



City of Brecksville, Ohio
City Council Regular Meeting
 Ralph W. Biggs City Council Chambers
 April 01, 2025 – 8:00 PM.

In compliance with the Americans with Disabilities Act, those requiring accommodation for meetings should notify the City Clerk’s Office at least three days prior to the meeting at (440)526-2609.

AGENDA

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.

Call to Order

Pledge of Allegiance

Roll Call

Approval of Minutes

1. Approval of March 18, 2025 Council Minutes
2. Approval of March 18, 2025 Council Special Meeting Minutes

New Business

3. **RES. 5671** - a Resolution authorizing the appointment of Gabriella Walters to the position of Police Officer in the Police Department of the City of Brecksville.
4. **RES. 5672** - a Resolution authorizing the Mayor to execute a General Agreement regarding Law Enforcement Assistance between The United States Department of the Interior National Park Service and the Brecksville Police Department.
5. **ORD. 5779** - an Ordinance amending Section 2 of Ordinance 5760 to amend the authorized vendor and add add the Landscape Structures, Inc. proposal.

Report of Council Representatives: Board of Zoning Appeals, Planning Commission, Recreation Commission, Human Services Advisory Board.

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

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.

Report of the Mayor

Adjournment

Mayor and Safety Director: Daryl Kingston

City Council Members: Dominic Caruso; *President*; Beth Savage, *Vice President*; Dan Bender, AJ Ganim, Mark Jantzen, Ann Koepke, Brian Stucky.

Clerk: Tammy Tabor

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1:38:00

Call to Order

Pledge of Allegiance

Roll Call

Present: Council President Caruso, Council Vice President B. Savage, Councilmembers: D. Bender; AJ Ganim, A. Koepke; M. Jantzen, B. Stucky. Mayor Kingston, Law Director D. Matty, Asst. Law Director L. Sabol, City Engineer Wise, Finance Director L. Starosta, Fire Chief M. Bender, Police Chief Korinek, CBO Scott Packard, Purchasing Director M. Bartkiewicz, Media Specialist M. Rapkin, Clerk T. Tabor.
Absent:None.

Guests: Kevin DiGeronimo, Luke Skrovan, Noah Lastoria, Joanne Scudder, Irene Allen, many police officers, staff and family were present recognizing Lt. Mares.

Approval of Minutes

1. Approval of March 4, 2025 Minutes.

Motion made by Koepke, Seconded by Jantzen.
Voting Yea: Caruso, Jantzen, Koepke, Savage, Stucky.
Voting Abstaining: Bender, Ganim.

New Business

2. Proclamation - Recognize Lt. Craig Mares upon his retirement from the Brecksville Police Department.

Mayor Kingston said he is very thankful for the 34 years of service of Lt. Mares has given to the City of Brecksville. Lt. Mares wife Lisa, and their children Conner, Kyle, Gabriella and Ryan were also in attendance. Clerk Tabor read the Proclamation presented to Lt. Mares. Lt. Mares thanked former Police Chiefs Kancler, Carlin, Mannarino, Goodrich and current Police Chief Korinek. Lt. Mares also thanked the officers he served with and had an impact on his career. Lt.'s Coleman, Chrisopolus, Jereb, Johnson. Sgt.'s Bowman, Faulhaber, Detectives and all of the officers he has worked with.

3. RES. 5669 - a Resolution accepting a Temporary Grading and Access Easement across certain lands owned by Lawrence J. Wanicki and known as PPN 605-25-008.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Bender, Caruso, Ganim, Koepke, Jantzen, Savage, Stucky
Nays: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.
Motion by Stucky, seconded by Bender, to pass Resolution 5669.
Voting Yea: Bender, Caruso, Ganim, Jantzen, Koepke, Savage, Stucky
Abstain: None.
MOTION CARRIED: 7- Ayes, 0-Nays, 0-Abstain.

4. RES. 5670 - a Resolution making necessary transfers and advances between certain funds for the fiscal year ending December 31, 2025.

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

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

Motion by Stucky, seconded by Bender, to pass Resolution 5670.

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

Abstain: None.

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

Council Members Bender and Ganim were excused from the meeting due to a conflict of interest.

5. **ORD. 5774** - an Ordinance authorizing the establishment of a Community Entertainment District and designating certain property in the City of Brecksville as a Community Entertainment District pursuant to ORC Section 4301.80.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

MOTION CARRIED: 5- Ayes, 0-Nays, 0-Abstain.

Motion by Stucky, seconded by Bender, to pass Ordinance 5774.

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

Abstain: None.

MOTION CARRIED: 5- Ayes, 0-Nays, 0-Abstain.

6. **ORD. 5775** - an Ordinance authorizing the purchase of two Lifepak 35 Heart Monitor/Defibrillators and accessories for use by the Fire Department from Stryker Sales, LLC through SourceWell.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

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

Motion by Stucky, seconded by Bender, to pass Ordinance 5775.

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

Abstain: None.

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

7. **ORD. 5776** - an Ordinance repealing Ordinance No. 5367 and authorizing an agreement with the City of Strongsville to increase the rate for prisoner housing services for the Brecksville Police Department.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

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

Motion by Stucky, seconded by Bender, to pass Ordinance 5776.

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

Abstain: None.

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

8. **ORD. 5777**— an Ordinance authorizing the Mayor to accept an LPA Federal ODOT-LET Project Agreement No. 40368 Amendment for the CUY-SR 021-02.93 Road Repaving Project

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

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

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Motion by Stucky, seconded by Bender, to pass Ordinance 5777.

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

Abstain: None.

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

- 9. ORD. 5778** - an Ordinance accepting the bid of Fabrizi Trucking and Paving Co., Inc. for the Sentinel Drive Culvert Replacement Project.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Abstain: Bender.

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

Motion by Stucky, seconded by Bender, to pass Ordinance 5778.

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

Abstain: Bender.

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

- 10. ORD. 5779** - an Ordinance accepting the bid from Fabrizi Trucking and Paving Co., Inc. for the Highland Drive Culvert Replacement Project.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Abstain: Bender.

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

Motion by Stucky, seconded by Bender, to pass Ordinance 5778.

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

Abstain: Bender.

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

Report of Council Representatives: Board of Zoning Appeals, Planning Commission, Recreation Commission, Human Services Advisory Board.

Board of Zoning Appeals - Council Member Stucky

APPEAL 2025-06

Motion for approval of a variance from Section 1151.24 minimum 60' rear yard setback required to allow 47' for an addition located at 6566 Queens Way, PPN 603-13-066.

Motion by Stucky, seconded by Bender..

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

Abstain: Bender.

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

APPEAL 2025-07

Motion for approval of a variance from Section 1151.24 minimum 125' front yard setback required to allow 62.66' for the construction of an addition on a non-conforming house, located at 10825 Snowville Rd, PPN 605-17-001.

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Motion by Stucky, seconded by Bender..

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

Abstain: None.

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

APPEAL 2025-08

Motion for approval of (1) a variance from Section 1151.24 minimum 125' front yard setback to allow 84.2' (2) a variance from Section 1151.24 minimum 10' side yard setback to allow 4.5' (3) a variance from Section 1151.24 minimum total of 30' side yards to allow 24.2' (4) a variance from Section 1151.24 minimum 60' rear yard setback to allow 10.2' for the construction of an addition on a non-conforming house on a non-conforming lot, located at 9019 Highland Dr, PPN 601-33-031.

Motion by Stucky, seconded by Bender.

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

Abstain: None.

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

Planning Commission - Council President Caruso

THE ESTATES AT BRECKENRIDGE TREE FELLING – SNOWVILLE RD.

Motion to remove from the table and deny for tree felling located at Snowville Road, Brecksville, Ohio, Permanent Parcel Number 60518001, as described in the application dated February 3, 2025.

Motion to deny by Caruso, seconded by Savage.

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

Abstain: None

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

Recreation Commission - Council Member Ganim

Next meeting of the Recreation Committee is March 31, 2025.

Human Services Advisory Board - Council Member Koepke

Next meeting of the Human Services Advisory Board is April 8, 2025.

Report of Council Committees:

Safety Service Council Member Koepke

Vehicle Oil & Lubricant Supply - Accepting the proposal of Reladyne to supply oil and lubricants for the City of Brecksville vehicles.

Motion by Koepke, seconded by Ganim.

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

Abstain: None.

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

Streets & Sidewalks

Brecksville Road (S.R. 21) Resurfacing CUY SR 021-2.93 - Authorizing the Purchasing Director to advertise Brecksville Road (S.R. 21) Resurfacing CUY SR 021-2.93 (PID 110610) for public bidding upon receipt of ODOT's approval.

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Motion by Stucky, seconded by Bender.

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

Abstain: None.

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

Utilities

Sentinel Drive Culvert Replacement Project - Approval of the proposal of Donald G. Bohning & Associates for construction related services for the Sentinel Culvert Replacement Project including Construction Staking, Construction Management, Review & Approval of Pay-Apps, As-builts, and Complete Project Close paperwork for a fee of \$10,630.00.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

Highland Drive Culvert Replacement Project - Approval of the proposal of Donald G. Bohning & Associates for construction related services for the Highland Drive Culvert Replacement Project including Construction Staking, Construction Management, Review & Approval of Pay-Apps, As-builts, and Complete Project Close paperwork for a fee of \$14,015.00.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

9696 Brecksville Road – Westview Drive Storm Sewer Extension – Approval of the proposal of Donald G. Bohning & Associates, Inc. in the amount of \$17,300.00 for Engineering and Surveying Services as it relates to the 9696 Brecksville Road – Westview Drive Storm Sewer Extension Project.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

Buildings & Grounds

Chiller Inspections - Approval of a purchase requisition to Trane accepting a three year Service Agreement with Trane for inspection of HVAC Chillers at the Brecksville Community Center, Brecksville Human Services Building and the Brecksville Police Station in the amount of \$6,433.00 for year one.

Motion by Jantzen, seconded by Koepke.

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

Abstain: None.

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

Post Office Annex- Approval of a purchase requisition to Silco Fire and Security to install Fire and Burglar Alarms at the Postal annex.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

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City Hall Renovations - Approval of an increase to PO #25000267 in the amount of \$12,000.00 for additional materials for the City Hall Renovation North End Project.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

Legislation - Council Member Bender - No Report

Finance - Council member Savage – Reported the committee met earlier this evening and has no items for Council consideration.

Community Entertainment District approval of a motion authorizing an application fee to reimburse the City of Brecksville for costs incurred for consideration of a Community Entertainment District.

Motion by Caruso, seconded by Savage.

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

Abstain: None.

MOTION CARRIED: 5- Ayes, 0-Nays, 2-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– No Report.

Director of Finance - No Report.

Director of Human Services - Dr. Steve Paciorek - No Report.

Service Director Joseph Kickel – No Report.

Director of Purchasing, Monica Bartkiewicz– No Report.

Chief of Police Department, Stan Korinek– No Report.

Chief of Fire Department - Mark Bender - No Report.

Report of the Mayor

Report of Mayor: Daryl Kingston - Mayor Kingston said there will be a statewide Tornado Drill at 9:50 AM tomorrow March 19, 2025.

8:29 PM

Motion made by Caruso, Seconded by Savage.

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

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

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

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9:10

Call to Order**6:30 PM****Roll Call**

Present: Council President Caruso, Council Vice President B. Savage, Councilmembers: D. Bender; AJ Ganim, A. Koepke; M. Jantzen, B. Stucky. Mayor Kingston, Law Director D. Matty, Asst. Law Director L. Sabol. Media Specialist M. Rapkin, Clerk T. Tabor.

Absent: None.

Guests: Kevin DiGeronimo, John Neal.

Council Members Bender and Ganim were excused due to a conflict of interest.

1. **Community Entertainment District** - The City of Brecksville will hold a public meeting at 6:30 PM on March 18, 2025, to consider proposed legislation. The City of Brecksville is providing public notice that VA Vesta II, LLC has submitted an application to have a 71 -acre area declared a Community Entertainment District. Specifically, application was made on January 31, 2025, with Mayor Kingston to establish the "Valor Acres Community Entertainment District," Pursuant to Ohio Revised Code §4301 .80. This effort will authorize the issuance of up to fourteen (14) new liquor permits to qualified businesses that apply with, and are granted approval by, the Ohio Division of Liquor Control, to operate a liquor permit establishment in the District. The benefits of Valor Acres Community Entertainment District are many and include the addition of numerous new businesses, nearly 800 new jobs, and new annual tax revenues totaling over \$10 million. Mayor Kingston has recommended the approval of the establishment of the District. VA Vesta II, LLC's application is on file in the office of the Clerk of Council and is available for inspection by the public during regular business hours.

Mr. Neal presented information regarding a proposed Community Entertainment District (CED) at Valor Acres. The Community Entertainment District is a method that is given to municipalities by Ohio statute to form entertainment districts that act as an additional set of liquor licenses in select circumstances. A Community Entertainment District is a separate pot of liquor licenses that are made available to qualifying businesses that are located within the bounds the geographic bounds of the Community Entertainment District in that District only so it is basically a confined population of special permits for businesses in that particular District. The benefit to doing so is where the quota population of permits for the entirety of the city is exhausted, so in other words if anyone wanted to obtain a new liquor license in the city of Brecksville such person would have to file an application but no permits are available because all of them are taken up by other users. Therefore that applicant would have to sit on a waiting list in what we call a no opening position until such time as one of the other permits became available. What the CED does is allows for a separate population of permits and it allows for those applicants within the district to apply for a new license from the State and get it at the State minimum application cost of approximately \$2,844.00 so the difference is that those users do not have to go through a transfer process whereby they have to buy a liquor permit off somebody else and transfer it into the city. The city could see a large number of TREX liquor permit applications. The City doesn't necessarily want to issue TREX permits, every time you bring in a TREX liquor permit into the city's limits that license can subsequently be retransferred within anywhere within your city limits without your endorsement or approval. The City always has an objection right but there's a difference TREX permits when they first come in must have an endorsement and an approval by this Council. Restaurants and other hospitality users could give you an unintended consequence down the road of those licenses ending up somewhere outside of the Valor Acres Community Entertainment District. The CED conversely confines everything in that one space. We believe that the CED is a catalyst for enormous economic growth and will benefit the city. We ask for your support.

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14:52

Council President Caruso said he views the CED as an important tool to attract the finest tenants to the City.

Council President Caruso said he has been in the food and beverage business his whole adult career and sees the importance of this. There is one restaurant that was announced that he has done business with for years and the CED would be a critical part to finalizing and coming to Brecksville. Council President Caruso said he agrees with your commentary about the TREX licenses. This is much more favorable because it ties to the geographic area in Valor Acres. It creates a pool, it doesn't mean they're all going to get used, but it puts Brecksville, in his opinion, in the best position for long-term success

Council Member Koepke said for those that might be listening the first time this is for 14 liquor licenses within the parameters that was drawn at Valor Acres.

Mr. Neal said that is correct. The application sets forth, in legal description form and also in in in a map form, the boundaries of the CED that we have proposed and all 14 those licenses will be within that district. Mr. Neal clarified this district doesn't llace 14 brand new liquor permits within the boundaries of the CED. It makes available to applicants the ability to make an application and get a permit if they otherwise qualify and if this Council otherwise doesn't object. The City and the Police have the opportunity to exercise their objections this does not just put 14 liquor permits into a space This is merely an opportunity to apply for one and go through the regular process.

Council President Caruso said the applicants would still come before planning and Council for approval, we're not giving up any controls.

Mr. Neal said that is accurate and he was asked the question of what kind of control does the city lose if it does this and I acknowledged the fact that it loses nothing. All the same processes are followed and if for some reason this was not something that the city ultimately found to be beneficial through however long it was in existence. The code actually provides the ability for this Council to go back and remove it and revise it. If adopted this Council has complete control through the legislative process.

Council Member Stucky asked if a restaurant obtains a liquor license goes out of business in five years, what happens to the liquor permit they held.

17:50

Mr. Neal said traditionally that license is just cancelled. Usually the owner does not renew the permit, because they don't pay the yearly fee and send in the application. They file a one-page piece of paper saying they were cancelling their license. The license becomes inactivated and it goes back into the pot of what I'm calling it the "quota pot" of available permits that someone else may apply for.

Council Member Stucky asked if it could be sold outside the CED.

Mr. Neal said it cannot be sold for use outside of the CED. That's in section 4301 80 of the code actually It's reflected in two different sections 4303. 161 where it explicitly says these licenses cannot leave the geographic bounds of the CED. Mr. Neal provided a quote to that effect. The D5g permit, which is what a Community Entertainment District permit is. "Permit shall be issued only within a Community Entertainment District" that is designated under Section 4303.18 of the Revised Code it can only be issued there and that also means it can't be issued somewhere else. "The location of a D5j permit may be transferred only within the geographic boundaries of the Community Entertainment District in which it was issued and shall not be transferred outside the geographic boundaries of that district."

Council Member Stucky asked if the 75 Acres that make up the CED are actually three different parcels, what happens if one of those parcels is sold so that you don't have the 75 Acres anymore to hold your 14 liquor licenses.

Mr. Neal said the sale of a piece of property within the district does not invalidate or terminate the CED. It's not who owns every parcel within the CED does not have to be owned by the same owner. The code allows for a one owner within a designated area within a designated CED to make the application. If one of these Parcels was sold to somebody else the CED maintains its status as the Community Entertainment District but nothing else changes. Anyone who wants to come in here and apply for a license still has to go through all the processes that we've discussed.

Council Member Stucky said somebody could come in and buy a portion of that property and they then could apply for one of the CED liquor licenses one of the 14 if there's any available.

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Mr. Neal said to obtain a liquor license, a D-class liquor license, the applicant must be the food service operator you cannot obtain a liquor license no matter what unless you are a licensed food business.

Council Member Stucky if a qualified company is they would have a chance if there's any liquor licenses available in the CED to apply for one of those.

Mr. Neal said yes.

Council Member Stucky asked what happens if there's none available and they want to do their own CED inside the CED.

Mr. Neal said that can'y be done. If the 14 permits that this CED authorizes were to be taken up by virtue of being issued to 14 users, without doing anything new that user would have to come to Council for a TREX transfer.

Council Member Stucky said a company could apply for a TREX permit. This would have to be individual ones.

Mr. Neal said yes. In other words, if 14 permits were ever to be issued and someone wanted another CED, they would have to come back before this Council. The acreage would have to be separate and independent from the acreage that it's already used to form this CED. You cannot overlap them.

Council Member Stucky said he wanted to make sure the City was safeguarded and that 14 was the top number of available CED permits.

Mr. Neal said correct. Further discussion on the point, what could happen is, if other larger developments are created, a second CED could be formed. Crocker Park, in Westlake, is an example. They had CED - 1 and they had so much development and so many restaurant users that they had to form a second one. Those two geographic boundaries are separate. The CED's do not overlap and must have the requisite acreage for the second one to be able to form.

Council Member Stucky said that is what he wanted to confirm.

Council President Caruso said the Valor Acres Development is landlocked. Crocker Park had more area to develop a second CED.

Council Member Jantzen said the topic of a CED has nothing to do with what can be built at Valor Acres. What can be built will be considered separately by the Planning Commission and City Council.

Hearing no further comments, Council President Caruso moved to adjourn the meeting.

Adjourn

6:54 PM

Motion made by Caruso, Seconded by Savage.

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

MOTION CARRIED: 5- Ayes, 0-Nays, 0-Abstain.

25:30

**A RESOLUTION APPOINTING GABRIELLA WALTER
TO THE POSITION OF FULL-TIME POLICE OFFICER
IN THE POLICE DEPARTMENT OF THE CITY OF
BRECKSVILLE; AND DECLARING AN EMERGENCY**

WHEREAS, in order to fill a vacancy for the position of Police Officer existing in the Police Department, the Civil Service Commission of the City of Brecksville has provided the appointing authority with a list of eligible candidates to fill such vacancy.

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

SECTION 1. Upon the recommendation of the Director of Public Safety, Gabriella Walter be and is hereby appointed to the position of full-time Police Officer in the Police Department of the City of Brecksville commencing on or after April 1, 2025.

SECTION 2. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency being that it relates to the daily operation of a municipal department, therefore, this Resolution 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.

PASSED: _____

APPROVED: _____

MAYOR

CLERK OF COUNCIL

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GENERAL AGREEMENT REGARDING LAW ENFORCEMENT ASSISTANCE BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE AND THE BRECKSVILLE POLICE DEPARTMENT; AND DECLARING AN EMERGENCY

WHEREAS, Cuyahoga Valley National Park is under concurrent jurisdiction, and the National Park Service and the Brecksville Police Department therefore share a common interest in law enforcement in and around the Cuyahoga Valley National Park.

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

SECTION 1. The Mayor be, and hereby is, authorized to execute a General Agreement Regarding Law Enforcement Assistance between The United States Department of the Interior National Park Service and the Brecksville Police Department, a copy of which Agreement is attached hereto as Exhibit “A” and expressly made a part hereof by reference.

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 expressed in Section 1 hereof, said amounts to be charged to the appropriately designated Fund.

SECTION 3. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency relates to law enforcement in and around the Cuyahoga Valley National Park, therefore, said Resolution 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.

PASSED: _____

APPROVED: _____

MAYOR

CLERK OF COUNCIL

ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5779

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A GENERAL AGREEMENT REGARDING LAW ENFORCEMENT ASSISTANCE BETWEEN THE UNITED STATES DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE AND THE BRECKSVILLE POLICE DEPARTMENT; AND DECLARING AN EMERGENCY

WHEREAS, Cuyahoga Valley National Park is under concurrent jurisdiction, and the National Park Service and the Brecksville Police Department therefore share a common interest in law enforcement in and around the Cuyahoga Valley National Park.

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

SECTION 1. The Mayor be, and hereby is, authorized to execute a General Agreement Regarding Law Enforcement Assistance between The United States Department of the Interior National Park Service and the Brecksville Police Department, a copy of which Agreement is attached hereto as Exhibit "A" and expressly made a part hereof by reference.

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SECTION 3. The Council declares this Resolution to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency relates to law enforcement in and around the Cuyahoga Valley National Park, therefore, said Resolution 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.

PASSED: April 1, 2025

APPROVED: April 1, 2025

MAYOR

CLERK OF COUNCIL