

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, SEPTEMBER 18, 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, STEM, MENCINI, POINDEXTER, SALVATORE**

Also in attendance were Law Director Horvath, Assistant Finance Director Healy, Service Director Gardner and Engineer Platak.

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**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Caucus Prior to meeting held on August 28, 2018.

**Motion** by Mr. Burgio, supported by Mr. Mencini, to approve as printed.

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

**NAYS:** None. The motion carried.

2. Regular Council meeting held on August 28, 2018.

**Motion** by Mr. Mencini, supported by Mr. Poindexter, to approve as printed.

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

**NAYS:** None. The motion carried.

3. Special Council meeting held on August 30, 2018.

**Motion** by Mr. Salvatore, supported by Mr. Mencini, to approve as printed.

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

**NAYS:** None. The motion carried.

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**Motion** by Mr. Salvatore, supported by Mr. Orcutt, to go out of the Regular Order of Business to item E - **Reports from Special Committees.**

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

**NAYS:** None. The motion carried.

**Southwest General Health Center - Trustee, Salvatore**

Mr. Salvatore invited Southwest CEO and President, William Young, to give a presentation on the hospital's participation for Breast Cancer Awareness Month.

Mr. Young thanked Council for supporting Breast Cancer Month in October and stated this is very important to everyone in the community. Mr. Young introduced Melanie, the breast cancer navigator at the hospital to speak on what is being done for Breast Cancer Awareness month.

**Reports from Special Committees:**

Southwest General Health Center - Trustee, Salvatore: cont.

Melanie Zablony  
Patient Navigator  
Southwest Breast Center

Ms. Zablony thanked Brook Park Council for approving the Resolution supporting Breast Cancer Awareness month that is held the entire month of October every year. Statistics provided for 2017, the United States estimated over 250,000 new cases of evasive breast cancer would be diagnosed among women and over 2,400 among men. Cancer is a name for cells that have uncontrolled abnormal growth and can form tumors. The good news is that routine mammography does offer the most effective means of detecting breast cancer in an early stage and when most treatable and have seen patients do extremely well. The American Cancer Society (ACR) recommends women get annual mammograms at age 40. Southwest General offers digital mammography at all three sites and 3-D mammography at the main campus. Appointments are taken Monday through Friday and Saturdays from 8:00 a.m. to 12:00 noon. Southwest General is here for residents, families and the staff does an amazing job of explaining the mammogram procedure so that women come back every year for comparison.

Mr. Young commented this is great that Brook Park is doing the Breast Cancer Awareness and partnering with the City of Middleburg Hts. Southwest does fantastic work within the hospital but couldn't do what we do without the partnerships of communities' and with EMS (Emergency Medical Service) with the great care they provide as first-responders in the field. Southwest thanks Council for raising awareness in the community, making a difference and looks forward to this strong partnership.

Mr. Salvatore thanked the City of Middleburg Hts. for joining Brook Park to work hand-in-hand making Breast Cancer Awareness throughout the communities.

Berea Board of Education Committee - McDonnell, Poindexter

Mr. Poindexter reported there will be a safety forum on Wednesday, September 26<sup>th</sup> at the Berea-Midpark Middle School auditorium at 7:00 p.m., to learn about the school's safety features. The first high-school conference date is September 20<sup>th</sup> from 3:15 p.m. to 7:00 p.m.

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**Motion** by Mr. Salvatore, supported by Mr. Burgio, to go back to the Regular Order of Business.

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

**NAYS:** None. The motion carried.

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**REPORTS OF STANDING COMMITTEES:**Aviation & Environmental Committee - Chairman, Poindexter

Mr. Poindexter stated no report.

Finance Committee - Chairman, Scott

Mr. Scott stated Finance Committee has nothing on agenda, the Board of Control met earlier and approved 23 items.

Legislative Committee - Chairman, Mencini

Mr. Mencini stated no report but thanked the community and schools for coming out in honor of Khloe Nida and her family. The Nida family were overwhelmed with the tremendous support from the community and schools and thanked everyone; a terrific little girl was lost and hope it never happens again.

Parks & Recreation Committee - Chairman, Salvatore

Mr. Salvatore stated no report this evening and echoed Mr. Mencini's comments relating to Khloe Nida and family.

Planning Committee - Chairman, Burgio

Mr. Burgio stated the Planning Committee met on Monday and approved unanimously two items on the agenda. Mr. Burgio mentioned I've never been so proud of our city as in this past week with the compassion shown from residents for Khloe Nida and her family. At the church service the funeral director mentioned that he has never seen a city and government showing so much support for a family.

Safety Committee - Chairman Stemm

Mr. Stemm stated the Neighborhood Watch meeting will be held tomorrow, Wednesday, September 19<sup>th</sup>, at 7:00 p.m. at the Brook Park Library. On Saturday, September 22<sup>nd</sup> the Police and Fire Safety Fair will be held at the Recreation Center between 11:00 a.m. and 2:00 p.m. Mr. Stemm echoed his colleague's comments on the community support to Khloe and her family.

Service Committee - Chairman, Orcutt

Mr. Orcutt reminded residents' that Saturday, October 13<sup>th</sup> is Shred-It day from 10:00 a.m. to 1:00 p.m. at the city's service garage. Mr. Orcutt participated in all the events last week and stated such a tragedy to this community. I thought it brought our community together and needed to be done for that family with the thousands of people coming out.

Board of Zoning Appeals - Chairman, Scott

Mr. Scott stated the Zoning board met on Monday with four items on the agenda; one being a variance for an above-ground swimming pool at 14911 Greystone that the board passed unanimously. The second was for a variance for a side-lot line for an above-ground swimming pool at 13693 Settlement Acres that the board tabled for further discussion. The third item was for a variance for construction of a masonry porch at 14694 South Gallatin passed unanimously and the fourth was for a variance to operate an electronic billboard at 4985 West 150<sup>th</sup> Street, Rock N Roll City Harley-Davidson that was an existing sign and converting to electronic and passed unanimously. Mr. Scott echoed Mr. Burgio's statement by saying I was so proud of this city the way everyone came out and

**Reports from Standing Committees: cont.**

supported Khloe my two granddaughters were very good friends with her and it broke their hearts and mine with her passing.

Mr. Vecchio commented he is very proud of this city and my deepest condolences to the Nida family. Having participated last week and know this is going to be an ongoing struggle for the Nida family that won't be easy. Brook Park is the place everyone should want to call home after seeing the support given and support that will be continue to be given.

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**REPORTS OF SPECIAL COMMITTEES:**

Moved by **motion** to earlier in the meeting.

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**REPORTS OF BOARDS AND COMMISSIONS:**

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**INTRODUCTION OF RESOLUTIONS OF COMMENDATION:**

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**REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mr. Vecchio excused Mayor Gammella from tonight's meeting due to attending important meetings.

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

Assistant Finance Director Healy

Mr. Healy stated no report this evening.

Recreation Director Elliott

Mr. Elliott reported the recreation center is hosting the Safety Fair with community and county organizations and also an open house of the new City Hall improvements. Dodgeball and Volleyball are continuing with October being winter sign-ups for basketball. Sunday, October 28<sup>th</sup> will be the Halloween party at the recreation center. The Recreation Commission will meet this Thursday, September 20<sup>th</sup> at 7:00 p.m. Bridges approached recreation center staff to team up with them with the idea of the Little Lending Library of bring a book and take a book with setup in the snack bar area. One room downstairs will be redone to become the new fitness area for classes. Mr. Elliott thanked the City of Brook Park for the support of the Nida family.

Law Director Horvath

Mrs. Horvath stated no report this evening.

**Reports and Communications from departments, commissions and other public officials: cont.**Service Director Gardner

Mr. Gardner stated September bulk-day netted 45 tons and was completed in one day. The next bulk-day is Monday, October 8<sup>th</sup> please call the service department at 216-433-7189 by Friday 12:00 noon to schedule bulk pickups. Crews are continuing with winter preparation of the plow trucks, leaf machines and sewer and camera work with the city engineer. Two baseball fields are being prepped weekly for the winter leagues going on and football season is underway. Crews will be finishing up crosswalk painting before the weather change.

Engineer Piatak

Mr. Piatak reported later this week there is a pre-construction meeting scheduled for the administration parking lot project. Secondly, the Cuyahoga County of Public Works will be closing the Eastland-Sheldon intersection on September 29<sup>th</sup> from 6:00 a.m. to 4:00 p.m. for inspection of the railroad bridge.

**Questions:**

Mr. Scott asked Mr. Gardner to commend the employee(s) for doing an outstanding job preparing the football field for this past Saturday.

Mr. Poindexter asked Engineer Piatak for updates as to where the crack-sealing program is supposed to begin?

Mr. Piatak responded bids were opened two weeks ago and the recommended contractor that will appear on an upcoming Board of Control; after approval contracts will be executed with that project beginning in three to four weeks.

Mr. Orcutt stated to Mr. Elliott with the City Hall-Council office project is that being wrapped up? Have the contractors completed commissioning of the HVAC (Heating, Ventilation and Air Conditioning).

Mr. Elliott responded contractors left today and can't say they are 100% completed, there are a couple of outstanding items that are close to being wrapped up. With the roofing issue all their equipment has been removed and they have left the site. Some of the wet ceiling tiles have been left in place until the final repair was corrected and now that final repair is complete contractors will be in the building tomorrow replacing all those tiles. Nothing has been signed off on to date but that should be in the very near future.

Mr. Orcutt stated to Mr. Elliott that he has never received a contract between Brewer-Garrett and the City of Brook Park, as requested.

**Reports and Communications from departments, commissions and other public officials:**

**Questions: cont.**

Mr. Elliott clarified there are two of them, one is for the construction and one is for the service contract.

Mr. Orcutt commented the contract where lighting, HVAC and miscellaneous movement of City Hall-Council offices.

Mr. Elliott stated the law director has that contract.

Mr. Mencini stated to Mr. Healy to thank the staff for the financial reports and Mr. Elliott for the front-desk progress. Is there a completion date on that?

Mr. Elliott responded there's been some modifications at the front desk but will be taking those dollars downstairs for the exercise room improvements; due to the community room getting the usage from all the government and city type meetings. Some things will be done at the front area, not 100%, only about half that project.

Mr. Mencini asked Mr. Elliott about the game room discussed?

Mr. Elliott responded the person the staff is working with had a personal tragedy and hopefully within the next few weeks that will be continuing. Recently, a small grant was received from Walmart that will be used for a Wii screen and X-box as well as other equipment.

Mr. Mencini stated to Mr. Gardner the whole Kennedy complex looks good and much appreciate all the efforts, especially this past week.

Mr. Mencini asked Mr. Gardner how is the rubbish and yard waste drop-off going?

Mr. Gardner responded there's been more rain for July and August and thinks the city is in the 42 dumpster range, with the last day being November 17<sup>th</sup> for yard waste drop-off.

Mr. Salvatore asked Mr. Elliott to elaborate on the grant received?

Mr. Elliott responded the amount was \$1,000 and is received annually.

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

Verbal Approval:

- 1. DIVISION OF LIQUOR CONTROL - C STCK 9324188 FOR W P. T 16800  
BROOKPARK ROAD, BROOK PARK, OH 44135 FOR A D5 AND D6. **Postmark date 9/20/2018.**

**Motion** by Mr. Poindexter, supported by Mr. Salvatore, no objections.

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

**NAYS:** None. The motion carried.

New Legislation:

- 1. An Ordinance approving the editing and inclusion of certain ordinances, as parts of the various component codes of the Codified Ordinances; providing for the adoption of new matter in the updated and revised Codified Ordinances; publishing the enactment of such new matter, repealing Ordinances and Resolutions in conflict there with, and declaring an emergency. Introduced by Council President Vecchio. Placed in Legislative Committee
- 2. An Ordinance authorizing the City of Brook Park to provide a demolition of interior structure grant at Regency Construction Services located at 5475 Engle Road, Brook Park, Ohio. Introduced by Mayor Gammella. Placed in Finance Committee
- 3. An Ordinance authorizing the City of Brook Park’s participation in the State of Ohio purchasing program for the purchase of three 2018 Ford Explorers 4-door and declaring an emergency. Introduced by Mayor Gammella. Placed in Safety Committee

**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**

**REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**

**Joan Markusic**  
**13911 Bellbrook**

Ms. Markusic expressed concerns with the Recreation Center updates and/or facelift that doesn’t include pools, that is a setback for the city.

**Louis Modic**  
**14399 Fayette**

Mr. Modic expressed concerns with the sexual predators living at Howard Johnson’s hotel and parks rules signs posted stating registered offenders prohibited per Ordinance No. 9230-2005.

**Alfred Wolf**  
**5880 Wengler**

Mr. Wolf thanked Mr. Vecchio and Council for the legislation on the agenda to start alleviating some of the problems of sexual offenders at the Howard Johnson’s hotel.

**INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING):**

1. RESOLUTON NO. 32-2018, STRONGLY URGING THE OHIO GOVERNOR AND MEMBERS OF THE OHIO GENERAL ASSEMBLY TO INVEST THE STATE BUDGET SURPLUS IN MUNICIALITIES AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella and Council as a Whole.

**Motion** by Mr. Scott, supported by Mr. Poindexter, to suspend.

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

**NAYS:** None. The motion carried.

**Motion** by Mr. Scott, supported by Mr. Burgio, to adopt.

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

**NAYS:** None. Resolution No. 32-2018, has passed under Suspension of the Rules. Adopted.

2. ORDINANCE NO. 11040-2018, AN ORDINANCE ENACTING SECTION 533.25 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SEX OFFENDER RESIDENCY PROHIBITION' AND DECLARING AN EMERGENCY. Introduced by Council President Vecchio, Council as a Whole and Mayor Gammella

Mr. Vecchio stated Ordinance No. 11040-2018, has had its First Reading.

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**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

1. RESOLUTION NO. 27-2018, DESIGNATING THE MONTH OF OCTOBER, 2018 AS BREAST CANCER AWARENESS IN THE CITY OF BROOK PARK, OHIO AND DECLARING AN EMERGENCY. Introduced by Councilmembers Salvatore, Orcutt, Burgio, Scott, Poindexter, Stemm, Mencini, Council President Vecchio and Mayor Gammella.

**Motion** by Mr. Salvatore, supported by Mr. Mencini, to suspend.

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

**NAYS:** None. The motion carried.

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

Mr. Salvatore commented that signs will be posted at several intersections the first of October and t-shirts will be delivered.

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**Motion** by Mr. Mencini, supported by Mr. Stemm, to adopt.

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

**NAYS:** None. Resolution No. 27-2018, has passed under Suspension of the Rules. Adopted.



**Second Reading of Ordinances and Resolutions: cont.**

2. RESOLUTION NO. 28-2017, DESIGNATING THE MONTH OF OCTOBER AS BREAST CANCER AWARENESS MONTH IN THE CITY OF BROOK PARK, OHIO AND DECLARING AN EMERGENCY. Introduced by Councilmembers Troyer, Mencini, Powers and Council President Astorino.

**Motion** by Mr. Salvatore, supported by Mr. Scott, to suspend.

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

**Motion** by Mr. Mencini, supported by Mr. Scott, to adopt.

**ROLL CALL: AYES:** None.

**NAYS:** Mencini, Scott, Burgio, Orcutt, Stemm, Poindexter, Salvatore.

**Defeated.**

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**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

1. ORDINANCE NO. 11038-2018, 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

**Motion** by Mr. Scott, supported by Mr. Mencini, to adopt.

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Mr. Salvatore clarified with Mrs. Horvath that all costs shown have been verified?

Mrs. Horvath concurred.

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**ROLL CALL: AYES:** Scott, Mencini, Stemm, Poindexter, Salvatore, Burgio, Orcutt  
**NAYS:** None. Ordinance No. 11038-2018, has passed under Third Reading. Adopted.

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Mr. Mencini invited everyone to Kennedy Park this coming Saturday for hamburgers and hot dogs.

**Motion** by Mr. Salvatore, supported by Mr. Mencini, to address audience.

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

Mr. Salvatore thanked everyone for coming up to speak at tonight's meeting and expressing concerns.

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

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

Council President Vecchio declared this meeting adjourned at 8:27 p.m.

RESPECTFULLY SUBMITTED *Michelle Blazak*  
Michelle Blazak  
Clerk of Council

APPROVED *October 2, 2018*

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

3,002 words