

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

HELD _____ October 6, 2020 _____

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Council was **CALLED TO ORDER** in Regular Session by Council President Mike Harwood at 8:00 P.M. in Ralph W. Biggs Council Chambers.

CALL TO ORDER

Following the **PLEDGE OF ALLEGIANCE**, members of Council answered to **ROLL CALL** as follows:

PLEDGE OF ALLEGIANCE

Members Present: L. Carouse, Jr., D. Caruso, M. Harwood, D. Kingston, A. Koepke, L. Redinger, K. Veras.

ROLL CALL

Members Absent: None.

Others Present: Mayor Jerry N. Hruby, Law Director D. Matty, Assistant Law Director DiGeronimo, Finance Director L. Starosta,,Purchasing Director Riser, Engineer G. Wise, Fire Chief N. Zamiska, Police Chief W. Goodrich, Council Clerk T. Tabor.

Teleconference: CBO S. Packard, Recreation Director T. Tupa, Service Director R. Weidig.

MINUTES OF THE SEPTEMBER 15, 2020 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the September 15, 2020 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 9-15-2020 APPROVED

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5081 re: a Resolution authorizing the City Director of Finance to execute the seven hundred fifty thousand dollar (\$750,000) Ohio Public Works Commission Promissory Note as part of the Ohio Public Works Commission Project Loan Agreement; and declaring an emergency, was read by title.

RES. 5081 AUTH. OPWC PROMISSORY NOTE

Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5081 on third and final reading.

CHIPPEWA SANITARY SEWER PROJECT

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Resolution 5081.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5082 re: a Resolution authorizing the Mayor to enter into a FY2021 Cemetery Grant Agreement to accept a Cemetery Grant from the Ohio Department of Commerce; and declaring an emergency, was read by title.

RES. 5082 AUTH. FY2021 CEMETERY GRANT FROM OHIO DEPT OF COMMERCE

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5082 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Resolution 5082.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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RESOLUTION 5083 re: a Resolution accepting the proposal of Karpinski Engineering to provide professional engineering services for the Police Station Generator Exhaust Extension Project; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5083 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5083. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5083 AUTH. KARPINSKI ENG. FOR POLICE STATION GENERATOR EXHAUST EXTENSION PROJECT
ORDINANCE 5351 re: an Ordinance to amend Ordinance No. 5277. Making appropriations for current expenses of the City of Brecksville during the Fiscal year ending December 31, 2020, making necessary appropriation and revenue adjustments; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5351 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5351. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5351 AMEND ORD. 5277 MAKING APPROPRIA- TIONS DURING FISCAL YEAR ENDING 12-31- 2020
RESOLUTION 5084 re: a Resolution making necessary advances between certain funds for the fiscal year ending December 31, 2020; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5084 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5084. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5084 MAKING NECESSARY ADVANCES BETWEEN CERTAIN FUNDS
RESOLUTION 5085 re: a Resolution authorizing the Mayor to accept a Quit Claim Deed from the Brecksville Community Improvement Corporation for Permanent Parcel Numbers 603-20-029, 603-20-030, 603-21-022, 604-07-007, 604-08-001, 604-08-002, 604-08-003, 604-08-004, & 604-08-007; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5085 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5085. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5085 ACCEPT A QUIT CLAIM DEED FROM THE BRECKSVILLE COMMUNITY IMPROVE- MENT CORPORATION

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RESOLUTION 5086 re: a Resolution authorizing the Mayor to convey a Quit Claim Deed to the Brecksville Community Improvement Corporation for Permanent Parcel Numbers 603-20-029, 603-20-030, 603-21-022, 604-07-007, 604-08-001, 604-08-002, 604-08-003, 604-08-004, & 604-08-007; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5086 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5086. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5086 CONVEY A QUIT CLAIM DEED TO THE BRECKSVILLE COMMUNITY IMPROVE- MENT CORPORATION
RESOLUTION 5087 re: a Resolution approving the DiGeronimo Development LLC Valor Acres Phase 1-Mixed Use Plan in accordance with the Development Agreement and the First Amendment to Development Agreement with DiGeronimo Development LLC; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5087 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5087. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5087 APPROV. DIGERONIMO DEVELOP. VALOR ACRES PHASE 1 MIXED USE PLAN
RESOLUTION 5088 re: a Resolution authorizing the Mayor to enter into a First Amendment to Lease Agreement between the City of Brecksville as Lessor and the Brecksville Cooperative Pre-School, Inc. as Lessee for premises located at 4430 Oakes Road in the Blossom Road Property Complex; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5088 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5088. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5088 AUTH. 1ST AMEND TO LEASE AGREEMENT WITH BRECKSVILLE COOP PRESCHOOL AND CITY OF BRECKSVILLE
ORDINANCE 5352 re: an Ordinance accepting the proposals of Medical Mutual of Ohio for employee healthcare insurance, administration of the employee healthcare insurance program, and for the provision of stop loss insurance; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5352 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5352. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5352 ACCEPT PROPOSAL OF MED MUTUAL FOR EMPLOYEE HEALTHCARE INSURANCE PROGRAM & STOP LOSS INSURANCE

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ORDINANCE 5353 re: an Ordinance 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 Caruso, seconded by Veras, to suspend the rules and place Ordinance 5353 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5353.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORD. 5353

ACCEPT.

**PROPOSAL OF
LINCOLN LIFE
INSURANCE
CO. FOR
EMPLOYEE
DENTAL
INSURANCE**

ORDINANCE 5354 re: an Ordinance 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 Caruso, to suspend the rules and place Ordinance 5354 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5354.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORD. 5354

ACCEPT.

**PROPOSAL OF
LINCOLN LIFE
INSURANCE
CO. FOR
EMPLOYEE
LIFE
INSURANCE**

ORDINANCE 5355 re: an Ordinance authorizing the purchase of a 2021 Freightliner 108SD Single Axle Truck for use by the Service Department from Cleveland Freightliner, Inc. through the State of Ohio Administrative Services Purchasing Program; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5355 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5355.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORD. 5355

PURCH. 2021

**FREIGHT-
LINER 108SD
TRUCK FOR
THE SERVICE
DEPARTMENT**

ORDINANCE 5356 re: an Ordinance authorizing the purchase of a Stainless Steel Dump Body, Plow, Spreader, Hydraulic System and Lighting with installation on Freightliner 108SD Single Axle Truck for use by the Service Department from Concord Road Equipment Mfg. through the State of Ohio Administrative Services Purchasing Program; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5356 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5356.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORD. 5356

**AUTH. PURCH
OF DUMP**

**BODY, PLOW,
SPREADER,
HYDRAULIC
SYSTEM AND
LIGHTING
INSTALLED ON
FREIGHT-
LINER 108SD
TRUCK**

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ORDINANCE 5357 re: an Ordinance authorizing the purchase of three (3) 2021 Ford SUV Interceptors for use by the Police Department through the State of Ohio Administrative Services Purchasing Program; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5357 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5357. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5357 AUTH. PURCH OF (3) 2021 FORD SUV INTERCEP- TORS FOR THE POLICE DEPARTMENT
ORDINANCE 5358 re: an Ordinance authorizing the purchase of equipment and labor for the Police Department from Hall Public Safety Upfitters in accordance with the provisions of Ohio Revised Code Section 125.04(C) and authorizing a contingency amount requested by the city for unforeseen labor or equipment needs; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5358 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5358. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5358 AUTH. EQUIP AND INSTALL FOR (3) FORD INTERCEP- TORS FOR THE POLICE DEPARTMENT
ORDINANCE 5359 re: an Ordinance authorizing the purchase of computer related equipment and accessories from Dell Marketing L.P. and computer related equipment and accessories from Apple, Inc. through the State of Ohio Administrative Services Purchasing Program; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5359 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5359. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5359 AUTH PURCHASE OF MOBILE COMPUTERS FROM APPLE AND DELL THRU STATE OF OHIO ADMIN SERVICES PURCHASING PROGRAM
ORDINANCE 5360 re: an Ordinance authorizing the purchase of certain furniture and installation services through the State of Ohio Administrative Services Purchasing Program from Ohio Desk; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5360 on third and final reading. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Ordinance 5360. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5360 AUTH PURCHASE OF CHAIRS FOR CITY HALL THRU STATE OF OHIO ADMIN SERVICES PURCHASING PROGRAM

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ORDINANCE 5343: an Ordinance authorizing a Development Agreement with the Sherwin-Williams Company to provide for the construction of the Sherwin-Williams Research and Development Facility on both a portion of the Valor Acres Site and a portion of adjacent site in order to provide for the further redevelopment of said sites and create and retain jobs in the City; repealing Ordinance No. 5309 adopted on March 17, 2020; and declaring an emergency, was read by title.

Motion by Carouse, seconded by Caruso, to approve Ordinance 5343.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5343 3RD
READING
AUTHORIZING
DEVELOP-
MENT
AGREEMENT
WITH
SHERWIN-
WILLIAMS**

ORDINANCE 5344 re: an Ordinance authorizing a Job Creation Incentive Agreement with the Sherwin-Williams Company to provide for the construction of the Sherwin-Williams Research and Development Facility on a portion of the Valor Acres Site and a portion of the adjacent property in order to provide for the further redevelopment of said sites and create and retain jobs in the City; repealing Ordinance No. 5310 adopted on March 17, 2020.; and declaring an emergency, was read by title.

Motion by Carouse, seconded by Redinger, to approve Ordinance 5344.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5344 3RD
EADING AUTH.
A JOB
CREATION
INCENTIVE
AGREEMENT
WITH
SHERWIN
WILLIAMS**

ORDINANCE 5345 re: an Ordinance Creating the Valor Acres Phase I TIF pursuant to Ohio Revised Code Sections 5709.41, 5709.42 and 5709.43, declaring improvements to certain parcels of real property to be a public purpose, and requiring the owners of the improvements on such parcels to make service payments in lieu of taxes.; and declaring an emergency, was read by title.

Motion by Redinger, seconded by Caruso, to pass Ordinance 5345.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5345 3RD
READING
CREATING
VALOR ACRES
PHASE I TIF**

ORDINANCE 5346 re: an Ordinance creating the Valor Acres Phase II TIF pursuant to Ohio Revised Code Sections 5709.41, 5709.42 and 5709.43, declaring improvements to certain parcels of real property to be a public purpose, and requiring the owners of the improvements on such parcels to make service payments in lieu of taxes; and declaring an emergency, was read by title.

Motion by Carouse, seconded by Redinger, to approve Ordinance 5346.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5346
3RD READING
CREATING
VALOR ACRES
PHASE II TIF**

BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, October 12th at 7:30 P.M.

**ZONING
APPEALS**

PLANNING COMMISSION: Councilmember Harwood reported the next meeting of the Planning Commission will be October 22nd at 7:00 P.M.

**PLANNING
COMMISSION**

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Motion by Harwood, seconded by Veras, to accept the recommendation of the **BRECKSVILLE** Planning Commission for approval of a 7.38 square foot permanent, non-illuminated, **NUTRITION** awning identification sign for Brecksville Nutrition at 8914 Brecksville Road, Brecksville, **SIGN 8914** Ohio, PP #601-31-015, as described in the application dated September 9, 2020, attached **CHIPPEWA** photographs and conditional on the following deviations: Deviation from Code Section **ROAD** 1187.06(a)(5) to permit an awning sign in the right-of-way, deviation from Code Section 11878.09(c) requirement of a maximum 5 square feet of face area to allow 7.38 square feet.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Veras, to accept the recommendation of the **JOE MAXX** Planning Commission for **Preliminary** and **Final** approval for the proposed outdoor **OUTDOOR** seating area to accommodate up to ten guests for Joe Maxx Coffee at 7305 Chippewa Road, **SEATING 7035** Brecksville, Ohio 44141, as described in the application dated August 31, 2020 and **CHIPPEWA** attached materials. **ROAD**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Redinger, to accept the recommendation of the **AKRON** Planning Commission for Preliminary and Final approval for the installation of a backup **CHILDREN** generator at 7001 South Edgerton Road, Brecksville, Ohio, PP #604-07-010, as described **HOSPITAL** in the application dated September 2, 2020, and the documents as noted: **GENERATOR**
E-101, Floor Plan Electrical, Baker, Bednar, Snyder 08-27-2020 **7001 S.**
E-102, Electrical Specifications Baker, Bednar, Snyder 08-27-2020 **EDGERTON**
P-101, Floor Plan Plumbing Baker, Bednar, Snyder 08-27-2020
14kW Generator Specifications Kohler 09-20-2020
Overhead Photo, of Property Showing Generator Location

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Redinger, to accept the recommendation of the **AT&T** Planning Commission for approval of plans to replace existing wireless **MOBILITY** telecommunications equipment including antennas, remote radio heads, and accessories on **TELECOMMUN** an existing tower at 6898 Miller Road, Brecksville, Ohio, 44141, for AT&T Mobility as **ICATIONS** described in the application dated September 10, 2020 and on the attached drawings and **UPGRADE 6898** supplemental information, contingent on approval by City Council and receipt of a third **MILLER ROAD** party structural review.

Submittal Letter, Project Description, Black & Veatch, September 10, 2020, -Report, Structural Analysis, Paul J. Ford & Co, June 25, 2020- Report, Mount Structural Analysis, Paul J. Ford & Co., June 25, 2020- Title Page, Project Location, Black & Veatch, April 7, 2020- C-1, Shelter Plan, DC Circuit, Black & Veatch, April 7, 2020- T-1, Elevation, Black & Veatch, April 7, 2020 - T-2, Antenna Layout, Black & Veatch, April 7, 2020 -T-2.1 Antenna Layout, Black & Veatch, April 7, 2020 T-3, Equipment Details, Black & Veatch, April 7, 2020 - T-4, Structural Notes, Black & Veatch, April 7, 2020 -T-5, Equipment Notes, Black & Veatch, April 7, 2020 - E-1, Electrical Notes, Black & Veatch, April 7, 2020 - N-1, General Notes, Black & Veatch, April 7, 2020 - N-2, General Notes, Black & Veatch, April 7, 2020 - Schematic - 3 pages, Black & Veatch, Undated

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

Nays: None.

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Council President Harwood asked Law Director Matty to present a motion for the **HIDDEN HOLLOW SUBDIVISION** final item from the Planning Commission this evening. Law Director Matty said the motion will require a minimum of (5) votes by Council to adopt since the Planning Commission did not successfully adopt this recommendation, it was voted down. Council will need (5) votes to pass. The subject matter is Hidden Hollow Subdivision W.J. Bailey Homes at 5324 Miller Road. I would ask for a motion to approve the Preliminary Approval of a new major subdivision at 5324 Miller Road, Brecksville, Ohio on PP#604-14-002, 604-14-006, 604-14-010, and 604-14-014 as described in the application dated March 9, 2020 and attached material as listed below subject to approval by the City Engineer, the City Law Director, City Council and also approval by the Board of Zoning Appeals of the following variances:

- Variance from Section 1117.04(e) requirement that cul-de-sac streets shall not exceed 800 feet in length to allow 1,281 feet.
- Variance from Section 1117.09 that lots shall be generally rectangular in form to allow a nonrectangular form for lots 9, 10 and 14.

Preliminary Plan Mackay Engineering and Surveying August 3, 2020 - Preliminary Overall Layout A Mackay Engineering and Surveying August 3, 2020 - Existing Drainage Area Map Mackay Engineering and Surveying August 3, 2020 - Proposed Drainage Area Map Mackay Engineering and Surveying August 2, 2020 -Sanitary Sewer Profile: H. Hollow Mackay Engineering and Surveying August 3, 2020 - Sanitary Sewer Profile: Barr Road Mackay Engineering and Surveying January 6, 2020 - Landscape Plan Morton's Landscape Development Co. August 7, 2020 - Ownership Certificate Joseph M. Cindric December 20, 2019 - Trip Generation Analysis TMS Engineers, Inc. November 18, 2019 - Preliminary Jurisdictional Determination Department of the Army February 11, 2019 - Geotechnical Exploration Report Wertz Geotechnical Engineering Inc. February 20, 2020 - Option Agreement - Sewer Easement and Right of Way ,Effective Date Redacted

Comments: Ken Stefanov, and his wife Kathy Roberts, live at 5300 Miller Road parcel directly west of the proposed development. Also, Alma Zvosec, another neighbor and people listening on the phone as well. Bottom line here is that the Planning Commission did a wonderful job getting into the details of this 14 home development. We are not against development on these 21 ½ acres, we area against bad development. Fourteen homes is too dense for this property for a number of reasons. Sanitation, storm water management, ecological reasons, priority conservation areas as spelled out by the Furnace Run Watershed, a whole list of obligations. In addition the Planning Commission, particularly Mr. Lahrmer, called him out, identified five particular Ordinances where this applicant was not in compliance with the code. I respectfully ask that this 14 home proposal be rejected Planning Commission's intent

Alma Teuffel Zvosec 10195 Barr Road, said the rear of her property is adjacent to (3) of the sublots in this proposed development. Ms. Zvosec said she is agreeing with everything that Ken Stefanov has said. The Planning Commission has really done extreme due diligence in making sure that everything in the Ordinance is complied with and the developer has stated that everything has been met and yet there are a number of qualitative items which would make this a non- desirable development. He has not adhered to and he does not seem to accept the fact that there was a judgement involved but simply being able check off the boxes. Ms. Zvosec said many of the things that he has responded to, questions that have been raised by the residents much of which has to do with drainage and the flow of water in the area and the conservation preservation, he keeps saying that will be done later. Some of these parcels, one is close to (2) acres, less than ½ of it is buildable because the other portions are related to the preservation area. There is no evidence, nothing has been provided that would give any confidence in these preservation areas would be maintained or that there is anything in terms of monitoring or there is a homeowner's association document that really has nothing in it it's a pro-forma type, prototype document, there is nothing in it. It comes across as we are looking to check off the boxes and they are not looking for a quality development for future owners in those parcels as well as for the neighboring community. Ms. Svosec said it just seems like there is a lot of

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problems that you can foresee down the road. This developer is looking to develop the land and then sell it to builders. So he's not building the homes on the property and he'll be out of the picture and we'll be left with the clean-up. Thank you.

**HIDDEN
HOLLOW
SUBDIVISION,
CONTINUED**

Council President Harwood said, for clarification, Mr. Stefanov is the home next to the potential entry drive Mr. & Mrs. Zak are on the other side of the entry drive they have also been in attendance. They have sent in multiple questions. There are a number of residents who have attended Planning Commission that may be (listening) on the call.

Motion by Carouse, seconded by Redinger to approve the Preliminary Development Plan for Hidden Hollow Subdivision W.J. Bailey Homes at 5324 Miller Road as described:

Hidden Hollow Subdivision W.J. Bailey Homes at 5324 Miller Road. I would ask for a motion to approve the Preliminary Approval of a new major subdivision at 5324 Miller Road, Brecksville, Ohio on PP#604-14-002, 604-14-006, 604-14-010, and 604-14-014 as described in the application dated March 9, 2020 and attached material as listed below subject to approval by the City Engineer, the City Law Director, City Council and also approval by the Board of Zoning Appeals of the following variances:

- Variance from Section 1117.04(e) requirement that cul-de-sac streets shall not exceed 800 feet in length to allow 1,281 feet.
- Variance from Section 1117.09 that lots shall be generally rectangular in form to allow a nonrectangular form for lots 9, 10 and 14.

Preliminary Plan Mackay Engineering and Surveying August 3, 2020 - Preliminary Overall Layout A Mackay Engineering and Surveying August 3, 2020 - Existing Drainage Area Map Mackay Engineering and Surveying August 3, 2020 - Proposed Drainage Area Map Mackay Engineering and Surveying August 2, 2020 -Sanitary Sewer Profile: H. Hollow Mackay Engineering and Surveying August 3, 2020 - Sanitary Sewer Profile: Barr Road Mackay Engineering and Surveying January 6, 2020 - Landscape Plan Morton's Landscape Development Co. August 7, 2020 - Ownership Certificate Joseph M. Cindric December 20, 2019 - Trip Generation Analysis TMS Engineers, Inc. November 18, 2019 - Preliminary Jurisdictional Determination Department of the Army February 11, 2019 - Geotechnical Exploration Report Wertz Geotechnical Engineering Inc. February 20, 2020 - Option Agreement - Sewer Easement and Right of Way ,Effective Date Redacted

Ayes: None.

Nays: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.

MOTION FAILED 0-AYES, 7-NAYS.

Councilmember Redinger reported the commission met September 28th and thanked council for the passage of the purchase requisition for the repairs to the retaining wall behind Field "C". The Commission discussed this at the previous meeting. The next meeting will be October 26th.

**RECREATION
COMMISSION**

Councilmember Carouse said the Commission will hold the next meeting on Monday, October 12th.

**TELECOMMU-
NICATION**

Councilmember Veras said the Human Services therapy pool is open and also for essential services with safety protocols in place. Waivers must be signed before entering the building, Lobsterfest is sold out and will be a drive thru event this year. Grab and go lunches on Thursdays are going smoothly. The first meeting since the shutdown of the building will be October 14th.

**HUMAN
SERVICES
ADVISORY**

Motion by Caruso, seconded by Veras, to approve a purchase requisition in the aggregate amount of \$8,607.00 for the purchase and installation of a Heavy Duty Two-Post Vehicle Lift for the Mechanics Bay in the Service Garage. *Account #C110610 3300.*

**SAFETY
SERVICE**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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Motion by Caruso, seconded by Kingston, to approve a blanket vendor purchase requisition in the amount of \$17,960.81 for Carbide Plow Blades and Curb Guards for the upcoming winter season. *Account #110430 2201*

**SNOW PLOW
BLADES AND
CURB GUARDS**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

STREETS & SIDEWALKS: Councilmember Carouse reported the committee met earlier and had no items for Council consideration.

**STREETS &
SIDEWALKS**

UTILITIES COMMITTEE: Councilmember Kingston reported the committee met earlier and had no items for Council consideration.

**UTILITIES
COMMITTEE**

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

**BUILDINGS &
GROUNDS
COMMITTEE**

Motion by Veras, seconded by Caruso, to approve a blanket vendor purchase requisition for the restoration of the retaining wall behind City Hall (Field "C") in the amount of \$5,000.00. *Account #240710 2606.*

**FIELD "C"
RETAINING
WALL
RESTORATION**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Veras, seconded by Caruso, to approve a blanket vendor purchase requisition in the amount of \$22,000.00 for the material and labor to install (4) replacement man doors in the Service Garage. *Account #C490170 3202*

**SERVICE
DEPARTMENT
(4) REPLACE-
MENT MAN
DOORS**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

LEGISLATION COMMITTEE: Councilmember Koepke reported the committee met earlier today and has no items for Council consideration.

**LEGISLATION
COMMITTEE**

FINANCE COMMITTEE: Councilmember Redinger thanked Council for the passage of the legislation presented this evening and has several items for Council consideration.

**FINANCE
COMMITTEE**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition for Temperature Scanning Kiosks in the amount of \$15,074.69. *Account # 211150 2201.*

**PURCHASE
TEMPERA-
TURE
SCANNING
KIOSKS**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition for IT Network Switches in the amount of \$11,010.29 *Account # 211150 2201.*

**PURCHASE IT
NETWORK
SWITCHES**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition for Timeclocks & Network Devices in the amount of \$16,993.83 *Account #211150 2201.*

**TIMECLOCKS
& NETWORK
DEVICES**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition for Firewall Upgrades for the Horticulture Building and WebTrac System in the amount of \$2,475.52 *Account #211150 2201.*

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

MOTION CARRIED 7-AYES, 0-NAYS.

**FIREWALL
UPGRADES
FOR HORT.
BUILDING &
WEBTRAC
SYSTEM**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition for an increase to Purchase Order #P200446 for the COVID-19 PPE supplies and equipment purchases in the amount of \$7,451.83. *Account #211150 2201.*

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

MOTION CARRIED 7-AYES, 0-NAYS.

**COVID-19 PPE
SUPPLIES &
EQUIPMENT**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition to Black Box Network Services in the aggregate amount of \$5,851.87 for the Annual Maintenance and Support contracts for the City's new IP Flex phone system. *Account #110135 2612.*

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

MOTION CARRIED 7-AYES, 0-NAYS.

**MAINT &
SUPPORT FOR
IP FLEX PHONE
SYSTEM**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition to Acuitive in the aggregate amount of \$4,180.00 for the PremWatch Firewall Monitoring primary service plan option for the Brecksville Community Center for a three-year term. *Account #110135 2612.*

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

MOTION CARRIED 7-AYES, 0-NAYS.

**PREMWATCH
FIREWALL
MONITORING**

Motion by Redinger, seconded by Carouse, to waive fees relating to the rental of facilities to the Brecksville Chamber of Commerce.

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

MOTION CARRIED 7-AYES, 0-NAYS.

**CHAMBER OF
COMMERCE
FEE WAIVER**

Motion by Redinger, seconded by Carouse, to approve a Purchase Requisition continuation of an agreement with Wage Works for 2020 for administration of our FSA account.

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

MOTION CARRIED 7-AYES, 0-NAYS.

**WAGE WORKS
FOR 2020 FSA
ACCOUNT
MANAGEMENT**

Motion by Redinger, seconded by Carouse, to approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$11,642.55; Sergio I. DiGeronimo in the amount of \$6,572.50; Roger Wadsworth in the amount of \$350.00; Squire Patton Boggs in the amount of \$7,554.00, Kulchytsky Architects, LLC in the amount of \$468.75; J Neusser, LLC in the amount of \$2,000.00; and Donald G. Bohning & Associates in the amount of \$22,840.55 and Sixmo in the amount of \$425.00. Total of all invoices \$51,853.35.

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

MOTION CARRIED 7-AYES, 0-NAYS.

**MONTHLY
BILLS FOR
PROFESS-
IONAL
SERVICES**

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REPORT OF LAW DIRECTOR: Law Director Matty reported the closing date **LAW** for Sherwin Williams property transfer is scheduled for October 14th. The Law Department **DIRECTOR** will be working with the parties to close the property transaction that are necessary for that to proceed. The Law Department will also appear on behalf of the Community Improvement Corporation and the City at the City Planning Commission on October 14th to obtain plat approval for that project. On October 20th Council will have (2) Ordinances for third reading if the closing occurs.

REPORT OF ENGINEER: No Report.

ENGINEER

REPORT OF FINANCE DIRECTOR: No Report

FINANCE

REPORT OF BUILDING DEPARTMENT: C.B.O. Packard reported in **BUILDING** December the Building Department issued 138 permits with a valuation of just over \$2.5 **DEPT.** million and the total receipts collected of \$37,739.34.

REPORT OF SERVICE DIRECTOR: No Report

SERVICE

REPORT OF PURCHASING DIRECTOR: No Report

PURCHASING

REPORT OF POLICE DEPARTMENT: No Report

POLICE

REPORT OF FIRE DEPARTMENT: No Report. Fire Chief Zamiska reminded **FIRE** the audience of Fire Safety Week. The Department will post information on social media pages for fire safety information.

REPORT OF RECREATION DEPARTMENT: No Report.

RECREATION

REPORT OF THE MAYOR: Mayor Hruby thanked the Beautification **MAYOR** Committee for the decorations that have been placed throughout the community. Several scarecrows have appeared around the City. Mayor Hruby said he believes the likeness of each scarecrow is similar to one member of Council. The Service Department has created a sign located on Community Drive and has been well received by the public. The messages will be changed periodically. Boo-ville and drive in movies will be on Saturday October 24th at Blossom Hill. The first movie will be at 3:00 and the second will be at 4:30. A third movie might be scheduled depending on the turnout and number of reservations. A drive through candy pick up and pumpkin patch for the children will be planned. The 2021 budget is being planned by the Service Director, Finance Director and the Mayor according to the Charter. The expected revenue and expenditures of the City are reviewed, working with the Department Directors to determine the City's needs. Council has passed numerous pieces of legislation regarding the consolidation of the VA property, now called Valor Acres property and the Dalud property. One total parcel of Valor Acres. The entire plat will be divided into (5) parcels, each one having it's own development plan. The largest parcel of the group will be the one that Sherwin-Williams will occupy, approximately 118 acres. Much larger than the 50 acres originally requested. The DiGeronimo Company is ready to bring the first part of development plan to the Planning Commission and show the Commission how the five parcels will work together. Mayor Hruby said he believes the first part of the development will be the residential part of the property. Some of the land is in the conservancy and some will be available for development. The Planning Commission will be looking at the type of residential development proposed. It may be single family, condominiums or even apartments could be part of the retail development. Nothing has been finalized at this time. Sherwin-Williams has a basic footprint of the layout and are eager to begin. The City is working with the Ohio Department of Transportation for the I-77 Miller Road interchange project that is under design and Mayor Hruby thanked the City Engineer for his work on the project. Mayor Hruby thanked the Service Department for the many projects worked on during the year. The Police and Fire

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Departments have also worked very hard during the year. The Police Department was successful in apprehending people that were entering unlocked vehicles in Brecksville neighborhoods. The Fire Department saw increased trips to the hospital for COVID concerns, working to keep employees and residents safe during the pandemic. Mayor Hruby thanked the Human Services and Recreation Department are working to provide programs for Brecksville Residents.

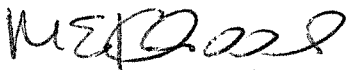
Mayor Hruby said paving will be done on Saturday on S.R. 82. All five lanes will be paved, allowing only one lane of traffic in each direction. An e-mail will go out asking residents to avoid that area so that the work may be completed. The area will be from the west end of the Giant Eagle parking lot to Broadview Road.

Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 8:39 P.M.

Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL