

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

HELD _____ October 17, 2017 _____

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Council was **CALLED TO ORDER** in Regular Session by Council President Greg Skaljac 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: G. Broski, L. Carouse, Jr., M. Harwood, N. Murphy,
L. Redinger, G. Skaljac, K. Veras.

ROLL CALL

Members Absent: None.

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

MINUTES OF THE OCTOBER 3, 2017 REGULAR MEETING: Motion by Carouse, seconded by Redinger to dispense with the reading of the October 3, 2017 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 10-3-2017 APPROVED

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras,
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 4786 re: promoting and appointing Victor Lenarth to the position of Lieutenant in the Fire Department of the City of Brecksville, and declaring an emergency, was read.

RES. 4786 PROMOTING VICTOR LENARTH TO LIEUTENANT IN THE FIRE DEPARTMENT

Motion by Broski, seconded by Harwood, to suspend the rules and place Resolution 4786 on third and final reading.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Resolution 4786.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Mayor Hruby said Victor Lenarth has been with Brecksville since 2005. Since being with the City Victor has been involved in pre-planning, mapping and giving station tours. He has also served as a fire inspector, he has been involved with mass casualty training, the trailer coordinator and fitness advisor. He is a State Certified Fire Instructor and has trained department members on state regulations. Mayor Hruby commended Victor for his leadership ability and having the respect of the men and women of the department.

COMMENTS

Mayor Hruby administered the Oath and Victor's wife had the honor of installing the badge of Lieutenant to Lt. Lenarth's uniform.

Lt. Lenarth introduced members of his family in attendance and thanked them and his fellow Firefighters and Police Officers in the audience for their support.

Mayor Hruby thanked the Police Officers and Firefighter's for attending in support of Lt. Lenarth.

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RESOLUTION 4787 re: authorizing the Mayor to apply for a grant through the AARP Foundation, and declaring an emergency, was read by title. Motion by Harwood, seconded by Veras, to suspend the rules and place Resolution 4787 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 4787. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. RESOLUTION 4788 Re: repealing Resolutions Nos. 3487, 4418 and 4440 and appointing John B. Kornick, Daniel J Kaczor, Daniel Kulchytsky/Kulchytsky Architects and Sixmo Architects as Plans Examiners for the Building Department of the City of Brecksville, and declaring an emergency, was read by title. Motion by Broski, seconded by Harwood, to suspend the rules and place Resolution 4788 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 4788. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5107 re: accepting the proposals of Medical Mutual of Ohio for Employee Healthcare Insurance, administration of the employee healthcare insurance program, and for the provision of healthcare stop loss insurance, and declaring an emergency, was read by title. Motion by Broski, seconded by Harwood, to suspend the rules and place Ordinance 5107 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5107. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5108 re: accepting the proposal of Lincoln National Life Insurance Company for an employee dental insurance program, and declaring an emergency, was read by title. Motion by Veras, seconded by Broski, to suspend the rules and place Ordinance 5108 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5108. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 4787 AUTH. THE MAYOR TO APPLY FOR A GRANT THROUGH THE AARP FOUNDATION RES. 4788 APPOINTING KORNICK, KACZOR, KULCHYTSKY AND SIXMO AS PLANS EXAMINERS FOR THE BUILDING DEPARTMENT ORD. 5107 ACCEPTING MEDICAL MUTUAL OF OHIO FOR EMPLOYEE HEALTHCARE INSURANCE AND ADMIN. AND THE PROVISION OF STOP LOSS INSURANCE ORD. 5108 ACCEPTING THE PROPOSAL OF LINCOLN NATIONAL LIFE INSUR. CO. FOR EMPLOYEE DENTAL INSURANCE
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ORDINANCE 5109 re: authorizing a contract with Lincoln National Life Insurance Company for an employee life insurance program, and declaring an emergency, was read by title. Motion by Veras, seconded by Harwood, to suspend the rules and place Ordinance 5109 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5109. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5110 re: enacting a new Section 1314.23 of the Building Code to provide a fee schedule for plan examination services, and declaring an emergency, was read by title. Motion by Broski, seconded by Harwood, to suspend the rules and place Ordinance 5110 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5110. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5111 re: authorizing the Mayor to enter into a Mutual Aid User Agreement with the County of Summit and the City of Akron to permit the City of Brecksville to operate radio equipment on the County-wide 800 MHz Regional Radio System, and declaring an emergency, was read by title. Motion by Broski, seconded by Harwood, to suspend the rules and place Ordinance 5111 on third and final reading. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5111. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. BOARD OF ZONING APPEALS: Councilmember Veras reported the next meeting of the Board of Zoning Appeals will be November 11, 2017 at 7:30 P.M. There were (6) items recommended to City Council for passage. Motion by Veras, seconded by Broski, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-34 for Ted & Cheryl Barr, for a variance from Section 1151.25(d) of 176 sq. ft. from the maximum allowed 144 sq. ft. to allow 320 sq. ft. for the construction of a shed located at 7170 Ashlawn Dr., PP# 601-03-017. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5109 AUTHORIZ- ING A CONTRACT WITH LINCOLN NATIONAL LIFE INSUR. FOR AN EMPLOYEE LIFE INSURANCE PROGRAM ORD. 5110 ENACT SECTION 1314.23 OF THE BUILD. CODE TO PROVIDE A FEE SCHEDULE FOR PLAN EXAM. ORD. 5111 AUTH. THE MAYOR TO ENTER INTO PARTICIPANT AGREEMENT WITH CITY OF AKRON AND SUMMIT CO. TO OPERATE BRECKS- VILLE RADIO EQUIPMENT ON 800 MHZ RADIO SYS. BD. OF ZONING APPEALS APPEAL 2017-34 BARR 7170 ASHLAWN DR. SHED VARIANCE
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Motion by Veras, seconded by Broski, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-35 for Jeff Holkovic for a variance from Section 1151.24 of 16 ft. from the minimum required 60 ft. rear yard setback to allow 44 ft. for the expansion of an existing deck located at 4835 Valleybrook Drive PP# 604-03-097. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APPEAL 2017-35 REAR YARD SETBACK VARIANCE AT 4835 VALLEY- BROOK DR.
Motion by Veras, seconded by Harwood, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-36 for Mark Bowers for a variance from Section 1151.25(d) of 404 sq.ft. from the maximum 660 sq. ft. to allow 1064 sq ft. for the demolition and reconstruction of a detached garage located at 11619 Snowville Rd. PP# 605-18-002. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APPEAL 2017-36 OVERSIZED GARAGE VARIANCE AT 11619 SNOWVILLE
Motion by Veras, seconded by Broski, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-37 for Renee Koly for a variance from Section 1326.01 to install an air conditioning unit on the side of the house instead of the rear as required by code located at 7571 Deer Path Dr., PP# 603-19-036. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APPEAL 2017-37 VARIANCE FOR A SIDE YARD A/C UNIT AT 7571 DEER PATH DR.
Motion by Veras, seconded by Broski, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-38 for Jeff and Sue Dailey for a variance from Section 1326.01 to install two air conditioning units on the side of the house instead of the rear yard as required by code, provided the two units are adequately screened on the front and on the side, so they are not visible from the street, located at 6780 Rivercrest Drive, PP# 601-04-004 Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APPEAL 2017-38 VARIANCE FOR PLACEMENT OF (2) SIDE YARD A/C UNITS 6780 RIVERCREST DR.
Motion by Veras, seconded by Harwood, to accept the recommendation of the Board of Zoning Appeals and approve Appeal 2017-38 for Bernhard Karthan Jr. for a variance from Section 1326.02 to install a generator on the side of the house instead of the rear as required by code located at 7271 Canyon Point Circle PP# 605-11-029. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APPEAL 2017-39 VAR. FOR PLACEMENT OF A SIDE YARD GENER. 7271 CANYON PT. CIR.
PLANNING COMMISSION: Councilmember Harwood reported there are two items for Council consideration today from the October 5, 2017 Planning Commission meeting.	PLANNING COMMISSION
Motion by Harwood, seconded by Broski, to accept the recommendation of the Planning Commission and approve an exterior alteration of the existing structure for the installation of an elevator at 6729 Almond Walcott Court, Brecksville, Ohio 44141 as described in the application dated September 12, 2017, and attached drawings. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	MIHALEK 6729 ALMOND WALCOTT EXTERIOR ALTERATION- ELEVATOR

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Motion by Harwood, seconded by Broski, to accept the recommendation of the Planning Commission and approve an exterior storefront alteration at the Brecksville Towne Center, 7590 Chippewa Road, Brecksville, Ohio, as described in the application dated September 18, 2017 and plan A-1 by LS Architect dated September 18, 2017. Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. RECREATION COMMISSION: Council Representative Redinger reported that Boo-ville will take place October 22nd at Blossom Hill from 1:00 P.M. – 4:00 P.M. The next meeting of the Recreation Commission will be October 23rd at 7:30 P.M. DEPARTMENT OF HUMAN SERVICES: Council Representative Murphy reported the Human Services Committee will be meeting on November 8th at 8:00 P.M. and the Lobsterfest event will take place on Friday October 20th from 5:30 – 7:30 P.M. The Human Services Halloween costume party will be Thursday Oct 26th at 11:30. TELECOMMUNICATIONS COMMISSION. No Report SAFETY-SERVICE COMMITTEE: Councilmember Veras reported the Committee met earlier this evening and has (4) items for Council consideration. Motion by Veras, seconded by Broski, to approve a Purchase Requisition to Signal Service in the amount of \$6,100.00 for the replacement of (2) school zone flashers, cabinet controls and conduit. <i>Account # 110230 2601.</i> Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Veras, seconded by Harwood, to approve a Purchase Requisition to Stonewall Uniform Corporation in the amount of \$10,640.00 for the purchase of (40) 3-in-1 High Visibility Reflective Parkas for the Brecksville Fire Department. <i>Account # 290260 2208.</i> Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Veras, seconded by Redinger, to approve a Blanket Vendor Purchase Requisition in the amount of \$10,218.00 for the purchase of (6) Colt Advanced LE Carbine Rifles, and the related Sights and Weapon Lights. <i>Account # 110210 2209.</i> Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Veras, seconded by Harwood, to approve a Purchase Requisition to Ganley Chrysler Dodge Jeep, Inc, in the amount of \$21,118.48 for the lease purchase of the 2015 Jeep Grand Cherokee. <i>Account # C110210 3300.</i> Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	BRECKSVILLE TOWNE CENTER 7590 CHIPPEWA ROAD EXTERIOR STOREFRONT ALTERATION RECREATION COMMISSION DEPT. OF HUMAN SERVICES TELEC. COM. SAFETY-SERVICE SCHOOL ZONE FLASHERS & EQUIPMENT HIGH VISIBILITY PARKAS FOR THE FIRE DEPT. COLT ADV. LE CARBINE RIFLE PURCH. FOR THE POLICE DEPT. 2015 JEEP GRAND CHEROKEE PURCHASE
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STREETS & SIDEWALKS COMMITTEE: Councilmember Broski reported the Streets and Sidewalks Committee met earlier this evening and received updates from the Mayor regarding the 2018 Road Program needs.

Motion by Broski, seconded by Harwood, to authorize the Mayor to request from the Cuyahoga County Roadway Reimbursement program for 2018, for 8206-9304 Fitzwater Road; \$31,898.25 and Riverview Road from Culvert 17 North to Chippewa Creek for resurfacing \$80,241.25.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

UTILITIES COMMITTEE: Councilmember Carouse reported the Utilities Committee met earlier this evening and have no items to bring before Council.

BUILDINGS & GROUNDS COMMITTEE: Councilmember Harwood reported the Buildings and Grounds Committee met earlier this evening and has (6) items for Council consideration.

Motion by Harwood, seconded by Broski, to approve a Purchase Requisition to Andre Construction in the amount of \$3,400.00 for the replacement of brick on the exterior of Old Town Hall. *Account #110162 2603.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Broski, to approve a Blanket Vendor Purchase Requisition in the amount of \$16,417.18 for repairs to the Post Office Building: replacement of (6) windows, replacement of (6) laminate sills and replacement of damaged plywood and paneling under the windows. *Account # C490168 3202 Project # B1170008.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Veras, to approve a Purchase Requisition to Zenith Systems in the amount of \$4,000.00 for the replacement of the existing Closed Circuit Camera that was located on top of the Community Center Clock Tower. *Account # 240710 2501.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Broski, to approve an increase to the Blanket Purchase Order #BL175700 for CO2 for the Swimming Pools in the amount of \$1,000.00. This will increase the Purchase Order total to \$7,500.00.
Human Services Account #110330 2203 \$300.00
Community Center Account # 240720 2203 \$700.00

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Broski, to approve a Purchase Requisition to the City of Cleveland Division of Water for account service & set-up for the new Police Station in the amount of \$6,103.00. *Account # C491210 3201 Project # BD 090001.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

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MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Broski, to approve a Purchase Requisition to the Illuminating Company for the Transformer and Electrical Service for the new Police Station in the amount of \$24,020.40. *Account # C491210 3201 Project # BD 090001.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**WATER
CONNECTION
NEW POLICE
STATION
ELECTICAL
SERVICE AND
TRANSFOR-
MER**

LEGISLATION COMMITTEE: Councilmember Murphy reported the Legislation Committee met earlier this evening and thanked Council for passage of the Resolution promoting Victor Lenarth to Lieutenant in the Fire Department, passage of the Resolution to apply for a grant through the AARP Foundation and appointment of Plans Examiners and Plans Exam Fees for the Building Department. The Legislation Committee will be meeting on Wednesday October 18th at 5:00.

**LEGISLATION
COMMITTEE**

FINANCE COMMITTEE: Councilmember Redinger reported the Finance Committee met earlier this evening and has (2) items for Council consideration.

**FINANCE
COMMITTEE**

Motion by Redinger, seconded by Carouse, to approve a purchase requisition to Donald G. Bohning & Associates for the ALTA/NSPS Survey of the VA site. *Account # 110150 2113 Project # OP150001.*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Veras.
Abstain: Skaljac.
Nays: None.

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

**DGB & ASSOC.
VA
ALTA/NSPS
SITE SURVEY**

Motion by Redinger, seconded by Carouse, to approve a purchase requisition to Superion in the amount of \$42,329.34 for annual maintenance of the Building & Finance Software.

*Administration Account # 110150 2103 \$27,368.89
Building Account # 110510-2103 \$14,960.45*

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**SUPERION
BUILDING &
FINANCE
SOFTWARE**

REPORT OF LAW DIRECTOR: No Report

LAW DEPT.

REPORT OF ENGINEER: No Report

ENGINEER

REPORT OF FINANCE DIRECTOR: No Report

FINANCE

REPORT OF BUILDING DEPARTMENT: No Report

BLDG. DEPT.

REPORT OF SERVICE DIRECTOR: No Report

**SERVICE
DEPT.**

REPORT OF PURCHASING DIRECTOR: No Report

PURCHASING

REPORT OF POLICE DEPARTMENT: No Report

POLICE DEPT.

REPORT OF FIRE DEPARTMENT: No Report

FIRE DEPT.

REPORT OF RECREATION DEPARTMENT: No Report

RECREATION

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REPORT OF THE MAYOR: Halloween will be celebrated on October 31st. The **REPORT OF**
election will be held Nov 7th. The City will have (2) open seats on the Board of Education to **THE MAYOR**
be elected, (4) City Council members, and local zoning issues. The former substation lot to
be rezoned to business and the former McDonalds lot to be rezoned from residential to
business. The question of Medical Marijuana prohibition is also on the ballot. Mayor Hruby
encourages everyone to vote and make your own decisions.

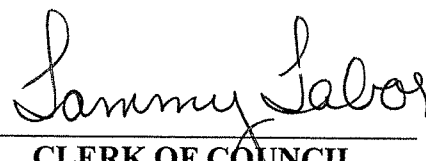
COMMENTS: Ellen Kramer, candidate for the Board of Education introduced **COMMENTS**
herself as a resident of the district for eleven years. If elected, she is looking forward to
serving the community and the students of the Brecksville Broadview Heights School
District.

BRECKSVILLE BROADVIEW HEIGHTS STUDENTS: The following **BBHHSS**
Brecksville Broadview Heights students were in attendance: Shannon Berchtold, Jared
Leuthaaser, Tim Nguyen, Addison Cave, Nick Hiltbrand, Misran Amwar, Christina Labas,
Alexis Hotaling.

Motion by Skaljac, seconded by Carouse, to adjourn the regular meeting at 8:34 P.M.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL