

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

HELD _____ October 19, 2021

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

Following the **PLEDGE OF ALLEGIANCE**, members of Council answered to **PLEDGE OF**
ROLL CALL as follows: **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, 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 OCTOBER 5, 2021 REGULAR MEETING: Motion by **REGULAR**
Carouse, seconded by Redinger, to dispense with the reading of the October 5, 2021 regular **MEETING**
meeting minutes and to accept same as presented. **MINUTES OF**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **10-5-2021**
Nays: None. **APPROVED**
MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5185 re: a Resolution authorizing the Mayor to request for **RES. 5185**
reimbursement funding through the Cuyahoga County Department of Public Works County **CUY COUNTY**
Road Preventative Maintenance Reimbursement Program, and declaring an emergency, was **DEPART OF**
read by title. **PUBLIC**
Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution **WORKS**
5185 on third and final reading. **COUNTY RD**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **PREVENT-**
Nays: None. **ATIVE**
MOTION CARRIED 7-AYES, 0-NAYS. **MAINT.**
Motion by Redinger, seconded by Carouse, to pass Resolution 5185. **REIMBURSE**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **MENT**
Nays: None. **PROGRAM**
MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5186 re: a Resolution amending Resolution 5169 to accept **RES. 5186**
Modification No. 3 to the proposal of Euthenics, Inc. for the Miller Rd./I77 Interchange **TO ACCEPT**
through ODOT Stage 2, and declaring an emergency, was read by title. **MODIFICATI**
Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution **ON NO. 3 TO**
5186 on third and final reading. **THE**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **PROPOSAL**
Nays: None. **OF**
MOTION CARRIED 7-AYES, 0-NAYS. **EUTHENICS,**
Motion by Redinger, seconded by Carouse, to pass Resolution 5186. **INC. FOR THE**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **MILLER**
Nays: None. **RD./I77**
MOTION CARRIED 7-AYES, 0-NAYS. **INTER-**
CHANGE

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ORDINANCE 5442 re: an Ordinance amending Section 333.03 of the Traffic Code to update speed limits throughout the municipality; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5442 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 5442. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5442 AMENDING SECTION 333.03 OF THE TRAFFIC CODE TO UPDATE SPEED LIMITS THROUGH- OUT THE MUNICIPAL- ITY
ORDINANCE 5443 re: an Ordinance retaining the services of the Local Government Services of the Auditor of State's Office to assist in the preparation of the City's Comprehensive Annual Financial Reports for the year 2021; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5443 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 5443. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5443 LOCAL GOVERN- MENT SERVICES OF THE AUDITOR OF STATE'S OFFICE
ORDINANCE 5444 re: an Ordinance authorizing the Mayor to enter into a nondisclosure and confidentially agreement with the MetroHealth System to provide/receive certain confidential information to facilitate their participation in the Emergency Triage, treat, and Transport (ET3) Program; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5444 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 5444. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5444 NONDISCLOS URE AND CONFIDEN- TIALLY AGREEMENT WITH THE METRO- HEALTH SYSTEM
ORDINANCE 5445 re: an Ordinance authorizing the Mayor to enter into an agreement with the Cuyahoga County Board of Health for the provision of certain public health services to the City of Brecksville for the year 2022.; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5445 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 5445. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5445 CUY COUNTY BOARD OF HEALTH FOR CERTAIN PUBLIC HEALTH SERVICES

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ORDINANCE 5446 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 healthcare stop loss insurance; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5446 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 5446. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5447 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 Veras, seconded by Caruso, to suspend the rules and place Ordinance 5447 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 5447. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5448 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 5448 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 5448. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. ORDINANCE 5449 re: an Ordinance authorizing a contract with HealthEquity for administration of the employee flexible spending account program; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5449 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 5449. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	ORD. 5446 EMPLOYEE HEALTHCAR E INSURANCE, ADMINISTRA TION OF THE EMPLOYEE HEALTHCAR E INSURANCE ORD. 5447 EMPLOYEE DENTAL INSURANCE PROGRAM ORD. 5448 EMPLOYEE LIFE INSURANCE PROGRAM ORD. 5449 EMPLOYEE FLEXIBLE SPENDING ACCOUNT PROGRAM
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ORDINANCE 5450 re: an Ordinance authorizing the purchase of one hundred fifteen (115) Brecksville Community Center Aquatic Center Lockers from RepSource LLC through the General Services Administration Purchasing Program; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5450 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 5450.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5451 re: an Ordinance authorizing the mayor to enter into a purchase contract with Michael Jason Miller and Jacqueline R. Czarnota for the purchase of certain described property.; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5451 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 5451.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

BOARD OF ZONING APPEALS: Councilmember Caruso reported the next meeting of the Board of Zoning Appeals will be Monday, November 8th at 7:30 P.M.

**BD. OF
ZONING
APPEALS**

APPEAL 2021-42 Accept the Board of Zoning Appeals recommendation to City Council approval for (1) a variance from Section 1151.25(d)(2)B, maximum 192 sq. ft. to allow 240 sq. ft. for the construction of a shed, and (2) a variance from Section 1151.26(2) requirement that sheds be located in the rear yard, to allow in the front yard as shown on the drawing dated September 16, 2021 located at 8700 Riverview Road, PP# 602-14-018.

**APP. 2021-42
SHED
LOCATION
8700
RIVERVIEW
ROAD**

Motion by Caruso, seconded by Veras.

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

Nays: Kingston.

MOTION CARRIED 6-AYES, 1-NAYS.

APPEAL 2021-43 Accept the Board of Zoning Appeals recommendation to City Council approval for (1) a variance from Section 1151.25(d)(1) maximum 660 sq. ft. to allowed 1680 sq. ft. (3) a variance from Section 1151.26(7) that a driveway setback be a minimum of 3 ft. from the lot lines to allow 2 ft., for a detached garage located at 5995 Miller Road, PP# 604-06-010.

**APP. 2021-43
DRIVEWAY
SETBACK
5995 MILLER
ROAD**

Motion by Caruso, seconded by Veras.

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

Nays: Koepke.

MOTION CARRIED 6-AYES, 1-NAYS.

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APPEAL 2021-45 Accept the Board of Zoning Appeals recommendation to City Council approval for a variance from Section 1151.25(d)(1) maximum 660 sq. ft. to allow 1785 sq. ft. for a detached garage located at 8997 Highland Drive, PP# 601-33-002 and 601-33-003. **APP. 2021-45 8997 HIGHLAND DR GARAGE**
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 October 28th at 7:00 P.M. **PLANNING COMMISSION**

MODERN YOGA CONDITIONAL USE – 10010 BRECKSVILLE ROAD OR 6910 TREELINE DRIVE - Accept the Brecksville Planning Commission recommendation to City Council approval of a Conditional Use Permit for Modern Yoga at 10010 Brecksville Road OR 6910 Treeline Drive Brecksville, Ohio , as described in the application dated September 9, 2021 by James Joyce LLC, dba Modern Yoga and attached documentation. **MODERN YOGA COND. USE – 10010 BRECKSVILLE ROAD OR 6910 TREELINE DRIVE**
Motion by Harwood, seconded by Redinger.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

AMERICAN LEGION HALL ADDITION – 7400 CHIPPEWA ROAD - Accept the Brecksville Planning Commission recommend to City Council **PRELININARY** and **FINAL** approval for a 105 sq. ft. office addition on the side of the building for American Legion Hall, 7400 Chippewa Road, PP #606-28-016, as described in the application dated September 17, 2021, and drawing A-1 by Ryba Architects, contingent on approval of City Council. **AMERICAN LEGION HALL ADDITION – 7400 CHIPPEWA ROAD**
Motion by Harwood, seconded by Redinger.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

DIGERONIMO COMPANIES – VALOR ACRES SITE – RESIDENTIAL VALOR PDA – LOT CONSOLIDATION & LOT SPLIT – BRECKSVILLE ROAD NORTH OF MILLER ROAD - Accept the Brecksville Planning Commission recommendation to City Council **PRELIMINARY** and **FINAL** approval of a lot consolidation of Parcels 603-21-089 and 603-21-088 and subsequent subdivision of the combined parcels to create Parcels 4-A, 4-B, 4-C and 5-A as detailed on the Lot Split and Consolidation plat by Neff & Associates dated September 16, 2021, subject to approval of City Council. **VALOR ACRES SITE – RESIDENTIAL PDA – LOT CONSOLIDATION & LOT SPLIT**
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 October 25th. Councilmember Redinger reported Boo-ville will be held on Sunday October 24th. **RECREATION COMMISSION**

DEPARTMENT OF HUMAN SERVICES: No Report.

HUMAN SERVICES

TELECOMMUNICATIONS COMMISSION: No Report.

TELEC. COM.

SAFETY-SERVICE COMMITTEE: Councilmember Caruso reported the committee met earlier today and has (4) items for Council consideration. **SAFETY-SERVICE**

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DIGITAL HEADSET SYSTEM -FIRE DEPARTMENT – Motion authorizing Purchase Requisition in the amount of \$5,384.15 to Atlantic Emergency Solutions for the purchase of a FireCom Digital Headset System for the Fire Department’s frontline fire engine. Account #C450260 3300

**DIGITAL
HEADSET
SYSTEM -
FIRE
DEPART-
MENT**

Motion by Caruso, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

SAFE STAFFING – Motion accepting the third year renewal option with Safe Staffing of Ohio for the Temporary General Labor Staffing contract for the Brecksville Service Department for the term of 1/1/2022 – 12/31/2022.

**SAFE
STAFFING**

Motion by Caruso, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

REPLACEMENT LIGHT POLE, HEAD AND GLOBES - Motion recommending to Council approval of a Purchase Requisition to Mars Electric in the aggregate amount of \$9,079.60 for a replacement light pole and head damaged by vehicle, and a pole and (4) globes for City inventory. Account #110150 2125 to be charged \$5,279.00 Account #110171 2606 to be charged \$3,800.60

**REPLACE-
MENT LIGHT
POLE, HEAD
AND GLOBES**

Motion by Caruso, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

SNOW PLOW BLADES & CURB GUARDS - Motion recommending to Council approval of a Purchase Requisition to Iron Hawk in the aggregate amount of \$11,402.04 for Snow Plow Blades and Curb Guards for the upcoming winter season. Account #110430 2201.

**SNOW PLOW
BLADES &
CURB
GUARDS**

Motion by Caruso, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

STREETS & SIDEWALKS COMMITTEE: Councilmember Carouse reported the committee met earlier today and

**STREETS &
SIDEWALKS**

UTILITIES COMMITTEE: Councilmember Kingston reported the committee met earlier and

**UTILITIES
COMMITTEE**

BUILDINGS & GROUNDS COMMITTEE: Councilmember Veras reported the Buildings & Grounds Committee met earlier this evening and

**BUILDINGS &
GROUNDS
COMMITTEE**

COMMUNITY CENTER MEETING ROOM PARTITION WALL – Motion to approve a Purchase Requisition to Air Control Products, Inc. in the amount of \$3,492.00 for the Maintenance and Repair Service to the Community Center Meeting Room Partition Wall. Account #240710 2603.

**COMMUNITY
CENTER
MEETING
ROOM
PARTITION
WALL**

Motion by Veras, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS

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COMMUNITY CENTER WALL RESTORATION PROJECT Motion to approve an increase to Purchase Order #P210329 to I.A. Lewin P.E. and Associates in the amount of \$2,140.00 for the Wall Inspection and Restoration Project at the Community Center. Account #C490240 3202 Project #BI210006 .

Motion by Veras, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS

**COMMUNITY
CENTER
WALL
RESTORA-
TION
PROJECT**

HUMAN SERVICES KITCHEN – Motion to approve a blanket vendor purchase requisition in the aggregate amount of \$6,580.00 for the Grease Trap Pipe Replacement at the Human Services Kitchen. Account #110330 2603.

Motion by Veras, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS

**GREASE PIPE
TRAP PIPE
REPLACE-
MENT
HUMAN
SERVICES
KITCHEN**

PANIC ALARM SYSTEM - Consideration of a motion recommending to Council approval of a Blanket Vendor Purchase Requisition in the aggregate amount of \$9,646.76 for the equipment and installation required for the City Panic Alarm Project. Chagrin Valley Dispatch will be the vendor for the amount of \$7,646.76, and the total request includes a contingency amount of \$2,000.00 for unforeseen issues during the project. Account #C110135 3300

Motion by Veras, seconded by Caruso.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS

**PANIC
ALARM
SYSTEM**

LEGISLATION COMMITTEE: No Report.

LEGISLATION

FINANCE COMMITTEE: Councilmember Redinger congratulated the Finance Department for earning The Ohio Auditor of State Award with Distinction for the City of Brecksville. The designation is the highest award and is rarely assigned a report. The City has received this previously when Mrs. Wood and Mrs. Price were Finance Directors.

**FINANCE
COMMITTEE**

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.

BUILDING

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 AND MAYOR HRUBY: Mayor Hruby reported the Board of Elections are reminding voters to double check mail in ballots as many have been received with incomplete or incorrect information. Leaf collection has begun. The Service Department will begin leaf collection at one end of the city and work to the other end. Mayor Hruby said a Job Fair will be held at the human Services Building on

**RECREATION
& MAYOR**

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November 12th. Residents have been concerned regarding the temporary signs throughout the community. Mayor Hruby said the revisions to the temporary sign regulations, Section 1187.08, have been given to the candidates. The Ice Cream Social, presented by the Police, Fire and Service Departments was held on October 17th. Mayor Hruby said construction trailers have been placed on the Valor Acres site. The trailers will be used by the contractors and developers working on the Sherwin Williams project site. The Planning Commission will hold a meeting on October 28th, Sherwin Williams and DiGeronimo Companies will be in attendance regarding applications for development.

Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 8:43 **ADJOURN**
P.M.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL