

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

HELD March 2, 2021

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Council was **CALLED TO ORDER** in Regular Session by Council Vice 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: L. Carouse, Jr., D. Caruso, D. Kingston, A. Koepke,
L. Redinger, K. Veras.

ROLL CALL

Members Absent: M. Harwood.

Others Present: Mayor Jerry N. Hruby, Assistant Law Director DiGeronimo,
Engineer G. Wise, Myles Rapkin, Council Clerk T. Tabor.

Teleconference: Law Director D. Matty, Finance Director L. Starosta,
CBO S. Packard, Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Chief W. Goodrich,
Recreation Director T. Tupa, Service Director
R. Weidig.

MINUTES OF THE FEBRUARY 16, 2021 REGULAR MEETING: Motion by Carouse, seconded by Caruso, to dispense with the reading of the February 16, 2021 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 2-16-2021 APPROVED

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

RESOLUTION 5136 re: a Resolution authorizing the settlement of the non-compliance by Scratch Off Systems, Inc. to its Economic Incentive and Job Preservation Agreement dated February 18, 2014, by accepting a Cognovit Promissory Note in the amount of \$33,759.00; and declaring an emergency, was read by title.

RES. 5136 SETTLEMENT WITH SCRATCH OFF SYSTEMS, INC. TO ITS ECONOMIC INCENTIVE AND JOB PRESERVATION AGREEMENT

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5136 on third and final reading.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Carouse, seconded by Caruso, to pass Resolution 5136.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

ORDINANCE 5394 re: an Ordinance authorizing the Mayor to enter into an Adoption Agreement with Ohio Deferred Compensation to add the Roth 457 option to the current Ohio Public Employees Deferred Compensation Plan; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5394 on third and final reading.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Carouse, seconded by Caruso, to pass Ordinance 5394.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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ORDINANCE 5395 re: an Ordinance accepting the bids of JD Striping & Services, Inc., Specialized Construction, Inc., Konstruction King, Set in Stone Contracting. LLC., Cuyahoga Fence, LLC, Ronyak Paving, Inc., and Chagrin Valley Paving for various portions of the 2021 Road Maintenance Program for the Service Department of the City of Brecksville; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5395 on third and final reading. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. Motion by Carouse, seconded by Caruso, to pass Ordinance 5395. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. ORDINANCE 5396 re: an Ordinance amending Ordinance No. 5333 to accept the Value Engineering proposal for Alt A3 and Three (3) additional storefronts submitted by Capitol Aluminum & Glass Corporation for Window Replacement At 4450 Oakes Road Blossom Hill, Building 7; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5396 on third and final reading. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. Motion by Carouse, seconded by Caruso, to pass Ordinance 5396. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. ORDINANCE 5397 re: an Ordinance to amend Ordinance No. 5377 making appropriations for current expenses of the City of Brecksville during the fiscal year ending December 31, 2021, making necessary appropriation and revenue adjustments; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5397 on third and final reading. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. Motion by Carouse, seconded by Caruso, to pass Ordinance 5397. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. ORDINANCE 5398 re: an Ordinance authorizing the Mayor to execute an amended and restated Economic Incentive and Relocation Agreement with Fab Tech LLC concerning the granting by the City of certain incentives to create and preserve jobs within the City of Brecksville; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5398 on third and final reading. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS. Motion by Carouse, seconded by Caruso, to pass Ordinance 5398. Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 6-AYES, 0-NAYS.	ORD. 5395 2021 ROAD MAINT. JD STRIPING, SPECIALIZED CONST., KON- STRUCTION KING, SET IN STONE, CUY. FENCE, RON- YAK PAVING, CHAGRIN VALLEY PAVING ORD. 5396 CAPITOL ALUMINUM & GLASS CORPORA- TION FOR WINDOW REPLACE- MENT AT 4450 OAKES ROAD ORD. 5397 APPROPRIA- TIONS ORD. 5398 ECONOMIC INCENTIVE AND RELOCATION AGREEMENT WITH FAB TECH LLC
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ORDINANCE 5399 re: an Ordinance authorizing the purchase of a Hook Lift Debris/Leaf Collector from ODB for the Service Department through SourceWell (formerly The National Joint Powers Alliance); and declaring an emergency, was read by title. **ORD. 5399 HOOK LIFT DEBRIS/LEAF COLLECTOR FROM ODB FOR THE SERVICE DEPARTMENT THROUGH SOURCEWELL**

Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5399 on third and final reading.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Carouse, seconded by Caruso, to pass Ordinance 5399.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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

PLANNING COMMISSION: Mayor Hruby on behalf of Council President Harwood reported the next meeting of the Planning Commission will be March 4th at 7:00 P.M. From the February 18th meeting, the Planning Commission recommends the following two items. **PLANNING COMMISSION**

JUICE LAB – 8215 CHIPPEWA ROAD: A permit for a 13.6 square foot, permanent, wall, identification sign with external illumination for Juice Lab, 8215 Chippewa Road, PP #601-35-002, as described in the application dated January 27, 2021 and attached plans by Ruff Neon Signs and Lighting Maintenance Inc., contingent upon City Council's approval of the following deviation: **JUICE LAB SIGN 8215 CHIPPEWA ROAD**

A deviation from Section 1187.09(c) of the maximum 12.45 square foot wall sign to allow 13.6 square feet.

Motion by Carouse, Seconded by Veras.
Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

SHERWIN WILLIAMS COMPANY TREE SAVINGS PLAN – SHERWIN BRECKSVILLE ROAD & MILLER ROAD: Preliminary and Final Approval of the Tree Savings Plan to support relocation of an existing stream on PP #604-08-008, north of Miller Road and west of Brecksville Road, in Brecksville, Ohio, as described in the application dated February 3, 2021 by The Sherwin Williams Company and contingent on approval of the City Engineer, City Arborist and City Council. **WILLIAMS COMPANY TREE SAVINGS PLAN BRECKSVILLE ROAD & MILLER ROADS**

TRCL-1 Tree Clearing Plan, Sherwin Williams Company, January 15, 2021.

Motion by Carouse, Seconded by Caruso.
Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

RECREATION COMMISSION: Councilmember Redinger reported the previous meeting of the Recreation Commission was February 22, 2021. The Commission discussed the **RECREATION COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Councilmember Veras reported the next meeting of the Human Services Advisory Board will be March 9th at 3:00 P.M. **DEPT. OF HUMAN SERVICES**

TELECOMMUNICATIONS COMMISSION: Councilmember Carouse said the Commission met on February 21st. There are no items to present. **TELEC. COM.**

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

SOUTHWEST COUNCIL OF GOVERNMENTS: Approval of a purchase requisition in the amount of \$22,500.00 to Southwest Council of Governments for annual membership fees. Southwest Enforcement Bureau -Police \$12,500.00 Account #110210 2103. Southwest Emergency Response Team -Fire \$10,000.00 Account #290260 2103 . **SOUTHWEST COUNCIL OF GOVERNMENTS**

Motion by Caruso, Seconded by Kingston.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

STREETS & SIDEWALKS COMMITTEE: Councilmember Carouse reported the committee met earlier today and **STREETS & SIDEWALKS**

TANAGER TRAIL: Approval of a purchase requisition to Donald G. Bohning & Associates provide construction related services for the Tanager Trail Pavement Reduction Project including Construction Staking, Construction Management, Review & Approval of Pay-Apps, and Complete Project Close paperwork for a fee of \$6,250.00. **TANAGER TRAIL PAVEMENT REDUCTION**

Motion by Carouse, Seconded by Veras.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

UTILITIES COMMITTEE: Councilmember Kingston reported the committee met earlier and will hold a meeting on March 9th to continue discussion on changes to the proposed sign code. **UTILITIES COMMITTEE**

CONIFER ACRES: Approval of a purchase requisition to Donald G. Bohning & Associates to provide construction related services for the Conifer Acres Storm Water Management Outfall Sewer & Slope Slippage Repair Project including Construction Staking, Construction Management, Review & Approval of Pay-Apps, Asbuilts, and Complete Project Close paperwork for a fee of \$10,130.00. Construction Fees are reimbursable through the County D-13 Storm Sewer Funds. **CONIFER ACRES STORM WATER MGMT PROJECT**

Motion by Kingston, Seconded by Carouse.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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

GILLESPIE BACKFLOW: Approval of a Purchase Requisition in the amount of \$4,613.30 to Gillespie Backflow, Inc. for the annual services for Backflow Preventer Inspections for (54) City locations, and charged to (8) different accounts. **GILLESPIE BACKFLOW INSPECTIONS**

Motion by Veras, Seconded by Caruso.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

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JS CONTROLS LLC: Approval of a purchase requisition to JS Controls LLC in the aggregate amount of \$9,400.00 for the replacement and installation of NO2 and CO gas detection sensors in the Horticulture Garage and Service Vehicle Storage Garage. Account 110171 2603 (Horticulture) to be charged 5,560.00, Account #110170 2603 (Service) to be charged \$3,840.00.

**JS CONTROLS
LLC GAS
DETECTION
SENSOR
REPLACE-
MENT &
INSTALL**

Motion by Veras, Seconded by Caruso.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

4450 OAKES ROAD: Approval of a Purchase Requisition to SafeAir Contractors, Inc. in the aggregate amount of \$12,218.00 for the removal and disposal of asbestos-containing windows at 4450 Oakes Road, Blossom Hill, Building 7 for phase two of the Window Replacement Project. Account #C490161 3202 Project #BI210003

**4450 OAKES
ROAD
REMOVE &
DISPOSE
ASBESTOS
MATERIALS**

Motion by Veras, Seconded by Caruso.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

LEGISLATION COMMITTEE: Councilmember Koepke reported the committee met earlier today and has scheduled a meeting for March 9, 2021 at 5:30 PM to discuss changes to the Sign Ordinance.

**LEGISLATION
COMMITTEE**

FINANCE COMMITTEE: Councilmember Redinger said the committee met earlier today and has (2) items for Council consideration.

**FINANCE
COMMITTEE**

IT TOOLS: Approval of a Blanket Vendor Purchase Requisition in the aggregate amount of \$6,477.60 for miscellaneous tools for the IT Department. Account #110135 2501.

**IT
DEPARTMENT
TOOLS**

Motion by Redinger, Seconded by Carouse.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

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 \$14,705.33; Sergio I. DiGeronimo in the amount of \$6,462.50, Roger Wadsworth in the amount of \$350.00; Kulchitsky Architects, LLC in the amount of \$318.75; J Neusser, LLC in the amount of \$2,125.00; and Donald G. Bohning & Associates in the amount of \$18,424.00 and Sixmo in the amount of \$350.00. Total of all invoices \$42,735.58.

**BILLS FOR
PROFESS-
IONAL
SERVICES**

Motion by Redinger, seconded by Carouse.

Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.

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: No Report.

BUILDING

REPORT OF SERVICE DIRECTOR: No Report.

SERVICE

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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 reported Purchasing Director Riser and MAYOR Service Director Weidig have submitted and received a recycling grant in the amount of \$6,000.00. The City also received a grant from Cuyahoga County in the amount of \$68,000 for the cost of materials to pave Riverview Road south of Snowville Road to the county line. That grant is for materials, the work will be performed by our Service Department. Mayor Hruby said he appreciates the county's support of giving us that money. The city picks up the bulk of the cost on these projects by doing the paving. Congratulations to Ron and Becki on getting both of those grants.

Mayor Hruby said the Fire Department, our ambulance service, is participating in a program which the media describes as doctors and ambulance. It's a partnership between Metro Health and the City of Brecksville Fire Department. Brecksville is one of four agencies in this region to be selected to participate. It gives immediate contact through the internet for a physician to speak to the paramedics and also to observe the patient. It's a pilot project and looks like it's going to have tremendous success. We've heard nothing but good things about it thus far so congratulations to Chief Zamiska.

Mayor Hruby said he will be recommending to the Civil Service Commission a test for police chief to fill the vacancy that will be created when Police Chief Goodrich resigns for retirement. Testing will be needed for a police lieutenant. We have two lieutenants currently. one of them may be promoted to chief and therefore we have to fill the position of lieutenant. There may be testing needed for promotions expected in the Fire Department.

Mayor Hruby said Friday, March 5th the selection team will be meeting again regarding Central School. The City is getting to the point where we're going to have a citizens meeting and then some public meetings and then meet with Council to discuss. The Central School project continues to be the focus of this group and the City is moving along with the two companies that submitted their proposals to the city.

Mayor Hruby said a meeting is scheduled tomorrow morning regarding the pool roof. The City hopes to resolve those issues tomorrow and we can work on a schedule as to when we're going to be opening up both the indoor addition to the natatorium and the outdoor pool for this upcoming season.

Mayor Hruby expressed his sympathy and sadness over the passing of former police Lieutenant Dan Jereb. Dan served our community as a Patrolman, a Sergeant and a Lieutenant. Mr. Jereb did an outstanding job while he was in our employ from 1983 to 2016. He was well respected and well liked by his colleagues and a lot of the police officers in the Greater Cleveland Area. This is a shock to all of us that he passed away he's only 61 years old. Our condolences to his family. Our police will be performing honor guard duty and will escort the funeral procession in honor of his service to this community.

Mayor Hruby said know Mike Harwood was not here this evening. Council President Harwood is having a little illness situation that he's dealing with. So we wish him a speedy recovery and he certainly is in all of our thoughts and prayers and we look forward to the day when he will return to his duties as Council President.

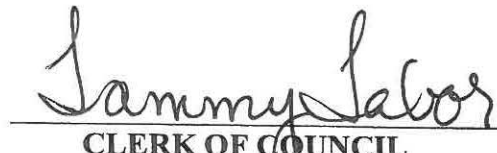
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P.M. Motion by Redinger, seconded by Carouse, to adjourn the regular meeting at 8:32 **ADJOURN**
Ayes: Carouse, Caruso, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.


VICE PRESIDENT OF COUNCIL


CLERK OF COUNCIL