

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

HELD April 7, 2020

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Council was **CALLED TO ORDER** in Regular Session by Council President Mike Harwood at 8:25 P.M. via conference call due to COVID-19 Public Health Emergency. For the safety of our staff and residents live audio will be available on a listen-only basis. To listen the live audio stream for the Brecksville City Council Meeting please go to - <https://www.facebook.com/233577357056186/live/> The audio of the meeting will be available at a later date on the City's website www.brecksville.oh.us Questions 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.

ROLL CALL as follows:	
Members Present:	L. Carouse, Jr., D. Caruso, M. Harwood, A. Koepke, J. Petsche, L. Redinger, K. Veras.
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 W. Goodrich, Service Director R. Weidig, IT Specialist C. Jatsek, IT Specialist M.D. Rapkin, Council Clerk T. Tabor.

MINUTES OF THE MARCH 17, 2020 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the March 17, 2020 regular meeting minutes and to accept same as presented.	REGULAR MEETING MINUTES OF 3-17-2020 APPROVED
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.	
Nays: None.	
MOTION CARRIED 7-AYES, 0-NAYS.	

RESOLUTION 5046 re: a Resolution adopting the Infectious Disease Outbreak (Or Potential Outbreak) and Extenuating Circumstances Policy; and declaring an emergency, was read by title.	RES. 5046 ADOPT INFECTIOUS DISEASE OUTBREAK AND EXTEN. CIRCUMSTANCES POLICY
Motion by Redinger, seconded by Veras, to suspend the rules and place Resolution 5046 on third and final reading.	
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.	
Nays: None.	
MOTION CARRIED 7-AYES, 0-NAYS.	
Motion by Redinger, seconded by Veras, to pass Resolution 5046.	
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.	
Nays: None.	
MOTION CARRIED 7-AYES, 0-NAYS.	

RESOLUTION 5047 re: a Resolution granting a Conservation Easement to West Creek Conservancy to convey the right to preserve and protect the conservation values of the Easement Area owned by the City of Brecksville in perpetuity for conservation and wildlife resources; and declaring an emergency, was read by title.	RES. 5047 GRANT A CONSERVATION EASEMENT TO WEST CREEK CONSERVANCY FOR APPROX. 20 ACRES AT 3500 OAKES ROAD
Motion by Veras, seconded by Redinger, to suspend the rules and place Resolution 5047 on third and final reading.	
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.	
Nays: None.	
MOTION CARRIED 7-AYES, 0-NAYS.	
Motion by Redinger, seconded by Carouse, to pass Resolution 5047.	
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.	
Nays: None.	
MOTION CARRIED 7-AYES, 0-NAYS.	

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RESOLUTION 5048 re: a Resolution authorizing the Mayor to enter into a General Agreement between the United States Department of the Interior National Park Service and the Brecksville Police Department; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5048 on third and final reading. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5048. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5048 GENERAL AGREEMENT BETWEEN U.S. DEPT. OF INTERIOR & BRECKSVILLE POLICE DEPARTMENT
RESOLUTION 5049 re: a Resolution authorizing the Mayor to enter into a Mutual Aid Agreement between the City of Brecksville on behalf of the Brecksville Police Department and the Board of Park Commissioners of the Cleveland Metropolitan Park District on behalf of the Cleveland Metroparks Police Department; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5049 on third and final reading. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Carouse, to pass Resolution 5049. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5049 AUTHORIZE A MUTUAL AID AGREEMENT BETWEEN PARK COMM. ON BEHALF OF METRO- PARKS POLICE AND BRECKSVILLE POLICE DEPT.
RESOLUTION 5050 re: a Resolution authorizing the Mayor to enter into a Highland Drive Project Settlement Agreement with Bryan and Meredith Holt and Raymond Weiss and Ellen Carouse regarding a sanitary sewer connection; and declaring an emergency, was read by title. Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5050 on third and final reading. Ayes: Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Abstain: Carouse. Nays: None. MOTION CARRIED 6-AYES, 1-ABSTAIN, 0-NAYS. Motion by Redinger, seconded by Caruso, to pass Resolution 5050. Ayes: Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Abstain: Carouse. Nays: None. MOTION CARRIED 6-AYES, 1-ABSTAIN, 0-NAYS.	RES. 5050 HIGHLAND DRIVE SANITARY SEWER CONNECTION AGREEMENT WITH B. & M. HOLT & R. WEISS & E. CAROUSE
RESOLUTION 5051 re: a Resolution authorizing the Mayor to complete the grant process for a ServeOhio Community Resilience Grant through the Ohio Commission on Service and Volunteerism; and declaring an emergency, was read by title. Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5051 on third and final reading. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Motion by Redinger, seconded by Caruso, to pass Resolution 5051. Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	RES. 5051 AUTH SERVOHIO COMMUNITY RESILIENCE GRANT

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ORDINANCE 5316 re: an Ordinance enacting and adopting a supplement to the **ORD. 5316**
Codified Ordinances of the City of Brecksville; and declaring an emergency, was read by **ADOPT**
title. **SUPPLEMENT**
S-28 TO THE
CODIFIED
ORDINANCES

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5316 on third and final reading.

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

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5316.

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

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5317 re: an Ordinance amending Section 145.14 of the **ORD. 5317**
Administrative Code to amend Leave of Absence; and declaring an emergency, was read by **AMEND**
title. **SECTION**

Motion by Caruso, seconded by Petsche, to suspend the rules and place Ordinance 5317 on third and final reading.

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

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Veras, seconded by Carouse, to pass Ordinance 5317.

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

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5318 re: an Ordinance amending Section 145.06 of the **ORD. 5318**
Administrative Code to include the use of sick leave during a Health and Safety Workplace **AMEND**
Cautionary Period; and declaring an emergency, was read by title. **SECTION**

Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5318 on third and final reading.

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

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5318.

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

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5319 re: an Ordinance authorizing the purchase of concession **ORD. 5319**
equipment from Stafford-Smith, Inc. for the Aquatic Center through SourceWell (formerly **AUTH. PURCH**
The National Joint Powers Alliance); and declaring an emergency, was read by title. **OF CONCES-**

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5319 on third and final reading.

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

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5319.

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

MOTION CARRIED 7-AYES, 0-NAYS.

S-28 TO THE
CODIFIED
ORDINANCES
145.14 OF
ADMIN. CODE
LEAVE OF
ABSENCE
145.06 OF THE
ADMIN. CODE
TO INCLUDE
USE OF SICK
LEAVE
ORD. 5319
AUTH. PURCH
OF CONCES-
SION EQUIP
THROUGH
SOURCE-
WELL FOR
THE AQUATIC
CENTER

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ORDINANCE 5320 re: an Ordinance accepting the bid of Kokosing Materials, Inc. for the furnishing of various types of asphalt for road repairs in the City of Brecksville; and declaring an emergency, was read by title.

Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5320 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5320.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5321 re: an Ordinance accepting the bid of Apex Construction & Management co. Inc. for the Brecksville City Hall Roof Replacement and New Air Handlers Project; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5321 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5321.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5322 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 5322 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5322.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5323 re: an Ordinance accepting the bid of DRS Enterprises, Inc. for the Whitewood Aerial Sewer and Storm Sewer Improvement Project; and declaring an emergency, was read by title.

Motion by Caruso, seconded by Petsche, to suspend the rules and place Ordinance 5323 on third and final reading.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5323.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5320
ACCEPTING
THE BID OF
KOKOSING
MATERIALS,
INC. FOR
ASPHALT
PRODUCTS**

**ORD. 5321
ACCEPT BID
OF APEX
CONSTRUCT-
ION & MGMT
FOR CITY
HALL ROOF
REPLACE-
MENT & AIR
HANDLERS
PROJECT**

**ORD. 5322
AMEND ORD.
5277 MAKING
APPROPRIA-
TIONS FOR
FISCAL YEAR
ENDING
DECEMBER
31, 2020**

**ORD. 5323
ACCEPT BID
OF DRS ENT.,
INC. FOR THE
WHITEWOOD
AERIAL
SEWER &
STORM
SEWER IMP.
PROJECT**

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Council President Harwood announced there will be no reports from Council **BOARD & REPRESENTATIVES**. Meetings of the Board of Zoning Appeals, Planning Commission, **COMMISSION** Recreation Commission, Human Services Advisory Board and the Telecommunications Commission meetings have been cancelled. Announcements will be made when these meetings are resumed.

Council President Harwood reported on behalf of the Council Committees.

**COUNCIL
COMMITTEE**

For the Streets & Sidewalk Committee: Motion by Harwood, seconded by Carouse, **INCREASE PO** to approve an increase in the amount of \$4,760.00 to P.O. #P200100 for supplementary snow **# P200100 FOR** plowing services to Mattes Landscaping. **SUPPLEMENT**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**ARY SNOW
PLOWING**

For the Finance Committee: Motion by Harwood, seconded by Carouse, to approve **MONTHLY** the payment of monthly bills as follows: Matty, Henrikson and & Greve in the amount of **BILLS FOR** \$12,077.08; Matty, Henrikson and & Greve in the amount of \$3,340.00; Sergio I. **PROFESS-** DiGeronimo in the amount of \$5,940.00; Squire Patton Boggs in the amount of \$11,459.92, **IONAL** Kulchytsky Architects, LLC in the amount of \$1,518.75; J Neusser, LLC in the amount of **SERVICES** \$2,000.00; and Donald G. Bohning & Associates in the amount of \$21,952.17; and Sixmo in the amount of \$550.00. Total of all invoices \$58,927.92.

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

Abstain: Petsche.

Nays: None.

MOTION CARRIED 6-AYES, 1-ABSTAIN, 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.

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: No Report.

RECREATION

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REPORT OF THE MAYOR: Mayor Hruby thanked the Department Heads for **MAYOR** continuing to operate their departments. Mayor Hruby commended the Police & Fire **HRUBY** Departments for continuing to work in a position which may put them in harms way, whether from the virus or other issues. Mayor Hruby reported he has received many calls from residents offering advice and information regarding the current situation. City Hall is open between the hours of 8:00 AM – 5:00 PM Monday through Friday. People are urged to call before coming to City Hall, many employees are working remotely or in staggered shifts. A table for dropping off or picking up paperwork has been set up in the City Hall lobby, eliminating the need for personal contact. The Service Department continues to pick up trash and recycling. The amount of recycled goods has increased tremendously. The Saturday recycling drop off is suspended until further notice. Mayor Hruby said that items are not to be dropped off at the gate to the recycling center. The Service Department is also continuing with road maintenance, filling potholes, clearing catch basins and the maintenance of City buildings. Other than City Council, all meetings have been cancelled for the month of April. The webpage has been very active. Human Services Director Dr. Paciorek and the IT Department are working to keep the website updated and offering information to Brecksville residents. Currently the City has allowed (2) property owners to park and occupy recreational vehicles in driveways. These residents have family members that work in the medical field and are being advised, or choose to, stay away from family members that may have compromised immune systems or are at risk for serious complications from the COVID-19 virus. If these situations continue, the Board of Zoning Appeals may need to offer a remedy for compliance with the adopted codes.

The Sherwin-Williams Company will be donating masks for our safety forces, Chief Zamiska will be handling that, any staff that is in need of personal protective equipment should contact Chief Zamiska. Sherwin-Williams intends to go forward with the construction of a Research & Development Facility in the City, which may be delayed.

The Community Center Project is moving forward, at a slow pace. Mayor Hruby said it has been discussed with the City Council and Department Heads regarding some changes that may be made due to decreased revenue. At this time, the City is not experiencing any difficulties, but may in the future if revenues decrease. At this time, the City has not experienced any employee illness due to the virus. Our full-time staff continues to be paid and our permanent part-time employees, with the legislation passed tonight, will also continue to be paid.

COMMENTS: Council President Harwood thanked Myles Rapkin for working to **COMMENTS** create the live broadcast of the meeting and Carolyn Jatsek for setting up the teleconference. Comments or questions may be e-mailed to ttabor@brecksville.oh.us or by telephone at (440) 526-2609.

Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 9:05 **ADJOURN**
P.M.

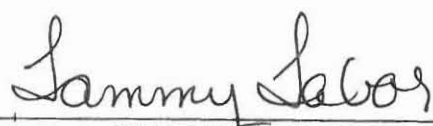
Ayes: Carouse, Caruso, Harwood, Koepke, Petsche, Redinger, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL