

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

HELD February 2, 2021

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Council was **CALLED TO ORDER** in Regular Session by Council President Harwood at 8:13 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, Engineer G. Wise, Finance Director L. Starosta, Director R. Riser.	
Teleconference:	Law Director D. Matty, Assistant Law Director DiGeronimo, Finance Director L. Starosta, CBO S. Packard, Purchasing Director R. Riser, Fire Chief N. Zamiska, Police Chief W. Goodrich, Recreation Director T. Tupa, Service Director R. Weidig, Myles Rapkin, Council Clerk T. Tabor.	

MINUTES OF THE JANUARY 19, 2021 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the January 19, 2021 regular meeting minutes and to accept same as presented. **REGULAR MEETING MINUTES OF 1-19-2021 APPROVED**
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5386 re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending the Zoning Map by changing the classification of a portion of the Sherwin-Williams property from R-8 Residential to O-L Office Laboratory, Permanent Parcel Number 604-08-008 located at Brecksville Road; and declaring an emergency, was read by title. **ORD. 5386 3rd READ AMEND ZONE MAP FROM R-L TO O-L FOR SHERWOOD WILLIAMS PP#604-08-008**
Motion by Redinger, seconded by Carouse, to pass Ordinance 5386.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5129 re: a Resolution authorizing the Mayor to apply for a 2021 Healthy Urban Tree Canopy Grant coordinated by the Cuyahoga County Department of Sustainability, The Cuyahoga County Planning Commission and the Cuyahoga County Soil & Water Conservation District, with assistance from the Cuyahoga County Board of Health to provide funding for tree planting, planning and maintenance projects; and declaring an emergency, was read by title. **RES. 5129 AUTH URBAN TREE CANOPY GRANT FROM CUY. COUNTY DEPTS. OF SUSTAINABILITY, SWCD, BOARD OF HEALTH**
Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5129 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 5129.
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

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RESOLUTION 5130 re: a Resolution authorizing the Mayor to apply for a grant through the Ohio Department of Natural Resources for funding assistance for a NatureWorks project in the City of Brecksville; and declaring an emergency, was read by title.

**RES. 5130
AUTH. ODNR
GRANT FOR
NATURE-
WORKS
PROJECT**

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5130 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 5130.

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

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5131 re: a Resolution authorizing the Mayor to complete the grant process for a 2021 NOPEC Energized Community (NEC) Grant through the NEC Grant Program; and declaring an emergency, was read by title.

**RES. 5131
AUTH NOPEC
ENERGIZED
COMMUNITY
GRANT
PROCESS**

Motion by Veras, seconded by Caruso, to suspend the rules and place Resolution 5131 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 5131.

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

MOTION CARRIED 7-AYES, 0-NAYS.

RESOLUTION 5132 re: a Resolution granting an Easement for Construction, Reconstruction, Operating, Maintaining, Repairing and Replacing Storm Sewer Facilities, and Appurtenances Thereto In, Under, Across and Through PP# 602-05-010 owned by the Robert and Katherine Holub Family Trust.; and declaring an emergency, was read by title.

**RES. 5132
GRANTING
AN
EASEMENT
PP#602-05-010
FOR REPAIR
& REPLACE-
MENT OF
STORM
SEWER
FACILITIES**

Motion by Caruso, seconded by Veras, to suspend the rules and place Resolution 5132 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 5132.

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

MOTION CARRIED 7-AYES, 0-NAYS.

ORDINANCE 5388 re: an Ordinance authorizing the purchase of body armor vests, carriers, and shock plates for use by the Police Department through the State of Ohio, Administrative Services Purchasing Program; and declaring an emergency, was read by title.

**ORD. 5388
AUTH.
PURCHASE
OF BODY
ARMOR
VESTS FOR
POLICE
DEPARTMENT**

Motion by Caruso, seconded by Veras, to suspend the rules and place Ordinance 5388 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 5388.

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, February 8th at 7:30 P.M.

**BD. OF
ZONING
APPEALS**

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PLANNING COMMISSION: Councilmember Harwood reported the next meeting of the Planning Commission will be February 4th at 7:00 P.M. **PLANNING COMMISSION**

MATTA/HUMEL LOT SPLIT & CONSOLIDATION – 10516 & 10614 FITZWATER **PC LOT SPLIT & CONSOLID. 10516 & 10614 FITZWATER**

Accept Planning Commission recommendation to City Council **Preliminary and Final** approval of a lot split conveying a portion of land from 10516 Fitzwater, PP #602-03-015 to 10614 Fitzwater, PP # 602-03-014 to create Parcel S/L 5-R, .41 acres and Parcel S/L 20-R, .82 acre, on Fitzwater Road in Brecksville, Ohio, as described in the application dated May 18, 2020 by James Humel and the Plat Drawing dated December 30, 2020 by R. M. Kole & Associates subject to approval of the City Engineer, City Council and approval by the Board of Zoning Appeals of the following variances for Parcel S/L 5-R, 10516 Fitzwater:

- A variance from the Section 1151.22 requirement of 20,000 square feet minimum lot area to allow 17,950 square feet.
- A variance from the Section 1151.22 requirement of 150 feet minimum lot width to allow 118.13 feet.
- A variance from the Section 1151.22 requirement of 250 feet minimum lot depth to allow 155.70 feet.

Motion by Harwood, seconded by Veras.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

CVCC NEW STORAGE BUILDING – 8001 BRECKSVILLE ROAD Accept **PC CVCC NEW** recommendation of Planning Commission recommend to City Council **Preliminary and Final** approval to construct a 4,198 sq. ft. pre-engineered metal storage building at the **STORAGE BUILDING** Cuyahoga Valley Career Center, 8001 Brecksville Road, Brecksville, Ohio, PP #601-10-034, as described in the application dated January 4, 2021 and attached drawings by GPD **8001 BRECKSVILLE ROAD** Associates, contingent on approval by the City Engineer, and also approval by City Council and the Board of Zoning Appeals of the following variance:

- A variance from the Section 1153.32 requirement for Class E Buildings in Community Facility districts of 200 foot side and rear yards abutting adjacent property zoned R-60 to allow 52.9 feet.

G-001 Title Sheet 12-18-2020

C-001 General Notes 12-21-2020

C-101 Existing Conditions and Demo Plan 12-21-2020

C-111 Overall Site Plan 12-21-2020

C-112 Site Plan 12-21-2020

C-121 Grading Plan 12-21-2020

C-131 Utility Plan 12-21-2020

SWP-1 Stormwater Pollution Prevention Notes 12-21-2020

SWP-2 Stormwater Pollution Prevention Plan 12-21-2020

S-001 General Structure Notes 12-21-2020

S-101 Foundation Plan 12-21-2020

A-101 First Floor and Roof Plan 12-18-2020

A-201 Elevations 12-18-2020

A-601 Door Schedule 12-18-2020

MP-101 Mechanical and Plumbing Plan 12-21-2020

E-001 Electrical Notes 12-21-2020

E-101 Electrical Floor Plan 12-21-2020

E-200 Electrical Specifications 12-21-2020

Subsurface Investigation, Timmerman Geotechnical 4-13-2015

Motion by Harwood, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

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RECREATION COMMISSION: Councilmember Redinger reported the next **RECREATION** meeting of the Recreation Commission will be February 22nd. Officers were elected at the **COMMISSION** organizational meeting. L. Redinger as Chair, Nicole Kern as Vice Chair. The City was awarded a safety grant to purchase helmets for recreation activities. Community Center and Recreation program updates were discussed.

DEPARTMENT OF HUMAN SERVICES: Councilmember Veras reported the **DEPT. OF** next meeting of the Human Services Advisory Board will be February 9th at 3:00 P.M. In **HUMAN** response to notifications that assistance is available, the Human Services staff has been **SERVICES** working with many senior to schedule COVID-19 Vaccines.

TELECOMMUNICATIONS COMMISSION: No Report.

TELEC. COM.

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

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

Guardrail Repair 8172 Riverview: Increase Purchase Order #P201221 to **8172** Cuyahoga Fence for Emergency Guardrail Repair at 8172 Riverview Road. This purchase **RIVERVIEW** order was originally opened in the amount of \$2,950.00. The final repair total is \$3,350.00 **GUARDRAIL** This repair was submitted for insurance reimbursement with the driver at fault for this **REPAIR** property damage. Account #110150 2125

Motion by Carouse, seconded by Redinger.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

I-77 & Miller Road Modification #1 - Consideration of a motion to recommend to **I-77 & MILLER** Council approval of an increase to P.O. #CT205092 in the amount of \$3,308.00 to complete **RD INTER-** an Air Quality Analysis per ODOT Section 3.1.P. Account #C480171 3501 Project# **CHANGE PO** RD160001. **MODIFICA-**

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 **UTILITIES** earlier and has no additional items for Council consideration. **COMMITTEE**

BUILDINGS & GROUNDS COMMITTEE: Councilmember Veras reported the **BUILDINGS &** Buildings & Grounds Committee met earlier this evening and has one item for Council **GROUNDS** consideration. **COMMITTEE**

Asbestos Abatement 8997 Highland - Approval of a Purchase Requisition to **8997** SafeAir Contractors, Inc. in the amount of \$8,989.00 for the Removal & Disposal of Asbestos **HIGHLAND** Containing Material at 8997 Highland Drive, top floor of the former BCA building. Account **ASBESTOS** #C490163 3202 Project #BI210002. **ABATEMENT**

Motion by Veras, 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 **LEGISLATION** met earlier today and has no items for Council Consideration. **COMMITTEE**

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FINANCE COMMITTEE: Councilmember Redinger thanked Council for the **FINANCE** passage of the legislation presented this evening. The Finance Committee is requesting **COMMITTEE** approval of the payment of monthly bills for professional services.

Professional Bills: Approve the payment of bills for professional services, as follows: Matty, Henrikson and & Greve in the amount of \$10,536.83; Sergio I. DiGeronimo in the amount of \$5,747.50, Roger Wadsworth in the amount of \$350.00; Kulchytsky Architects, LLC in the amount of \$187.50; J Neusser, LLC in the amount of \$2,000.00; and Donald G. Bohning & Associates in the amount of \$18,211.05 and Sixmo in the amount of \$175.00. Total of all invoices \$37,207.88.

**MONTHLY
BILLS FOR
PROFESS-
IONAL
SERVICES**

Motion by Redinger, seconded by Carouse.

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Appoint Clerk Tammy Tabor as Council and Mayor designee to complete training on Ohio's Public Records Act at least once per elected term.

**PUBLIC
RECORDS
DESIGNEE**

Motion by Harwood, seconded by Redinger.

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: C.B.O. Packard reported in **BUILDING** December the Building Department issued 56 permits with a valuation of just over **DEPT.** \$1.5million and the total receipts collected of \$62,661.13.

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 City worked with the (3) **MAYOR** major hospitals and the Board of Health to create and mail postcards to the residents explaining how to sign up for vaccines or who to call for assistance. The Human Services Department is continuing to receive calls for assistance.

Former Patrolman Ed Hertzner passed away. Mayor Hruby has sent condolences to his family on behalf of the City.

Mayor Hruby thanked the Service, Police, and Fire Departments for keeping the roads clear and safe.

The MetroPark is notifying adjoining property owners of road and park closures due to deer culling in the park.

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Motion by Harwood, seconded by Carouse to convene an executive session regarding **EXECUTIVE** matters of real estate, Economic Development and the potential aquisition of real property. **SESSION**

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

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.

Motion by Harwood, seconded by Carouse, to adjourn the regular meeting at 9:57 **ADJOURN**
PM.

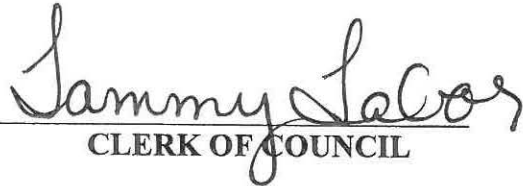
Ayes: Carouse, Caruso, Harwood, Kingston, Koepke, Redinger, Veras.

Nays: None.

MOTION CARRIED 7-AYES, 0-NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL