LPA Federal ODOT-LET Project Agreement for the CUY-77-0.42 interchange; and

WHEREAS, ODOT policy permits ODOT Project Engineers to review and approve change orders throughout the duration of the project with the intent to keep the project on moving and on schedule; and

WHEREAS, the City is a project sponsor per the Agreement with ODOT mandating that the City must share in the cost of change orders and desires to allow for a contingency amount to be used for such project changes.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Brecksville, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The Council hereby authorizes a contingency amount of two hundred fifty thousand dollars (\$250,000.00) to be used for project changes reviewed and approved by ODOT Project Engineers for the Miller Road Interchange Project.

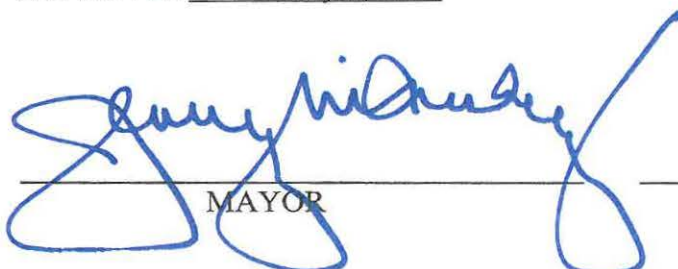
SECTION 2. The Council hereby appropriates sufficient funds to effectuate the provisions contained in Section 1 hereof, and the Director of Finance is hereby authorized to transfer the funds necessary to complete this expenditure from the available funds of the City. The Director of Finance be and is hereby further authorized to issue the fiscal officer's certificate necessary to make the expenditures as described in Section 1 hereof, and is further directed to issue vouchers of this City in the amounts and for the purposes as expressed in Section 1 hereof, said amounts to be charged to the appropriately designated Fund.

SECTION 3. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is the need to share in the cost of change orders for the Miller Road Interchange Project, therefore, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise, from and after the earliest period allowed by law.

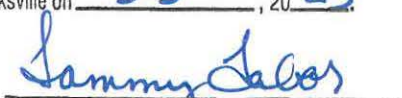
I do hereby certify that the foregoing is a true and correct copy of Ordinance No. 5584 duly passed by the Council of the City of Brecksville, Ohio, on 5.2, 20 23 and that same was duly posted in accordance with the existing Charter of the City of Brecksville on 5.5, 20 23.

PASSED: May 2, 2023


APPROVED: May 2, 2023



MAYOR



CLERK OF COUNCIL



CLERK OF COUNCIL