

**ITEMS TO BE CONSIDERED
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING
TO BE HELD ON TUESDAY, JUNE 5, 2018**

The meeting was called to order by Council President Vecchio at 7:00 p.m., the clerk called the roll and the following Members of Council answered:

SCOTT, BURGIO, ORCUTT, STEMM, MENCINI, POINDEXTER, SALVATORE

Also in attendance were Mayor Gammella, Law Director Horvath, Recreation Director Elliott, Finance Director Cingle, Service Director Gardner and Engineer Piatak.

DISCUSSION:

1. A RESOLUTION TO EXTEND THE BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, OR RETAIL SALE OF MEDICAL MARIJUANA FOR A PERIOD NOT TO EXCEED SIX MONTHS FROM THE EFFECTIVE DATE OF THIS RESOLUTION, IN ORDER TO ALLOW THE CITY ADMINISTRATION, COUNCIL AND THE BROOK PARK PLANNING COMMISSION TO REVIEW APPLICABLE OHIO STATUTES, CRIMINAL CODES AND THE BROOK PARK ZONING CODE RELATIVE TO SUCH USE AND DECLARING AN EMERGENCY. Introduced by Councilman Scott

Mr. Salvatore stated to Law Director Horvath this is a continuation of what the city already has, the extension of six months?

Mrs. Horvath responded yes, this is an extension.

Mr. Salvatore stated this needs to be passed tonight to keep in step with the moratorium in place now?

Mrs. Horvath responded yes, then other option can be considered after passage.

Motion by Mr. Salvatore, supported by Mr. Scott, to place on the Council agenda immediately following.

ROLL CALL: AYES: Salvatore, Scott, Burgio, Orcutt, Stemm, Mencini, Poindexter
NAYS: None. The motion carried.

Mr. Vecchio stated this will appear under M-2 as Resolution No. 19-2018.

Discussion: cont.

- 2. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH NORTH SHORE PUMP & EQUIPMENT COMPANY, WITHOUT PUBLIC BIDDING, TO PURCHASE THREE DRY PIT SUBMERSIBLE PUMPS, INSTALLATION AND REMOVAL OF EXISTING PUMPS AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

Mayor Gammella stated the reason there is no bidding on this is because one company does the pumps in order to have a clean fit with no problems or retrofitting.

Motion by Mr. Salvatore, supported by Mr. Stemm, to place on the Council agenda immediately following.

ROLL CALL: AYES: Salvatore, Stemm, Mencini, Poindexter, Scott, Burgio, Orcutt
NAYS: None. The motion carried.

Mr. Vecchio stated this will appear under M-3 as Ordinance No. 11026-2018.

LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

- 1. AN ORDINANCE PLACING A MORATORIUM ON THE OPERATION OF ANY SHORT TERM RESIDENTIAL REAL ESTATE RENTALS IN THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

Mr. Mencini stated new legislation appears on the Council agenda under first reading relating to this topic.

Motion by Mr. Salvatore, supported by Mr. Scott, to have Read in Committee

ROLL CALL: AYES: Salvatore, Scott, Burgio, Orcutt, Stemm, Mencini, Poindexter
NAYS: None. The motion carried.

SAFETY COMMITTEE - CHAIRMAN, STEMM:

- 1. A RESOLUTION REQUESTING THE BEREA SCHOOL DISTRICT INSTALL ADDITIONAL SECURITY DEVICES AND ENFORCE ADDITIONAL SECURITY MEASURES IN ALL DISTRICT SCHOOL BUILDINGS TO PROTECT THE LIVES AND HEALTH OF EVERY STUDENT AND EDUCATOR AND DECLARING AN EMERGENCY. Introduced by Council President Vecchio

Mr. Salvatore asked if there is a broken-down list from the school board and formed safety committee i.e. suggestions?

Safety Committee - Chairman, Stemm: cont.

Mr. Vecchio responded they're not that far in the process and my understanding is this is still being talked about. My thinking was to get this on prior to demolition or anything else with the current Ford Intermediate School.

Mr. Salvatore suggested holding off on this to see what is proposed and if not satisfied take the legislation and come up with recommendations to be sent over.

Motion by Mr. Scott, supported by Mr. Mencini, to place back in committee.

ROLL CALL: AYES: Scott, Mencini, Stemm, Poindexter, Salvatore, Burgio, Orcutt

NAYS: None. The motion carried.

2. AN ORDINANCE AMENDING SECTION 141.02 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'COMPOSITION: EXECUTIVE HEAD AND DECLARING AN EMERGENCY. Introduced by Council President Astorino.

Mr. Salvatore asked is there any reason this is before Council?

Mr. Vecchio responded this is a housecleaning item currently, something back and forth since January, 2017; following Council rules to bring out of committee.

Mr. Poindexter commented that an email was received from Mr. Astorino asking to address this topic at the next Caucus meeting for discussion and a better understanding.

Mr. Salvatore asked Mayor Gammella's input on this topic.

Mayor Gammella responded has not had a chance to review this with the police chief and for-right now am non-committed either way.

Mr. Scott commented this could always be rewritten because the numbers may not be accurate anymore.

Mr. Vecchio commented some of what was in the email happened to be with the 2011 engineering report given to the city for the forecast in 2011, if not mistaken that happens on average every ten years. The one that took place in 2011 was from a grant. Another study would have to come forth in a couple of years to look at a forecast for the city.

Mr. Poindexter commented Mr. Astorino's request was reasonable to have the legislation moved to the next Caucus for discussion purposes, since he introduced this when serving on Council. It's been in committee for over a year and I would like to hear what Mr. Astorino has to say in this.

Safety Committee - Chairman, Stemm: cont.

Motion by Mr. Poindexter, supported by Mr. Mencini, to move this legislation to the June 12th Caucus meeting.

Mr. Salvatore stated to Mr. Stemm as Safety Committee Chairman do you have a recommendation?

Mr. Stemm responded not at this time.

ROLL CALL: AYES: Poindexter, Mencini
NAYS: Salvatore, Stemm, Orcutt, Burgio, Scott. The motion failed with a vote of 5-2.

Motion by Mr. Scott, supported by Mr. Orcutt, to have Read in Committee

ROLL CALL: AYES: Scott, Orcutt, Burgio, Stemm, Mencini, Salvatore
NAYS: Poindexter. The motion carried with a vote of 6-1.

Motion by Mr. Poindexter, supported by Mr. Salvatore, to discuss the Roads Program legislation in the service committee for contracts 1802, 1803 and 1804.

ROLL CALL: AYES: Poindexter, Salvatore, Mencini, Stemm, Orcutt, Burgio, Scott
NAYS: None. The motion carried.

Discussion of Roads Program 1802, 1803 and 1804.

Mr. Poindexter stated and would like to see the city get going with some of these roads, there has been discussions with the Ward Councilmembers, Mayor Gammella and the city engineer. I don't know how comfortable the Ward Councilmembers with their adding of new roads but there has been no discussion of removing any of the original roads that were presented. My understanding is if there is no discussion about removing any of those roads perhaps Council should consider passing that legislation to move forward with those roads and add more roads down the line. We don't have to do anything with the proposed monies being carried over to next year and suggest pass the roads that the engineer and Mayor is comfortable with.

Mr. Salvatore stated we tried getting that accomplished with a special meeting called that was cancelled and if that meeting took place we would be further along. To pass the Roads Program without knowing what we're going to do would be difficult and in speaking with the engineer adding roads as we go along would be very difficult. We need to get together to resolve this and put it behind us, we're not accomplishing anything by changing roads. We know there is a two-year plan in place and did move some monies around and there still may be some monies out there that could be moved around at a later date. With the understanding that money will also be used for the 2019 program and are still waiting on some

Discussion of Roads Program of 1802, 1803 and 1804: cont.

answers from the Finance Director on Fund 250, that could be put towards the 2019 Roads Program. Council needs to agree what will be done in 2018 to get the process started with the bidding.

Mr. Stemm concurred with Mr. Salvatore and stated Council worked so hard on the capital budget to make some of these possible and a decision has to be made by the end of the week.

Mr. Vecchio asked Mr. Piatak for a quick synopsis of the streets that you and the Ward Councilmembers walked.

Mr. Piatak responded an email was sent out to the four Ward Councilmembers suggesting that we meet and walk the roads that were suggested at the last meeting. We walked the streets and I tried to have the Councilmembers look at the suggested roads through my eyes to see some of the asphalt underneath that can't be seen. Some of the suggested roads for overlay I don't think is the best course of action. When I met with the four Ward Councilmembers I threw out some prices for the suggested streets along with my recommendations.

Mr. Mencini stated there are bad streets in Ward 2 and some not so much streets as curbs. What I did this weekend is looked at the streets in the other wards i.e. Wengler and Saylor and in Ward 1 there are numerous streets, I agree with Councilmembers Salvatore and Stemm. I also concur with Engineer Piatak when looking at a street he sees eight things that could be wrong with that one street. When a layover is done one of those eight things can sometimes pop-up right afterwards. How can that be explained to residents on that street when it starts cracking after a layover and also in two years. After we do whatever we're going to do here we have to start looking at a serious roads program because the streets that are bad now will stay bad and try to play catch-up depending on the kind of winter. I look at the roads assessment and the numbers and it's scary so we have to come to a margin to get some things done for some of the streets, as soon as possible.

Mr. Poindexter asked Mr. Piatak how soon would you feel comfortable giving an assessment on the proposed roads added by the Ward Councilmembers and adding to the 2018 Roads Program?

Mr. Piatak responded he is prepared to speak at any point, I ran through the suggested streets and have my numbers.

Mr. Poindexter continued that could potentially be drafted and included in the ordinance?

Discussion of Roads Program of 1802, 1803 and 1804: cont.

Mr. Piatak interjected he will need direction on what the final number is going to be or what the final decision is going to be on what roads are done. If the roads that were suggested at the last meeting, in the manner I think they should be done; that's my opinion and what I'm here for. I think that the suggested roads to be fixed is upward of \$2.6 to \$2.7 million dollars and it's my understanding that's not what the budget was approved for.

Mr. Poindexter commented that's a larger number than what the budget allows and I'd like to see us move forward on some of these roads and I'm okay with going forward with the original streets that were prepared. I'd like to see more streets done but until the full synopsis of the cost and take to do those streets that could be weeks before planning.

Mr. Scott stated Mr. Piatak and I walked two streets on Thursday and the main list has concrete joint repairs on Brookhaven and just remember that each ward has about \$250,000 to \$275,000 to work with. Looking at the list Brookhaven the proposed number is \$145,000 and after walking the cost jumped up to \$200,000, Saylor Drive went up from \$118,000 to \$160,000. I totally agree we have to move on this but this main list is not feasible. There are streets in Wards 1, 2 and 3 that can't be done because each ward is allocated only a certain amount of money. I think each ward is down to one street because we can't afford to go any higher, the roads I would like to get done is going to cost about \$500,000. The list proposed is not a feasible list to work off of and Mr. Piatak met with each Councilmember and had our wish list that won't happen.

Mr. Orcutt stated he's glad we're talking about this because it's very important and had capital on the budget in April and also put this on a May 18th Special meeting that was cancelled. Mr. Orcutt thanked Mr. Piatak for the walk and the great education especially with Wengler Road. I was able to take from that walk and break-down what I thought we could be doing; Hummel Road went from \$82,100 up to \$118,000 roughly for the section talked about. I put in my suggestions to Mr. Piatak and the Mayor for moving forward in Ward 3 which would be Hummel Road. Then do an extensive hot-patch repair, crack-seal where we can on Wengler Drive and also mentioned the same thing for Robert and Doris; I gave nine to twelve roads for crack-sealing.

Mr. Vecchio asked Councilmembers Stemm, Mencini and Scott if they had the change to take the time for provisional streets to get a list?

Mr. Stemm stated I have streets but need Mr. Piatak's recommendation on what step to take with them.

Discussion of Roads Program of 1802, 1803 and 1804: cont.

Mr. Mencini concurred with Mr. Stemm and stated but would rather work in conjunction with everyone on this. I can give streets but not to say that Mr. Piatak is going to okay or how the Administration is going to feel.

Mr. Vecchio suggested to Councilmembers Stemm, Mencini and Scott to take the time with Mr. Piatak to go and look at some other streets.

Mr. Scott commented there is nothing on the list that falls into with what's left for Ward 4.

Mr. Vecchio stated right, provisionally the same walk-through that was just done on the first recommendations that came out to be a larger amount and unattainable. Now, there is some other streets that you will have to meet with Mr. Piatak to see if there are any other issues. Mr. Vecchio suggested to set up a time, put the provisionals together, meet with Mr. Piatak and bring that to the table.

Mr. Salvatore stated to Mr. Piatak on our recent conversation your thorough explanation of the suggestions of the roads. It was my understanding that you had this conversation with the majority of Ward Councilmembers except for Councilman Mencini. We were under the impression that we were going to go forward with some of your recommendations and get the legislation moving.

Mr. Piatak stated with Councilman Orcutt, I have a clear direction as to what he wanted that came over on Monday. I haven't heard from Councilman Stemm we met, talked and threw out options; Independence Court was \$175,000 and Hio was in the \$120,000 range. Somebody has to decide what gets done and what doesn't get done. Is it going to be strictly by the book as to the \$250,000 that was allocated plus or minus to each ward or what. I don't have clear direction as to what was to be included in this program.

Mr. Salvatore stated what I'm hearing is Ward 3 is ready to move and asked Mayor Gammella if he is on board with the Ward 3 recommendations?

Mayor Gammella stated in fairness to everyone, the need out-stricts the means the city has. All the Councilmembers have done an excellent job bringing road to our attention, talking about what they want and they are absolutely right. The problem is the city doesn't have the money to fix everything that needs to be fixed. So we have to be prudent, be careful and I applaud them for attempting to do that. Next year we're talking maybe \$1.2 million dollars and Council said \$1.5 million dollars, not that far off. Next year we're going to put \$5 million-dollars into roads and that's not even going to be enough. What we're going to need, not just our community but all communities, is help with the infrastructure from the federal

Discussion of Roads Program of 1802, 1803 and 1804: cont.

or State of Ohio. Otherwise, this is just going to persist and get worse, it's not just Brook Park, it's all over the United States. I would like to do every road in the city but we can't. We have to do what we can do in an intelligent manner and hopefully start to be able to raise some revenue by bringing corporations into the city, to start paying for some of these things. Next year we're looking at \$5 million dollars with \$1.2 million-dollars or \$1.3 million-dollars is coming from other sources, so we would be ignorant not to spend that \$5 million-dollars.

Mr. Salvatore thanked Mayor Gammella for his comments and stated next year is going to be a little easier for Council to make a decision because the decisions for next year are going to be made this year. We need to get this year's program on the table and get the engineer out to bid on some of these projects; so these roads are done in a timely fashion. We all know how much money there is to work with and know every road in Brook Park deserves attention. We're all on the same page we don't have enough money and the need goes beyond the what there is to spend. We all need to be on board with what roads will be done so that the engineer has the direction needed to get this done this week.

Mr. Stemm stated to Mr. Piatak with the two roads in Ward 1 that were discussed the total came to \$295,000, is that accurate?

Mr. Piatak stated plus or minus, yes.

Mr. Stemm continued that would be a resurface of Hio and a joint-curb repair on Independence Court.

Mr. Piatak concurred.

Mr. Mencini stated when I met with Mr. Piatak nobody told me last Tuesday that this was going to be addressed. I have every scenario but who do I tell it to? I will give streets, numbers, streets for crack-fill, streets for reconstructed but the Mayor is saying we don't have the money. Are we going to do this tonight or tomorrow night, when are we going to do this, that's what I think we need to knock-out.

Mayor Gammella stated before going to the Finance Director for comments I must say that Mr. Piatak is absolutely right. Before a dime is spent of any money we have to make sure it's going to be done properly and think that everyone agrees with that. We're not going to overlay a street just to overlay a street and say we did; it has to be done right. I commend Mr. Piatak for his diligence on that because he's absolutely correct. Another thing we're facing is that asphalt prices have gone up because it's oil-based. Mayor Gammella asked Mr. Cingle for his

Discussion of Roads Program of 1802, 1803 and 1804: cont.

comments on this year's program and next year's program which right now we may not have the funds to cover and may have to borrow.

Mr. Cingle stated I am going to use round numbers because I wasn't prepared to speak on this tonight. Roughly, we have \$1.5 million-dollars appropriated through the budget this year with \$250,000 or \$260,000 of that is engineering for the 2019 Roads Program; leaving roughly \$1,250,000 to spend this year. I thought we were going to leave some monies, maybe \$250,000, of that \$1,250,000 toward next year's commitments; next year commitment is roughly around \$2.3 million-dollars. So \$2.3 million-dollars plus the \$250,000 appropriated this year for the 2019 program for engineering services is roughly a \$2.6 million-dollar commitment, give or take a few dollars. So we have a \$2.3 million-dollar commitment for next year's program and think what's best for Council. Is to determine how much of that money that's left for this year, \$1,250,000 you want to carry-over for 2019. Then determine from there how much you want to allocate to each ward, give the streets to Mr. Piatak so that he can work up the cost and then bring that package forward in the form of legislation. Based on the numbers that I see right now, other than spending down fund balances, in 2019 there will be some level of borrowing in the 2019 Capital Improvement budget. There will probably be other needs next year and then departmental needs will also be coming to Council. As well as the leases entered into in years past and leases entered into this year for the police cars, rear-loader for the service department, the senior bus, etc., those dollars will need to be allocated next year to pay for the leases. Along with the debt-service numbers that the city pays each year. there won't be enough money in the 2019 capital budget to pay for all the street improvements, leases, unknown departmental needs and then also the debt-service. There will be some level of borrowing or we will be reducing our fund balances, that's what I see in June, 2018. In order to do something now you need to determine how much of this year's money you want to carry forward for next year and then from there have a balance allocated amongst the different wards for determination of what streets.

Motion by Mr. Salvatore, supported by Mr. Poindexter, that this was discussed.


ROLL CALL: AYES: Salvatore, Poindexter, Mencini, Stemm, Orcutt, Burgio, Scott


NAYS: None. The motion carried.

There being no further business to come before this meeting a **motion** by Mr. Salvatore, supported by Mr. Stemm, to adjourn.

ROLL CALL: AYES: Salvatore, Stemm, Mencini, Poindexter, Scott, Burgio, Orcutt
NAYS: None. The motion carried.

Council President Vecchio declared this meeting adjourned at 7:45 p.m.

RESPECTFULLY SUBMITTED 
Michelle Blazak
Clerk of Council

APPROVED 

THESE MEETING MINUTES APPROVED BY BROOK PARK CITY COUNCIL ARE A SYNOPSIS, NOT TRANSCRIBED IN THEIR ENTIRETY, ALTHOUGH ACCURATE.