

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
HELD ON JULY 20, 2021
7:30 P.M.**

A. ROLL CALL OF MEMBERS:

B. PLEDGE OF ALLEGIANCE:

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. CAUCUS PRIOR TO MEETING MINUTES HELD ON JUNE 1, 2021.
2. REGULAR COUNCIL MEETING MINUTES HELD ON JUNE 1, 2021.
3. CAUCUS PRIOR TO MEETING MINUTES HELD ON JUNE 15, 2021.
4. REGULAR COUNCIL MEETING MINUTES HELD ON JUNE 15, 2021.

D. REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Chairwoman, Schmuck
Finance Committee - Chairman, Scott
Legislative Committee - Chairman, Mencini
Parks & Recreation Committee - Chairman, Poindexter
Planning Committee - Chairman, Orcutt
Safety Committee - Chairman Troyer
Service Committee - Chairman, Salvatore
Board of Zoning Appeals - Chairman, Mencini

E. REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center - Trustee, Orcutt
Berea Board of Education Representative, Mencini
Technology and Innovation Council Representative - Poindexter

F. REPORTS OF BOARDS AND COMMISSIONS:

G. INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

- H. **REPORTS AND COMMUNICATIONS FROM THE MAYOR:**
- I. **REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS, AND OTHER PUBLIC OFFICIALS:**
- J. **OTHER COMMUNICATIONS AND PETITIONS, AND VERBAL APPROVAL: (INTRODUCTION OF NEW LEGISLATION):**
- K. **MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**
- L. **REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**
- M. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS: FIRST READING:**
 - 1. RESOLUTION NO. 11-2021, HONORING ROSIE'S PLAYHOUSE AND DECLARING AN EMERGENCY. Introduced by Councilman Salvatore, C/W and Mayor Gammella.
 - 2. RESOLUTION NO. 12-2021, HONORING KURT NENNSTIEL, JR., FOR HIS COUNTLESS YEARS FOR VOLUNTEERING IN COACHING BROOK PARK SPORTS PROGRAMS, FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini, C/W and Mayor Gammella.
 - 3. RESOLUTION NO. 13-2021, HONORING JOE BACHIE JR. ON HIS MANY ACCOMPLISHMENTS AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini, C/W and Mayor Gammella.

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

O. THIRD READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11201-2021, AMENDING SECTION 1366.03 (b) 2 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'VACANT PROPERTY/BUILDING REGISTRATION AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

P. ADJOURNMENT:

**SYNOPSIS OF ORDINANCES AND RESOLUTIONS
FOR THE COUNCIL MEETING OF JULY 20, 2021**

FIRST READING:

Res. No. 11-2021 A RESOLUTION, HONORING ROSIE'S PLAYHOUSE AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution honoring Rosie's Playhouse, which provides community-based support to children of families facing addiction issues.

Res. No. 12-2021 A RESOLUTION HONORING KURT NENNSTIEL, JR., FOR HIS COUNTLESS YEARS FOR VOLUNTEERING IN COACHING BROOK PARK SPORTS PROGRAMS, FOR THE CITY OF BROOK PARK, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution honoring Kurt Nennstiel Jr. for his many years of volunteering as a coach for Brook Park youth.

Res. No. 13-2021 A RESOLUTION HONORING JOE BACHIE JR. ON HIS MANY ACCOMPLISHMENTS, AND DECLARING AN EMERGENCY.

SYNOPSIS: A resolution honoring Joe Bachie, a lifelong Brook Park citizen, who is a member of the National Football League.

THIRD READING:

Ord. No. 11201 AN ORDINANCE AMENDING SECTION 1366.03(b) 2 OF THE BROOK PARK CODIFIED ORDINANCES, ENTITLED 'VACANT PROPERTY/BUILDING REGISTRATION', AND DECLARING AN EMERGENCY.

SYNOPSIS: An ordinance amending Section 1366.3(b)2 to provide for a manager/agent to reside with a 15 mile radius of Brook Park of a building owned by an out of state person or business.

**PREPARED BY THE BROOK PARK LEGAL DEPARTMENT
July 15, 2021**

P/C 3/3/20 Legislative
Cau 3/10/20
1st R 3/17/20 moved to 4/21/20
B/C 4/21/20
1st R 7/20/21
2nd R
3rd R
B/C

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 11-2021

INTRODUCED BY: COUNCILMAN SALVATORE, C/W and MAYOR GAMMELLA

A RESOLUTION
HONORING ROSIE'S PLAYHOUSE,
AND DECLARING AN EMERGENCY

WHEREAS, Rosie's Playhouse provides community-based support to children as they heal from the devastation of family addiction by renewing their hope, joy and self-worth through learning, creativity and social bonds; and

WHEREAS, Rosie's Playhouse is strictly operated and staffed by volunteers, who are passionate about giving kids an opportunity to learn to heal and cope; and

WHEREAS, Rosie's Playhouse's program is no cost to participants and offers:

- Opportunity to safely communicate feelings
- Learn healthy coping skills
- Age appropriate education on addiction and its effect on the family
- Fosters children's strengths and self-esteem
- Simple nutrition and self-care
- Activities to reinforce the program's mission including art, physical education, and creating non-cook light meals and snacks
- Age appropriate books about addiction and feelings
- Art supplies

WHEREAS, Rosie's Playhouse is funded by donations, grants and periodic fundraising events to provide a rewarding experience for the children that participate; and

WHEREAS, Rosie's Playhouse accepts donations and the donations are fully deductible under IRS Code 170 (Charitable Organization tax deduction); and

WHEREAS, Residents may contact Rosie's Playhouse President, Kathi Stautihar at www.rosiesplayhouse.org for further information;

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The Mayor and Council wish to honor and commend Rosie's Playhouse for their continued involvement and commitment to helping children effected by addiction of a loved one.

SECTION 2: The Clerk of Council is hereby directed to forward a certified copy of this Resolution to Rosie's Playhouse.

SECTION 3: It is found and determined that all formal actions of this Council concerning and relating to this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to honor Rosie's Playhouse for their work with children; therefore, provided this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

H/C 6-2-20 Recreation
CA 6-9-20
1st R 7-20-21
2nd R _____
3rd R _____
D/C 6-9-20

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 12-2021

INTRODUCED BY: COUNCILMAN MENCINI, C/W + MAYOR GAMMELLA

A RESOLUTION

HONORING KURT NENNSTIEL, JR., FOR HIS COUNTLESS YEARS
FOR VOLUNTEERING IN COACHING
BROOK PARK SPORTS PROGRAMS,
FOR THE CITY OF BROOK PARK,
AND DECLARING AN EMERGENCY

WHEREAS, Kurt Nennstiel, Jr., was a lifelong resident of the City of Brook Park; and

WHEREAS, Kurt Nennstiel, Jr., volunteered as a coach and gave time from his heart by coaching football for 14 years and coached basketball for 6 years; and

WHEREAS, the City of Brook Park would like to honor and thank Kurt Nennstiel Jr.'s family for his contribution of numerous years in coaching football and basketball in our Recreation Department and giving hours and days of his time, talent and energy and for his dedication; and

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Brook Park, State of Ohio that:

SECTION 1: The Council of the City of Brook Park along with the administration and recreation staff would like to recognize, honor and express their appreciation and thanks to the family of Kurt Nennstiel, Jr., for his many years of devotion to our City as a coach and volunteer.

SECTION 2: This Council does hereby direct the Council Clerk to post a copy of this Resolution to our City website and forward it to his parents Kurt and Laura Nennstiel.

SECTION 3 It is found and determined that all formal actions of this Council concerning and relating to this Resolution were adopted in an open meeting of this Council, and that all

deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4 This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for further reason to honor Kurt Nennstiel, Jr., for volunteering of his time and effort; therefore, provided that this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law

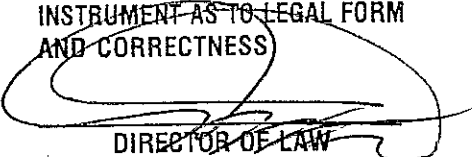
PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS


DIRECTOR OF LAW

DATE

PIC 2-2-21 RECREATION
CA 2-9-21 moved 2/26/21
1st R 7-20-21
2nd R _____
3rd R _____
210 2/26/21

CITY OF BROOK PARK, OHIO

RESOLUTION NO. 13-2021

INTRODUCED BY: COUNCILMAN MENCINI, CW + MARK GAMBELLA

A RESOLUTION
HONORING JOE BACHIE JR. ON HIS
MANY ACCOMPLISHMENTS,
AND DECLARING AN EMERGENCY

WHEREAS, Joe Bachie Jr. is a lifelong citizen of Brook Park;
and

WHEREAS, Joe's mom is Kristin, his dad is Joseph and brother's
name is Beau; and

WHEREAS, Joe Bachie Jr. was involved with all Brook Park
athletic programs where his family also participated; and

WHEREAS, Joe Bachie Jr. was an outstanding athlete of the
Berea-Midpark Titans High School sports programs, and earned All
Honors during his senior year with the Titans; Joe graduated from
Berea-Midpark High School in 2016; and

WHEREAS, Joe Bachie Jr. went to Michigan State University and
was a linebacker on their football team; and

WHEREAS, Joe Bachi Jr. graduated from college and was signed
by the New Orleans Saints practice squad in May, 2020; and

WHEREAS, Joe Bachie Jr. was signed by the Philadelphia Eagles
and played in four NFL games; and

WHEREAS, Brook Park is very proud of one of the newest NFL
players, Joe Bachie Jr.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of
Brook Park, State of Ohio that:

SECTION 1: The Mayor and Council wish to honor and commend
Joe Bachie Jr. for his many accomplishments.

SECTION 2: The Clerk of Council is hereby directed to forward
a certified copy of this Resolution to Joe Bachie Jr.

SECTION 3: It is found and determined that all formal actions
of this Council concerning and relating to this Resolution were
adopted in an open meeting of this Council, and that all

deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said City, and for the further reason to honor Joe Bachie Jr. for his many accomplishments and for becoming an NFL player; therefore, provided this Resolution receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
CLERK OF COUNCIL

APPROVED: _____
MAYOR

DATE

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS


DIRECTOR OF LAW

ORDINANCE NO: 11201-2021

INTRODUCED BY: COUNCILMAN MENCINI

AN ORDINANCE
AMENDING SECTION 1366.03(b)2 OF THE
BROOK PARK CODIFIED ORDINANCES,
ENTITLED 'VACANT PROPERTY/BUILDING REGISTRATION, AND DECLARING AN
EMERGENCY'

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Brook Park, State of Ohio, that:

SECTION 1: Section 1366.03(b)2 of the Brook Park Codified Ordinances, as enacted by Ordinance No. 9920-2014, passed June 17, 2014, is hereby amended to read as follows:

1366.03(b)2) If the owner/corporation does not reside in or have a principle place of business in Ohio, the name, address, phone number, emergency contact information, and email of a **manager/successor agent** in charge of the building who does reside in or have a principle place of business in Ohio, and **resides within a 15-mile radius of the city limits of Brook Park. No occupancy permit shall be issued by the Building Department without such a designation of a manager/successor agent.** By designating an authorized **manager/successor agent** under the provisions of this section, the owner is consenting that the **manager/successor agent** is authorized to receive any and all notices relating to the property and conformance of any and all ordinances;

SECTION 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of said city, and for the further reason to amend Section 1366.03(b)2 of the Brook Park Codified

Ordinances; provided this ordinance receives the affirmative vote of at least five (5) members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____
Clerk of Council

APPROVED: _____
MAYOR

DATE

I HEREBY APPROVE THE WITHIN
INSTRUMENT AS TO LEGAL FORM
AND CORRECTNESS

DIRECTOR OF LAW