

MINUTES OF THE MEETING OF THE
CITY OF BRECKSVILLE CITY COUNCIL REGULAR MEETING
HELD: September 16, 2025

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Call to Order

Pledge of Allegiance

Roll Call

Present: Council President Caruso, Council Vice President Savage, Council Member Bender, Council Member Ganim, Council Member Jantzen, Council Member Koepke, Council Member Stucky
Also Present: Law Director D. Matty, Assistant Law Director L. Sabol, Engineer G. Wise, Fire Chief M. Bender, Police Chief Korinek, Purchasing Director M. Bartkiewicz, Service Director J. Kickel, Media Specialist, Clerk T. Tabor, Russell Balthis, and approximately 25 guests.
Absent: None

Approval of Minutes

1. Approval of September 2, 2025 City Council Minutes

Motion made by Ganim, Seconded by Koepke.

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

Unfinished Business

New Business

- 1. True North Miller Rd. Liquor License - ODLC request to transfer a liquor permit and determine the need for a hearing for True North Energy, LLC 6850 Miller Road, Brecksville, Ohio**

Council President Caruso asked for any comments or concerns regarding the issuance of a liquor permit to the new True North located at 6850 Miller Road.

Motion made by Caruso, Seconded by Savage.

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

- 2. RES. 5708 - a Resolution appointing Edward C. Timinski, Jr. to the position of full-time Police Officer in the Police Department of the City of Brecksville; and declaring an emergency**

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

3. RES. 5709 - A Resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer; and declaring an emergency

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

4. RES. 5710 - A Resolution requesting the County Fiscal Officer advance the sums allowed by law from the proceeds of tax levies in the account of the City of Brecksville, pursuant to Section 321.34 of the Ohio Revised Code; and declaring an emergency

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

5. RES. 5711 - a Resolution to authorize the execution of a Then and Now Certificate by the Fiscal Officer the payment of amount due; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

6. RES. 5712 - a Resolution authorizing the Mayor to apply for the Firefighter Exposure to Environmental Elements Grant through the Ohio Bureau of Workers' Compensation; and

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declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

7. RES. 5713 - a Resolution authorizing the Mayor to apply for a Safe Community Grant through the Enbridge Safe Community First Responder Program; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

8. RES. 5714 - a Resolution renewing the 12-month subscription to Lexipol's Annual Law Enforcement Policy Manual & Daily Training Bulletins with Supplemental Publication Service with Procedures; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

9. RES. 5715 - a Resolution authorizing the Mayor to apply for a grant from the L&S Terminals First Responder Grant Program through the Logistics & Storage division of Marathon Petroleum Corporation; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

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Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

- 10.** RES. 5716 - a Resolution to authorize the execution of a Then and Now Certificate by the Fiscal Officer and the payment of amount due; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

- 11.** RES. 5717 - a Resolution authorizing the Mayor to enter into an agreement with Kurtz Bros. for the provision of leaf disposal services; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

Abstain: None.

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

- 12.** ORD. 5807 - an Ordinance authorizing the Mayor to enter into a Public Health Services Agreement with the Cuyahoga County Board of Health for the provision of certain public health services to the City of Brecksville for the years 2026 and 2027; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

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

Motion to approve by Stucky, seconded by Bender.

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

Voting Nay: None.

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Abstain: None.

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

Council Member Bender was excused from the meeting.

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

Board of Zoning Appeals, Council Member Stucky:

the next meeting of the Board of Zoning Appeals will be October 13th at 7:30 PM

Appeal 2025-48 - Brett & Lindsay Dawson - Approval of (1) a variance from Section 1151.23(a) maximum 220' front yard setback to allow 234.2' (2) a variance from Section 1119.09(d) not to install the required public sidewalks until such time as the City deems appropriate, located at 12215 Timothy Ln., PPN 605-20-010.

Motion to approve by Stucky, seconded by Bender.

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

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

Appeal 2025-51 - Janine Andrzejewski & Jill Schissler - Approval of a variance from Section 1183.03(a) 4' maximum fence height to allow for 6' for approximately 25 linear ft. of basket weave fence, located at 6726 Greenbrier Dr., PPN 601-01-087.

Motion to approve by Stucky, seconded by Bender.

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

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

Appeal 2025-52 - Jeff Heintz on behalf of Willie Jenks - Approval of (1) a variance from Section 1151.24 a minimum 60' rear yard setback required to allow 41' for the construction of decks. (2) A variance from Section 1185.03(b) to allow 4' tall ornamental fencing in front of the building line on a corner lot as shown on the drawing dated 8/20/2025 (prohibited). (3) A variance from Section 1151.23(b) to allow for the construction of a 400 sq. ft. pergola in front of the building line on a corner lot, located at 8413 Timber Trail, PPN 601-21-077.

Motion to approve by Stucky, seconded by Bender.

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

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

Appeal 2025-53 - Mark Yeager - KS Associates, Inc on behalf of Englewood LLC - Approval of (1) a variance from Section 1117.09 that lots be generally rectangular in form to allow an irregular form for Parcel B (2) a variance from Section 1151.24 a minimum rear yard setback of 60' to allow for 19.4' for Parcel B (3) a variance from Section 1151.21(d) that requires each lot shall abut a dedicated street to allow for no frontage for Parcel A, for a lot split located at 6618 Morningside Dr., PPN 603-21-079.

Motion to approve by Stucky, seconded by Bender.

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

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

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Appeal 2025-54 - Josh Decker - DiGeronimo Development - Approval of (1) a variance from Section 1157.29 (d)(1) minimum rear yard building setback of 75' to allow for 62.4' (2) a variance from Section 1157.29 (a)(4) minimum front yard parking setback of 85' to allow for 68.5' (3) a variance from Section 1157.29 (c)(2) minimum side yard parking setback of 25' to allow for 0.8' on the South side. (4) a variance from Section 1157.29(d)(2) minimum rear yard parking setback of 25' to allow for 6' (5) a variance from section 1183.04(c) parking space dimensions be 10' x 20' to allow 9' x 18' for new construction, located at 9910 Brecksville Rd., PPN 604-09-017.

Motion to approve by Stucky, seconded by Bender.

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

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

Planning Commission Council Member Caruso The next meeting of the Planning Commission will be September 18th at 7:00 PM.

Recreation Commission Council Member Ganim reported the next meeting of the Recreation Commission will be September 22nd at 7:00 PM.

Human Services Advisory Board Council Member Koepke said the next meeting of the Human Services Advisory Board will be September 9th at 3:00 PM.

Reports of Council Committees:

Safety Service Committee Council Member Koepke reported the Committee met earlier and has one item for Council consideration.

Refurbishment of Fire Department Pick-Up Truck - Approval of a motion authorizing a Blanket Vendor Purchase Order in the amount of \$18,588.84 for the refurbishment of the Fire Department's 2012 Ford F-350 pick-up truck (Vehicle No. 3055). Account #C4500260-33000

Motion to approve by Koepke, seconded by Ganim.

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

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

For Streets & Sidewalks Council Member Stucky reported the Committee met earlier and has no items for Council consideration.

Utilities Committee Council Member Ganim reported the Committee met earlier and has no items for Council consideration.

Buildings & Grounds - Council Member Jantzen reported the Committee met earlier and has one item for Council consideration.

Human Services Exterior Work - Approval of a motion to increase Purchase Order 25001003 for Kapton Caulking & Building Restoration, Inc in the amount of \$1,560.00 for the removal of grout and caulking facades. Account # C4900330-32020 Project ID B1250006

Motion to approve by Jantzen, seconded by Koepke.

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

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

For the Legislation Committee Council Member Bender reported the Committee met earlier and has no items for Council consideration.

For the Finance Committee Council Member Savage reported the Committee met earlier and has one item for Council consideration.

Phone System Maintenance Renewal - Approval of a motion authorizing the annual renewal of Black Box phone system maintenance in the amount of \$7,760.00 for a term from November 30, 2025 through November 29, 2026. Account #1100135-26120

Motion to approve by Savage, seconded by Koepke.

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

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

Reports of Department Directors: 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

Reports of Department Directors:

Director of Law, No Report.

Engineer, No Report.

Director of Finance, No Report.

Chief Building Official: No Report.

Director of Human Services, Dr. Paciorek said Shred Day Event will take place on September 27th.

Food Pantry donations will be accepted. Paper products are requested this year.

Director of Service, No Report.

Director of Purchasing, No Report.

Chief of Police Department, No Report.

Chief of Fire Department: No Report.

Report of the Mayor

Mayor Kingston reported the Homecoming Parade will be Thursday, traffic will be detoured on Mill Road during that time. Brecksville Theater is back with a performance of Adamms Family. The City's Touch a Truck and Safety Fair will be held on October 5th from 10:00 AM - 2:00 PM.

Adjournment

Motion made by Caruso, Seconded by Savage.

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

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President of Council

Clerk of Council

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