

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, FEBRUARY 5, 2019**

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

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

Mr. Vecchio excused Councilman Salvatore from tonight's meeting.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. CAUCUS PRIOR TO THE COUNCIL MEETING HELD ON DECEMBER 18, 2018.
Note: Moved by motion from the January 22, 2019 Council meeting due to printing errors.
Motion by Mr. Mencini, supported by Mr. Poindexter, to approve as printed.
ROLL CALL: AYES: Mencini, Poindexter, Scott, Burgio, Orcutt.
NAYS: None.
ABSTENTION: Stemm. The motion carried with a vote of 5 and one abstention.
2. CAUCUS PRIOR TO COUNCIL MEETING HELD ON JANUARY 8, 2019.
Motion by Mr. Mencini, supported by Mr. Poindexter, to approve as printed.
ROLL CALL: AYES: Mencini, Poindexter, Stemm, Orcutt, Burgio, Scott
NAYS: None. The motion carried.
3. REGULAR COUNCIL MEETING HELD ON JANUARY 8, 2019.
Motion by Mr. Scott, supported by Mr. Mencini, to correct the typo on page 17, seventh line, deleting McDonnell and inserting Scott.
ROLL CALL: AYES: Scott, Mencini, Stemm, Poindexter, Burgio, Orcutt
NAYS: None. The amendment carried.
Motion by Mr. Mencini, supported by Mr. Poindexter, to approve as printed.
ROLL CALL: AYES: Mencini, Poindexter, Stemm, Orcutt, Burgio, Scott
NAYS: None. The motion carried as amended.
4. CAUCUS PRIOR TO COUNCIL MEETING HELD ON JANUARY 22, 2019.
Motion by Mencini, supported by Mr. Poindexter, to approve as printed.
ROLL CALL: AYES: Mencini, Poindexter, Stemm, Orcutt, Burgio, Scott
NAYS: None. The motion carried.

APPROVAL OF MINUTES OF PRECEDING MEETINGS: CONT.

5. REGULAR COUNCIL MEETING HELD ON JANUARY 22, 2019.

Motion by Mr. Burgio, supported by Mr. Scott, to approve as printed.

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

NAYS: None. The motion carried.

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Chairman, Poindexter

Mr. Poindexter gave an oral and written report that is attached to these minutes.

Finance Committee - Chairman, Scott

Mr. Scott stated Finance Committee has nothing on tonight's agenda. The Board of Control met earlier and approved 13 items; two largest expenditures were for the Right-Stuff Software 2019 annual maintenance contract in the amount of \$25,000 and Cargill in the amount of \$100,000 for road salt.

Legislative Committee - Chairman, Mencini

Mr. Mencini stated the Legislative Committee has nothing on the agenda, any legislation to be brought out of committee please contact me.

Parks & Recreation Committee - Chairman, Salvatore

Mr. Salvatore absent, Recreation Director Elliott will give report.

Planning Committee - Chairman, Burgio

Mr. Burgio reported the Planning Commission met yesterday and approved two billboard permit continuance requests for five-years at 18301 Brookpark Road and 6295 Eastland Road. The committee also approved a continuance billboard permit for 45-sign faces.

Safety Committee - Chairman Stemm

Mr. Stemm reported the Safety Committee has one item on tonight's agenda. The Neighborhood Watch is hosting a meeting on Wednesday, February 20th at 7:00 p.m.; subject matter Internet Safety presented by ICAC (Internet Crimes Against Children).

Service Committee - Chairman, Orcutt

Mr. Orcutt reported the Service Committee has one item on tonight's agenda.

Board of Zoning Appeals - Chairman, Scott

Mr. Scott stated the Board of Zoning Appeals scheduled for Monday, February 4th was cancelled due to no applications. The next scheduled meeting will be Monday, March 4th.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center - Trustee, Salvatore

Berea Board of Education Committee - McDonnell, Poindexter

Mrs. McDonnell reported pre-school registration will be online for 2019-2020 school year, starting February 20th, information on the website's main page.

Reports of Special Committees:

Berea Board of Education Committee - McDonnell.

Kindergarten registration is open and children turning five years-old on or before August 1, 2019 can register online or set up an appointment by calling the Board of Education at 216-898-8300. Students currently enrolled in the district parents can use online registration to update the link for the parent portal. The videos for the two new schools in the district are located on the website. PTA (Parent-Teacher Association) Council is sponsoring a family resource fair at the middle school on March 2nd from 9:00 a.m. to 12:00 p.m., approximately 55 different organizations will be represented. The Middle School is hosting the same Internet Safety Program for parents on February 26th from 7:00 p.m. to 9:00 p.m. High school students' online registration ends tonight at midnight with hard copies due on February 7th.

Mr. Mencini commented that the two new schools seem to be progressing.

Mrs. McDonnell responded the high school is on-track as predicted and the elementary school had an original completion date of November, 2019 and has been pushed back to January, 2020. There will be discussions with the moving of the children halfway through the school year and the name for the new elementary school has not been determined to date.

Mr. Poindexter commented the next school board meeting will be on February 11th.

REPORTS OF BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Gammella not in attendance.

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

Mr. Cingle stated January monthly reports will be distributed shortly. With respect to the budget we are continuing through it. Tax Department employee, Maykut, looked at each sector of the income tax projections for 2019 and provided a new income tax projections for this year. When the Mayor returns the capital side will be viewed and bring the forward to Council.

Recreation Director Elliott

Mr. Elliott reported baseball, softball and tennis registrations began on February 1st and the next Recreation commission meeting will be held on Thursday, February 21st at 7:00 p.m. A few special events for February is last few days to sign up for attend the Monsters game on February 22nd, also a Wine and Painting program on February 22nd and the Kiwanis Club and Bridges will be partnering in the Share A Book program, bookcase located in the snack bar area.

Law Director Horvath

Mrs. Horvath commended the fire, police and service departments during the recent artic cold spell for their work and dedication and the Recreation department for providing a safe, warm place if needed.

Service Director Gardner

Mr. Gardner stated bulk Monday is February 11th please call the rubbish hotline at 216-433-7189 by noon Friday before. Crews are working on several water-breaks throughout the city and anticipates winter hot-mix available for pickup this coming Monday to overlay four water-breaks.

Engineer Piatak

Mr. Piatak reported sewer district contractors will be performing dye-testing tomorrow on Doris, Shelby, Ashland and Harrison. The Holland Road Reconstruction Project is anticipated to be advertised next Tuesday for the three-week bid process.

Questions:

Mr. Poindexter stated to Mr. Piatak with the Holland Road Project being in conjunction with the school project are the timelines going to overlap?

Mr. Piatak responded I anticipated having the southerly side of the road done prior to the beginning of the school year, reasonable timeframe. With the news mentioned earlier that the school board doesn't plan on moving until 2020 I don't see an issue. The city's project will be done prior to school opening if it's in 2020. As far as construction traffic with building the school I'm not too concerned with the new roadway.

Mr. Poindexter asked Mr. Cingle for the residents provide the location for the tax department.

Reports and communications from departments, commissions and other public officials: Questions: cont.

Mr. Cingle responded the green mailbox for income tax department is to left of the entrance/exit doors to City Hall, residents can drive-up and drop-off tax forms.

Mr. Mencini stated to Mr. Cingle with the income tax projections is there anything in the red.

Mr. Cingle responded the projections are forecasted down a little by \$100,000 from last year and will continue to monitor throughout the year.

Mr. Mencini stated to Mr. Elliott the staff was definitely prepared during the recent cold snap with the recreation center being a warming center. How are the membership signups for the new year?

Mr. Elliott responded a report can be run for a more accurate number and provide that information; a lot of people have come back to the center.

Mr. Mencini commented to Mr. Gardner the safety forces and service crews did a great job during the winter storm and cold snap. How is the city doing with road salt?

Mr. Gardner responded there is probably 1,200 tons undercover with another 1,000 tons ordered tomorrow to fill up the bin; the city is still obligated for another 1,600 tons under the contract.

Mr. Mencini asked if there were any major problems during the recent cold snap?

Mr. Gardner responded not that I'm aware of.

Mr. Orcutt asked Mr. Piatak for a timeline with the three major road projects coming up in the city for 2019.

Mr. Piatak responded as of right now, Holland Road is the largest project and will be first; with construction beginning somewhere in March and last through September or October. With Sheldon Road we are still working on getting the plans approved and finishing up the design. I'm still waiting for authorization and agreements that need to be signed by the City of Middleburg Hts. and anticipate that being a mid-summer project, maybe July. Then the Smith Road project would come along the same time.

Mr. Orcutt asked for an update on the West 130th project?

Reports and communications from departments, commissions and other public officials: Questions: cont.

Mr. Piatak responded the county sent out a message indicating that the project could sell this July but there was some conflict with sewer projects that the Cities of Parma and Parma Hts. are undertaking. So there is a good likelihood that the resurfacing project will be delayed until 2020.

Mr. Vecchio asked Mr. Gardner if there were any serious equipment breakdowns with the automated rubbish trucks or snowplows during the recent cold snap?

Mr. Gardner responded no there were not, the department ran an extra automated truck to get the job done quicker and get the trucks back in a timely manner. Trucks went out every day with no cancellations and was left to the residents whether they wanted brave the cold to put out their trash.

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

New Legislation:

1. AN ORDINANCE AMENDING CHAPTER 1333 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SWIMMING POOLS' AND DECLARING AN EMERGENCY. Placed in Legislative Committee
2. A RESOLUTION HONORING JAMES F. FOSTER ON HIS RETIREMENT AS CHIEF OF POLICE FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella. Placed in Safety Committee
3. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A COOPERATIVE AGREEMENT WITH THE CITY OF MIDDLEBURG HEIGHTS FOR THE RESURACING OF SHELDON ROAD AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella. Placed in Service Committee

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Liz Sayers

23065 Cedar Point Road

Ms. Sayers expressed well wishes on speedy recoveries for Mayor Gammella, Councilman Salvatore and City Hall Receptionist, Terry Johnson.

Remarks from the audience on any subject matter: cont.

Tom Greenlee

15841 Paulding Blvd.

Mr. Greenlee expressed concerns with the Brook Park Memorial school property that was given to the city having any type of stipulations that it must always be used for a school. Market value of both Brook Park Memorial and Brookview schools and how much the city is paying the school district for both school properties. When the energy conservation legislation will be brought out of committee so that Council can move forward with the repairs to the roof and walls in the community center. Comments from last meeting about the Charter Review Commission member-elect seeking an opinion from the city's law director last summer if there could be conflict of interest with the member-elect

Doug Schwind

13690 Middlebrook Blvd.

Mr. Schwind stated in January, 2018 three new Councilmembers, Council President and Mayor were seated, as well as a new administration. Quite a few things have happened since then the recreation center was upgraded, city hall was moved to the center, saving money on not having a safety director with no apparent lack of service. The city received grants for three new police cruisers, sale of Brookpark Road that is only worth what someone will pay for the property. The city now has some cash that can be used to upgrade Kennedy Field to high-school regulations. Council provided grants to several companies including Postle Industries that will keep current employees and adding of some employees, which is a good thing for the city. Legislation was passed for sexual predator housing regulations and a crack-sealing program. One of the big things last year was Ford Motor property going to Ford Land property that can actively be marketed, which is big part of the future revenue stream for the city. The deal for Brook Park Memorial and Brookview are huge and securing the Brook Park Memorial property is one of the most important things. In 2019, there will be a new elementary school, maybe 2020. A Roads Program approximately \$4 or \$5 million-dollars done that is over 10% of needed road work. Mr. Schwind's hope for this year is the residents of the city concentrate their energies on making our city a better place instead of wasting energies.

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

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

NAYS: None. The motion carried.

Mr. Poindexter concurred with Ms. Sayers on speedy recoveries for Councilman Salvatore, Mayor Gammella and Receptionist, Terry Johnson. To Mr. Greenlee some highlights of the tentative agreement between the city and school district. The city agrees to no building permit fees for the district, the city will make upgrades to Kennedy field to make high-school baseball ready. The city has a

Council/Administration address audience: cont.

50-year lease agreement with the high school baseball team. The city has to provide storage for the facilities for the high-school baseball team and pay for the school's resource officer until 2025. With all the included financials the ballpark estimate totals about \$600,000 that is the city's burden; giving the city a total of 28 acres of property for Brook Park Memorial and Brookview. Some monies have to be paid upfront such as the redoing of the baseball field but some of those fees will be stretched out over time, such as the school resource officer will be an annual charge.

Mrs. Horvath thanked Mr. Poindexter for the outline summary of the settlement that is still a work in progress and the numbers will probably move and shift but clearly this is a very advantageous agreement to our city. Whatever the estimates of the city's costs will probably be below the value of the two properties. With regards of any stipulations that the property always be used as a school I'm unaware but will say the deeds are old and do not appear on the county recorder website, pre-1974. That is one of the reasons why the city has asked a title company to do some title and survey work for the city for both properties.

Mr. Poindexter agreed with Mr. Schwind that there have been great things in the city the past year and a lot of things coming up in the future that will be good for the city. If something wrong is seen bring it to our attention, every one of us is the owners of our city and are in this together.

Mr. Orcutt stated to Mr. Greenlee addressed Mr. Greenlee's question on the market value of the properties and should be taken into consideration; what the city lost with new school buildings being built in other cities. Income Tax has been lost by having the intermediate school leaving and thinks that should be part of the consideration what that land is worth for the city. Residents' are paying property taxes and 60% goes to the schools that generate cash in other cities. The big thing to be considered with the question of how much that land is worth the city has lost considerable and could be possibly \$1 million-dollars in ten years. Mr. Orcutt agreed with Mr. Schwind that once the deal for the Brookpark Road property is complete those monies should be generated to make more money and reinvest. The energy program in the recreation center is helpful with saving some monies and updating the building, willing to see whatever is brought forward. The Ford land is a good example on how this city must start moving forward. Mr. Orcutt stated to Ms. Sayers nice comments.

Mr. Mencini appreciates Ms. Sayers comments it's nice to hear. To Mr. Schwind concurred with comments about what Council has done for the past year and a half. To Mr. Greenlee with the pool in early January it was my understanding that a survey would be sent out to the residents of what they wanted in that area. When the energy-saving project was brought forward people weren't happy that

Council/Administration address audience: cont.

Council was moving so fast with the project. With the legislation in committee Council has to look at street lighting, natural gas for autos and the pool area.

Mr. Vecchio thanked Ms. Sayers for addressing the well wishes. To Mr. Greenlee with the school properties my look is this way. The cost of the land and subsequent buildings shouldn't and can't be measured in the current dollar; instead the city should be measuring them in future investments for tomorrow's families, the deal being worked out is paramount to this city. To Mr. Schwind with the negativity and things being seen is turning young families from coming here, that's a big issue. As mentioned with the schools and trying to build this city up the negativity of less than .03% of the same people is the problem prohibiting growth. This city wants the young entrepreneurs or small business people coming to the city but if they are trolling pages (social media) or interacting with people they are hearing the negative aspects, more than the positives.

Mrs. Horvath made remarks on who is a client and how someone becomes a client. In December, I indicated to Council that sometimes I represent different entities of the city and my primary client is the City of Brook Park as a municipality, first and foremost. Through the matter that Mr. Greenlee eluded to the City of Brook Park is my client and two people called me about Charter Review issues. Just because they call me to ask questions doesn't make them my client and would not create an attorney-client relationship.

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

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

NAYS: None. The motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 11062-2019, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SIGNAL SERVICE COMPANY, WITHOUT PUBLIC BIDDING, TO PROVIDE FOR THE MAINTENANCE OF TRAFFIC CONTROL DEVICES AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

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

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

NAYS: None. The motion carried.

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

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

NAYS: None. Ordinance No. 11062-2019, has passed under Suspension of the Rules. Adopted.

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

- 2. ORDINANCE NO. 11063-2019, AUTHORIZING THE CONSULTING ENGINEERS OF BROOK PARK AND MIDDLEBURG HEIGHTS TO PREPARE PLANS AND BID DOCUMENTS AND THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE SHELDON ROAD RESURFACING PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

Mr. Vecchio stated Ordinance No. 11063-2019 has had its First Reading.

SECOND READING OF ORDINANCES AND RESOLUTIONS:

THIRD READING OF ORDINANCES AND RESOLUTIONS:

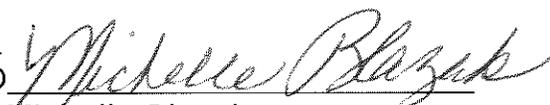
There being no further business to come before this meeting a **motion** by Mr. Mencini, supported by Mr. Poindexter, to adjourn.

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

NAYS: None. The motion carried.

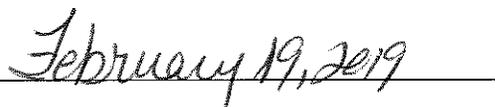
Mr. Vecchio declared this meeting adjourned at 8:34 p.m.

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.

3,448 words

Aviation and Environmental Committee Report 2/5/2019

No items on tonight's agenda. However, I would like to report on the Rocky River Watershed Council meeting I attended on 1/23/2019. It was held in the Don Umerley Civic Center in Rocky River.

This meeting, the council held an election of their Board of Directors. There were 7 nominees running for 7 board positions, so they all were elected. The board of directors serve a 2 year term. So, congratulations to the newly elected board.

There was a presentation about studies conducted on the waterways that are part of the Rocky River watershed. First one conducted in 2001 and the second done in 2015. The study used data compiled and measured each waterway's healthiness based on levels of several factors:

1. Major impairments
2. Habitat Degradation
3. Sediment
4. Bacteria
5. Nutrients

They used a color coding system to grade their waterways, Green represented a healthy system, Yellow represented a waterway that needs improvement, and red represents serious levels of hazardous factors. In 2001, most of the waterways in the Rocky River Watershed were either yellow or red. Abrams Creek was red. In 2015, many of the waterways seen improvements, but Abrams Creek was still red.....so, we have some work to do....

I made a contact with a group, Environmental Design Group, and we're trying to coordinate a meeting with the mayor to see if there are some things we can do to improve the health of Abrams Creek. I'll keep council posted to any advancements, if any on that front.)

*re the website of the group or
2/25*

Their quarterly meetings are Scheduled for April 24, July 24 and October 23 all at 7pm. Locations to be determined.

Their annual Rocky River Clean-up is scheduled for June 1, 2019 @ 9am at Scenic Park Picnic Area by Emerald Necklace Marina. They are always looking for volunteers for that event.

Oh, and they started a new program called "Rocky River Watershed Champion". If you go to www.myrockyriver.org there's a list of good actions you can take to help improve the health of the watershed. Some are as simple as becoming a member of the watershed council, others maybe take a little more effort, like not using lawn fertilizer during certain months. But, if you complete some of those tasks, you would get a Rocky River watershed Champion Sign that you could proudly display. Again, that's www.myrockyriver.org for that program. and that's the end of my report.

