

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, JANUARY 14, 2020**

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, SCHMUCK, ORCUTT, TROYER, MENCINI, POINDEXTER, SALVATORE
Also in attendance were Law Director Horvath and Finance Director Cingle.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Regular Caucus meeting held on December 10, 2019.

Motion by Mr. Mencini, supported by Mr. Orcutt, to approve as printed.

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

NAYS: None.

ABSTENTION: Schmuck, Troyer. The motion carried with a vote of

5-2.

DISCUSSION:

1. DIVISION OF LIQUOR CONTROL - PRYMAS INC., DBA SMITH & SNOW SHELL, 5918 SMITH ROAD, BROOK PARK, OH 44142. C STCK 7100545. Responses postmark date no later than January 17, 2020.

Mr. Salvatore stated to Mrs. Horvath this is for a distribution change in stock ownership.

Mrs. Horvath responded correct and spoke with the attorney, doing the paperwork, who confirmed this is a generation stock ownership. There are no issues with this business that has been in the city for over 40-years.

Mr. Troyer asked Mrs. Horvath if she saw the letter sent from this business?

Mrs. Horvath responded she hasn't seen any letter pertaining to this issue.

Mr. Vecchio took a verbal no objection vote of Council, all Councilmembers voted AYE.

2. PROPOSED AMENDMENT TO COUNCIL RULE #4

Mr. Vecchio stated Mr. Troyer brought forward an addition of 'text message with response and if response is not received by certain time of that day, end of business,

Discussion: cont.

a call from the clerk would ensue.

Mr. Orcutt clarified this proposed amendment is from the Charter?

Mr. Vecchio concurred.

Mr. Orcutt commented that the wrong material is listed on the agenda for rule #4. The wording is from the Charter rather than the Council rules. The suggested wording for Council Rule #4 - paragraphs one (1) and three (3) submit the suggested amendment of text message with response and if response is not received by certain time of that day, end of day, a phone call from the clerk would ensue.

Motion by Mr. Salvatore, supported by Mr. Orcutt, to move Council rule #4 as amended to the January 21st Caucus Prior to agenda.

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

3. PROPOSED AMENDMENT TO COUNCIL RULE #5 - STANDING COMMITTEE TO INCLUDE TECHNOLOGY & INNOVATION COMMITTEE.

Mr. Salvatore stated changing the rules and adding to a standing committee or could be placed with the appointment of the hospital board and school board representative, requiring a vote of Council for that position.

Mr. Poindexter commented the technology legislation states a majority of Council, should be a special committee.

Mr. Mencini and Mr. Orcutt concurs.

Motion by Mr. Salvatore, supported by Mr. Orcutt, to amend by removing the Technology & Innovation Committee from Standing committee and placing under Special committee.

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

Mr. Scott stated there are a few items under Council rule #5. Delete meetings and insert meeting, delete fourth (4th) Tuesday and change time from 7:30 p.m. to 7:00 p.m.

Mr. Salvatore commented would like to see it stay at four (4) meetings and add 'or as approved by majority of Council; in case Council goes back to a four (4) meetings

Discussion: cont.

a month the verbiage will already be in the Council rules.

Mr. Vecchio stated the only problem with that is Council would be going against their own Council rules with meeting three times during the course of the month. 1st, 2nd and 3rd Tuesdays. The first meeting being a Caucus Prior to - Council, second meeting is a Caucus meeting and third meeting is a Caucus Prior to - Council meeting. Leaving it at four Tuesdays' per month with the schedule already set for three meetings, Council is going against their rules.

Mr. Salvatore commented Council has been going against the rules for the past two years. I suggest leaving the fourth meeting in there and insert 'or as approved Council meeting schedule.

Mr. Scott concurred that Council has been going against the Council rules and stated last year on January 15th. I presented this scenario that was discussed and never brought back out. The reason why it's on an agenda again is we are in violation of the Council rules because there is no fourth Tuesday schedule.

Mr. Orcutt clarified removal of the fourth (Tuesday).

Mr. Vecchio stated change the start time, remove the fourth meeting and remove the plural form of meetings to meeting.

Mr. Orcutt suggested first and third (meeting).

Mr. Vecchio read the amended rule for clarification: All regular Standing Committees consisting of the Committee of the Whole shall hold their regular meeting on the second Tuesday of each month at 7:00 p.m. Should additional meetings be required they may be scheduled at the discretion of the President of Council or a majority of the Members of Council.

Mr. Troyer stated in agreement it should read as determined by Council schedule. If the schedule was changed it would be automatic and the rules wouldn't have to be changed.

Mr. Vecchio concurred both ideas work by putting in as determined by Council schedule that omits having the second and fourth.

Mr. Orcutt commented in support.

Motion by Mr. Mencini, supported by Mr. Orcutt, to remove 7:30 p.m. and insert 7:00 p.m.

Discussion: cont.

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

Motion by Mr. to remove second and fourth Tuesdays of the month and add as per Council schedule.

Mr. Troyer commented that wouldn't have to be removed just add per Council's schedule.

Mr. Mencini commented Council's current schedule.

Mr. Orcutt commented adding the word or.

Mr. Troyer stated or as determined by Council's schedule.

Mr. Vecchio commented that won't work because Council doesn't meet on the fourth Tuesday, that has to be redacted.

Mr. Poindexter mentioned when adding as per Council schedule that gives the out for that.

Mr. Vecchio stated doesn't make sense to have it in there, as per the Council schedule. My suggestion to Council is to remove the second and fourth and insert or as per the Council schedule.

Motion by Mr. Poindexter, supported by Mrs. Schmuck, to remove second and fourth Tuesday and inserting as per the Council schedule.

Mr. Vecchio reiterated the reading of Rule #5 - Standing Committees to read all Regular Standing Committees consisting of the Committee of the Whole shall hold their regular meetings as per the Council schedule.

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

Mr. Scott continued with Council rule #5 fourth paragraph, last line delete City Hall and insert Council office; also page four second line delete City Hall and insert Council office.

Motion by Mr. Scott, supported by Mrs. Schmuck, to delete City Hall and insert Council office in two areas of Council rule #5.

Discussion:

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

Motion by Mr. Orcutt, supported by Mr. Mencini, to move Council rule #5 to the January 21st Caucus Prior as amended.

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

4. PROPOSED AMENDMENT TO COUNCIL RULE #9 - CONDUCT OF ELECTED AND APPOINTED OFFICIALS AT COUNCIL MEETINGS

Mr. Salvatore stated the only change is second paragraph, seventh line, after word mode insert 'except for the Clerk of Council using her cell phone and/or other electronic device(s) for livestreaming purposes'.

Mr. Orcutt asked if there is an Ethernet cable connected to any of the monitors on the dais to router the BoxCast?

Mr. Vecchio responded doesn't believe so from the monitors; think it's from the dongle so it is all wireless.

Motion by Mr. Orcutt, supported by Mrs. Schmuck, to insert except for the Clerk of Council using her cell phone and/or other electronic device(s) necessary for livestreaming purposes only.

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

Motion by Mr. Poindexter, supported by Mr. Mencini, to move Council rule #9 to the January 21st Caucus Prior to agenda as amended.

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

5. ANNUAL PAYMENT TO BOXCAST FOR LIVESTREAMING OF CAUCUS, COUNCIL AND SPECIAL MEETINGS. (\$2,400.00 paid installments of \$200.00 per month).

Motion by Mr. Salvatore, supported by Mr. Mencini, to move to the January 21st Council agenda under verbal approval.

Mr. Troyer clarified if this is the same as 2019?

Mr. Vecchio concurred.

Discussion: cont.

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

SERVICE COMMITTEE - CHAIRMAN, SALVATORE:

1. A RESOLUTION TO IMPOSE A MORATORIUM ON THE CITY OF BROOK PARK'S RECYCLING PROGRAM FOR A PERIOD NOT TO EXCEED TWO YEARS AND DECLARING AN EMERGENCY.
Introduced by Mayor Gammella and Council President Vecchio.

Mr. Salvatore this legislation deals with the disposal of rubbish moving forward and have received questions and with the Mayor not in attendance wouldn't be appropriate for too much dialogue; unless Mr. Vecchio can answer questions.

Mr. Vecchio responded no, there are other things that have come to light that the Mayor needs to speak on.

Mr. Mencini stated there are some financial items to bring forward and thinks there is more to this legislation and have many questions.

Mr. Troyer commented since the title hasn't been read there should be no discussion on the legislation and just put back in committee.

Mr. Salvatore stated since there is no one in attendance to answer questions will not move forward, wanted to show professional courtesy, and as Service Chairman placed the legislation back in committee.

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

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

Council President Vecchio declared this meeting adjourned at 7:35 p.m.

RESPECTFULLY SUBMITTED *Michelle Blazak*
Michelle Blazak
Clerk of Council

APPROVED *February 11, 2020*
as amended

THESE MEETING MINUTES ARE A SYNOPSIS, NOT TRANSCRIBED IN THEIR ENTIRETY, ALTHOUGH ACCURATE.

