

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

September 17, 2019

HELD _____

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Council was **CALLED TO ORDER** in Regular Session by Council President Mike Harwood at 8:10 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: G. Broski, L. Carouse, Jr., M. Harwood, J. Petsche,
L. Redinger, D. Rose, K. Veras.

ROLL CALL

Members Absent: None.

Others Present: Mayor Jerry N. Hruby, Law Director D. Matty,
Assistant Law Director DiGeronimo,
Engineer G. Wise, CBO S. Packard,
Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Chief W. Goodrich,
Recreation Director T. Tupa, Service Director
R. Weidig, Council Clerk T. Tabor.

MINUTES OF THE SEPTEMBER 3, 2019 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the September 3, 2019 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 9-3-2019 APPROVED

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 4969 re: a Resolution making necessary transfers between certain Funds for the fiscal year ending December 31, 2019; and declaring an emergency, was read by title.

RES. 4969 MAKING TRANSFERS BETWEEN CERTAIN FUNDS FOR THE FY ENDING 12-31-2019

Motion by Broski, seconded by Veras, to suspend the rules and place Resolution 4969 on third and final reading.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Resolution 4969.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5262 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, was read by title.

ORD. 5262 AUTH. PURCHASE OF AMMUNITION FOR THE POLICE DEPARTMENT

Motion by Rose, seconded by Veras, to suspend the rules and place Ordinance 5262 on third and final reading.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5262.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

BD. OF ZONING APPEALS

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Motion by Rose, seconded by Veras, to accept the recommendation from the Board of Zoning Appeals of approval for (1) a variance from Section 1117.09 requiring that lot design be generally rectangular to allow the creation of two irregularly shaped lots, and (2) a variance from Section 1151.22 of 54.3 ft. from the minimum required lot width of 200 ft. to allow 145.7 ft, Parcel B, and (3) a variance from Section 1181.11(a) maximum roof area over 30 ft. is limited to 25% of ground floor to allow 45% for the construction of a new house on Parcel B, and (4) a variance from Section 1119.09(d) not to install the required public sidewalks until such time that the City deems appropriate for a new single family dwelling on Parcel B, located at 9054 Highland Dr. PP# 601-32-002, and 9060 Highland Dr. PP# 601-32-017.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**VAR. 2019-26
LOT SPLIT &
CONSOLIDA-
TION AT 9054
HIGHLAND
DR., PP# 601-
32-002 & 9060
HIGHLAND
DR. PP# 601-32-
017**

Motion by Rose, seconded by Broski, to accept the recommendation from the Board of Zoning Appeals of approval for a variance from Section 1151.25(d)(2)(c) from the maximum 240 sq. ft. to allow 5512 sq. ft. for the construction of a horse arena located at 12880 Chippewa Road, PP# 602-17-041.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**VAR. 2019-27
HORSE
ARENA 12880
CHIPPEWA
RD. PP# 602-17-
041**

Motion by Rose, seconded by Veras, to accept the recommendation from the Board of Zoning Appeals of approval for a variance from Section 1151.39(a)(5) from the maximum allowed 6 ft. to allow a 7.5 projection into the front yard for the construction of a porch roof located at 8375 Sunnydale Drive, PP# 601-14-008.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**VAR. 2019-29
FRONT
PORCH 8375
SUNNYDALE
DR. PP# 601-14-
008.**

Motion by Rose, seconded by Broski, to accept the recommendation from the Board of Zoning Appeals of approval for (1) a variance from Section 1151.22 from the minimum required lot width of 200 ft. to allow 122.66 ft. for Parcel A, and (2) a variance from Section 1151.22 from the minimum required lot width of 200 ft. to allow 155.80 ft. for Parcel B, as parts of a lot split and consolidations located at 9150 Highland Drive PP# 601-32-011, 9164 Highland Drive PP# 601-32-012 & vacant parcel, PP# 601-32-009.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Veras.

Abstain: Rose.

Nays: None.

MOTION CARRIED 6--AYES, 1- ABSTAIN, 0-NAYS.

**VAR. 2019-30
LOT SPLIT
9150
HIGHLAND
DR. PP#601-32-
011 & 9164
HIGHLAND
DR. PP#601-32-
009**

Motion by Rose, seconded by Veras, to accept the recommendation from the Board of Zoning Appeals of approval for a variance from Section 1185.03(a) of 1 ft. from the maximum 4 ft. fence height to allow 5 ft. located at 8054 Farview Oval, PP# 601-06-037.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Veras.

Abstain: Rose.

Nays: None.

MOTION CARRIED 6--AYES, 1- ABSTAIN, 0-NAYS.

**VAR. 2019-31
FENCE
HEIGHT 8054
FARVIEW
PP#601-06-037**

PLANNING COMMISSION: Councilmember Harwood reported the next meeting of the Planning Commission will be September 19th at 7:00 P.M.

**PLANNING
COMMISSION**

RECREATION COMMISSION: Council Representative Redinger reported the next meeting of the Recreation Commission will be September 23rd.

**RECREATION
COMMISSION**

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DEPARTMENT OF HUMAN SERVICES: Council Representative Veras **DEPT. OF HUMAN SERVICES** reported the next meeting of the Human Services Advisory Board will be October 9th at 3:00 P.M. On shred day there were approximately 70 boxes of food collected for the food pantry. The next tailgate event will be Friday September 27th, tickets are \$10.00. Lobsterfest will be October 18th, tickets for have already sold out. A seminar on Medicare will be held on September September 30th and flu shots vaccines will be available on October 7th in the gathering room.

TELECOMMUNICATIONS COMMISSION: Council Representative Broski **TELEC. COM.** reported the committee held a meeting on September 9th. A request was made to have an AT&T representative provide additional information on 5G wireless service.

SAFETY-SERVICE COMMITTEE: Councilmember Carouse reported the **SAFETY-SERVICE** committee met earlier today and thanked Council for the passage of legislation authorizing the purchase of necessary ammution for use by the Police Department.

STREETS & SIDEWALKS COMMITTEE: Councilmember Redinger said the **STREETS & SIDEWALKS** committee met earlier and has no additional items for Council consideration.

UTILITIES COMMITTEE: Councilmember Petsche reported the committee met **UTILITIES COMMITTEE** earlier and has one additional item for Council.

Motion by Petsche, seconded by Rose, to authorize an increase to a purchase order to Donald G. Bohning & Associates for detailed engineering and to finalize plans, specifications and contracts for the Chippewa Road and Calvin Drive Sanitary Sewer Project. **ENGINEER. CHIPPEWA ROAD & CALVIN DR. PLAN**
Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

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

Motion by Veras, seconded by Broski, to authorize a purchase requisition in the amount of \$3,856.94 to A.F. Brock and Co. for a new gas meter for 4450 Oakes Rd., Building No. 7 at Blossom Hill. *Acct. #110161 2603.* **AUTH PURCH REQUISITION FOR GAS METER AT 4450 OAKES ROAD**
Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

LEGISLATION COMMITTEE: Councilmember Rose reported the committee **LEGISLATION COMMITTEE** met earlier today and has nothing to report.

FINANCE COMMITTEE: Councilmember Redinger reported the Finance **FINANCE COMMITTEE** Committee met earlier this evening and has 4 additional items for Council consideration.

Motion by Redinger, seconded by Carouse to approve an increase to Blanket Purchase Order #BL199509 in the aggregate amount of \$4,700.00 for the AT&T Land Lines for the following accounts: **PURCHASE ORDER INCREASE TO AT&T LAND LINES**

Brecksville Center for the Arts	Account #110163 2951	\$1,300.00
Human Services	Account #110330 2951	\$900.00
Community Center	Account #240710 2951	\$2,500.00

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

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Motion by Redinger, seconded by Carouse to approve an Increase to Blanket Purchase Order #BL199503 in the aggregate amount of \$2,650.00 to Time Warner Cable-Northeast for the City's Cable & Internet Services for the following accounts:

Human Services	Account #110330	2951	\$1,000.00
Community Center	Account #240710	2951	\$1,300.00
City Hall	Account #110166	2951	\$350.00

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**PURCHASE
ORDER
INCREASE TO
TIME
WARNER
CABLE NE
FOR CABLE &
INTERNET**

Motion by Redinger, seconded by Carouse to approve a Salary Continuation through October 15, 2019 for Service Department Employee Phillip Helman.

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**SALARY
CONTINUA-
TION PHILLIP
HELMAN**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition to the Regional income Tax Agency (RITA) in the amount of \$11,120.00 for the 2017 Taxpayer Delinquency Programs. A memo from the Income Tax Administrator is provided for Council's review and consideration. *Account #110145 2122.*

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**AUTH.
PURCH. REQ.
TO RITA FOR
DELINQUENT
TAXPAYER
PROGRAM**

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

REPORT OF PURCHASING DIRECTOR: No Report

PURCHASING

REPORT OF POLICE DEPARTMENT: Police Chief Goodrich reported the Police Department held an open house at the new Police Station on Saturday September 14th. Police Chief Goodrich thanked all of the staff and officers involved with the new building and setting up the open house for the residents. The staff is slowly moving in and the building should be completely occupied by mid-October.

POLICE

REPORT OF FIRE DEPARTMENT: No Report

FIRE

REPORT OF RECREATION DEPARTMENT: No Report

RECREATION

REPORT OF THE MAYOR: Mayor Hruby gave his sincere appreciation on behalf of the men and women of the Police Department and to the community for putting up the money to build this facility. The state of the art facility will allow the department to be more efficient and last many years. Mayor Hruby thanked Chief Goodrich, Ron Weidig, Scott Packard and Rebecca Riser for their diligence on the project. Also, Mayor Hruby thanked Chief Mannarino, Chief Dennis Kancler and Chief Mike Harlan for their assistance with the design of the building.

The Steering Committee for the Master Plan met with Cuyahoga County on September 10th. The Cuyahoga County Planning Commission provided a proposal for a Master Plan and

MAYOR

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advised the City of Brecksville they may incorporate any of the suggestions they see fit into the community. The Steering Committee will take the County document, review and make recommendations to the Planning Commission. The Brecksville Planning Commission will then review and make a recommendation to City Council for adoption. **MAYOR**

Mayor Hruby said long-time resident of Brecksville, Homer Farr passed away last week. Mr. Farr was a decorated WWII Veteran. Mr. Farr married his High School sweetheart after the war, built a home and raised children in Brecksville. After college he worked for TRW. Mr. Farr was very involved in the community; boy scouts, little league and was known as the voice of the Brecksville Bees during football games. He worked for the City for 10 years. He helped set up a program for WW II Veterans. For weeks veterans came and told their stories of the war, all of which were video taped. Mayor Hruby offered his condolences to Mrs. Farr and the entire Farr family.

Council President Harwood said Council had discussed earlier in committee the request for Councilmember Petsche's resignation. Councilmember Petsche asked for two weeks to consult with his legal counsel. Councilmember Broski said since Councilmember Petsche has already retained legal counsel, he feels seven days should be adequate to receive an answer. **PETSCHER REQUEST FOR RESIGNATION**

Motion by Broski, seconded by Veras to request a formal response from Councilmember Petsche regarding the request for his resignation from Brecksville City Council no later than September 25, 2019.

Ayes: Broski, Carouse, Harwood, Redinger, Rose, Veras.

Nays: Petsche.

MOTION CARRIED 6-AYES, 1-NAYS.

Councilmember Broski thanked and commended the Police Department and the administration for the recognition of the ranking of the 2nd safest city in Ohio. **COMMENTS**

Councilmember Rose thanked the residents for attending the meetings today and offered an invitation to attend the meetings on the 1st and 3rd Tuesday of each month.

BRECKSVILLE BROADVIEW HEIGHTS STUDENTS: The following Brecksville Broadview Heights students were in attendance: Ben Ruth, Pete Nicolay, MacKenzi DeAngelo. **STUDENTS**

Motion by Carouse, seconded by Carouse., to adjourn the regular meeting at 8:43 P.M. **ADJOURN**

Ayes: Broski, Carouse, Harwood, Petsche, Redinger, Rose, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL