

NOTES:

1. Due to the COVID-19 pandemic all upcoming Regular or Special meetings; Governor DeWine's directive for meetings and social distancing will strictly be enforced.
2. The public is encouraged to email comments related to agenda items or general communications to the Clerk of Council, Michelle Blazak, email address by 4:30 p.m. the day of said meeting. All emails received will be shared with all elected officials and either read at said meeting or attached to the minutes' journal.

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, JUNE 16, 2020**

The meeting was called to order by Council President Vecchio at 7:41 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 Mayor Gammella, Law Director Horvath, Finance Director Cingle, Recreation Director Elliott, Engineer Piatak, Service Director Gardner and Economic Development Commissioner Adams.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

Note: Items one (1) through six (6) were moved by motion from the June 2, 2020 Council meeting:

1. EMERGENCY SPECIAL COUNCIL MEETING HELD ON APRIL 14, 2020.
2. CAUCUS PRIOR TO COUNCIL MEETING HELD ON APRIL 21, 2020.
3. REGULAR COUNCIL MEETING HELD ON APRIL 21, 2020.
4. CAUCUS PRIOR TO COUNCIL MEETING HELD ON APRIL 28, 2020.
5. REGULAR COUNCIL MEETING HELD ON APRIL 28, 2020.
6. REGULAR COUNCIL MEETING HELD ON MAY 5, 2020.
7. SPECIAL CAUCUS MEETING HELD ON MAY 12, 2020.

Mr. Orcutt stated there are a few discrepancies, more than I have time to make motions for i.e. April 14th and April 28th need adjustments. Mr. Orcutt commented to meet with the clerk to go over these discrepancies.

Mr. Salvatore concurred with Mr. Orcutt about the discrepancies and meeting with the clerk to go over.

Mr. Vecchio suggested to Council and Mayor Gammella if that's what you're going to do please put together your list of exact items so the clerk can put it together

Approval of Minutes of preceding meetings: cont.

and have ready that would be a huge help.

Mr. Troyer stated my biggest issue is with April 14th Special Council minutes, page 10, an entire motion is missing; most other issues I have not too concerned; the motions are what matters most.

Mr. Vecchio reiterated put the discrepancies together by meeting dates, page mark and paragraph and get together with the clerk to go over them.

Mr. Troyer clarified that with summer recess, Council doesn't have another meeting for nine (9) weeks.

Mr. Vecchio clarified the next regular meeting is August 25th; fulfilled June and three meetings in July and August, weeks don't count there are weeks Council does not meet.

Mr. Troyer clarified the first meeting date would be July 2nd.

Mr. Vecchio responded yes, but as discussed, there would be no meeting on July 8th, due to Home Days.

Mr. Troyer concurred summer recess doesn't begin until July.

Mass motion by Mr. Scott, supported by Mrs. Schmuck, to move items one through seven to the next Regular Council meeting of August 25th.

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

Motion by Mr. Salvatore, supported by Mrs. Scott, to go out of the regular order of business.

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

Mr. Troyer – Point of clarification to Mayor Gammella is the executive session purchase or sale.

Mayor Gammella responded possible sale of property.

Motion by Mr. Troyer, supported by Mrs. Schmuck, to go into executive session for sale of property.

ROLL CALL: AYES: Troyer, Schmuck, Scott, Orcutt, Salvatore, Poindexter, Mencini
NAYS: None. The motion carried at 7:50 p.m.

In attendance: Members of Council, Mayor Gammella, Law Director Horvath, Finance Director Cingle and Economic Development Commissioner Adams.

Motion by Mr. Mencini, supported by Mrs. Schmuck, to go back to regular order of business.

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

NAYS: None. The motion carried at 8:55 p.m.

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Chairwoman, Schmuck

Mrs. Schmuck stated no report.

Finance Committee - Chairman, Scott

Mr. Scott stated Finance committee has nothing on the agenda. The Board of Control approved ten items; three largest were \$13,500 Ameritech for maintenance agreement for copiers and printers, \$6,640 to Euthenics for engineering for the Elmdale ditch-cleaning project and \$20,000 to Truck-Pro, LLC for miscellaneous brake parts for ladder truck.

Legislative Committee - Chairman, Mencini

Mr. Mencini stated Legislative committee has two items on tonight's agenda.

Parks & Recreation Committee - Chairman, Poindexter

Mr. Poindexter stated there is one item in committee that will be brought out at a future Council meeting in chambers. The State of Ohio opened playgrounds on June 10th and recreation staff is gearing up for the grand reopening of the recreation center on June 22nd. The next recreation meeting is Thursday, June 18th at 7:00 p.m.; for any updates and or information on the reopening of the recreation center check the city's website at www.cityofbrookpark.com click on link.

Planning Committee - Chairman, Orcutt

Mr. Orcutt stated planning committee has not met since last report.

Safety Committee - Chairman Troyer

Mr. Troyer stated safety committee has two items on tonight's agenda under first reading; Watchguard for police body-worn cameras and a resolution urging the Mayor to direct police department to partner with RING through the law enforcement portal. All left lanes are passing lanes.

Service Committee - Chairman, Salvatore

Mr. Salvatore thanked all members of the service department for working with less staff and doing a great job considering what they are up against.

Board of Zoning Appeals, Chairman, Mencini

Mr. Mencini concurred with Mr. Salvatore's statements and the next Board of Zoning Appeals meeting will be July 6th.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center - Trustee, Orcutt

Mr. Orcutt reported Southwest hospital patient volumes continue to increase throughout the month of May and June, as more medical providers have reopened their offices and patients feel comfortable coming back for medical care. During the

Reports of Special Committees:**Southwest General Health District Trustee, Orcutt: cont.**

safe reopening of the hospital patient volumes has increased in the emergency department, outpatient surgery and outpatient testing areas.

Southwest hospital is focusing their efforts on reaching out to the community to help them feel more comfortable returning to health care facilities. The hospital is using patient portal along with print and social media outlets to share safety precautions that have been implemented. LifeWorks reopened on June 1st and the hospital has administered operational guidelines from the Ohio Department of Health to insure the safety of employees and members.

Berea Board of Education Representative, Mencini

Mr. Mencini reported the Berea City School District will have a surplus property sale of furniture and equipment via internet auction on June 22nd beginning at 8:00 a.m. and ending date of Sunday, June 28th at 9:00 p.m.; items for sale will be listed on the auction website www.fasttrackauction.com. The state funding reduced the Berea School District by \$1.3 million-dollars due to COVID-19. What the state does is bases on wealth instead of actual funding to schools. Berea is considered a somewhat high-wealth district and receives little state funding. The district will receive \$950,000 in stimulus funds to offset that loss of state funding. The loss of state funding will carry-over to 2021 and that's a major concern to the district. The district cash-balance is dwindling in the words of Berea School District Treasurer, Jill Roe, who this report is based on. The district normally receives \$11.4 million-dollars in state monies, taxes make-up 79% of the school district monies, state money is 13% and other revenue is 8% and one month of expenditures is \$7.5 million-dollars to run the district. Financial information shows a reduction of 42 district employees for the fiscal year 2020-2021, much to attrition. Payroll compromises 54% of the budget and benefits account for 27%. Revenue minus expenditures forecast shows a shortfall of \$952,000 in 2020 and that deficit is estimated to climb to \$1.2 million-dollars in 2021, \$3.2 million-dollars in 2022, \$5.5 million-dollars in 2023 and \$7.6 million-dollars in 2024. The district's savings account or cash balance is of major concern with the 2020 balance expected to be \$18.8 million-dollars with amounts decreasing each year falling to \$1.4 million-dollars in 2024; leaving a guessing game of where the cuts will be for the next fiscal year and years to come.

Technology and Innovation Committee, Council Representative - Poindexter

Mr. Poindexter reported the Technology committee had a meeting on June 3rd and during that meeting there was discussion of the ongoing technology audit that is not completed due to pandemic. It's difficult to get all the departments together and will commence as soon as it's safe to perform. A range of topics was discussed with the most active currently is Jane Presley directing a letter to WOW (Wide Open West) community outreach department to obtain information and gain interest in a partnership for municipal WIFI at the municipal campus i.e. central park. The committee will see the feasibility and what kind of options are available. The letter was reviewed and Mayor Gammella who approved sending the letter. There was

Reports of Special Committees:

Technology and Innovation Committee Council Representative, Poindexter: also discussion of reaching out to Spectrum, Verizon or other internet service providers to see who may offer the best deal. The next meeting is typically on the first Wednesday of the month but am requesting through the Mayor to move to July 8th.

Mayor Gammella accommodated Mr. Poindexter's request.

REPORTS OF BOARDS AND COMMISSIONS:**INTRODUCTION OF RESOLUTIONS OF COMMENDATION:****REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Gammella reported just so Council knows with the capital budget a list was talked about that you should have tomorrow, no later than Thursday, by email. Don't think it's any surprise to anyone the city had a record bulk pickup and probably twice than normal and surprised at how many people brought to the service department, working out quite well with extended hours. I along with Councilmembers would like to thank the service department employees for doing an outstanding job. The recreation center will be reopening on June 22nd.

Questions:

Mr. Mencini stated to Mayor Gammella back to the bulk pickup on the CodeRed you said put your things out and went into Saturday to pick that up?

Mayor Gammella responded the CodeRed and by the way Service Committee Chairman Salvatore reported it, I said it through a CodeRed and Service Director Gardner reported it in a newsletter that came out the following day after the CodeRed. Bulk pickup will be on residents' regular rubbish day, it's no longer just on Mondays and think people were so in-tuned to Monday they put out their bulk items. The message is getting out there that bulk pickup is now on regular rubbish days.

Mr. Mencini concurred its bulk pickup not put everything out and was pretty rough on the service department crews being shorthanded i.e. vacations and so forth. We keep asking them to sacrifice and keep adding items onto them and think that is something we may have to fine-tune.

Mayor Gammella concurred.

Mr. Mencini continued been getting a lot of calls on is dogs with no leashes, there was an incident the past week and believe there was an incident in Ward 3. All pets have to be fenced in or on a leash, may be a good dog, but you never know.

Questions to the Mayor: cont.

Another thing been receiving calls about is parking i.e. boat on one of my streets, it was nice to put out for a while but now streets are being used a parking lots. One other thing is people are needed at the service garage, understand the finances but they are shorthanded and took a hit with the layoff and retirements the last ten years.

Mayor Gammella responded everyone that was laid-off in the service department took the voluntary layoff with a lot of them speaking to me confidentially felt very uncomfortable working during the COVID-19 pandemic. That's where the idea of the voluntary layoff came up and worked very well. The employees will be back on July 31st and as far as the parking ban when COVID-19 hit it put everyone in a turmoil i.e. people home from school (college) and people not working. The off-street parking ban will be reinstated not quite sure but will be brought back.

Mr. Orcutt stated to Mayor Gammella, Council passed legislation to receive grant monies from Northeast Ohio Regional Sewer District; have those dollars been received?

Mayor Gammella responded yes, some monies were received but still not near enough of what is needed.

Mr. Orcutt continued I think you talked about 'earmarking' that for cleaning out the ditches, has that project started.

Mayor Gammella interjected stop right there not 'earmarking' that is something the city may do with the monies. We're waiting for the study from the Regional Sewer District to see what is the most bang for the buck and that's what the city will do.

Mr. Orcutt continued with the bulk pickup and agree with Mr. Mencini in the fact that a lot of that record bulk pickup had to do with flooding, of basements and homes. With the service crews doing that it may be something that has to be relooked at. Because having the numbers reduced in the service department but then increasing the services for the residents may take a toll on the employees' bodies. That is something that has to be looked at not just moral but also physically. Since there is such a reduction of service crews and have now increased bulk pickup how often is the Vactor out running through the mains and doing the clean-outs and catch-basins?

Mayor Gammella responded as much as possible under the current situation. Mr. Gardner mentioned today that the Vactor is out as much as possible under the current situation. With the new bulk pickup schedule, I think will save time and manpower and that is Mr. Gardner's concerns, that was discussed before instituting it.

Questions to the Mayor: cont.

Mr. Orcutt stated one of the first neighborhoods built in the city were Bowfin, Remora and Muskingum neighborhood does need some help with the Vactor. Also south of Snow Road, second development built 50 to 60 years ago, the Fayette, Sylvia, Pickway, Green, Michael and that whole area.

Mayor Gammella commented to Mr. Orcutt want to make it clear the problem with that flooding the lines and catch-basins were cleaned it was just an enormous amount of rain in a very short time. As Mr. Piatak stated the pipes just couldn't handle it so the water had to go somewhere, you and I have spoken, and think a detention basin would be the way to go; in a few areas of the city.

Mr. Orcutt agreed with Mayor Gammella and stated with the line of work that I do and military career being in civil engineering and a pipefitter one of the killers for pipe is calcium and magnesium, it's in the water and gets into the pipe and actually scale. For example, a ten-inch pipe and that scale builds up three, four five inches reduces the volume, understand it's a combination of things.

Mr. Troyer stated to Mayor Gammella am working on list of potholes for Ward 1 and will have to you in the next week. With your comment of the capital budget and since it's going to be during a recess just a reminder that hopefully it will be a basic worksheet. When the budget was passed we all agreed that the entire budget would come back before Council, that's what you and the finance director agreed to; since we couldn't do that at the time due to COVID-19. My question is with the new sidewalk or driveway from the parking lot to the gazebo (at the former City Hall-Council Chambers location).

Mayor Gammella responded there were some monies left over after the demolition of the buildings so the city is installing a new stamped concrete path to the gazebo.

Mr. Troyer asked if there was reason the city couldn't save what was left?

Mayor Gammella responded it couldn't be done, and by the way it was part of the project for the stamped concrete to be put there.

Mr. Salvatore asked Mayor Gammella to elaborate on the parking ban reinstatement, due to many questions received.

Mayor Gammella responded the parking ban will be placed back in effect after I speak with the police chief. The city had a situation of students coming home from college and people not working the city provided some relief to the residents.

Mr. Salvatore commented understand why and when it was done but have many

Questions to the Mayor: cont.

residents concerned when it will be reinstated.

Mayor Gammella reiterated after speaking with the police chief and let Council know and come to a consensus.

Mr. Scott asked Mayor Gammella will the current bulk pickup carry-over to next month?

Mayor Gammella responded from here-on the bulk pickup will be the same day as rubbish pickup.

Mr. Poindexter stated to Mayor Gammella a call was received last week from a resident observing one department worker doing the task of another department worker covered under collective bargaining agreements scope of work. I was wondering if you could monitor those situations and make sure that the city doesn't have any labor disputes, where one department is doing the work of another department.

Mayor Gammella asked Mr. Poindexter to call him tomorrow to discuss this matter due to being a labor issue so we can look into it.

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

Mr. Cingle reported the 2019 audit is continuing, working through a few final items, hoping to have wrapped up in the next few weeks. The income tax filing deadline without extension is July 15th and given the social distancing requirements set forth and currently in place. The department will not be able to assist two taxpayers at one time at the tax window. The department is asking taxpayers to place their tax returns, tax information and phone number in the green box outside of City Hall. Or if coming into City Hall, once opened, coming before July 15th would be greatly appreciated. Asking Council's consideration for passage of the 2021 tax budget under verbal approval on tonight's agenda, due to budget commission by July 20th. Speaking with Mr. Vecchio earlier today, there is a, what I call the Coronavirus ordinance being introduced and hope to have approved this evening so the city can start being reimbursed for COVID-19 related expenses.

Recreation Director Elliott

Mr. Elliott reported the recreation center is gearing up for reopening on June 22nd and pleased with the governor's announcement last week that the playgrounds were opening up. Meeting with the law director and assistant finance director and city's insurance representatives from Wichert yesterday to speak about some of the liabilities and potential legal issues and concerns. There is a printout that will be provided to members and guests entering the building that is also listed on the

Reports and communications from departments, commissions and other public officials:Recreation Director Elliott: cont.

website. Later this week there will be a Facebook video on the different things in place and what the staff is asking members and guests to do, that haven't been done in the past with all responsible protocols that will be followed. Any questions with upcoming opening, playgrounds or any cancelled programs, it's been difficult decisions but this is a once in a lifetime thing that all of will get through. The staff is anxious to see how we do next week and residents are anxious to return.

Engineer Piatak

Mr. Piatak reported the Smith Road Resurfacing project the contractor will be out in the next few weeks to redo some of the pavement markings and install supplemental signage. At the end of June an application was submitted to the Northeast Ohio Regional Sewer District under the Member Community Infrastructure Program. The application was for some septic system abatements along Sheldon Road and one off of West 130th Street. Seven sewer maps are available and will be provided.

Service Director Gardner

Mr. Gardner reported some answers to questions brought up, with the bulk pickup on May 13th an outline was drafted as to how the bulk pickup was going to be changed to regular rubbish days. Just to make sure, it will be once a month, second Monday of the month is the guideline. For example, if Tuesday is your regular rubbish day, that second Tuesday of the week, is also bulk pickup day. In the outline it reiterates all rules that were in effect in the mailing sent out to residents annually, that guide the city's bulk pickup. Bulk pickup is large items, that do not fit in the rubbish cans, and not an extra rubbish day. That being said, rubbish crews did not pick up anything for three months and up until the day this was to begin the instruction was not to pick up bags, miscellaneous boxes of rubbish or things that can fit in the black cart and transported. Monday was the day residents put items out and it was determined that it would be cleaned up., In the first two weeks of June residents brought 176 tons of bulk items and rubbish to the service department; service crews on bulk week picked 174 tons, that has no automated tonnage. Six employees went out on two trucks with the first two day going pretty well even with temperatures over 90-degrees and it did take five hours on Saturday with one truck cleaning up Middlebrook, Kathleen and route one south-side.

Law Director Horvath

Mrs. Horvath reported currently there have been no changes to the city's pending civil litigation, status-quo since last Council meeting. Did want to follow-up on remarks made by Councilmembers Orcutt and Troyer with regard to preparation of legislation and the timeline the law department has to prepare that legislation. Prior to 2016, the law department always had two weeks to prepare a piece (of legislation). Recently, the law department probably has very often two-and-a-half-days. From request of legislation until submission on Friday at 12:00 p.m. and that

Reports and communications from other departments, commissions and other public officials:**Law Director Horvath: cont.**

is because Council requests something on a Tuesday night. Giving the law department Wednesday, Thursday and morning of Friday for preparation. I'm sure everyone is aware of how quickly things are changing and how many different rules and regulations that the department has had to sort through. I probably will be looking at how these rules can be streamlined and modified and send guidelines for how things should be done. Will work on that this coming week and note that the piece concerning the permits was drafted at Councils' request three separate times. Probably, to insure that things are streamlined in the future when there is an amendment I will ask for a written verbatim indication on how Council wants to amend. I think that would not only be good for the law department, that works hard to draft items, but also for the Clerk of Council. Because she often has an even worse deadline than the law department due to struggling to place items on an agenda after they are drafted. I would also note the COVID-19 piece that Finance Director Cingle spoke of has been redrafted and drafted three separate times; most recently was redrafted last Friday, July 10th and then we went ahead made an additional change to the legislation tonight. Again, that's simply circumstances and the current times and we're not the only ones dealing with changes. We have the state legislature and other issues where things are constantly re-evaluated and new rules and regulations sent out. I will say this I'm very fortunate to enjoy a very communicative with many Councilmembers and appreciate when you call with your thoughts about legislation drafted or appear on the agenda. I do get back to all of Council with legislative concerns are appreciate Councilmember Orcutt's thoughts that he knows the law department is working very hard to handle all of Councils' needs from a legislative standpoint. I would also indicate to Councilman Troyer don't be shy if you see something that you feel doesn't look right, feel that something looks illegal, then send an email or pick up the phone, don't wait until the 11th hour after a Council meeting starts, let the department know ahead of time so that can be worked through and move forward in a clear and professional manner.

Questions to department heads:

Mr. Troyer stated to Mrs. Horvath it's kind of hard to change something that is already on the agenda, in fact it's impossible unless amended. Point taken I'll try to be more talkative with you outside Council and take your advice on that. Asked Mr. Gardner when pothole fixes will begin as well as when road repairs will begin that service crews do? With bulk pickup I think the correct thing would say that not what doesn't fit in your big rubbish container because what is happening is the container is filled and everything that doesn't fit in there can go on the curb. That's not the way it works, what has to happen is I think what you want to say is if it doesn't fit in your empty container then it can go on the curb, think that would clarify things. Lot of people automatically think it doesn't fit and can put it out there even though it's a bunch of little pieces of something. Also, for example, one of the

Questions to department heads: cont.

grass-cutters the other day told a resident I'm going to bag the clippings and throw it in your black container. It was put in there loose, not in a bag and the homeowner thought the grass-cutter meant plastic bag and put in the black container; what the grass-cutter meant is using the lawnmower bag. It's not what doesn't fit in there it's will it fit in there when empty, if not then it's bulk and goes on the curb.

Mr. Gardner responded patch-crews ran two weeks ago and were out today and scheduled for the rest of this week.

Mr. Troyer thanked Service Director Gardner and service crews for all their hard work. To Mr. Piatak with the sewer map it will be very interesting to see how everything flows. To Mr. Elliott I received no recent emails from you please check to make sure correct email. To Mr. Cingle on the COVID-19 legislation, very unhappy to receive so late, when is the due date?

Mr. Cingle responded as soon as possible, the deadline to submit for reimbursement currently is October 15th. The reason for the lateness is the legislation was sent to the Council office on Friday and a change was made late this afternoon. It was working through the House (Representatives) and originally Senate Bill 310 there were some changes that had to be worked through and think late Thursday a new piece was drafted changing Senate Bill 310 to House Bill 481 and the department had to include in that creating a fund to run all the COVID-19 expenses through that fund as well as the reimbursements running through that fund. We were told by the Ohio Municipal League to not have Council approve until it was approved down state which happened late Thursday afternoon, the governor had to sign it. Again, as soon as the legislation is passed the sooner the city can submit for reimbursements and get monies back for the city's COVID-19 related expenses.

Mr. Troyer continued the legislation also talks about the county and also the state. Is that correct to do some things through the state and also the county?

Mr. Cingle responded my understanding is the monies going to flow through the county, tying this to our local government funding.

Mr. Troyer continued it's confusing because it mentions reimbursing the county and then reimbursing the state.

Mr. Cingle reiterated my understanding is it will flow through the state to the county and then to the public entities i.e. cities, villages, etc.

Mr. Troyer reiterated there is wording in there that I can't pull up unless I get off (computer screen) at this meeting, can be talked about when we get to the

Questions to department heads: cont.

legislation.

Mr. Mencini stated to Mr. Cingle I believe you are right that monies go through the state, to the county and then the cities. With my school report, not pretty, there payroll is 54% of their budget, what is the city's?

Mr. Cingle responded salary & benefits for Brook Park General Fund is about 78%, give or take a percent or two; nearly 80%.

Mr. Mencini stated to Mr. Piatak the septic (system) on Sheldon Road what part on Sheldon would that be?

Mr. Piatak responded there are a number of septic on Sheldon between Eastland and Engle Roads.

Mr. Mencini continued to Mr. Piatak looking forward to these meetings and talking with the engineer.

Mr. Mencini asked Mr. Elliott what part of the recreation center will be open and do children have to be accompanied by adults?

Mr. Elliott responded on Monday, June 22nd, the recreation center is open to people 15 years and older. Currently, there are still some guidelines that affect younger children i. e. game rooms and snack areas to be open. What will be open are the fitness rooms, basketball court but limited to a few people per basket due to following social distancing guideline. The upstairs indoor track only two lanes will be used, the center lane will not to maintain social distancing. Also, will allow older people to walk around the perimeter of the gym, if they want. The locker rooms, steam, sauna and whirlpool areas will be closed. The staff has four restrooms located in the lobby and one of the main hallways will be rotated because they have to be cleaned every two hours. Want all of you to note because of the governor's regular announcements things can change quickly and consider this first part for the next few weeks a phase one. Then every couple weeks the staff will review and reevaluate and potentially another area or two, to slowly return everything. When coming in there is a new admission process instead of using the key and/or finger pad everyone will be provided with a small card that people will scan. For the first few weeks' temperatures will be taken and people will be asked how they feel. Going to the rooms the machines have spaced and the floor plan of a couple of fitness areas are different. In cases where the treadmills are, four treadmills will be in service and four treadmills will not. Staff is asking everyone when done using exercise equipment please wipe the machine down, people's responsibility. The center will be somewhat limited but that's the same in all area recreation centers' and facilities.

Questions to the Directors: cont.

Mr. Mencini stated to Mrs. Horvath with all my legislation the department has always been good and know there is a lot going on. Think doing Zoom with the courts has to take a lot of time and thank you for responding to my questions. Mr. Mencini continued to Mr. Gardner will be more than honest we talk about a lot of things here tonight. But what we fail to realize with the service department is all the jobs that Brook Park does that a lot of other cities don't do i.e. rubbish, grass cutting, sewer calls, tree cutting, the parks and playgrounds and some at the garage for drop-offs. Brook Park was always known for city services and know you're behind and on a fine line with what can be said or not said. Thought your report was good but think a lot of people forgets all those things and throwing the number and age of employees at the garage. A few employees were on bulk pickup that aren't used to being on rubbish, not an easy task and shot to the body and mentally. I think we went a time at the garage without replenishing by putting more people at the garage and it's caught up with the city. Can't put that on you coming after the fact but there in a hole down there and I'm speaking and will speak for some of those employees, not good. The Mayor stated everything got done and it did but will be honest and have heard from people that aren't happy. Not directed to you, Randy, but bodies are needed down there and know it's a tough time, people laid-off and it's not pretty. Have a critical in our country and the world currently and have economic issues but have to look to do something. If Brook Park wants to keep all these services and not start charging i.e. rubbish, sewer calls. People don't want that and don't want to go on a tirade but it's getting known when phone calls are received at all hours of the day and people not happy. Coming from the garage I don't think I would be happy and to reiterate not putting this on you but those numbers aren't pretty. Looking at the schedule it looks like a white wall that used to have two or three lines of people having 80-some at one point.

Mr. Gardner thanked Mr. Mencini and stated we are doing our best and prioritizing jobs when they come in and looking at the safety of the jobs that have to be done and the safety of the residents of the city.

Mr. Orcutt stated to Mr. Gardner the recent voluntary layoffs what has that reduced manpower, not counting mechanics, for cutting grass, picking up rubbish, etc. How many employees are currently working at the garage?

Mr. Gardner responded there are four working foremen, ten laborers and three building maintenance people.

Mr. Orcutt asked if the general foreman was included in the foremen's before?

Mr. Gardner responded yes.

Questions to the Directors: cont.

Mr. Orcutt continued when crews are picking up regular automated rubbish how many people does it take to operate?

Mr. Gardner responded in the first three months of summer, May, June & July, it's extremely heavy and run four trucks on a recycle week; three trucks on a regular week. Come July and August and winter months there are two trucks for rubbish and three trucks for recycling.

Mr. Orcutt asked Mr. Gardner how many crews does it take for bulk pickup?

Mr. Gardner responded this week two trucks ran with three people on a truck.

Mr. Orcutt stated that is six laborers and now with changing of the bulk pickup process of everyday will take six people, correct?

Mr. Gardner responded yes, six people four days a week.

Mr. Orcutt commented four days a week there are nine people on bulk pickup and automated rubbish.

Mr. Gardner interjected once a month.

Mr. Orcutt expressed confusion and gave bad information to a resident because I was told service crews were going to bulk pickup every day. For clarification, service crews will be doing one week out of the month for bulk pickup.

Mr. Gardner clarified bulk pickup is once a month on regular rubbish day; so four days a week two bulk truck will run.

Mr. Orcutt asked what week is that?

Mr. Gardner responded it's the second week of the month.

Mr. Orcutt continued crews are cutting grass, rubbish pickup how many people out of the 14 laborer and foremen run the vactor and how often does that vactor go out?

Mr. Gardner responded on an off-rubbish week the vactor...while the layoff is in effect the vactor goes out as needed, not every day. But out as soon as I can get it out along with the (street) sweeper, there is a pump station crew out as well as cutting grass with three people.

Mr. Orcutt reiterated on average how often is the vactor running out of five days?

Questions to department heads: cont.

Mr. Gardner responded since May 15th the average is three days a week.

Mr. Orcutt asked Mr. Gardner that's also included in the week of bulk pickup?

Mr. Gardner responded no.

Mr. Orcutt stated you and your department are doing a great job and understand you work for the Mayor but don't agree with increasing the services to the second week for bulk pickup. Please pass this message to service crews that we thank them for all of their hard work and due diligence with everything they are doing and hope they're taking care of their bodies because it seems like there is a few people taking care of this city and it's an amazing feat they are doing and don't know how long they will last.

Mr. Salvatore stated there is quite a bit of confusion (with bulk pickup) especially with the latest report because I, too, have many residents' thinking bulk pickup will be every week on their scheduled rubbish day. I assume people will be doing that all this week until the message gets out that bulk will not be every week. In the event, the city has that situation will any special pickups be provided for people who put bulk items out.

Mayor Gammella interjected Council has a good point and a CodeRed will be done tomorrow due to the confusion.

Mr. Salvatore asked what will be done this week for people who put bulk items out?

Mayor Gammella stated we will take care of the situation until this is resolved.

OTHER COMMUNICATIONS AND PETITIONS, AND VERBAL

APPROVAL: (INTRODUCTION OF NEW LEGISLATION):

VERBAL APPROVAL:

1. 2021 TAX BUDGET

Motion by Mr. Poindexter, supported by Mr. Mencini, to verbally approve.

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

NAYS: None. The motion carried.

New Legislation:

An Ordinance 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. Placed in Safety committee

New Legislation: cont.

An Ordinance authorizing the Mayor to enter into an agreement with GovDeals.com for the purpose of auctioning various file cabinets, exercise equipment and miscellaneous equipment and declaring an emergency. Introduced by Mayor Gammella. Placed in Recreation committee.

An Ordinance authorizing the consulting engineer to prepare a lot split and consolidation plat for the Brook Park Municipal Campus and declaring an emergency. Introduced by Mayor Gammella. Placed in Recreation committee.

An Ordinance authorizing the Mayor to enter into an agreement with GovDeals.com for the purpose of auctioning various file cabinets, exercise equipment and miscellaneous equipment and declaring an emergency. Introduced by Mayor Gammella. Placed in Legislative committee.

A Resolution requesting the City of Brook Park's share of funds from the county coronavirus relief distribution fund and affirming that funds be expended only to cover costs consistent with Section 5001 of the CARES ACT and declaring an emergency. Placed in Legislative committee.

Mr. Mencini the Legislative committee would like to bring out the Coronavirus legislation and place on tonight's agenda.

Mr. Salvatore - if Mr. Mencini puts that in the form of a motion I will support it.

Motion by Mr. Mencini....With a **Point of Order** called no further action can be taken on the motion.

Mr. Troyer - Point of Order.

Mr. Vecchio - Recognized Point of Order.

Mr. Troyer - The legislation is not in committee, needs to be introduced under letter J.

Mr. Vecchio - the legislation was just introduced and placed in committee.

Mr. Troyer - must be pulled out of committee at a Caucus meeting not a Council.

Mr. Salvatore - I believe Councilman Mencini requested of doing it that way. That is the proper procedure for a Councilmember to introduce legislation at a Council meeting from the floor. If it's going to be a play on words, so be it, make your motion to put under letter J for the meeting tonight. No matter how it gets done it must be done tonight.

New Legislation: cont.

Point of Order:

Mr. Vecchio commented to Mr. Mencini your motion would to pull out of committee and place under letter J.

Mr. Mencini stated absolutely Council President, you put in Legislative committee I pulled it out and he can vote no...

Mr. Troyer - you can't pull it out at a Council meeting.

Mr. Mencini - he can vote no if he wants, okay, and take it down to the Ethics Commission whatever he wants to do.

Mr. Troyer - Point of Order.

Mr. Vecchio - Your point Mr. Troyer, you just made it's the same point.

Mr. Troyer - Mr. Council President you cannot pull something out of committee at a Council meeting, it has to be pulled out at a committee of the whole at a Caucus meeting.

Mr. Vecchio - let me interrupt you stated by whom and where?

Mr. Troyer - Council Rules.

Mr. Vecchio - under Rule #24 Council can suspend the rules, correct?

Mr. Troyer - not a Charter rule.

Mr. Vecchio - excuse me?

Mr. Troyer - not a process of legislation rule.

Mr. Salvatore - if the Chairman of the Legislative committee wants to put this on tonight's agenda, he is pulling out of his committee that was just introduced tonight. If he wants the motion to be to put under letter J, then move to pass under suspension of the rules.

Mr. Vecchio - I agree.

Mr. Troyer - Council President clarification.

Mr. Vecchio - Mr. Troyer.

New Legislation: cont.

Mr. Troyer - When was this introduced and how, can we backtrack?

Mr. Vecchio - it was just introduced sir.

Mr. Troyer - did you assign it?

Mr. Vecchio - Mr. Troyer, you heard me as did everyone else. It was introduced and put into the Legislative committee, as we have done all year now. We're not going to change the rules tonight because we want to massage words or massage actions.

Mr. Troyer - that's not the order that we've done all year.

Mr. Scott - I've done it.

Mr. Vecchio - moving forward Mr. Troyer, we're going forward. Mr. Mencini made a motion that has been seconded by Mr. Salvatore.

The clerk called the roll:

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

During the roll call Mr. Scott commented I've done it this year.

Mr. Vecchio stated we are under letter J and asked the clerk to read the legislation in its entirety, due to not being posted.

Motion by Mr. Salvatore, supported by Mr. Mencini, to place under M-4.

Mr. Troyer stated to Mr. Cingle in Section 2 a speaks about refunding the money to the county treasurer and b speaks to the balance of any money going to the state treasury. Is that correct?

Mr. Cingle responded it is my understanding with talking to the law director that language is drafted by the Ohio Municipal League (OML) and the city is using that language. I will say that if the Ohio Municipal League drafted the legislation it's in proper form and correct.

Mrs. Horvath stated that verbiage comes directly from the Ohio Municipal League's suggested resolution and seems to make sense. If there are monies left over on December 28th those monies would be returned. This obviously was passed last Thursday and think the guidance the Ohio Municipal League has provided is excellent and covers all the bases.

New legislation: cont.

Mr. Salvatore commented I also had a copy of the recommended legislation from the OML that I requested to have drafted but the process had already started and this is the recommended verbiage in the OML legislation.

Mrs. Horvath commented thanked Mr. Salvatore for looking out for the city and sending that legislation to the law department.

The clerk called the roll by Mr. Salvatore, supported by Mr. Mencini, to place under M-4.

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

Mr. Vecchio stated that will be Resolution No. 14-2020.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATION:

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

The clerk read the email received this afternoon from Brook Part, Joan Mendis, that is attached to these minutes.

Mr. Salvatore asked if there are there any other communications?

Mr. Vecchio responded no, just the one.

Mr. Troyer – Point of Information

Mr. Vecchio recognized the point.

Mr. Troyer – we all received an email with another correspondence to be read at audience participation, why is that not being read?

Mr. Vecchio – it was not requested to be read at audience participation, Mr. Troyer, you read the email as I did. Did it say to be read?

Mr. Troyer – What else would they want us to do with it? That’s the whole idea of audience participation.

Mr. Poindexter – I believe that’s what they wanted.

Mr. Troyer – why would they not want it read?

Mr. Vecchio – if that’s the case, Mr. Troyer, if you would like to read it you’re the safety chair please read it.

Remarks from the audience on any subject matter: cont.

Mr. Troyer – I don't have it and it has nothing to do with me being the safety chair. You're the Council President and should do your job and read it

Mr. Poindexter I'll read it.

Motion by Mr. Salvatore, supported by Mr. Troyer, to respond regarding bike path.
ROLL CALL: AYES: Salvatore, Troyer, Mencini, Poindexter, Scott, Schmuck, Orcutt
NAYS: None. The motion carried.

Mr. Salvatore thanked the resident for the question and picture.

Mr. Vecchio stated to Ms. Mendis regarding the Smith Road bike lane is listed on the federally funded bike lane network list. The federal funds are 'earmarked' by NOACA (Northeast Ohio Areawide Coordinating Agency) and doled out by the Ohio Department of Transportation for bike lanes from that list. The city wanted assistance with federal funds for upgrade of the Smith Road Reconstruction Project and had to agree to a shared bike lane with the appropriate signage. The legislation on the books for the Smith Road Reconstruction Project is Ordinance No. 11015-2018 that outlines what the city had to do to get assistance.

Mr. Poindexter read the email received earlier today from Thomas Dufour attached to these minutes.

Motion by Mr. Troyer, supported by Mr. Scott, to go back to the regular order of business.
ROLL CALL: AYES: Troyer, Scott, Schmuck, Orcutt, Salvatore, Poindexter, Mencini
NAYS: None. The motion carried.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: FIRST READING:

1. ORDINANCE NO. 11153-2020, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WATCHGUARD FOR THE PURCHASE OF POLICE BODY WORN CAMERAS AND DECLARING AN EMERGENCY.

Introduced by Mayor Gammella and Council as a Whole.

Motion by Mr. Salvatore, supported by Mr. Troyer, to suspend.

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

Motion by Mr. Salvatore, supported by Mrs. Schmuck, to adopt.

ROLL CALL: AYES: Salvatore, Schmuck, Scott, Orcutt, Troyer, Mencini, Poindexter
NAYS: None. Ordinance No. 11153-2020, has passed under Suspension of the Rules. Adopted.

Introduction of Ordinances and Resolutions: cont.

2. RESOLUTION NO. 12-2020, STRONGLY URGING OUR FEDERAL SENATORS TO PASS THE HEALTH AND ECONOMIC RECOVERY OMNIBUS EMERGENCY SOLUTIONS ACT 'HEROS' AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini, Council as a Whole and Mayor Gammella.

Motion by Mr. Salvatore, supported by Mrs. Schmuck, to suspend.

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

NAYS: None. The motion carried.

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

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

NAYS: None. Resolution No. 12-2020, has passed under Suspension of the Rules. Adopted.

3. RESOLUTION NO. 13-2020, URGING THE MAYOR TO DIRECT THE POLICE DEPARTMENT TO PARTNER WITH RING THROUGH THEIR LAW ENFORCEMENT PORTAL AND ENCOURAGE RESIDENTS TO USE THE RING NEIGHBORS APP AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini, Council as a Whole and Mayor Gammella.

Motion by Mr. Schmuck, supported by Mr. Salvatore, to suspend.

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

NAYS: None. The motion carried.

Motion by Mr. Scott, supported by Mrs. Schmuck, to adopt.

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

NAYS: None. Resolution No. 13-2020, has passed under Suspension of the Rules. Adopted.

4. RESOLUTION NO. 14-2020, REQUESTING THE CITY OF BROOK PARK'S SHARE OF FUNDS FROM THE COUNTY CORONAVIRUS RELIEF DISTRIBUTION FUND AND AFFIRMING THAT FUNDS BE EXPENDED ONLY TO COVER COSTS CONSISTENT WITH SECTION 5001 OF THE CARES ACT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

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

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

NAYS: Troyer. The motion carried with a vote of 6-1.

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

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

NAYS: None. Resolution No. 14-2020, has passed under Suspension of the Rules. Adopted.

SECOND READING OF ORDINANCES AND RESOLUTIONS:

THIRD READING OF ORDINANCES AND RESOLUTIONS:

- 1. ORDINANCE NO. 11151-2020, ENACTING SECTION 505.23 OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED 'MANAGEMENT OF CAT POPULATION; PERMITTED ACTS' AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella, Councilmembers Mencini, Orcutt, Scott, Schmuck, Poindexter and Council President Vecchio.

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

ROLL CALL: AYES: Poindexter, Scott, Schmuck, Orcutt, Troyer, Mencini, Salvatore
NAYS: None. Ordinance No. 11151-2020, is adopted.

- 2. ORDINANCE NO. 11152-2020, AMENDING SECTION 1313.03 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'COMMERCIAL BUILDING PERMIT FEES' AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

Motion by Mr. Troyer, supported by Mrs. Schmuck, to adopt.

ROLL CALL: AYES: Troyer, Schmuck, Orcutt, Scott, Salvatore, Poindexter, Mencini
NAYS: None. Ordinance No. 11152-2020 is adopted.

NOTE: EXECUTIVE SESSION - Mayor Gammella - PURCHASE AND/OR SALE OF PROPERTY.

Moved by **motion** to the beginning of the meeting.

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

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

Council President Vecchio declared this meeting adjourned at 9:55 p.m. and will resume scheduling at the end of August, unless something changes beforehand everyone will be notified.

RESPECTFULLY SUBMITTED *Michelle Blazak*
Michelle Blazak
Clerk of Council

APPROVED *September 1, 2020*

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

8,476 words