

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

HELD August 17, 2021

Page 1

Council was **CALLED TO ORDER** in Regular Session by Council President 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 **PLEDGE OF ROLL CALL** as follows:

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,
Engineer G. Wise, Finance Director L. Starosta,
CBO S. Packard, Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Chief S. Korinek,
Service Director R. Weidig, Myles Rapkin,
Council Clerk T. Tabor.

MINUTES OF THE AUGUST 3, 2021 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the August 3, 2021 regular meeting minutes and to accept same as presented.

REGULAR MEETING MINUTES OF 8-3-2021 APPROVED

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

Nays: None.

Abstain: Caruso, Koepke.

MOTION CARRIED 5-AYES, 0-NAYS, 2-ABSTAIN.

BEAUTIFICATION COMMITTEE PRESENTATION: Donna Hulett of the Beautification Committee was presenting recognition plaques to (4) residents in the community. Ms. Hulett thanked Purchasing Clerk Serena DeVito and Council Clerk Tabor for their assistance. This is the 25th year of Beautification Awards. Jane Zawaki, Kathy Roberts and Margaret DeWolfe were in attendance representing the Beatification Committee. The 2021 recipients are recognized for the care of their properties and beautiful landscaping of the outdoor areas.

BEAUTIFICATION COMMITTEE PRESENTATION

Stanley & Donna Cochrac of 9407 Snowville Road.

Sandra L. Liptak 6773 Rivercrest Drive

Casimer & Judith Mieskoski 6534 Wallings Road

Jonathan & Natalie Forman 9645 Brecksville Road

Mayor Hruby congratulated the recipients. Mayor Hruby thanked the members of the Beautification Committee for their work throughout the year. The Committee is made up of volunteers. The members are responsible for seasonal and holiday decorations throughout the City's public areas and buildings.

RESOLUTION 5168 re: a Resolution to adopt the OneOhio Memorandum of Understanding and to accept the material terms of the OneOhio Subdivision Settlement pursuant to the OneOhio Memorandum of Understanding and consistent with the terms of the July 21, 2021 National Opioid Settlement Agreement; and declaring an emergency, was read by title.

RES. 5168 ADOPT THE ONEOHIO MOU AND TO ACCEPT THE MATERIAL TERMS OF THE ONEOHIO SUBDIVISION SETTLEMENT

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5168 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 5168.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

HELD August 17, 2021

Page 2

RESOLUTION 5169 re: a Resolution accepting the proposal of Euthenics, Inc. for the Miller Road/I77 Interchange through ODOT Stage 2; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5169 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 5169. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5169 ACCEPT EUTHENICS PROPOSAL FOR MILLER RD/I77 INTER- CHANGE STAGE 2 PROPOSAL
ORDINANCE 5431 re: an Ordinance to amend Ordinance No. 5377, making appropriations for current expenses of the City of Brecksville during the fiscal year ending December 31, 2021, 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 5431 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 5431. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5431 AMEND ORD 5377 MAKING APPROPRIA- TIONS DRIN FY ENDING 12-31-2021
BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, September 7th at 7:30 P.M.	BD. OF ZONING APPEALS
APPEAL 2021-32 Approval of a variance from Section 1151.25(d)(1) from the maximum 660 sq.ft. to allow 818 sq. ft. for an addition of a covered patio off an existing garage located at 9013 Highland Drive, PP# 601-33-004. Motion by Caruso, seconded by Veras. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APP. 2021-32 9013 HIGHLAND DR. COVERED PATIO ADDITION
APPEAL 2021-33 Approval of a variance from Section 1151.25(d)(2)(B) and 1151.25(d)(3)(B) from the maximum 592 sq. ft. to allow 712 sq. ft. for the construction of a pool pavilion and shed located at 5559 Ridgewood Lane, PP#604-12-023. Motion by Caruso, seconded by Veras. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APP. 2021-33 POOL PAVILLION AND SHED 5559 RIDGEWOOD LN.
APPEAL 2021-34 Approval of a variance from Section 1119.09(b) which requires a driveway to be a minimum of 3 feet from the side lot line to allow 2 feet for the extension of an existing driveway located at 9031 Stover Lane, PP #601-37-040. Motion by Caruso, seconded by Veras. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	APP. 2021-34 DRIVEWAY ADDITION SETBACK 9031 STOVER LANE

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

HELD August 17, 2021

Page 3

APPEAL 2021-37 Approval of a variance from Section 1151.23(a)(2) from the minimum required 417.9 feet front yard setback to allow 361.1 feet for a new single family dwelling located at 8536 Wiese Road, PP #602-09-067. **APP. 2021-37 FRONT YARD SETBACK 8536 WIESE ROAD**

Motion by Caruso, seconded by Veras.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

PLANNING COMMISSION: Councilmember Harwood reported the next meeting of the Planning Commission will be August 26th at 7:00 P.M. **PLANNING COMMISSION**

Final approval of plans to install 3 new antennas at the 147 foot level including a hybrid cable, ground mounted support equipment and underground fiber connection at the existing monopole cellular tower, 8015 Brecksville Road, Brecksville Ohio, 44141, PP #601-08-025, for Dish Wireless, as described in the application dated June 15, 2021 by Crown Castle and contingent on approval by City Council and receipt of 3rd party structural analysis report. T-1, A-1 TO A-6, E-1 TO E-3, G-1, G-2 by Crown Castle all dated 05/14/2021 and Structural Evaluation by Crown Castle dated 04/28/2021. **DISH WIRELESS ANTENNA REVISION 8015 BRECKSVILLE ROAD**

Motion by Harwood, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Final approval of plans for the removal of existing equipment, install new antennas and associated equipment on a new platform at the same 173 foot height on the existing wireless facility tower and new ground equipment in existing equipment pad, 8015 Brecksville Road, Brecksville Ohio, 44141, PP #601-08-025, for T-Mobile, as described in the application dated July 19, 2021 by Crown Castle and contingent on approval by City Council and receipt of 3rd party structural analysis report. T-1, T-2, C-1.1 TO C-4, E-1, G-1, G-2 by Crown Castle and Irish Tower dated 7/6/2021, 5 Cabinet detail plan sheets by Delta and Structural Evaluation by Black & Veatch dated June 18, 2021. **T-MOBILE ANTENNA UPGRADE 8015 BRECKSVILLE ROAD**

Motion by Harwood, seconded by Carouse..

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Final approval of plans to remove existing equipment, install new antennas and associated equipment at the same 131 foot height on the existing wireless facility tower and new ground equipment in existing equipment corral, 9001 Brecksville Road, Brecksville Ohio, 44141, PP #606-31-001, for Dish Wireless, as described in the application dated July 19, 2021 by Crown Castle and contingent on approval by City Council and receipt of 3rd party structural analysis report. T-1, A-1 TO A-6, E-1 TO E-3, G-1 TO G-3, RF-1, RF-2, GN-1 TO GN-4 by Crown Castle and Power of Design all dated 5/19/2021 and Structural Evaluation by Crown Castle dated 4/22/2021. **DISH WIRELESS ANTENNAS 9001 BRECKSVILLE ROAD**

Motion by Harwood, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

HELD August 17, 2021

Page 4

Final approval for the antenna upgrade along with associated equipment at the 185' level at the Crown Castle Tower, Site Brecksville Alltel located at 6896 W. Snowville Road, Brecksville Ohio, 44141, PP #604-27-010, for Verizon Wireless, as described in the application dated July 19, 2021 as described on the attached drawing by ETS dated 5-4-21 and contingent on approval by City Council and receipt of 3rd party structural analysis report.

**VERIZON
WIRELESS
ANTENNA
UPGRADE
6896 W.
SNOWVILLE
RD.**

Motion by Harwood, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Preliminary and Final Approval for the construction of a 2,266 square foot garage on city owned property at 8997 Highland Drive, Brecksville, Ohio, PP# 601-33-002 and 601-33-003, as shown in the application dated June 23, 2021 by the City of Brecksville and the attached pictures, contingent upon approval by the Board of Zoning Appeals and by City Council of the following variance:

**BRECKS-
VILLE
BUILDING
ENGINEER-
ING NEW
GARAGE -
8997
HIGHLAND
DR.**

From the section 1151.25(d)(1) required maximum area for a detached garage of 660 square feet to allow 2,266 square feet.

Motion by Harwood, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RECREATION COMMISSION: Councilmember Redinger reported the next meeting of the Recreation Commission will be August 23rd at 7:30 PM. Two new commission members will be in attendance.

**RECREATION
COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Councilmember Veras reported the next meeting of the Human Services Advisory Board will be September 14th at 3:00 P.M. Brunch returned to Human Services and 53 people were in attendance. The first Grab and Go/Stay lunches will be August 19th. Residents will have the option to stay and socialize or take their lunch to-go. The Cruisin' with the oldies will be held August 27th. Tickets are \$10.00 available at Human Services, attendees are encouraged to dress as tourists. Senior yoga returns on September 13th and the Mayor's picnic will be held on September 16th.

**DEPT. OF
HUMAN
SERVICES**

TELECOMMUNICATIONS COMMISSION: No Report.

TELEC. COM.

SAFETY-SERVICE COMMITTEE: Councilmember Caruso reported the Fire Department will be holding their annual clambake on September 11, 2021. Tickets are available for Brecksville Firefighters or at the Fire Department.

**SAFETY-
SERVICE**

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

**STREETS &
SIDEWALKS**

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

**UTILITIES
COMMITTEE**

BUILDINGS & GROUNDS COMMITTEE: Councilmember Veras reported the Buildings & Grounds Committee met earlier this evening and has (2) additional items for Council consideration.

**BUILDINGS &
GROUNDS
COMMITTEE**

Rejecting the Proposals submitted through the RFQ/RFP process to select a Developer for the Central School Property.

Motion by Veras, seconded by Redinger, to pass Ordinance 5247.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**REJECT
DEVELOPER
PROPOSAL
FOR
CENTRAL
SCHOOL**

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

HELD August 17, 2021

Page 5

Approve a Blanket Vendor Purchase Requisition in the aggregate amount of \$8,725.00 for materials repair and replacement of deteriorating concrete along the trench drain at the Vehicle Storage Building. Account #110170 2603.

**VEHICLE
STORAGE
BUILDING
DRAINAGE
REPAIR**

Motion by Veras, seconded by Redinger, to pass Ordinance 5247.

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 discussed 2 additional items for the September 7th committee meeting. The committee will be reviewing recommendations regarding residential vehicle parking and speeding penalties.

**LEGISLATION
COMMITTEE**

FINANCE COMMITTEE: Councilmember Redinger reported the committee met earlier today and has (2) additional items for Council consideration.

**FINANCE
COMMITTEE**

Approval of a \$1,000.00 increase to Blanket Purchase Order #BL215650 for Soccer Supplies due to the increase in spring and fall participation. Account #240748 2201.

**INCREASE
P.O. FOR
SOCCER
SUPPLIES**

Motion by Redinger, seconded by Carouse, to pass Ordinance 5247.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Approval of an increase to Blanket Purchase Order #BL215630 in the amount of \$5,100.00 for the Sales Tax Payable account. Account #240710 2129.

**SALES TAX
P.O.
INCREASE**

Motion by Redinger, seconded by Carouse, to pass Ordinance 5247.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

REPORT OF LAW DIRECTOR: No Report.

LAW

REPORT OF ENGINEER: No Report.

ENGINEER

REPORT OF FINANCE DIRECTOR: No Report.

FINANCE

REPORT OF BUILDING DEPARTMENT: No Report.

BUILD DEPT.

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

REPORT OF RECREATION DEPARTMENT: No Report.

RECREATION

REPORT OF THE MAYOR: Mayor Hruby said the Recreation Commission will be meeting on August 23rd. Brecksville-Broadview Heights Schools begin on August 18th. Please use caution when driving and look out for students. The Civil Service Commission administered a test for Police Lieutenant. Mayor Hruby said the City will be administering an entry level test for police officer. At this time (8) applications have been received. A Brecksville-Broadview Heights student had her Blue Line Flag design of a parking space was vandalized. The City pools will be operating on limited schedules due to the lack of lifeguards and staffing at the pools.

MAYOR

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

HELD August 17, 2021

Page 6

P.M. Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 8:36 **ADJOURN**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL