

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

HELD July 6, 2021

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Council was **CALLED TO ORDER** in Regular Session by Council President Harwood on July 6, 2021 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 ALLEGIANCE**
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, Assist. Finance Director M. Johnson,
CBO S. Packard, Purchasing Director R. Riser,
Fire Lt. Bender, Police Chief S. Korinek,
Service Director R. Weidig, Myles Rapkin,
Council Clerk T. Tabor.

MINUTES OF THE JUNE 15, 2021 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the June 15, 2021 regular meeting minutes and to accept same as presented.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

REGULAR MEETING MINUTES OF 6-15-2021 APPROVED

Motion to notify the Ohio Division of Liquor Control Notice "C NEW 9892020" a hearing is not requested for C TREX 2606060 for Farrsville LLC DBA Farinacci Pizza 8189 Brecksville Road, no further action is requested.

FARINACCI PIZZA 8189 BRECKSVILLE ROAD

Motion by Redinger, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion to notify the Ohio Division of Liquor Control Notice "C NEW 9892020 for Zaragoza Ayala LLC DBA Blue Habenero., 8934 Brecksville Road, no further action is requested.

BLUE HABENERO 8934 BRECKSVILLE ROAD

Motion by Redinger, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5155 re: a Resolution accepting the proposal of Karpinski Engineering to provide professional Engineering Services for the Recycling Building HVAC Improvements project; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5155 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 5155.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RES. 5155 ENGINEER SERVICES FOR THE RECYCLING BUILDING HVAC IMPROVEMENT PROJECT

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RESOLUTION 5156 re: a Resolution authorizing the Director of Purchasing to register with OMNIA Partners Purchasing Organization and to use such organization as a resource for the City's competitive purchasing needs; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5156 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 5156.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**RES. 5156
AUTH OMNIA
PARTNERS
PURCHASING
ORGANIZA-
TION
REGISTRA-
TION**

ORDINANCE 5419 re: an Ordinance authorizing the Mayor to enter into a Master Services Agreement with Whelen Engineering Co. to provide cloud platform services for the Police Department; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5419 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 5419.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5419
MASTER
SERVICES
AGREE. WITH
WHELEN
ENGINEER.
FOR THE
POLICE
DEPARTMENT**

ORDINANCE 5420 re: an Ordinance amending Section 145.13 of the Administrative Code and the exempted employees of the City of Brecksville; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5420 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 5420.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5420
AMEND SEC.
145.13 OF THE
ADMIN CODE
AND THE
EXEMPTED
EMPLOYEES**

ORDINANCE 5421 re: an Ordinance amending Ordinance No. 5417 as it relates to employee compensation; and declaring an emergency, was read by title.

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5421 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 5421.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5421
AMENDING
ORDINANCE
NO. 5417 AS IT
RELATES TO
EMPLOYEE
COMPENSA-
TION**

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ORDINANCE 5422 re: an Ordinance authorizing the Mayor to enter into a **ORD. 5422**
Developer Agreement with DiGeronimo Development, LLC; and declaring an emergency, **DEVELOPER**
was read by title. **AGREEMENT**

Motion by Veras, seconded by Caruso, to suspend the rules and place Ordinance 5422 **WITH**
on third and final reading. **DIGERONIMO**
DEVELOP-
MENT, LLC

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 5422.

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 **BD. OF**
meeting of the Board of Zoning Appeals will be Monday, July 12th at 7:30 P.M. **ZONING APP**

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

Accept the Planning Commission recommendation to City Council for, a 22 square **SIGN DV**
foot, internally illuminated, permanent, ground, identification sign for DV Flora at 6625 **FLORA 6625**
West Snowville Brecksville, Ohio, PP #604-16-011 as described in the application by **WEST**
Brilliant Electric Sign Company dated June 4, 2021 and shown in the attached drawings **SNOWVILLE**
subject to approval by City Council of the following deviation:

- A deviation from Section 1187.05(d)(2) requirement that internal illumination be limited to the business name and logo to allow the background area of the sign to be illuminated.

Motion by Harwood, seconded by Carouse,

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Accept the Planning Commission recommendation to City Council **Preliminary and SIGN**
Final approval, and the Building Department issue a permit for 43 square feet of signage for **FARINACCI**
Farinacci Pizza, 8189 Brecksville Road, Brecksville, Ohio, PP #601-08-026, as described in **PIZZA 8189**
the application dated May 24, 2021 and listed below: **BRECKS-**

One wall sign – 24 square feet, Two directional signs – 3 square feet in total, Awning **VILLE ROAD**
signage – 2 square feet, One ground sign, double sided – 11 square feet in total
Two door signs – 3 square feet in total.

And including approval to reduce the size of the existing ground sign for Zak Insurance, 8185 Brecksville Road, by 50% as shown in the attached documentation. All contingent on approval by City Council and including the follow deviations:

1. Section 1187.09(c) requirement for maximum sign height of 3 feet for a wall sign to allow 4 feet.
2. Section 1187.09(c) requirement that wall signs be placed on the front of the building to allow the sign to be placed on the side of the building.
3. Section 1187.09(c) requirement that wall signs be placed 3 feet from the end of the building unit to allow 0 feet.
4. Section 1187.09(c) requirement of no more than 1 door sign to allow 2
5. Section 1187.06(a)(2) requirement that the lowest point of signs over a pedestrian walkway be not less than 8 feet above the ground to allow 7.5 feet

And incorporating, by reference, the following documents:

Farinacci Pizza list of signs and dimensions – 1 page

Awning Design – 2 pages – hv Ohio Awning & Manufacturing Company

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

**CONTINUED,
FARINACCI
PIZZA 8189
BRECKS-
VILLE ROAD**

Accept the Planning Commission recommendation to City Council **Preliminary** and **PATIO**
Final approval regarding a proposed patio addition in the rear of the building and remodeling **ADDITION**
the front façade of the building for Blue Habanero, 8934 Brecksville Road, PP #601-34-080, **BLUE**
as described in the application dated April 16, 2021, and drawings as shown below. **HABANERO
8934 BRECKS-
VILLE ROAD**

A-1 Floor Plan, Site Plan Mark W. Ruby June 6, 2021
A-2 Retention Wall, Elevations, Drainage Mark W. Ruby May 7, 2021

Contingent on Mr. Wise's concerns being satisfactorily addressed.

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

RECREATION COMMISSION: Councilmember Redinger reported the next **RECREATION**
meeting of the Recreation Commission will be July 26th. **COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Councilmember Veras reported the **HUMAN**
next meeting of the Human Services Advisory Board will be July 13th at 3:00 P.M. **SERVICES**

TELECOMMUNICATIONS COMMISSION: Councilmember Carouse had no **TELEC. COM.**
report.

SAFETY-SERVICE COMMITTEE: Councilmember Caruso reported the **SAFETY-**
committee met earlier today and has two (2) items for Council. **SERVICE**

Approve a Blanket Vendor Purchase Requisition in the aggregate amount of **RIVERVIEW**
\$6,049.60 for Repairs and Painting of the Riverview Road Retaining Wall. Account **ROAD**
#C480171 3501 Project #RW210001 **RETAINING
WALL**

Motion by Caruso, Seconded by Veras.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

Approve an increase to Purchase Order #P210073 to Mattes Landscaping in the **MATTES**
amount of \$267.00 for Supplementary Snowplowing Services. Account #110430 2103. **LANDSCAP-
ING SUPPLE-
MENTAL
SNOW
PLOWING**

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

UTILITIES COMMITTEE: Councilmember Kingston reported the committee met **UTILITIES**
earlier and has two (2) items for Council. **COMMITTEE**

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Request the Law Director prepare legislation authorizing a Settlement Agreement for the Whitewood Aerial Sewer Project. Motion by Kingston, Seconded by Redinger. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Approve a Blanket Vendor Purchase Requisition in the amount of \$1500.00 for trees and shrubbery to replace a safety barrier removed during the Whitewood Aerial & Storm Sewer Improvements Project. Motion by Kingston, Seconded by Redinger. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. BUILDINGS & GROUNDS COMMITTEE: Councilmember Veras reported the Buildings & Grounds Committee met earlier this evening and has three (3) items for Council consideration. Approve the payment of the Reimbursable Expenses on the Professional Design Services contract with Perspectus Architecture in the amount of \$13,681.47 for the New Police Station Project. Motion by Veras, Seconded by Caruso. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Approve a Purchase Requisition in the amount of \$3,653.80 to Home Depot Pro for an Advance SC351 Battery Operated Floor Scrubber for use at the new Aquatics Center. Account #110165 2501. Motion by Veras, Seconded by Caruso. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS. Approve a Blanket Vendor Purchase Requisition in the aggregate amount of \$10,978.00 for the replacement of 301 lineal feet of sidewalk on the Blossom Hill property. Account #110161 2606 Motion by Vera, Seconded by Caruso. 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. FINANCE COMMITTEE: Councilmember Redinger thanked Council for the passage of the legislation presented this evening. The Finance Committee has (2) additional items for Council consideration. Approve an Increase to Blanket Purchase Order #BL213103 in the amount of \$8,000.00 for the purchasing of Food for Human Services. Account #110330 2301. Motion by Redinger, Seconded by Carouse. Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. Nays: None. MOTION CARRIED 7-AYES, 0-NAYS.	WHITEWOOD AERIAL SEWER PROJECT SETTLEMENT AGREEMENT PURCH REQ FOR REPLACE- MENT TREES & SHRUBBERY BUILDINGS & GROUNDS COMMITTEE PERSPECTUS ARCH REIMBURS. EXPENSES FOR POLICE STATION PROJECT BATTERY OPERATED FLOOR SCRUBBER REPLACE 301 LINEAL FEET OF SIDE- WALK ON BLOSSOM HILL PROPERTY. LEGISLATION COMMITTEE FINANCE COMMITTEE FOOD PURCHASE FOR HUMAN SERVICES PROGRAMS
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PROFESSIONAL BILLS - Recommending to Council approval of the payment of **PROFESSION-AL BILLS** monthly bills for professional services as follows: Matty, Henrikson and & Greve in the amount of \$10,955.83; Sergio I. DiGeronimo in the amount of \$4,482.50, Roger Wadsworth in the amount of \$350.00, Kulchytsky Architects, LLC in the amount of \$243.75; J Neusser, LLC in the amount of \$2,000.00; and Donald G. Bohning & Associates in the amount of \$26,985.25 and Sixmo in the amount of \$1,050.00. Total of all invoices \$46,067.33.

Motion by Redinger, Seconded by Carouse.

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: CBO Packard reported the Building Department issued 113 permits with over \$3 million in valuation. Fees collected in June totaled \$47,608.49.

BUILDING

REPORT OF SERVICE DIRECTOR: No Report.

SERVICE

REPORT OF PURCHASING DIRECTOR: No Report.

PURCHASING

REPORT OF POLICE DEPARTMENT: Police Chief Korinek reported Civil Service will be holding a test for Police Lieutenant on July 14th.

POLICE

REPORT OF FIRE DEPARTMENT: No Report.

FIRE

REPORT OF THE MAYOR: Mayor Hruby reported there have been (8) candidates for (2) Recreation Commission vacancies. The administration expects to appoint a Recreation Director in the near future. The Community Center Aquatic Center and new pools appear to be a big hit with the residents. Mayor Hruby said the City has seen an increase of \$106,000.00 in new Community Center signups, \$11,400.00 in guest pass issuances and \$14,000.00 in concession sales in June. Mayor Hruby reported Home Days will take place July 16-18th. The Fire Department expects, on July 20th to appoint Timothy Musat as a full time firefighter and a new Fire Lt. based on the Civil Service list, certified on June 20th.

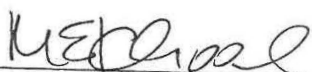
**RECREATION
& MAYOR
REPORTS**

Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 8:24 P.M.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL