

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

HELD August 2, 2022

NOTICE OF PUBLIC HEARING

Council President Redinger opened the public hearing at 7:57 PM in the Ralph W. Biggs Council Chambers. Council President Redinger said the public hearing allows Council to accept input and provide information regarding the NOPEC natural gas aggregation program.

- Members Present: D. Caruso, AJ Ganim, D. Kingston,
L. Redinger, B. Savage, B. Stucky.
- Members Absent: A. Koepke.
- Others Present: Mayor Jerry N. Hruby, Prosecutor L. Sabol,
Engineer G. Wise, Finance Director L. Starosta,
CBO S. Packard, Planning & Development
Director M. Bartkiewicz, Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Lt. C. Mares,
Service Director R. Weidig, IT Technicians Myles
Rapkin & P. Packard, Council Clerk T. Tabor.

PUBLIC
HEARING
REGARDING
PLAN OF
OPERATION
AND
GOVERN-
ANCE FOR
NOPEC
NATURAL
GAS AGGRE-
GATION
PROGRAM

Council President Redinger read to following: Notice is hereby given that the Brecksville City Council will hold a public hearing pursuant to Section 4929.27(B), Ohio Revised Code, on the Plan of Operation and Governance for the NOPEC Opt-Out and Opt-In Natural Gas Aggregation Program (collectively, the “NOPEC Natural Gas Aggregation Program”) at 7:45 PM on August 2, 2022 and August 16, 2022 in the Brecksville City Hall, Ralph W. Biggs Council Chambers, 9069 Brecksville Road, Brecksville, Ohio 44141.

Council President Redinger asked for any comments or questions from Councilmembers. There were no comments or questions.

Council President Redinger asked for any comments or questions from audience members. There were no comments or questions.

- Motion to adjourn at 8:01 PM
- Motion by Redinger, seconded by Caruso.
- Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
- Nays: None.
- MOTION CARRIED 6-AYES, 0-NAYS.**

Council was **CALLED TO ORDER** in Regular Session by Council President Redinger at 8:03 P.M. in Ralph W. Biggs Council Chambers.

**CALL TO
ORDER**

**PLEDGE OF
ALLEGIANCE**

Following the **PLEDGE OF ALLEGIANCE**, members of Council answered to **ROLL CALL** as follows:

- Members Present: D. Caruso, AJ Ganim, D. Kingston,
L. Redinger, B. Savage, B. Stucky.
- Members Absent: A. Koepke.
- Others Present: Mayor Jerry N. Hruby, Prosecutor L. Sabol,
Engineer G. Wise, Finance Director L. Starosta,
CBO S. Packard, Planning & Development
Director M. Bartkiewicz, Purchasing Director R. Riser,
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ROLL CALL

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MINUTES OF THE JULY 19, 2022 REGULAR MEETING: Motion by Kingston, seconded by Ganim, to dispense with the reading of the July 19, 2022 regular meeting minutes and to accept same as presented.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.

**REGULAR
MEETING
MINUTES OF
7-19-2022
APPROVED**

RESOLUTION 5311 re: a Resolution appointing Connor S. Mares as a part-time, Firefighter/Paramedic for the Fire Department of the City of Brecksville; and declaring an emergency, was read by title.
Motion by Kingston, seconded by Ganim, to suspend the rules and place Resolution 5311 on third and final reading.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.
Motion by Caruso, seconded by Stucky, to pass Resolution 5311.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5311
APPOINT
PART TIME
FIREFIGHTER
PARAMEDIC-
MARES**

Fire Chief Zamiska said Connor Mares is a graduate of St. Edward's High School, where he was a member of the National Honors Society and also an Eagle Scout. Mr. Mares has an associate degree in Fire and Emergency Medical Services from Cuyahoga Community College. Connor Mares is a State certified Firefighter and Paramedic and currently holds a full-time position with the City of Parma Fire Department. Mr. Mares has already earned several certifications, including a dive certification and is a car seat technician.
Mayor Hruby administered the oath of office to Connor S. Mares. Connor Mares introduced his Parents, grandmothers and siblings in the audience. Connor's Mom had the honor of affixing the firefighter badge.

COMMENTS

OATH

RESOLUTION 5312 re: a Resolution authorizing the Mayor to execute an agreement on behalf of the City of Brecksville with Ken Ganley Chrysler Dodge Jeep Ram Bedford for the lease of a 2022 Jeep Grand Cherokee; and declaring an emergency, was read by title.
Motion by Kingston, seconded by Ganim, to suspend the rules and place Resolution 5312 on third and final reading.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.
Motion by Caruso, seconded by Stucky, to pass Resolution 5312.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5312
AUTH LEASE
AGREEMENT
FOR MAYOR
VEHICLE 2022**

RESOLUTION 5313 re: a Resolution authorizing the Mayor to complete the application process for the County American Rescue Plan Act funding through Cuyahoga County Council District 6; and declaring an emergency, was read by title.
Motion by Kingston, seconded by Ganim, to suspend the rules and place Resolution 5313 on third and final reading.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.
Motion by Caruso, seconded by Stucky, to pass Resolution 5313.
Ayes: Caruso, Ganim, Kingston, Redinger, Savage, Stucky.
Nays: None.
MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5313
AMERICAN
RESCUE PLAN
ACT FUNDING**

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RESOLUTION 5314 re: a Resolution accepting the proposal of Euthenics, Inc. for ongoing services throughout construction for the Miller Road Interchange Project; and declaring an emergency, was read by title.

**RES. 5314
ACCEPT
PROPOSAL-
EUTHENICS-
ONGOING
SERVICES**

Motion by Kingston, seconded by Ganim, to suspend the rules and place Resolution 5314 on third and final reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Resolution 5314.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

RESOLUTION 5315 re: a Resolution accepting a Permanent Sanitary Sewer and Sidewalk Easement and for installation and maintenance of sanitary sewer and public sidewalk facilities and appurtenances thereto in, under, across and through certain lands owned by Craig E. Ruth and known as PPN 603-01-022 ; and declaring an emergency, was read by title.

**RES. 5315
ACCEPT
STORM
SEWER AND
SIDEWALK
EASEMENT -
3148
ROYALTON
ROAD-CRAIG
E. RUTH**

Motion by Kingston, seconded by Ganim, to suspend the rules and place Resolution 5 on third and final reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Resolution 5315.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

RESOLUTION 5316 re: a Resolution accepting a Permanent Sanitary Sewer Easement for installation and maintenance of sanitary sewer facilities and appurtenances thereto in, under, across and through certain lands owned by the Grayson Family Revocable Living Trust and known as PPN 603-02-022; and declaring an emergency, was read by title.

**RES. 5316
ACCEPT
STORM
SEWER
EASEMENT -
9259
GLENWOOD
TRAIL**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Resolution 5316 on third and final reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Resolution 5316.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

ORDINANCE 5533 re: an Ordinance authorizing the establishment of an Opt-In Natural Gas Aggregation Program in the City jointly through NOPEC as a NOPEC member; and declaring an emergency, was read by title.

**ORD. 5533
AUTHORIZ-
ING ESTAB-
LISHMENT OF
OPT-IN
NATURAL
GAS AGGRE-
GATION
PROGRAM
THROUGH
NOPEC**

Motion by Kingston, seconded by Koepke, to suspend the rules and place Ordinance 5533 on third and final reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Ordinance 5533.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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ORDINANCE 5534 re: an Ordinance approving the Northeast Ohio Public Energy Council (NOPEC) Natural Gas Aggregation Program Plan of Operation and Governance for the purpose of jointly establishing and implementing a gas aggregation program as a NOPEC member; and declaring an emergency, was read by title.

Motion by Kingston, seconded by Ganim, to move Ordinance 5534 to second reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**ORD. 5534
APPROVING
PLAN OF
OPER. AND
GOVERN-
ANCE FOR
NOPEC
NATURAL
GAS AGGRE-
GATION
PROGRAM**

ORDINANCE 5535 re: an Ordinance enacting and adding Section 705.07 to Chapter 705 of the Business Regulations Code to establish a "Do Not Knock Registry"; and declaring an emergency, was read by title.

Motion by Kingston, seconded by Ganim, to suspend the rules and place Ordinance 5535 on third and final reading.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Caruso, seconded by Stucky, to pass Ordinance 5535.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**ORD. 5535
AMENDING
CHAPTER 705
TO
ESTABLISH
DO NOT
KNOCK
REGISTRY**

BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, August 8th at 7:30 P.M.

**BD. OF
ZONING
APPEALS**

PLANNING COMMISSION: Councilmember Stucky reported the next meeting of the Planning Commission will be August 4th at 7:00 P.M.

**PLANNING
COMMISSION**

RECREATION COMMISSION: Councilmember Ganim reported the next meeting of the Recreation Commission will be August 22.

**RECREATION
COMMISSION**

DEPARTMENT OF HUMAN SERVICES: No Report

**HUMAN
SERVICES**

TELECOMMUNICATIONS COMMISSION: Councilmember Savage had no report.

TELEC. COM.

SAFETY-SERVICE COMMITTEE: Councilmember Ganim reported the committee met earlier today and has no items for Council consideration.

**SAFETY-
SERVICE**

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

**STREETS &
SIDEWALKS**

UTILITIES COMMITTEE: Councilmember Stucky reported the committee met earlier and has one item for Council consideration.

**UTILITIES
COMMITTEE**

DOMINION ENERGY: Approval to allow Dominion Energy to work (72) hours continuously on the relocation of gas lines near Town Square.

**DOMINION
ENERGY**

Motion by Stucky, seconded by Caruso

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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BUILDINGS & GROUNDS COMMITTEE: No Report.

**BUILDINGS &
GROUNDS**

LEGISLATION COMMITTEE: No Report.

LEGISLATION

FINANCE COMMITTEE: Councilmember Caruso reported the committee met earlier today and has two items for Council consideration.

**FINANCE
COMMITTEE**

HUMAN SERVICES KITCHEN: Approval of an Increase to Blanket Purchase Order #BL223105 in the amount of \$3,000.00 for Human Services Kitchen Disposables due to price increases and an increase in the number of customers served. Account #110330 2201

**HUMAN
SERVICES
KITCHEN**

Motion by Caruso, seconded by Savage.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

PROFESSIONAL BILLS - Approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$15,161.33; Lisa Sabol in the amount of \$4,427.50; Kulchystsky Architects, LLC in the amount of \$93.75; J Neusser, LLC in the amount of \$2,000.00; and Donald G. Bohning & Associates in the amount of \$22,042.50 and Sixmo in the amount of \$697.50; Total of all invoices \$44,422.58.

**MONTHLY
BILLS FOR
PROFESS-
IONAL
SERVICES**

Motion by Caruso, seconded by Savage.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

REPORT OF LAW DIRECTOR: No Report.

LAW

REPORT OF ENGINEER: No Report.

ENGINEER

REPORT OF FINANCE DIRECTOR: No Report.

FINANCE

REPORT OF BUILDING DEPARTMENT: C.B.O. Packard reported in July the Building Department issued 111 permits with a valuation of \$1,069,198.00 and the total receipts collected of \$105,720.86.

**BUILDING
DEPT.**

REPORT OF PLANNING & COMMUNITY DEVELOPMENT DIRECTOR: Director Bartkiewicz reported the City will be looking into submitting US Department of Transportation Reconnecting Communities discretionary grant program for a planning study that will focus on the downtown and civic districts. The program is for Main Street revitalization and roadway design, parks and trails. Planning & Community Development Director Bartkiewicz is also working on updates to the economic development page on the website.

**PLANNING
AND
COMMUNITY
DEVELOP-
MENT**

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: Fire Chief Zamiska thanked Council for their support by hiring Connor Mares as a part-time firefighter paramedic.

FIRE

REPORT OF RECREATION DEPARTMENT: No Report.

RECREATION

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REPORT OF THE MAYOR: Mayor Hruby said the ribbon cutting at the new **MAYOR** school at Blossom Hill was a success. Mayor Hruby said the Brecksville Charter requires the appointment of (9) members and (1) alternate that will form a Charter Review Commission every (10) years. Any changes recommended will be placed on the November 2023 election ballot for approval by the residents. Mayor Hruby asked residents to submit applications to be considered for appointment and asked each Councilmember to recommend a resident for appointment to the Commission. Mayor Hruby said former Councilmember, Kiwanian and Brecksville Resident Carl Opatrny is gravely ill and well wishes are requested for Carl and his family.

Motion by Redinger, seconded by Caruso, to adjourn the regular meeting at 8:29 **ADJOURN**
P.M.

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

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL