

**SPECIAL COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
HELD ON THURSDAY, AUGUST 12, 2021**

The meeting was called to order by Council President Vecchio at 6:30 p.m., who read the meeting notice. 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 and Finance Director Cingle.

Motion by Mr. Poindexter, supported by Mr. Orcutt, to go into Executive Session for Collective Bargaining Matters.

ROLL CALL: AYES: Poindexter, Orcutt, Schmuck, Scott, Salvatore, Mencini
NAYS: Troyer. The motion carried.

In attendance: Councilmembers, Mayor Gammella, Law Director Horvath and Finance Director Cingle.

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

ROLL CALL: AYES: Mencini, Poindexter, Salvatore, Troyer, Orcutt, Schmuck, Scott
NAYS: None. The motion carried at 6:38 p.m.

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

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE MATERIAL TERMS OF THE ONEOHIO SUBDIVISION SETTLEMENT PURSUANT TO THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOD SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

Motion by Mr. Troyer, supported by Mr. Poindexter, to suspend Council rule no. 12a, second half, and move the legislation to letter M.

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

2. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE 'LABORERS UNION LOCAL 860' AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

Motion by Mr. Troyer, supported by Mr. Mencini, to suspend Council rule no. 12a, second half, and move legislation to letter M.

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

REMARKS FROM THE AUDIENCE ON SUBJECT MATTER ON THIS AGENDA ONLY:

No one came forward.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS: (FIRST READING:

1. ORDINANCE NO. 11209-2021, AUTHORIZING THE MAYOR TO ACCEPT THE MATERIAL TERMS OF THE ONEOHIO MEMORANDUM OF UNDERSTANDING AND CONSISTENT WITH THE TERMS OF THE JULY 21, 2021 NATIONAL OPIOID SETTLEMENT AGREEMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

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

ROLL CALL: AYES: Salvatore, Poindexter, Mencini, Orcutt, Schmuck, Scott
NAYS: Troyer. The motion carried.

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

Mr. Troyer asked Mayor Gammella or Finance Director Cingle who read this entire Memorandum of Understanding (MOU) that Council should be approving.

Mayor Gammella deferred to the law director.

Mrs. Horvath responded I read the MOU, Assistant Law Director Sackett read the MOU and my assistant typed the legislation and would assume looked at it in order to properly be able to formulate the legislation. Also believe that Mr. Sackett had conversations with Attorney, Gary Hunter, attorney for the Ohio Municipal League and believe this is something that is being offered and sort of a class-action so municipalities are either in or out. Under the circumstances it makes sense for the city approve this so that the city receives some funds; and hope Mr. Troyer that you also read it.

Mr. Troyer stated don't have it, I have the agreement here but am talking about the main thing Council is agreeing to; there is a whole another level of this.

Mrs. Horvath concurred and stated assume you read what is before you.

Mr. Troyer continued we're agreeing that the MOU is what Council has in front of them that's what is being agreed to. In the MOU Council is agreeing to the whole big picture that I have not seen. What I'm asking is all in all taking everything into consideration this is the city's best option.

Mrs. Horvath concurred, because as I stated it's better to have some funds than to be excluded from the class which may allow you to pursue things on your

own and certainly wouldn't want to do that at this point in time.

Mr. Mencini stated to Mrs. Horvath with what is in front of Council I see nothing but July dates. Is there some type of cutoff date that if this doesn't get done the city wouldn't be included?

Mrs. Horvath responded it needs to be scanned in and sent over by August 13th, tomorrow.

Mayor Gammella stated 'for the record' we didn't get this until Monday afternoon as well as other cities.

The clerk called the roll by Mr. Mencini, supported by Mr. Poindexter, to adopt.
ROLL CALL: AYES: Mencini, Poindexter, Troyer, Salvatore, Scott, Schmuck, Orcutt
NAYS: None. Ordinance No. 11209-2021 has passed under suspension of the rules. Adopted.

2. ORDINANCE NO. 11210-2021, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE LABORERS UNION LOCAL 860 AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

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

Mr. Troyer commented cannot suspend rules on something that Council has not discussed in open Council meetings.

ROLL CALL: AYES: Poindexter, Mencini, Salvatore, Scott, Schmuck, Orcutt
NAYS: Troyer. The motion carried.

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

Mr. Troyer stated to Finance Director Cingle this includes the \$2,500 bonus same as the other unions with no Me Too' clause?

Mr. Cingle concurred.

ROLL CALL: AYES: Poindexter, Mencini, Troyer, Salvatore, Schmuck, Orcutt
NAYS: None.

ABSTENTION: Scott. Ordinance No. 11210-2021, has passed under suspension of the rules by a vote of six (6) and one (!) abstention. Adopted.

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

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

Council President Vecchio declared this meeting adjourned at 6:45 p.m.

RESPECTFULLY SUBMITTED *Michelle Blazak*
Michelle Blazak
Clerk of Council

APPROVED *September 9, 2021*

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