

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, JULY 10, 2018**

The meeting was called to order by Council President Vecchio at 7:30 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, Finance Director Cingle, Recreation Director Elliott, Service Director Gardner, Economic Development Commissioner Adams, Building Commissioner Hurst and Engineer Piatak.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Chairman, Poindexter

Motion by Mr. Poindexter, supported by Mr. Mencini, to have a 'Moment of Silence' for the Baron family for the recent passing of their son, Michael.

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

NAYS: None. The motion carried.

Motion by Mr. Mencini, supported by Mr. Poindexter, to go back to the Regular Order of Business.

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

NAYS: None. The motion carried.

Mr. Poindexter, Chairman of the Aviation & Environmental Committee thanked Council for taking that moment. Mr. Poindexter received the 2017 Solid Waste report and reported that there was 840 tons of solid waste in the landfills, 1,300-tons of recyclables and 1,400-tons of organics for a total recycling rate 16.31% which is down from 2016 at 17.54%. As Chairman of the Environmental Committee encouraged all city officials and residents, including himself, to make a conscious effort to recycle more, that number should be going up not down.

Finance Committee - Chairman, Scott

Mr. Scott stated the Finance Committee has one item on tonight's agenda and the Board of Control met earlier and approved 27 items.

Legislative Committee - Chairman, Mencini

Mr. Mencini thanked the audience for coming and reported the Legislative Committee has one piece of legislation on tonight's agenda.

Parks & Recreation Committee - Chairman, Salvatore

Mr. Salvatore reported the Men & Women Steam Rooms, Whirlpool and Sauna officially opened June 19th and the Waterpark opened on June 4th. The Community Room has been renovated, the snack bar/concession stand were renovated, Bocce Ball courts were resurfaced and baseball/softball seasons are coming to an end with tournaments starting this week. The first of three outdoor movies at the waterpark was held on June 22nd and sponsored by Crossroads Church. Boxing upgrades will include new heavy and speed bags and a Red Cross Blood Bank will be held at the center on Saturday, July 21st from

Reports from Standing Committees: cont.

10:00 a.m. to 3:00 p.m. The Home Days Midway opens on Friday, July 13th at 5:00 p.m. and a Red Cross Blood Bank will be held at the center on Saturday, July 21st from 10:00 a.m. to 3:00 p.m. The Home Days Celebration starts on Friday, July 13th with the midway opening at 5:00 p.m. with many weekend events and concludes Sunday, July 15th with fireworks at 10:00 p.m. Mr. Salvatore attended the Safety Town graduation and thanked everyone involved for a well put together and well attended event.

Planning Committee - Chairman, Burgio

Mr. Burgio reported the Planning Commission met on July 9th with one request for aesthetic approval of the parking lot addition and alterations at 17400 Holland Road (Recreation Center) that was approved unanimously.

Safety Committee - Chairman, Stemm

Mr. Stemm announced that the next two Safety Town sessions will be held the week of July 16th through 20th from 11:30 a.m. to 3:00 p.m. and also August 6th through 10th 8:00 a.m. to 12:00 p.m.; registrations are being taken at the Recreation Center at a cost of \$10.00

Service Committee - Chairman, Orcutt

Mr. Orcutt thanked everyone who work in the Service Department for working extremely hard for residents of the city.

Board of Zoning Appeals - Chairman, Scott

Mr. Scott stated the Board of Zoning Appeals meeting was cancelled for Monday, July 9th. Mr. Scott continued that the Lil Free Pantry is up and running located in front of the police station and open 24/7 for residents; the Lil Food Pantry motto is take what you need and leave what you can.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center - Trustee, Salvatore

Mr. Salvatore stated the board met on June 27th and it was announced that Southwest was named for the ninth straight year by the Plain Dealer as being one of the top work places ranking fifth for the second consecutive year. The health center continues to improve in patient care and is ahead of last year in eight of the 12 categories. The Department of Hospice completed a survey for the health center with no citations. The health center received a \$45,000 grant from NOACA for replacement of a community van for transportation of Primary Care residents. At the financial portion of the meeting the board approved a purchase of patient monitors that came in under budget.

Berea Board of Education Committee (McDonnell, Poindexter)

Mr. Poindexter reported groundbreaking for the elementary school will be on Wednesday, August 1st at 8:00 a.m., groundbreaking for the new high school will be on Thursday, August 2nd at 7:30 a.m.; orientation and start school dates and times are on the district's website Berea.k12.oh.us. The Stuff the Bus campaign will at the Home Days celebration be on Friday, July 13th from 5:00 p.m. to 9:00 p.m., Saturday July 14th from 12:00 p.m. to 6:00 p.m. and Sunday, July 15th from 2:00 p.m. to 4:00 p.m.

REPORTS OF BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Gammella addressed an article in the Sun News pertaining to Ordinance No. 11028-2018 which is the sale of 3.03 acres on Brookpark Road. An individual said in the article that information had to be obtained through a public records request the appraisal value of \$610,000; that information was made available many months ago by the city's Economic Development Commissioner. The \$610,000 appraisal is for an adult business that the city certainly didn't want there. At one time three adult businesses were located on that property and that's the reason why the city purchased that property. The appraisal for the type of business going at that location is \$390,000 with the city getting over \$400,000 and probably clear a little less than that with closing costs. A question asked in that article who does this benefit? The answer is this benefits the residents of Brook Park. Many years there were three adult businesses on that 3.03 acres and this Council acted and paid a good amount of money of \$1.1 million dollars with those three businesses located there and the city had to clean up Brookpark Road, this city did that and will continue to do that. This trucking company locating on those parcels is going next door to an adult bookstore and strip club, this company is taking a chance locating there. That property sat vacant for 17 years and the reason for that is nobody wants to locate next to those types of businesses. As far as the public records request that information was always out there and it is time to move ahead on this project and strongly recommend Council's passage on third reading. The Home Days parade will begin on Sunday, July 15th at 1:00 p.m. at Brookgate. Mayor Gammella thanked everyone who contributed to the recent city newsletter. With the pool situation that is continuing to be looked at due to issues that have to be addressed that were not known about earlier with the \$5.2 million-dollar project; those issues will be addressed and made right. My goal as Mayor is there are a lot of assets in this community and will utilize them to their maximum potential as a city on the move.

Questions to the Mayor:

Mr. Mencini stated recently there was an issue with the animal shelter and thinks there should have been better communication between the animal warden and dispatch, both the animal warden and dispatch do a great job.

Mayor Gammella responded last week he visited the animal shelter with Councilman Orcutt and one of the volunteers and agree there are a few things that need tweaking and will get there.

Reports and Communications from the Mayor:

Questions to the Mayor: cont.

Mr. Salvatore thinks with value of the Brookpark Road land it would be in the city’s best interest to have the appraiser provide something in writing indicating why the differential between the \$610,000 and \$395,000 appeared.

Mayor Gammella thanked Mr. Salvatore for that idea.

REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS, AND OTHER PUBLIC OFFICIALS:

Finance Director Cingle

Mr. Cingle stated monthly reports for the month of June have been distributed.

Recreation Director Elliott

Mr. Elliott reported Home Days is a great time for family, friends and neighbors and a lot of events to get involved in. The next Recreation Commission meeting will be Thursday, July 19th at 7:00 p.m. at the Recreation Center.

Law Director Horvath

Mrs. Horvath stated at the next Council meeting the pending Civil lawsuits will be distributed.

Service Director Gardner

Mr. Gardner reported service crews have been busy with Home Days this week and last week. Service crews have laid about 22 tons of hot-patch, cut 15 vacant lots, trimmed and removed trees, seeding as needed, maintaining eight ballfields on a daily basis. This month’s bulk pickup netted just under 80 tons.

Engineer Piatak

Mr. Piatak reported tree lawns on Sylvia as part of last year’s construction project between Fry and Smith were seeded this spring. Some of the tree lawns look good and some not so good the contractor is aware and have committed to address the tree lawns as needed towards the end of summer early fall.

Questions to the directors: cont.

Mr. Mencini stated to Service Director Gardner that service crews did a great job with Bulk Monday and also when people are dropping off yard waste at the service garage. Mr. Mencini asked for a total of the recent Bulk Monday.

Mr. Gardner responded service crews picked up 80 tons.

Mr. Mencini stated to Recreation Director Elliott great job there are a lot of old-timers coming back for the steam and sauna. Has there been any problems with the 17 HVAC (Heating, Ventilation and Air Conditioning) units on the roof.

Mr. Elliott responded no.

**OTHER COMMUNICATIONS AND PETITIONS, AND VERBAL APPROVAL:
(INTRODUCTION OF NEW LEGISLATION):**

New Legislation:

1. An Ordinance authorizing the Mayor to enter into a contract for the sale of property located at 15810 Harrison Drive, permanent parcel number 343-07-048 and declaring an emergency. Introduced by Mayor Gammella. Placed in Finance Committee.

2. An Ordinance amending Section 101.08 (d) of the Brook Park Codified Ordinances entitled 'Charges for Service Requests, Copies of City Records and declaring an emergency. Introduced by Council President Vecchio. Placed in Legislative Committee.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Russell Baron
6525 Fry

Mr. Baron thanked everyone for the 'Moment of Silence' for the recent passing of his son. Mr. Baron presented Mr. Poindexter with a certificate of recognition for assisting the Baron's with a special project for their son. Mr. Baron thanked many city officials, residents for their condolences.

Tom Coyne
23589 Woodhill

Mr. Coyne commented about the recent city newsletter that addresses the Recreation Center improvement and the cost for opening of the pool at a cost of \$200,000. There were several meetings, articles in 411 and preliminary analysis of what the problems were with the pool with a cost in the excess of \$3 million-dollars. The reality is this Administration and Council inherited a \$5.2 million-dollar Recreation Center project, with the majority of that is on the roof for the HVAC of the building. In 1998, I suggested demolishing the recreation center and build new for a cost of approximately \$8 million-dollars. The center was renovated for \$6 million-dollars with the building of the junior gym and waterpark that did not address the oversized pool and roof problems. To suggest that this Administration came in unaware of the problems is untrue. When Mayor Gammella came in office there was report on the desk analyzing all the problems with the pool area. How that pool area is going to be financed is the issue and meet other city needs? The pool was not part of the project and the decision was made to close the pool because it cost over \$400,000 a year. A larger discussion is needed as to what people want and are willing to pay for. Mr. Coyne mentioned there are many potholes on Ruple Parkway that haven't been filled.

Donna Calvey
15400 Muskingum

Ms. Calvey expressed concerns with a Berea School District employee.

Mr. Vecchio interjected that would be a question for the school principal.

Liz Sayers
23065 Cedar Point

Ms. Sayers thanked everyone for support shown on different issues.

Louis Modic
14399 Fayette

Mr. Modic provided an update on the dog park having over 100 members called the Brook Park Barkers.

Joan Markusic
13911 Bellbrook

Ms. Markusic stated the Brookpark Road property will be good for the City of Brook Park and expressed concerns with former city officials no longer in office being respectful at all times.

Susan Barbour
5719 Robert

Ms. Barbour stated the Brookpark Road land deal should be passed and expressed concerns the fixing part of the roof at the recreation center, social media the Interport Plaza 1 on Snow Road should be demolished and Brookgate Shopping Center needs to be fixed up. There are too many Section 8 renters that don't care about their property and the Brook Park Help Thy Neighbor can help those people fix up their properties.

Tom Troyer
18352 Kalvin

Mr. Troyer stated during the Home Days weekend, the Beautification and Pride Committee will be raffling off a lawnmower along with daily 50/50 raffles, Brook Park Neighborhood Watch and Audrey's Food Pantry will have booths and raffling off baskets and the Botanical Garden Club will be raffling off grills.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 11029-2018, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH BEST EQUIPMENT, CO., FOR THE LEASE/PURCHASE OF ONE NEW 2019 MACK CHASSIS WITH A 32-YARD LEACH REAR LOADER BODY AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

The Clerk read the legislation in its entirety.

Introduction of Ordinances and Resolutions: (First Reading): cont.

Motion by Mr. Mencini, supported by Mr. Burgio, to suspend.

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

Motion by Mr. Mencini, supported by Mr. Burgio, to adopt.

ROLL CALL: AYES: Mencini, Burgio, Scott, Orcutt, Stemm, Poindexter, Salvatore
NAYS: None. Ord. No. 11029-2018, has passed under Suspension of the Rules. Adopted.

SECOND READING OF ORDINANCES AND RESOLUTIONS:

THIRD READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11028-2018, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SALE OF (+ -) 3.303 ACRES OF LAND LOCATED AT 16400 AND 16500 BROOKPARK ROAD, PERMANENT PARCEL NOS. 344-30-008 AND 344-30-009 AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella and Councilman Mencini

The clerk read the legislation in its entirety, as requested.

Motion by Mr. Mencini, supported by Mr. Poindexter, to adopt.

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

Adopted.

Motion by Mr. Poindexter, supported by Mr. Mencini, to address the audience.

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

Mr. Mencini stated any issues that come my way I will address them and this is not an easy job. Instead of coming to the microphone come out and help us a lot of things that need to be done. We are going to need the public's help with upcoming city issues and everyone needs to come and work together.

Mr. Poindexter thanked Mr. & Mrs. Baron for his certificate of appreciation and mentioned that he doesn't do what he's doing for recognition, he does it because he cares.

Mr. Orcutt stated he made a public records request for the Brookpark Road land and thanked the clerk for her promptness on giving him the information. The information provided did not have anything about putting an adult entertainment business on that

Council addresses the audience: cont.

property. What was provided was an explanation of an assessment of what the property was worth and that was \$610,000. There was also a Letter of Intent for the sale for that land dated August 2, 2017. My decision was based on the facts from the public records request on May 15th and also the information provided by the legislation in front of Council.

Motion by Mr. Mencini, supported by Mr. Stemm, to go back to the Regular Order of Business.

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

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

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

Mr. Vecchio declared this meeting adjourned at 8:44 p.m.

RESPECTFULLY SUBMITTED *Michelle Blazak*
Michelle Blazak
Clerk of Council

APPROVED *August 21, 2018*

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

2,893 words