

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

November 17, 2020

HELD _____

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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 **PLEDGE OF ALLEGIANCE**
ROLL CALL as follows:

Members Present: L. Carouse, Jr., D. Caruso, M. Harwood,
D. Kingston, A. Koepke, L. Redinger, K. Veras.
Members Absent: None.
Others Present: Mayor Jerry N. Hruby, Assistant Law Director DiGeronimo,
Engineer G. Wise, Finance Director L. Starosta,
Purchasing Director R. Riser,
Fire Chief N. Zamiska, Police Chief W. Goodrich,
Council Clerk T. Tabor.
Teleconference: CBO S. Packard, Recreation Director T. Tupa,
Law Director D. Matty, Service Director R. Weidig.

ROLL CALL

MINUTES OF THE NOVEMBER 3, 2020 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the November 3, 2020 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 11-3-2020 APPROVED

Council Clerk Tabor advised on November 3, 2020 Ordinance 5371, authorizing the purchase of ammunition was incorrectly introduced as Ordinance 5374.

ORD. 5371 CORRECTION

ORDINANCE 5374 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 Caruso, seconded by Veras, to suspend the rules and place Ordinance 5374 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 5374.

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

MOTION CARRIED 7-AYES, 0-NAYS.

ORD. 5374 AMEND ORD. 5277 MAKING APPROPRIATIONS FOR FY ENDING 12-31-2020

RESOLUTION 5095 re: a Resolution documenting and declaring the expenditures of Coronavirus Relief Funds through the Coronavirus Aid, Relief and Economic Security Act by the City of Brecksville; and declaring an emergency, was read by title.

Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5095 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 5095.

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

MOTION CARRIED 7-AYES, 0-NAYS.

RES. 5095 DOCUMENT & DECLARE EXPENDITURES OF CORONA-VIRUS RELIEF FUNDS

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RESOLUTION 5096 re: - a Resolution making necessary transfers between certain funds for the fiscal year ending December 31, 2020; and declaring an emergency, was read by title.

**RES. 5096
MAKING
NECESSARY
TRANSFERS**

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5096 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 5096.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5097 re: a Resolution accepting the dedication of Woodlands Drive and River Birch Run located in the Woodlands of Snowville Subdivision Phase 1A; and declaring an emergency, was read by title.

**RES. 5097
ACCEPT
DEDICATION
OF
WOODLANDS
DR. & RIVER
BIRCH RUN**

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5097 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 5097.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5098 re: a Resolution accepting the dedication of Mulberry Pointe and River Birch Run located in the Woodlands of Snowville Subdivision Phase 1B; and declaring an emergency, was read by title.

**RES. 5098
ACCEPT
DEDICATION
OF MUL-
BERRY
POINTE &
RIVER BIRCH
RUN**

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5098 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 5098.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5099 re: a Resolution accepting the dedication of Village Lane located in The Village Subdivision Phase 1; and declaring an emergency, was read by title.

**RES. 5099
ACCEPT
DEDICATION
OF VILLAGE
LANE**

Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5099 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 5099.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5100 re: a Resolution accepting the dedication of Summer Wind Drive located in the Four Seasons of Brecksville Subdivision Phase 5; and declaring an emergency, was read by title.

**RES. 5100
ACCEPT
DEDICATION**

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Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution **OF SUMMER**
5100 on third and final reading. **WIND DRIVE**

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 5100.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5101 re: a Resolution authorizing the Mayor to apply for an Ohio **RES. 5101**
EPA Community and Litter Grant through the 2020 Recycling and Litter Prevention **AUTH. GRANT**
Program for a baler with conveyor including installation for the City's Recycling Building **APPLICATION**
and declaring an emergency, was read by title. **FOR BALER &**

Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution **CONVEYOR**
5101 on third and final reading. **THROUGH**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **RECYCLING**
Nays: None. **& LITTER**
MOTION CARRIED 7-AYES, 0-NAYS. **PREVENTION**

Motion by Redinger, seconded by Carouse, to pass Resolution 5101.

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, December 7th at 7:30 P.M. The **ZONE APPEAL**
Board has (3) items for Council's consideration.

Accepting the Board of Zoning Appeal recommendation for approval of (1) a **APP. 2020-35**
variance from Section 1117.04(e) that cul-de-sac streets shall not exceed 800 feet in length **CUL-DE-SAC**
to allow 1281 ft. and (2) a variance from Section 7 1117.09 requiring lots to be generally **LENGTH &**
rectangular, to allow irregularly shaped lots, (SL# 9,10,14) for a 14 lot major subdivision, **LOT SHAPE**
located at 5324 Miller Road, subject to approval by the City of Brecksville's Planning **VARIANCE**
Commission, PP# 604-14-002, PP# 604-14-006, PP# 604-14-010, PP# 604-14-014. **5324 MILLER**
ROAD

Motion by Caruso, seconded by Veras.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Accepting the Board of Zoning Appeal recommendation for approval of (1) a **APP. 2020-37**
variance from Section 1151.24, a minimum 10 ft. side yard setback required to allow 7.25 **SIDE YARD**
ft. and (2) a variance from Section 1151.24 a minimum 30 ft. total side yards required to **SETBACK**
allow 29 ft. for an addition located at 8485 Sunnydale Drive, **VARIANCES**
PP# 601-13-021. **8485**

Motion by Caruso, seconded by Veras.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Accepting the Board of Zoning Appeal recommendation for approval of a variance **APP. 2020-38**
from Section 1151.24, a minimum 30 ft. total side yards to allow 27.2 ft. for a garage addition **SIDE YARD**
located at 9739 Barr Road, PP# 603-17-001. **SETBACK 9739**
BARR ROAD

Motion by Caruso, seconded by Veras.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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PLANNING COMMISSION: Councilmember Harwood reported the next meeting of the Planning Commission will be December 3rd at 7:00 P.M. **PLANNING COMMISSION**

Accept the Planning Commission recommendation for approval of, and the Building Department issue a permit for, a 34.14 sq. ft., permanent 2 sided, externally illuminated, ground sign for the Millside Centre, 8801-8805 Brecksville Road, as described in the application dated October 10, 2020, and shown in the drawings by Brilliant Electric Sign Company LTD., dated May 21, 2020, contingent on City Council's approval of the following deviations and also requiring the removal of the temporary sign approved for the Cleveland Clinic in 2018. 1. A deviation from Section 1187.09 (c) 30 square feet maximum size of single face area to allow 34.14 square feet. 2. A deviation from Section 1187.09 (c) 5 feet maximum height of sign to allow 7'-3.5". 3. A deviation of 1.5 feet from Section 1187.09 (c), that the setback for a sign be 5'-0" from the right-of-way to allow a permanent, ground identification sign to be installed 3.5 feet from the right-of-way. **MILLSIDE CENTRE SIGN 8801-8805 BRECKSVILLE ROAD**

Motion by Harwood, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

RECREATION COMMISSION: Council Representative Redinger said the Commission met on December 7th and **RECREATION COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Council Representative Veras reported the next meeting of the Human Services Advisory Board will be November 18th at 3:00 P.M. **DEPT. OF HUMAN SERVICES**

TELECOMMUNICATIONS COMMISSION: Council Representative Carouse reported the final meeting of the year was Monday, November 9th. The next meeting will be scheduled for April 2021. **TELEC. COM.**

SAFETY-SERVICE COMMITTEE: Councilmember Caruso reported the committee met earlier today and has no additional items for Council consideration. **SAFETY-SERVICE**

STREETS & SIDEWALKS COMMITTEE: Councilmember Carouse reported the committee met earlier today and has (1) item for Council consideration. **STREETS & SIDEWALKS**

Approval of a purchase requisition to Lucas Electrical Contractors in the amount of \$17,130.34 for the Electrical Replacement Project on the Brecksville Road Bridge over Chippewa Creek. Account #C480171 3102 Project #LI200003. **ELECTRICAL REPLACE-MENT PROJ. FOR BRECKSVILLE BRIDGE OVER CHIPPEWA**

Motion by Carouse, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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

BUILDINGS & GROUNDS COMMITTEE: Councilmember Veras reported the Buildings & Grounds Committee met earlier this evening and has no items for Council consideration. **BUILDINGS & GROUNDS COMMITTEE**

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

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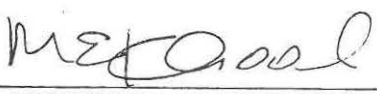
FINANCE COMMITTEE: Councilmember Redinger thanked Council for the **FINANCE** passage of the legislation presented this evening. The Finance Committee has one item for **COMMITTEE** Council consideration.

Approval of the 2021 Recreation Fee Schedule as submitted by the Recreation **RECREATION**
Department and recommended by the Recreation Commission. **DEPT. 2021**
Motion by Redinger, seconded by Carouse. **FEE**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras. **SCHEDULE**
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

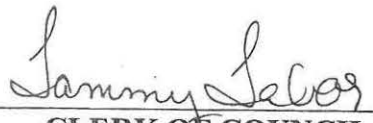
REPORT OF LAW DIRECTOR: No Report.	LAW
REPORT OF ENGINEER: No Report.	ENGINEER
REPORT OF FINANCE DIRECTOR: No Report.	FINANCE
REPORT OF BUILDING DEPARTMENT: No Report.	BUILDING
REPORT OF SERVICE DIRECTOR: No Report.	SERVICE
REPORT OF PURCHASING DIRECTOR: No Report.	PURCHASING
REPORT OF POLICE DEPARTMENT: No Report.	POLICE
REPORT OF FIRE DEPARTMENT: No Report.	FIRE
REPORT OF RECREATION DEPARTMENT: No Report.	RECREATION

REPORT OF THE MAYOR: Mayor Hruby reported the Service Department **MAYOR** continues leaf collection throughout the City. On Tuesday, Westview Drive residents will be invited to ask questions, in advance, and attend a virtual meeting with the City and Sherwin Williams. The Cuyahoga Valley National Park has notified the City the Station Road Bridge will be closed until March 2021. Deer culling has also begun in the National Park. Please stay away from the marked areas. City Hall will be closed on November 26th in honor of Thanksgiving. Brecksville will not have a parade or gathering on Public Square this year. Mayor Hruby said Public Square lighting and fireworks will be held on November 29th. The Christmas Play was planned for December 5th and 6th may be held virtually if health regulations prohibit gatherings. Previous recording of the Christmas Plays will be made available on the City's website or You Tube. Mayor Hruby wished everyone a Happy Thanksgiving.

Adjourn the regular meeting at 8:28 P.M. **ADJOURN**
Motion by Harwood, seconded by Carouse,
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL