



City of Brecksville, Ohio
City Council Regular Meeting
Ralph W. Biggs City Council Chambers
April 21, 2026 – 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

To listen to the live stream of the meeting please go to the City's Agenda & Minutes link on the website: <https://brecksvilleoh.portal.civicclerk.com/>. 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

Proclamations

1. Brecksville-Broadview Heights Student Recognitions - Gymnastics, Wrestling.

Approval of Minutes

1. Approval of April 7, 2026 City Council Minutes

Unfinished Business

New Business

1. RES. 5779 - a Resolution authorizing the Mayor to enter into a First Amendment to Subrecipient Agreement with the Cuyahoga County Land Reutilization Corporation to extend the term of the Original Agreement for the demolition of Central School by extending the expiration date to December 31, 2026; and declaring an emergency
2. RES. 5780 - a Resolution accepting the proposal of CTL Engineering, Inc. for Geotechnical Investigation Services for the Riverview Road Culvert Replacement Project; and declaring an emergency
3. RES. 5781 - a Resolution accepting a Permanent Easement for construction, reconstruction, operating, maintaining, repairing and replacing public utilities, and appurtenances thereto in, under, across and through certain lands owned by Joseph P. Hanna and Marie L. Ramundo and known as PPN 603-15-043 and Carollo Properties, LLC and known as PPN 603-15-042,
4. RES. 5782 - a Resolution authorizing the Mayor to execute a Partial Release of Storm Easement regarding a storm sewer easement on PPN 603-15-043 located at S/L 9 Victoria Lane, Brecksville, Ohio; and declaring an emergency

5. RES 5783 - a Resolution authorizing the Mayor to apply to the Northeast Ohio Areawide Coordinating Agency (NOACA) for Cleveland Urbanized Area Federal Transit Administration (FTA) funding from the Enhanced Mobility of Seniors and Individuals with Disabilities (Section 5310) Program to purchase a Light Transit Vehicle for the Human Services Center; and declaring an emergency.
6. ORD. 5860 - An Ordinance to Amend Ordinance No. 5829, Making Appropriations for Current Expenses of the City of Brecksville During the Fiscal Year Ending December 31, 2026, Making Necessary Appropriation and Revenue Adjustments

Report of Council Representatives and Council Committees**Report of the Mayor****Adjournment**

"Smell the sea, and feel the sky. Let your soul and spirit fly."

- Van Morrison

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

MINUTES OF THE MEETING OF THE
CITY OF BRECKSVILLE CITY COUNCIL REGULAR MEETING
HELD: April 7, 2026

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Call to Order

8:05 PM

Pledge of Allegiance

Roll Call

Present: Dominic Caruso, AJ Ganim, Mark Jantzen, Ann Koepke, Beth Savage, Brian Stucky.

Also Present: Law Director D. Matty, Assistant Law Director L. Sabol, Engineer G. Wise, Finance Director L. Starosta, Fire Chief M. Bender, Police Chief Korinek, Purchasing Director M. Bartkiewicz, Human Services Director Dr. Paciorek, CBO Packard, Service Director J. Kickel, Media Specialist M. Rapkin, Clerk T. Tabor, Bruno Berlin, Jim Keller.

Absent: Bender.

Public Hearing

1. Council President Caruso opened a public hearing to consider the renewal application of Cheryl McCabe for placement of farmland in a an agricultural district, to wit: Permanent Parcel Nos. 601-33-015, consisting of approximately 14.046 acres: 9195 Highland Drive; in the City of Brecksville, said hearing to be held on the 17th day of March, 2026 at 7:50 PM in the Brecksville City Hall, Ralph W. Biggs Council Chambers, 9069 Brecksville Road, Brecksville, Ohio 44141.

Council President Caruso introduced a request to place property located at 9195 Highland Drive in an agricultural district. David Boone and Cheryl McCabe were present. Mr. Boone said they make maple syrup on the property.

Motion by Caruso, seconded by Savage to adjourn the public hearing.

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

Abstain: None.

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

Approval of Minutes

1. **Approval of March 17, 2026 City Council Minutes**

Motion made by Ganim, Seconded by Koepke.

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

Voting Nay: None.

Voting Abstain: None.

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

Unfinished Business

New Business

MINUTES OF THE MEETING OF THE
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1. Liquor Permit Request - Waive the necessity of a hearing to issue a liquor permit #03805137-3, to Hesta Hospitality LLC, Level 3 located at 5720 Independence Drive Suite 300, Brecksville, Ohio 44141.

Motion by Caruso, seconded by Savage.
Voting Yea: Caruso, Ganim, Jantzen, Koepke Savage, Stucky.
Abstain: None.
MOTION CARRIED: 6 - Ayes, 0-Nays, 0-Abstain.

2. RES. 5776 - a Resolution approving an application for placement of farmland in an agricultural district made by Cheryl McCabe for permanent parcel number 601-33-015 located at 9195 Highland Drive in the City of Brecksville; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Motion by Stucky, seconded by Savage, to pass Resolution 5776.
Voting Yea: Caruso, Ganim, Jantzen, Koepke Savage, Stucky.
Abstain: None.
MOTION CARRIED: 6 - Ayes, 0-Nays, 0-Abstain.

3. RES. 5777 - 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: Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Motion by Stucky, seconded by Savage, to pass Resolution 5777.
Voting Yea: Caruso, Ganim, Jantzen, Koepke Savage, Stucky.
Abstain: None.
MOTION CARRIED: 6 - Ayes, 0-Nays, 0-Abstain.

4. RES. 5778 - a Resolution authorizing a 2026 Independent Contractor Agreement with Karol Boryka, Community Youth Soccer Director.

Motion for suspension made by Ganim, Seconded by Koepke.
Voting Yea: Caruso, Ganim, Jantzen, Koepke, Savage, Stucky.
Nays: None.
Motion by Stucky, seconded by Savage, to pass Resolution 5778.
Voting Yea: Caruso, Ganim, Jantzen, Koepke Savage, Stucky.
Abstain: None.
MOTION CARRIED: 6 - Ayes, 0-Nays, 0-Abstain.

5. ORD. 5856 - an Ordinance authorizing the release of a damaged 2023 Ford Explorer Police Vehicle no longer needed for municipal purposes.

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Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Motion by Stucky, seconded by Savage, to pass Ordinance 5856.

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

Abstain: None.

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

6. ORD. 5857 - a Resolution accepting the bid of Rumpke of Northern Ohio, Inc. for disposal of refuse and street sweepings/vactor debris for s one-year period with the option to renew for a second and third year for the Service Department of the City of Brecksville; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Motion by Stucky, seconded by Savage to pass Ordinance 5857.

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

Abstain: None.

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

7. ORD. 5858 - an Ordinance amending Section 373.13 of the Traffic Code titled Electric Bicycles; and declaring an emergency.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Motion by Stucky, seconded by Savage, to pass Ordinance 5858.

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

Abstain: None.

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

8. ORD. 5859 - an Ordinance authorizing a 36-month agreement with AT&T for internet access and phone service for City Hall and the Community Center.

Motion for suspension made by Ganim, Seconded by Koepke.

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

Nays: None.

Motion by Stucky, seconded by Savage, to pass Ordinance 5859.

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

Abstain: None.

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

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

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Board of Appeals

Council Member Stucky reported the Board of Zoning Appeals next meeting will be April 13, 2026 at 7:30 PM.

Planning Commission

Council Member Stucky reported the next meeting of the Planning Commission will be April 23, 2026 at 7:00 PM.

I move that City Council grant FINAL approval of a new office and lab development for CSA Group located at 9910 Brecksville Road, Brecksville, Ohio, PPN604-09-017, as described in the application dated July 16, 2025, and attached plans:

- A. ALT A Land Title Survey, 2 pages, dated 06-27-2025
- B. Site Improvement Plans for Valor Acres - Mixed Use dated 02/24/2026
- C. Traffic Study Dec-22 Part 2 (CITY ENGINEER ONLY)
- C. Traffic Study Part 1 (CITY ENGINEER ONLY)
- D. Response to Previous City Review Letter
- E. Wetlands Letter
- F. Soil Report (CITY ENGINEER ONLY)
- G. Combined SWM Report
- H. Development Agreement Working Draft
- I. Turning Radius Studies (CITY ENGINEER ONLY)
- J. Sanitary Cales (CITY ENGINEER ONLY)
- K. POND & SWPPP Maintenance Packet
- L. VA Storm Water Permits - NEPDES
- M. Floor Plans - Elevations - Renderings

1. A deviation from section 1183.0S(b) which requires the proposed use to have at least 957 parking spaces to allow a minimum of 363 spaces

Contingent on approval of the City Engineer, City Council, and approval from the Board of Zoning Appeals for the following additional variance:

1. A variance from Section 1185.03 (c) which requires a maximum fence height of 6' to allow an 8' fence.

COMMENTS:

The site will contain an office building section that is 78,732 sq ft with three floors, and a lab building section that is 215,470 sq ft with two floors. The entire building is a total of 294,202 sq ft and zoned as O-L Office-Laboratory. The proposal is not compliant regarding the building rear yard setback, parking front yard setback, parking South side yard setback, and parking rear yard setback. Request for final approval for mass grading and Preliminary Approval for Site & Building was approved at the 08/07/2025 meeting.

The proposed 8' fence is located on the west side of the building between the building and the fire lane only (CS.1 & 5.2).

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Variations previously approved at the September 8, 2025, Board and Zoning Appeals Meeting:

1. A variance from Section 1157.29 {d}(1) which requires a minimum rear yard building setback of 75 ft to allow for 62.4 ft.
2. A variance from Section 1157.29 (a)(4) which requires a minimum front yard parking setback of 85 ft to allow for 68.5 ft.
3. A variance from Section 1157.29 (c)(2) which requires a minimum side yard parking setback of 25 ft to allow for 0.8 ft on the South side.
4. A variance from Section 1157.29(d)(2) which requires a minimum rear yard parking setback of 25 ft to allow for 6 ft.
5. A variance from section 1183.04(c) which requires that parking space dimensions be 10 x 20 ft to allow 9 x 18 ft parking spaces.

Motion by Caruso, seconded by Savage.

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

Abstain: None.

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

Recreation Commission

Council Member Ganim reported the Recreation Commission will meet on April 29, 2026.

Human Services Advisory Board

Council Member Koepke reported the Human Services Advisory Board will meet on April 14, 2026 at 3:00 PM.

Reports of Council Committees

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

Yard Waste & Leaf Disposal - Motion accepting the pricing of and authorizing an agreement for yard waste disposal in the amount of \$6.50 per cubic yard and leaf disposal in the amount of \$3.25 per cubic yard for a term from April 21, 2026 to December 31, 2026.

Motion by Jantzen, seconded by Koepke.

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

Abstain: None.

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

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

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

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Buildings & Grounds - Council Member Ganim reported the Committee met earlier

2026 City Wide Blow-In Mulch Services - Approval of a motion accepting the proposal of Elite Materials Blowing for approximately 200 cubic yards of mulch blowing services at in the amount of \$60.00 per cubic yard. Blanket PO#20260907. Account #1100171-22010.

Motion by Ganim, seconded by Koepke.

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

Abstain: None.

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

HVAC Units - Approval of a purchase requisition for replacement of rooftop and attic HVAC units for the fire station from Lisco Heating and Cooling in the amount of \$72, 905.00. Acct. #C4900260-32020.

Motion by Ganim, seconded by Koepke.

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

Voting Nay: Jantzen.

Abstain: None.

MOTION CARRIED: 5 - Ayes, 1-Nays, 0-Abstain.

Legislation - Council Member Savage reported the Committee met earlier and has no items for Council consideration.

Finance - Council Member Bender reported the Committee met earlier and has no items for Council consideration.

Council Member Koepke left the meeting due to a conflict.

After Prom Donation - Approval of a Purchase Requisition in the amount of \$500.00 to the Brecksville-Broadview Heights High School, After Prom Sponsorship. Account: 1100150-24100

Motion by Ganim, seconded by Savage.

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

Abstain: None.

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

Council Member Koepke returned to the meeting.

Home Days - 7 Bridges Band - Approval of an expenditure in the amount of \$6,500 for a performance by 7 Bridges: The Ultimate Eagles Experience to be paid from Blanket Purchase Order 20260105

Motion by Savage, seconded by Ganim.

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

Abstain: None.

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

Home Days Production Services - Approval of an expenditure in the amount of \$12,000.00 to Lertikal Productions for the providing of Production Services for the 2026 Brecksville Home Days. This amount is to be paid from Blanket PO #20260105. Account #1100150-24110.

Motion by Savage, seconded by Ganim.

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

Abstain: None.

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

Professional Bills - Approve the payment of monthly professional bills - Matty, Henrikson & Greve LLC \$ 9,913.61, William Logan \$4,000.00, Kutak Rock, LLP \$7,329.00, Mary Hanna, Esq. \$700.00, Steven L Ball \$3131.75, Donald G. Bohning & Associates, Inc. \$24,549.75, Sixmo \$775.00, Total of all Invoices \$50,399.11.

Motion by Savage, seconded by Ganim.

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

Abstain: None.

MOTION CARRIED: 6 - 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, Dave Matty: Law Director Matty said previously Judge Bridget Meehan Brennan, a Federal District Court Judge had ruled in favor of the City and all named defendants in a summary judgment motion in the case of John Petcher, versus Jerry Hruby, David Maddy, Gerald Brosky, Louis Carouse, Laura Redinger, Kimberly Veras, and the City of Brecksville, Ohio. This case was argued before the Court of Appeals for the Sixth Circuit on March 18th of 2026, and this case is recently decided and filed as of April 3rd of 2026. And Judges Gilman, Kethledge, and Hermendorfer, all three affirmed the decision of Bridget Brennan in favor of the city and all the named defendants.

Engineer, Gerry Wise: No Report.

Director of Finance, Laura Starosta: No Report.

Chief Building Official: CBO Scott Packard said in March the Building Department issued 82 permits with a valuation of just under \$18.5 million. Fees collected totaled \$128,921.60.

Director of Human Services, Dr. Steve Paciorek: No Report.

Director of Service, Joe Kickel: No Report

Director of Purchasing, Monica Bartkiewicz: No Report.

Chief of Police Department, Chief Korinek:

Chief of Fire Department: Chief Bender: No Report.

Report of the Mayor

MINUTES OF THE MEETING OF THE
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Mayor Kingston invited everybody for our special Arbor Day tree planting event on Friday, April 24th at Blossom Hill as part of the Blossom Hill Multi -Purpose Trail Tree Planting Plan. 30 new trees will be added, including Green Mountain Sugar Maple, Black Gum, Common Hackberry, Eastern Redbud, and Serviceberry.

To reiterate a discussion topic from earlier, the City is working towards implementing a single -stream recycling initiative. Residents are please asked to place all their recycling loose in a single bin, eliminating the use of plastic bags. This streamlined approach reduces sorting challenges, decreases processing time, lowers overall costs, and ensures Brecksville's recycling program remains efficient and sustainable. And finally, as warmer weather arrives, more residents are out walking, biking, and enjoying our parks and neighborhoods. I kindly remind all motorists to remain alert, watch for pedestrians, and always follow posted speed limits. For those enjoying our roadways on bicycles or e - bikes, please prioritize safety by wearing helmets and following all traffic laws.

Other Comments: Jim Keller, 7118 West Cross Creek Trail. Mr Keller said regarding Mayor Kingston's comments on recycling, every Saturday they recycle here in Brecksville. The City has trucks parked there. You can sort that (recycling) right at the truck. You can have one truck marked paper and cardboard, another truck glass, cans, and plastic. Simple as that. Instead of putting it all in one truck, then they have tp sort it again. If you are worried about people that don't know how to do it, have a third truck for mixed. Mr. Keller said they're going to be tearing down the school at SR 82 and SR 21. I'd like permission to use a metal detector there. If there's any history, it's going to be gone, just like they did with Valor Acres. Everything's gone. No history, gone. So I ask you guys to think about it anyhow.

Bruno Berlin, Brecksville - a Junior at Broadview Heights student thanked Council for having the students at the meeting.

Adjournment

Motion by Caruso, seconded by Savage to adjourn.
Voting Yea: Caruso, Ganim, Jantzen, Koepke Savage, Stucky.
Abstain: None.
MOTION CARRIED: 6 - Ayes, 0-Nays, 0-Abstain.

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

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A FIRST AMENDMENT TO SUBRECIPIENT AGREEMENT WITH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION TO EXTEND THE TERM OF THE ORIGINAL AGREEMENT FOR THE DEMOLITION OF CENTRAL SCHOOL BY EXTENDING THE EXPIRATION DATE TO DECEMBER 31, 2026; AND DECLARING AN EMERGENCY

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 enter into a First Amendment to Subrecipient Agreement with the Cuyahoga County Land Reutilization Corporation to extend the term of the Original Agreement for the demolition of Central School by extending the expiration date to December 31, 2026, a copy of which First Amendment is attached hereto as Exhibit "A" and incorporated herein as if by reference.

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 is the need to extend the expiration date, 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 21, 2026

APPROVED: April 21, 2026

MAYOR

CLERK OF COUNCIL

EXHIBIT “A”

FIRST AMENDMENT TO SUBRECIPIENT AGREEMENT

THIS FIRST AMENDMENT TO SUBRECIPIENT AGREEMENT (“First Amendment”) is effective as of January 1, 2026 (the “Effective Date”) by and between **Cuyahoga County Land Reutilization Corporation** (“Lead Entity”), and **City of Brecksville**, (“Subrecipient”). Lead Entity and Subrecipient are sometimes referred together as the “Parties” and each, individually, as a “Party”.

RECITALS:

A. Lead Entity and Subrecipient entered into that certain Ohio Department of Development Building and Site Revitalization Program Subrecipient Agreement made effective as of November 19, 2025 (the “Original Agreement”), concerning the property located at **27 PUBLIC SQ, Brecksville, Ohio 44141** and also known as PPN **601-34-102**.

B. The Parties desire to extend the term of the Original Agreement by changing the Expiration Date from December 31, 2025 to December 31, 2026.

C. Accordingly, the Parties desire to amend the Original Agreement by the terms of this First Amendment (as so amended, the “Amended Agreement”).

AGREEMENTS:

In consideration of the foregoing Recitals, and the mutual covenants and agreements set forth herein, the parties hereto hereby agree as follows:

1. **Capitalized Terms.** All capitalized terms used herein, unless otherwise defined herein, shall have the same meaning as set forth in the Amended Agreement.

2. **Expiration Date.** Notwithstanding anything contained in the Original Agreement to the contrary, the Expiration Date of the Amended Agreement shall be December 31, 2026.

3. **Timely Submission of Reimbursement Request Materials.** Notwithstanding anything contained in the Original Agreement to the contrary, “the timely submission to Lead Entity of materials that comply with Grantor’s reimbursement instructions” shall mean a submission of reimbursement request materials by Subrecipient to Lead Entity on or before 5:00 p.m. on December 31, 2026.

4. **Limitation on Amendment.** Except as specifically modified hereby, all of the terms and provisions of the Amended Agreement are ratified and reaffirmed by the Parties hereto. This First Amendment is limited as specified and other than the specific amendments contained herein shall not constitute an amendment, modification or waiver of, or otherwise affect in any way, any other provisions of the Amended Agreement. This First Amendment may not be further modified unless executed by all Parties affected thereby or against whom enforcement is sought.

5. **Execution/Counterparts.** This First Amendment may be executed in counterparts and, when counterparts of this First Amendment have been executed and delivered by the Parties

as provided in this Section 5, this First Amendment shall be fully binding and effective, just as if the Parties had executed and delivered a single counterpart of this First Amendment. Without limiting the manner in which execution of this First Amendment may be accomplished, execution by the Parties may be effected by facsimile or electronic transmission (via PDF or other means) of a signature page of this First Amendment executed by such Party.

IN WITNESS WHEREOF, the Parties have duly executed this First Amendment as of the day and year first above written.

Subrecipient

City of Brecksville

By: _____

Name: _____

Title: _____

Date: _____

Lead Entity

Cuyahoga County Land Reutilization Corporation

By: _____

Name: _____

Title: _____

Date: _____

RESOLUTION RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Resolution No. 5780

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A
A RESOLUTION ACCEPTING THE PROPOSAL OF
CTL ENGINEERING, INC. FOR GEOTECHNICAL
INVESTIGATION SERVICES FOR THE RIVERVIEW
ROAD CULVERT REPLACEMENT PROJECT;
AND DECLARING AN EMERGENCY**

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

SECTION 1. The proposal of CTL Engineering, Inc. for Geotechnical Investigation Services for the Riverview Road Culvert Replacement Project in an amount not to exceed six thousand, six hundred dollars (\$6,600.00) as set forth in their proposal dated April 8, 2026, a copy of which is attached hereto as Exhibit "A" be, and the same hereby is, accepted. Further, the Mayor be, and is hereby authorized on behalf of the City of Brecksville, to execute the necessary Work Authorization form.

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 is the need for the Geotechnical Investigation Services to commence the project, 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 21, 2026

APPROVED: April 21, 2026

MAYOR

CLERK OF COUNCIL

April 8, 2026

City of Brecksville
9069 Brecksville Road
Brecksville, Ohio 44141

Attention: Mayor Daryl J. Kingston

Reference: Proposal for Subsurface Exploration
Riverview Road - Culvert Replacement
9329 Riverview Road
Brecksville, Cuyahoga County, Ohio

CTL Proposal No. 26050034CLEPPL

Mayor Kingston:

In response to your request, CTL Engineering, Inc. is pleased to submit this proposal for Geotechnical Investigation services for the referenced project.

PROJECT DESCRIPTION AND SCOPE OF WORK

The project consists of replacing the existing culvert with a 4-sided culvert and cast-in-place headwalls. CTL plans to advance 1 soil boring at 30 feet deep or rock refusal whichever occurs first. CTL will obtain soil samples at 2.5-foot interval in the upper 20 feet and at 5-foot interval thereafter. Based on the collected soil data, CTL will provide recommendations for culvert and headwall support including soil data for scour analysis if needed.

PROCEDURES

CTL services will include the following items:

- A. Mark the soil boring locations (surface elevations by others).
- B. Contact Ohio Utility Protection Services (OUPS) to locate underground utilities. Borings, which are in the area of utilities will be offset and noted on the site plan.
- C. Drill the test borings in the proposed area.
- D. Field and laboratory testing in accordance with ASTM specifications.
- E. Engineering evaluation and reporting to include:
 1. General description of site.

2. Boring logs and soil profile to include:
 - (a) Surface elevation at each test boring location.
 - (b) Thickness of topsoil fills and subsoil strata.
 - (c) Groundwater encountered during drilling, and at completion.
 - (d) Standard penetration and moisture content as a function of depth.
3. Existing subsurface conditions.
4. Soil data for Scour Analysis
5. Groundwater management recommendations.
6. Recommendations for culvert and wingwall support.

COST ESTIMATE

Field Testing:	\$2,500.00
Traffic Control:	\$600.00
Laboratory Testing:	\$1,000.00
Engineering Service:	<u>\$2,500.00</u>
Estimated Total Fee:	\$6,600.00

CONTINGENCIES

This proposal does not include the costs incurred due to any unforeseen conditions. Whenever the actual amount of work will exceed the estimated quantity, the client will be notified and authorization will be obtained, prior to CTL performing additional work. In addition, this information is proprietary and confidential and CTL assumes no responsibility or liability for the reliance hereon or use hereof by anyone other than City of Brecksville and their Representatives.

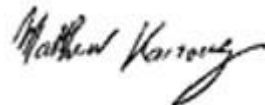
SCHEDULE

CTL can start the drilling within 7 to 10 days of authorization. The final report will be submitted within 25 to 30 working days of authorization.

CLOSING

CTL is committed to provide comprehensive and quality services to its clients, and is confident that our services are commensurate with your professional expectations. We sincerely appreciate the opportunity to provide this cost proposal and look forward to working with you. Should you have any questions, please feel free to contact me at (330) 220-8900.

Respectfully submitted,
CTL ENGINEERING, INC.



H. Matthew Kairouz,
P.E. Project Engineer



A RESOLUTION ACCEPTING A PERMANENT EASEMENT FOR CONSTRUCTION, RECONSTRUCTION, OPERATING, MAINTAINING, REPAIRING AND REPLACING PUBLIC UTILITIES, AND APPURTENANCES THERETO IN, UNDER, ACROSS AND THROUGH CERTAIN LANDS OWNED BY JOSEPH P. HANNA AND MARIE L. RAMUNDO AND KNOWN AS PPN 603-015-043 AND CAROLLO PROPERTIES, LLC AND KNOWN AS PPN 603-015-042; AND DECLARING AN EMERGENCY

WHEREAS, the City of Brecksville must accept a permanent sewer easement across certain lands owned by Joseph P. Hanna and Marie L. Ramundo and Carollo Properties, LLC to install a storm sewer to service drainage.

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 accept a Permanent Easement for construction, reconstruction, operating, maintaining, repairing and replacing public utilities, and appurtenances thereto in, under, across and through certain lands owned by Joseph P. Hanna and Marie L. Ramundo and known as PPN 603-15-043 and Carollo Properties, LLC and known as PPN 603-15-042, a copy of which Permanent Easement is attached hereto, expressly made a part hereof by reference and marked Exhibit “A.”

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 is that it is necessary to obtain the easement to complete the Project, 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

EXHIBIT "A"

**EASEMENT FOR CONSTRUCTION, RECONSTRUCTION, OPERATING, MAINTAINING,
REPAIRING AND REPLACING STORM SEWER FACILITIES, AND APPURTENANCES
THERE TO IN, UNDER, ACROSS AND THROUGH CERTAIN LANDS OWNED BY**

Joseph P. Hanna and Marie L. Ramundo - PPN 603-15-043

and

Carollo Properties, LLC - PPN 603-15-042

KNOW ALL PERSONS BY THESE PRESENTS that JOSEPH P. HANNA and MARIE L. RAMUNDO, married to each other, their successors and assigns, and CAROLLO PROPERTIES, LLC, their successors and assigns, (hereinafter collectively referred to as "**Grantors**") who are the owners of the aforementioned certain land by deeds recorded at AFN 202509020636 and AFN 202509090505, respectively, of Cuyahoga County Records, (hereinafter collectively referred to as "**Premises**") in consideration of the sum of ten dollars (\$10.00) the receipt of which is acknowledged by Grantors, and for other good and valuable consideration received to their full satisfaction, do hereby give, grant, bargain and convey, unto THE CITY OF BRECKSVILLE, OH (hereinafter referred to as "**Grantee**"), its successors and assigns, the perpetual right and perpetual easement to enter upon that portion of the Grantors' Premises, as described in **Exhibit "A"**, attached hereto and expressly made a part hereof by reference (hereinafter referred to as the "**Easement Area**"), and to remove trees and other obstructions when necessary and in, under, across and through the aforesaid Easement Area to lay, construct, relay, reconstruct, maintain, operate, use, alter and repair storm sewer facilities, and appurtenances thereto and also the right to enter upon the aforesaid Easement Area, or any part thereof at any time for any of the foregoing purposes and the doing of all things necessary or incident thereto.

The Grantor hereby restricts said Premises within the limits of the aforesaid Easement Area against the construction thereon of any buildings or other structures of a temporary or permanent type, or the construction in, over or subjacent to the above-described Easement Area of any tunnels, sewers, ducts, pipes or poles within the limits of the above-described Easement Area. Further to restrict the storing or placing of any materials, parking of any vehicles of any type, equipment or obstruction thereon, or otherwise interfering with the access to or the maintenance of the storm sewer facilities, and appurtenances thereto and also restrict the planting or sufferance thereon or in such proximity thereto of trees and shrubbery which may restrict the accessibility of the storm sewer facilities, and appurtenances thereto.

The Grantors hereby reserve the right to use their respective portion of said Premises within the limits of the above-described Easement Area as are not herein expressly prohibited by and are not inconsistent with the rights and easement hereby granted.

TO HAVE AND TO HOLD the above granted easement and the storm sewers and appurtenances thereto which may be installed therein and any further additions installed by Grantee subsequently in, over and through such Easement Area for the purposes mentioned herein given unto Grantee by Grantors forever. And the Grantors do for themselves and their successors and assigns covenant with the Grantee and its successors and assigns, that at the time and until the sealing of these presents, the Grantors are well seized of the above described Premises as a good and indefeasible estate in fee simple and have good right to bargain and grant the same in manner and form as written above and that Grantors will warrant and defend said Premises with the appurtenances thereunto belonging to the Grantee, its successors and assigns against all lawful claims and demands whatsoever for the purposes herein described.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands at Brecksville, Ohio, on the 8 day of APRIL, 20 26



JOSEPH P. HANNA



MARIE L. RAMUNDO



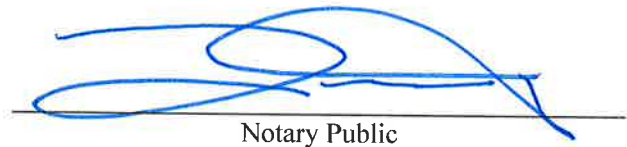
STATE OF OHIO)
)SS:
COUNTY OF CUYAHOGA)

NOTARY PUBLIC

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above named JOSEPH P. HANNA and MARIE L. RAMUNDO who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Brecksville, Ohio this 8 day of APRIL, 20 26.

LAWRENCE A. VISOCKY
Notary Public, State of Ohio
Commission No. 2019-RE-794193
My Commission Expires July 24, 2029



Notary Public

IN WITNESS WHEREOF, the undersigned has hereunto set its hand at Broadview Hts., Ohio, on the 10th day of April, 2026.

Jullius
CAROLLO PROPERTIES, LLC
BY: JOE CAROLLO
ITS: MEMBER

STATE OF OHIO)
)SS:
COUNTY OF CUYAHOGA)

NOTARY PUBLIC

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above named Joe Carollo, Member, on behalf of CAROLLO PROPERTIES, LLC, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Broadview Hts. Ohio this 10th day of April, 2026.

Debra A. Jiamachello
Notary Public



Debra A Jiamachello
NOTARY PUBLIC
STATE OF OHIO
My Commission Expires
March 15, 2028

CITY OF BRECKSVILLE

By: _____
Daryl J. Kingston, Mayor

STATE OF OHIO)
) SS:
COUNTY OF CUYAHOGA)

NOTARY PUBLIC

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above named Daryl J. Kingston, the duly elected and acting Mayor of the City of Brecksville, who, after first being duly cautioned according to law, acknowledged that he has the power to bind the City of Brecksville, pursuant to appropriate Councilmanic authorization, to the terms and conditions of the foregoing instrument and that he did sign the foregoing instrument as his free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at _____,
Ohio, this _____ day of _____, 20____.

Notary Public

This Permanent Easement was authorized by Resolution No. _____, adopted by the Council of the City of Brecksville on the _____ day of _____, 20____.

Tammy Tabor, Clerk of Council

Approved as to Form:

Law Director, City of Brecksville

Boundary Description for
Joseph P. Hanna and Maria L. Ramundo
Storm Easement No. 1
0.0717 Acres

Situated in the City of Brecksville, County of Cuyahoga, and State of Ohio and known as being part of Original Brecksville Township Lot No. 43, further known as being part of Sublot No. 9 as shown on Highland Park, recorded in A.F.N. 202507210332 of the Cuyahoga County Recorder's Records and is bounded and described as follows: Beginning at the southwesterly corner of Sublot No. 9, said point also being on the easterly right of way line of Victoria Lane, 60 feet in width; thence South 53°17'44" East, with the southwesterly line of Sublot No. 9, 19.58 feet to a point thereon and is the PRINCIPAL PLACE OF BEGINNING of the premises herein to be described;

thence North 00°21'57" East, 62.98 feet to a point on the southerly line of an existing Storm Easement as shown on Highland Park, as aforementioned;

thence North 89°54'17" East, with the southerly line of said existing Storm Easement, 20.00 feet to a point thereon;

thence South 00°21'57" West, 57.83 feet to a point;

thence South 50°37'11" East, 141.48 feet to a point;

thence South 39°22'49" West, 9.53 feet to a point on the southwesterly line of Sublot No. 9;

thence North 53°17'44" West, with the southwesterly line of Sublot No. 9, 153.84 feet to the Principal Place of Beginning, containing 3,123 square feet or 0.0717 acres of land, more or less, according to a survey by Daniel P. Engle P.S. No. S-8452, for Davey Resource Group in March, 2026. Subject to all highways, easements and covenants of legal record.

Bearings based on Ohio State Plane Coordinate System, North Zone, NAD 1983, ground.



Boundary Description for
Carollo Properties, LLC
Storm Easement No. 2
0.0241 Acres

Situated in the City of Brecksville, County of Cuyahoga, and State of Ohio and known as being part of Original Brecksville Township Lot No. 43, further known as being part of Sublot No. 8 as shown on Highland Park, recorded in A.F.N. 202507210332 of the Cuyahoga County Recorder's Records and is bounded and described as follows: Beginning at the northeasterly corner of Sublot No. 8, said point also being on the easterly right of way line of Victoria Lane, 60 feet in width; thence South 53°17'44" East, with the northeasterly line of Sublot No. 8, 19.58 feet to a point thereon and is the PRINCIPAL PLACE OF BEGINNING of the premises herein to be described;

thence South 53°17'44" East, with the northeasterly line of Sublot No. 8, 153.84 feet to a point thereon;

thence South 39°22'49" West, 10.47 feet to a point;

thence North 50°37'11" West, 151.01 feet to a point;

thence North 00°21'57" East, 4.23 feet to the Principal Place of Beginning, containing 1,052 square feet or 0.0241 acres of land, more or less, according to a survey by Daniel P. Engle P.S. No. S-8452, for Davey Resource Group in March, 2026. Subject to all highways, easements and covenants of legal record.

Bearings based on Ohio State Plane Coordinate System, North Zone, NAD 1983, ground.



Corporate Headquarters
295 South Water Street, Suite 300
Kent, OH 44240
800-828-8312

Local Office
1310 Sharon Copley Rd
PO Box 37
Sharon Center, OH 44274
330-590-8004

SKETCH OF

STORM EASEMENTS

Situated in the City of Brecksville, County of Cuyahoga, and State of Ohio and known as being part of Original Brecksville Township Lot No. 43, further known as being part of Sublot Nos. 8 and 9 as shown on Highland Park, recorded in A.F.N. 202507210332 of the Cuyahoga County Recorder's Records.

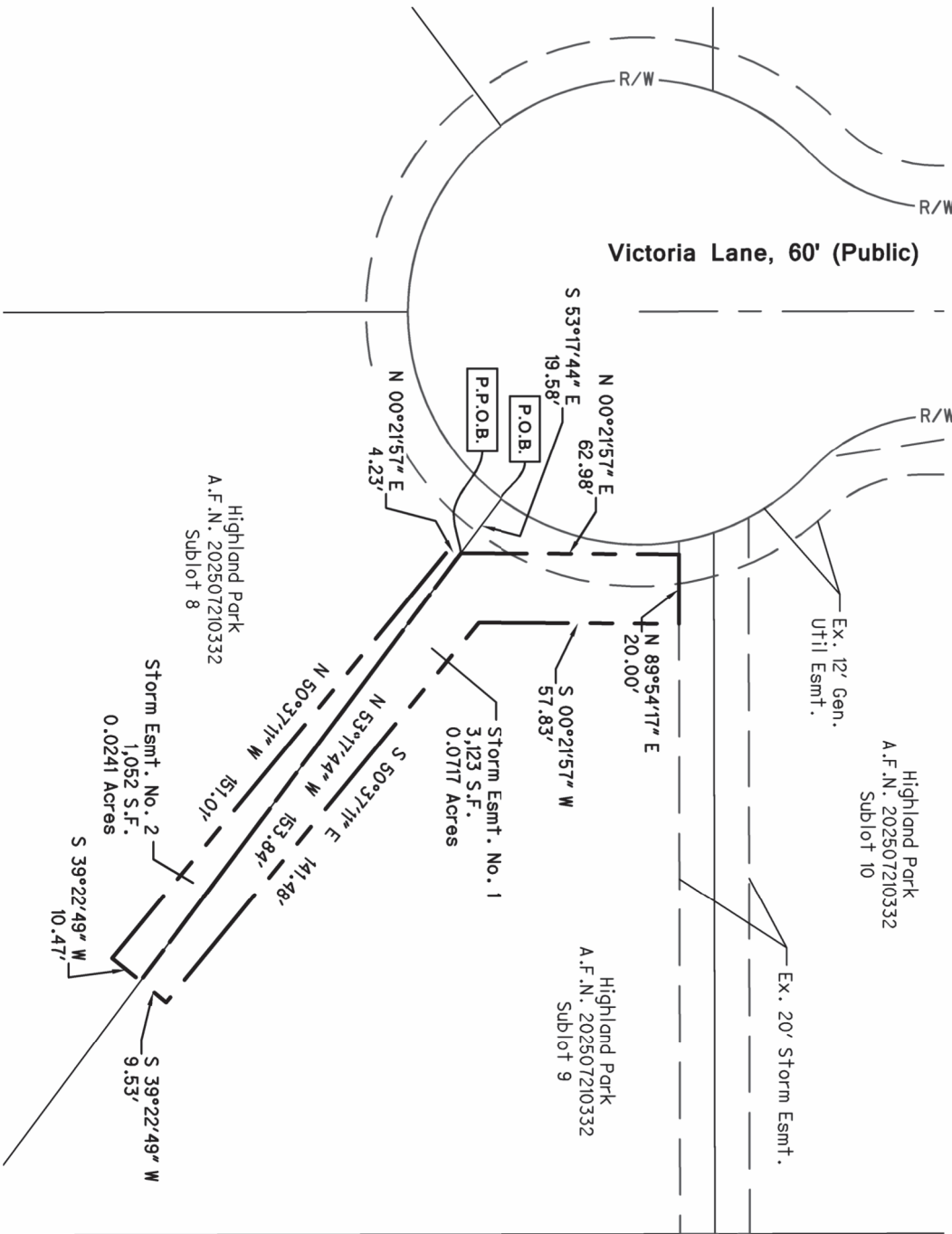
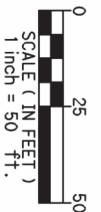


Exhibit A to Easement for Construction...
Page 3 of 3

	2028-03-11 DATE	2582 PROJECT NUMBER	STORM EASEMENTS	EXHIBIT A	 Davey Resource Group 1310 SHARON COPLEY ROAD, P.O. BOX 37 SHARON-CENTER, OHIO 44274 (PHONE) 330.590.8004 (FAX) 888.820.8423
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**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
A PARTIAL RELEASE OF STORM EASEMENT REGARDING
A STORM SEWER EASEMENT ON PPN 603-15-043
LOCATED AT S/L 9 VICTORIA LANE BRECKSVILLE, OHIO;
AND DECLARING AN EMERGENCY**

WHEREAS, the City of Brecksville wishes to partially release all of its rights, title and interest in PPN 603-15-043 located at S/L 9 Victoria Lane.

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 Partial Release of Storm Easement regarding a storm sewer easement on PPN 603-15-043 located at S/L 9 Victoria Lane, Brecksville, Ohio, a copy of said Release of Easement 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 Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is that it is necessary to release the storm sewer easement, therefore, said Ordinance 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

EXHIBIT "A"

PARTIAL RELEASE OF STORM EASEMENT

Know All Men by These Presents that, for good and valuable consideration the receipt and sufficiency is hereby acknowledged, **THE CITY OF BRECKSVILLE, OHIO**, hereby releases to **JOSEPH P HANNA and MARIA L. RAMUNDO**, owners of the serviant estate/real property located at Sublot 9 - Victoria Lane, Brecksville (Cuyahoga County), Ohio 44141 (PPN 603-15-043) described more fully on **Exhibit A** attached hereto and made a part hereof ("**Property**"), the portion of the Storm Easement originally granted and acquired by and depicted on a certain **Plat recorded on July 21, 2025, at AFN 202507210332** ("**Easement**") only inasmuch and to the extent said Easement affects and encumbers the Property as described and depicted on **Exhibit B** attached hereto and made a part hereof, with the intent that said portion of the Easement shall and hereby does terminate.

In Witness Whereof, **THE CITY OF BRECKSVILLE** has hereunto set its hand on

_____.

THE CITY OF BRECKSVILLE, OHIO

By: Daryl J. Kingston
Its: Mayor

STATE OF OHIO

COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ day of _____, 20____, by Daryl J. Kingston, Mayor, on behalf of THE CITY OF BRECKSVILLE, OHIO.

(Signature of person taking acknowledgment)
As authorized by Ordinance No. _____
Adopted on: _____

By: _____
Council President, City of Brecksville, OH

This Instrument Prepared By:
Joseph K. Oldham, Esq.
Oldham Company, LLC
759 West Market Street
Akron, OH 44303
P: 330-762-7377

By: _____
Clerk of Council, City of Brecksville, OH

PPN: 603-15-043
JOSEPH P HANNA ETAL
AMT \$367,560.50
CONV \$1470.40
25-73073

202509020636 DESV
09/02/2025 03:58 PM
RCPT# 20250902000405
PAID BY OHIO REAL

CUYAHOGA COUNTY FISCAL OFFICE

GENERAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that for valuable consideration paid, Harris Park Development, LLC, an Ohio limited liability company ("Grantor") hereby grants with general warranty covenants, to Joseph P. Hanna and Maria L. Ramundo (husband and wife) (referred to as "Grantee"), for their joint lives, remainder to the survivor of them, whose tax-mailing address is 9292 Oxford Trail, Brecksville, Oh, all its right, title and interest to the following described premises: 44141

Situated in the City of Brecksville, County of Cuyahoga and State of Ohio:
And known as being Sublot No. 9 in the Highland Park Subdivision of part of Original Brecksville Township Lot No. 43, as shown by the plat recorded as Instrument No. 202507210332 of Cuyahoga County Records, as appears by said plat, be the same more or less, but subject to all legal highways.

The Property is conveyed subject to, and there are excepted from the general warranty covenants, the following encumbrances: (a) easements, covenants, conditions (however created and including Homeowner Association Declarations and Bylaws or other applicable subdivision restrictions or conditions, whether or not of record), restrictions, and limitations of recorded disclosed in the Commitment and approved by Purchaser; (b) all legal highways; (c) zoning, building and other laws, ordinances and regulations; (d) taxes and assessments, both general and special that are a lien, but are not yet due and payable; and (e) any encumbrance created by Grantee.

Prior Instrument Reference No.: 202309180591

OHIO REAL TITLE
214037

Property address: S/L 9 Victoria Lane
Brecksville, Ohio 44141

Permanent Parcel No.: 603-15-043


This Legal Description Complies with
The Cuyahoga County Transfer and
Conveyance Standards and is approved
by the County

Exhibit A to Partial Release of Storm Easement
Page 1 of 2 SEP 03 2025

Agent

IN WITNESS WHEREOF the undersigned has executed this deed at Concord, Ohio this 27th day of August, 2025.

Grantor:
Harris Park Development, LLC



By: Gillian Hall
Its: Authorized Agent

STATE OF OHIO)
) SS:
LAKE COUNTY)

The foregoing instrument was acknowledged before me on August 27th, 2025 by Gillian Hall, the Authorized Agent of Harris Park Development, LLC, an Ohio limited liability company, on behalf of said company.



NICOLE LUPTAK
Notary Public
State of Ohio
My Comm. Expires
September 13, 2028



NOTARY PUBLIC

This Instrument Prepared By:
Gillian Hall, Esq.
7555 Fredle Dr., Suite 210
Concord, Ohio 44077

Boundary Description for
Joseph P. Hanna and Maria L. Ramundo
Partial Release of Storm Easement
0.0700 Acres

Situated in the City of Brecksville, County of Cuyahoga, and State of Ohio and known as being part of Original Brecksville Township Lot No. 43, further known as being part of Sublot No. 9 as shown on Highland Park, recorded in A.F.N. 202507210332 of the Cuyahoga County Recorder's Records and is bounded and described as follows: Beginning at the southwesterly corner of Sublot No. 9, said point also being on the easterly right of way line of Victoria Lane, 60 feet in width; thence South 53°17'44" East, with the southwesterly line of Sublot No. 9, 152.39 feet to a point thereon and is the PRINCIPAL PLACE OF BEGINNING of the premises herein to be described;

thence North 11°48'26" East, 145.66 feet to a point;

thence North 89°54'17" East, 20.44 feet to a point;

thence South 11°48'26" West, 159.16 feet to a point on the southwesterly line of Sublot No. 9;

thence North 53°17'44" West, with the southwesterly line of Sublot No. 9, 22.05 feet to the Principal Place of Beginning, containing 3,048 square feet or 0.0700 acres of land, more or less, according to a survey by Daniel P. Engle P.S. No. S-8452, for Davey Resource Group in March, 2026. Subject to all highways, easements and covenants of legal record.

Bearings based on Ohio State Plane Coordinate System, North Zone, NAD 1983, ground.



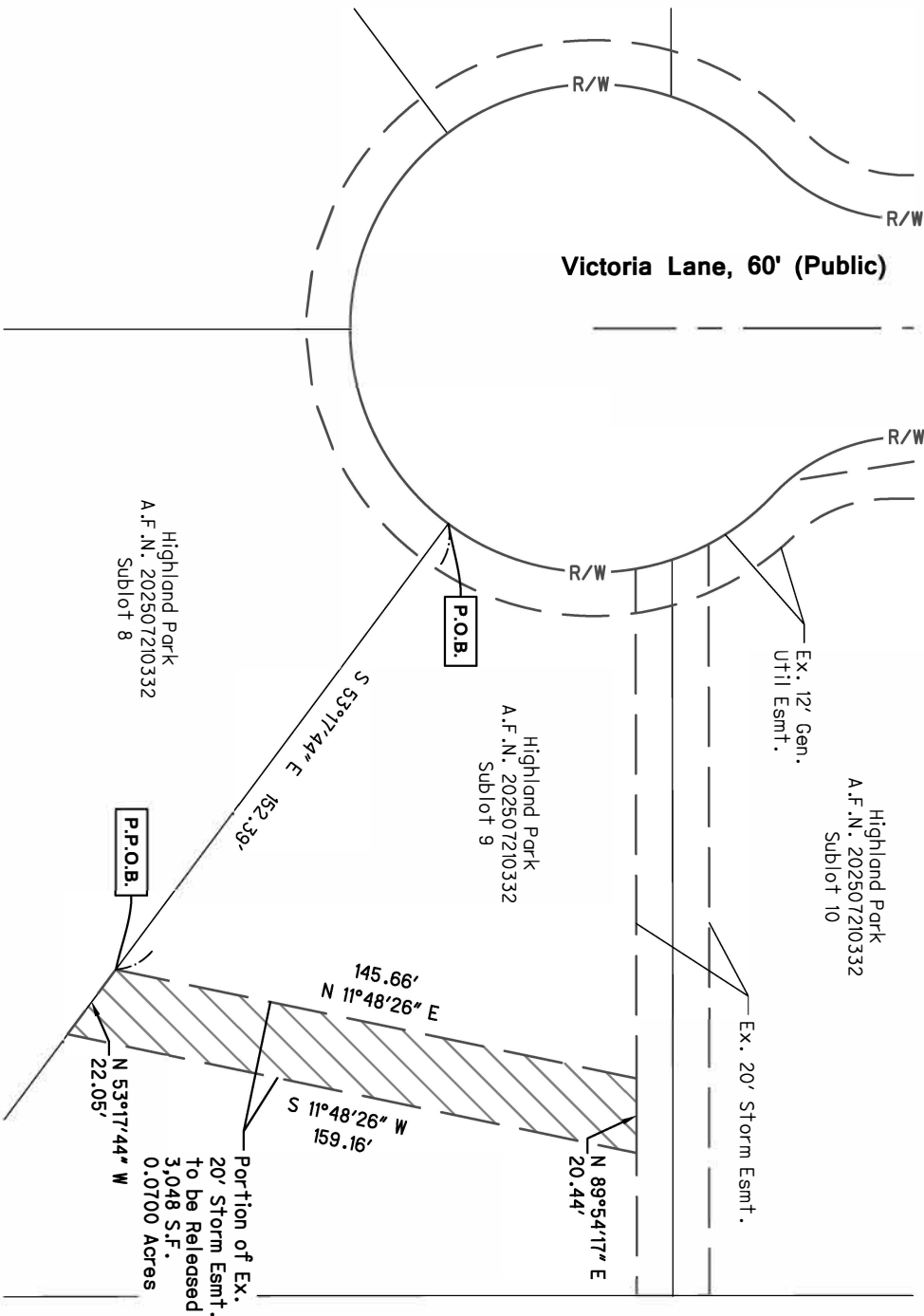
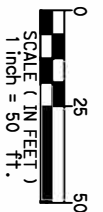
Corporate Headquarters
295 South Water Street, Suite 300
Kent, OH 44240
800-828-8312

Local Office
1310 Sharon Copley Rd
PO Box 37
Sharon Center, OH 44274
330-590-8004

STORM EASEMENT PARTIAL RELEASE

SKETCH OF

Situated in the City of Brecksville, County of Cuyahoga, and State of Ohio and known as being part of Original Brecksville Township Lot No. 43, further known as being part of Sublot No. 9 as shown on Highland Park, recorded in A.F.N. 202507210332 of the Cuyahoga County Recorder's Records.



**Exhibit B to Partial Release of Storm Easement
Page 2 of 2**

	2026-03-11	DATE	STORM EASEMENT PARTIAL RELEASE	EXHIBIT A	Davey Resource Group 1310 SHARON COPLEY ROAD, P.O. BOX 37 SHARON-CENTER, OHIO 44274 (PHONE) 330.590.8004 (FAX) 888.820.8423
	2682	PROJECT NUMBER			

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ORDINANCE RECORD
COUNCIL OF THE CITY OF BRECKSVILLE

Ordinance No. 5860

**AN ORDINANCE TO AMEND ORDINANCE NO. 5829,
MAKING APPROPRIATIONS FOR CURRENT
EXPENSES OF THE CITY OF BRECKSVILLE
DURING THE FISCAL YEAR ENDING
DECEMBER 31, 2026, MAKING NECESSARY
APPROPRIATION AND REVENUE ADJUSTMENTS;
AND DECLARING AN EMERGENCY**

WHEREAS, the appropriations heretofore set to certain accounts of the City of Brecksville are insufficient to pay expenses incurred during the fiscal year ending December 31, 2026.

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

SECTION 1. That the Director of Finance be authorized to increase and decrease estimated resources and appropriations in the Building & Improvements fund.

75,188.00	Reimbursement – Miscellaneous	R4900154-02810
(3,303.00)	Building Improvement	C4900260-32020
78,491.00	Building Improvement	C4900260-32020

SECTION 2. That the Director of Finance be authorized to increase estimated resources and appropriations in the Urban Redevelopment TIE – VA Phase I fund.

225,000.00	Service Payments	R4101141-02521
159,200.00	Economic Development	4101150-21130
63,750.00	School District Compensation	4101812-21131
2,050.00	Auditor’s Fees	4101150-21180

SECTION 3. That the Director of Finance be authorized to increase estimated resources and appropriations in the Municipal Public Improvement TIE – South End fund.

20,000.00	Service Payments	R4201141-02521
20,000.00	Auditor’s Fees	4201150-21180

SECTION 4. The Council declares this Ordinance to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare, the reason for the emergency is that it is necessary to make adjustments to appropriations of the City, therefore, said Ordinance 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 21, 2026

APPROVED: April 21, 2026

MAYOR

CLERK OF COUNCIL