

**ITEMS TO BE CONSIDERED
OF THE COUNCIL OF THE CITY OF BROOK PARK
HELD ON TUESDAY, DECEMBER 7, 2021**

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, ORCUTT, TROYER, MENCINI, POINDEXTER

Also in attendance were Mayor Gammella, Law Director Horvath and Finance Director Cingle.

DISCUSSION:

1. DIVISION OF LIQUOR CONTROL - Brookpark Sunoco, Inc. 6313 Engle Road, Brook Park, OH 44142. **C New 0976874 - C2 - Postmark Date: 11/29/21**

Mrs. Horvath began discussion concerning the request for liquor license by the proprietor of Brook Park Sunoco. She recommends its approval.

Mr. Mencini asked for clarification of which liquor request was being presented before Council at this time, Brookpark Sunoco, Inc. or Phoenix Vapor Lounge.

Mrs. Horvath clarified that she was requesting the liquor license approval for Brookpark Sunoco, Inc.; explained that she always does a background check to make sure that there aren't any problems.

Mr. Troyer conquered the approval of the Liquor license for Brookpark Sunoco, Inc.

MOTION by Mr. Scott and supported by Mr. Poindexter, as discussed for the approval of the liquor license for Brookpark Sunoco, Inc.

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

NAYS: None. The motion carried.

2. DIVISION OF LIQUOR CONTROL - Phoenix Vapor Lounge, LLC, 17021 Brookpark Road, Brook Park, OH 44142. **C NEW 6896303 - D5. Postmark Date: 12/6/2021.**

Mrs. Horvath asked Council if they would move this item to the December 14, 2021 Caucus meeting due to some issues brought to her attention prior to this meeting.

MOTION by Mr. Troyer and supported by Mr. Mencini, to the December 14th Caucus meeting

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

NAYS: None. The motion carried.

Discussion: cont.

3. TENTATIVE CAUCUS - COUNCIL MEETING SCHEDULE

Mr. Mencini stated since a Councilperson is not present and two newly-elected Councilmembers are not sworn in yet meeting schedule should be moved.

Mr. Scott concurred and suggested to move discussion for a later date.

Mr. Vecchio stated that it would be best to schedule a tentative three-month Council meeting schedule and then make any necessary changes at the January meeting.

Mr. Troyer suggested making the tentative schedule for the first month of 2022 instead of three months.

MOTION by Mr. Troyer and supported by Mr. Scott, to follow the tentative Caucus-Council meeting schedule for the month of January, or until changed.

ROLL CALL: AYES: Troyer, Scott, Mencini, Poindexter

NAYS: None

ABSTAIN: Orcutt. The motion carried with a vote of four (4) and one (1) abstention.

4. AN ORDINANCE AMENDING ORDINANCE NO. 11197-2021, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

Mayor Gammella deferred to Mr. Cingle for comments.

Mr. Cingle asked if Council would prefer to move this to next week's Caucus meeting.

Mr. Troyer suggested that Mr. Cingle proceed with his report and Council save any questions for next week's Caucus meeting.

Mr. Vecchio asked Mr. Cingle for clarification of whether his information is for this year only or does it also go into 2022.

Mr. Cingle clarified that the first item is the appropriations for the remainder of 2021 and the second item is the temporary appropriations for the first three months of 2022.

Mr. Cingle gave an overview of the larger items for remaining 2021.

Parks & Playgrounds - miscellaneous expenses proposed increase of \$10,720.00 for a total of \$32,585.00, mainly for mulch. Safety building contracts proposed increase of \$17,700.00 for a total of \$680,120.00, mainly for the dispatchers' contract with the

Discussion: cont.

City of Strongsville. Service building miscellaneous expenses proposed increase of \$11,000.00 for a total of \$54,311.69 for gasoline. Public properties - miscellaneous expenses for proposed increase of \$3,800.00 for a total of \$10,598.66, mainly for gasoline. Finance - professional services proposed increase of \$6,048.00 for a total of \$62,048.00 for the undertaking of a single audit for the Cares Act funding 2020. Insurance bonding - miscellaneous expenses proposed increase of \$7,309.00 for a total of \$321,234.00 for Municipal insurance increased from initial estimation mainly due to cyber insurance. Contingency expenses proposed appropriation of \$50,000.00 in case any emergencies between now and end of December, total appropriation increase is \$0. City Income tax fund expenses proposed increase of \$1,440,078.00 income tax projections higher than initially budgeted, due to increase in net profit tax and increasing in withholding from Construction Industry, Auto sales, and Retail sales. State Highway Improvement Fund/Repair Maintenance proposed increase of \$50,000.00 for a total of \$75,079.03. for bridge repairs on State Route 237.

Mr. Vecchio asked for clarification those bridge repairs are coming out of city funding?

Mr. Cingle clarified that would be the State Highway Fund Improvement Fund per Ordinance No. 11126-2021. Mr. Cingle continued Economic Development Contracts proposed increase of \$1,550,000.00 for the hotel purchase on Snow Road. General bond retirement fund - debt retirement proposed increase of \$3,525,000.00 for a total of \$4,342,587.53 for refunding bonds. Debt services proposed increase of \$42,750.00 and a proposed interest of \$8,567.36. to account for refunding that occurred in November, 2021. Capital Improvement Fund - Parks & Playgrounds - contracts proposed increase of \$30,000.00 for the amphitheater. Fire department - Equipment proposed increase of \$50,000.00 for fire hoses purchased for \$23,000.00 and change with the city receiving a FEMA grant for roughly \$22,000.00; once payment is made city will submit for reimbursement. Fire Department additional expenses of \$9,000.00 for I-pads, Phones and MDT. Sanitation proposed increase of \$23,000.00 for lease of a rear-loader. Snow Removal - Equipment proposed increase of \$45,000.00 for plow blades and snow plow repairs. General Government Lands & Buildings - Professional Services proposed increase of \$202,890.00 for utilization of professional services for roof & walls of the natatorium. Contract line item proposed increase of \$42,500.00 with \$35,000.00 for the dog park. The proposed increase in total for the Capital Improvement Fund is zero (0) dollars. The 2021 Street Improvement Fund - Professional services proposed increase is \$11,590.40 which will be offset by a reduction in the Construction Contract line item by \$11,590.40 so there will be a zero (0) effect on the Street Improvement Fund that pays for professional services, engineering and inspections. Medical Benefits Fund - Insurance - Fringe Benefits proposed increase of \$240,000.00 the city's experience on the Medical Benefits side this year has not been good; with having more claims than originally budgeted. The proposed increase of \$240,000.00 is needed to pay for those medical claims incurred.

Discussion: cont.

Mr. Mencini asked Mr. Cingle for clarification of medical claims?

Mr. Cingle responded doctor visits, hospitalization visits, surgeries, etc., it's been a rough year.

Mr. Vecchio stated to Mr. Cingle that is just for getting the city through the rest of 2021?

Mr. Cingle concurred and that may not be enough depending on the activity, that line item may have to be amended. Mr. Cingle continued Fire Pension Fund - Fringe Benefits proposed increase of \$10,000.00. Southwest General Hospital Fund proposed increase of \$4,344.01 that matches the levy paid by the residents and corporate; matches the revenues received to the expenditures paid to the hospital. Total changes to this legislation is \$6,877,289.37.

Mr. Poindexter stated the increases have been provided but at the next meeting possibly explain the decreases and why the monies weren't spent in the departments that monies were appropriated for. It was a dire need for the departments to get these items and am looking a reduction in the Police Department of \$115,000.00. What are some of the items that weren't purchased of monies not used?

Mr. Cingle responded that is for vehicles and Mobile Data Terminals (MDT) units that didn't get purchased this year and sure will be part of the 2022 capital requests.

Mr. Troyer stated to Mr. Cingle what is MDT's.

Mr. Cingle responded all data for police vehicles.

Mr. Troyer continued that is for laptops instead of tablets at a cost of \$75,000.00 and don't see anything on the attached capital list stating anything about police cars. On the \$1.7 million dollars that \$4 million dollars was never put into Economic Development, correct.

Mr. Cingle responded referencing the Economic Development the proposed increase is \$1,550,000.00 with a transfer being made in December.

Mr. Troyer stated it's not showing anywhere of that transfer. Did the original budget give approval and now just end up doing this?

Mr. Cingle responded my records show that Council approved up to a \$4 million-dollar transfer from the General Fund to Economic Development Fund.

Discussion: cont.

Mr. Troyer clarified that was approved in the original budget and hasn't been done; so it's being appropriated now to make that transfer.

Mr. Vecchio asked how did the city miss by almost \$7 million-dollars on this year's projections? Have cost increases for services and goods increased that much since March?

Mr. Cingle responded when the budget was approved the \$1,550,000.00 that will be utilized for the purchase of the Snow Road hotel was not known at the time so those dollars weren't appropriated. In the General Bond Retirement Fund is almost \$3,577,000.00 was refunded of the bonds in November which was not known when the budget was approved. Also, the additional \$240,000.00 in medical benefits with the city having a bad year medical claim wise.

Mr. Troyer clarified with Mr. Cingle the city is not spending or appropriating the city is spending an extra \$6,877,000.00, correct?

Mr. Cingle concurred.

Mr. Troyer continued the \$240,000.00, \$10,000.00 and \$4,344.01 are additional dollars, correct?

Mr. Cingle responded in Fund 690 - \$240,000.00 the department believes that all those monies will be spent by the end of the year and may not be enough and may have to come back and increase that.

Mr. Troyer clarified that is an addition to what was appropriated? Basically, the \$6.8 million-dollars is just moving monies around?

Mr. Cingle responded that increases the total appropriations for the city. In the December monthly reports, if this ordinance is approved, the total appropriations will increase by \$6,877,000 and change. Will the city spend all this money the answer would be no.

Motion by Mr. Troyer, supported by Mr. Poindexter, to place under letter J for introduction on the Council agenda immediately following and also on the next Caucus agenda under discussion.

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

NAYS: None. The motion carried.

Motion by Mr. Mencini, supported by Mr. Scott, to go out of regular order of business to do a proclamation to a city police officer.

ROLL CALL: AYES: Mencini, Scott, Orcutt, Troyer. Poindexter

NAYS: None. The motion carried.

Mayor Gammella presented the proclamation to Patrol Officer, Edwin Bigland-Awa for saving a life.

Motion by Mr. Troyer, supported by Mr. Orcutt, to go back to the regular order of business.

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

NAYS: None. The motion carried.

5. AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2022 AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella

Mr. Cingle stated this ordinance allows for the spending authority for the first (1st) quarter of 2022. The attempt with this was to look at the expenditures for the first three (3) months of 2021; and added some projected increases. Having been working with the Mayor-elect for the 2022 budget to have to Council prior to March 31, 2022.

Mr. Mencini stated in on page one (1) in both recreation center and building department there are high numbers on the appropriation side.

Mr. Cingle responded with looking at both recreation and building recreation I looked at the first (1st) three (3) months of 2021; matching salaries, health care premiums are increasing. These are just estimates to get through the first (1st) three months (3) of 2022.

Mr. Mencini questioned Fund 112 - Building Department, on page one (1)?

Mr. Cingle responded looking at the expenditures first (1st) three (3) months of 2021 and match what I think will be expended for the first (1st) three (3) months in 2022.

Mr. Mencini questioned Fund 190 - Public Properties, on page one (1)?

Mr. Cingle responded that \$192,000.00 is for Sewers and Drains.

Mr. Troyer asked Mr. Cingle to go over the capital fund?

Mr. Cingle responded these are estimates for the first (1st) three (3) months of 2022

Discussion: cont.

and going over the larger dollar amounts. Parks & Playgrounds the estimate in Capital Outlay is \$215,000.00 with the amphitheater cost of \$142,881.00, outdoor fitness equipment of \$49,925.00 that hasn't been paid to date, once paid there will be a reimbursement from a grant. Also, the cost of a Ford F150-350 truck estimated at \$16,616.00 that is itemized out of a few departments. If those dollars aren't spent by the end of December, they could possibly be spent in the first (1st) quarter of 2022. Placed on the 2022 appropriations in the event the expenditure would incur 2022. In the event the dollars are spent in 2021 anything over \$50,000.00 would have to come back to Council for approval. Fire Department estimate is \$314,540.00 for the SCBA units, \$82,769.00 for rescue tools and air-lifting bags and spoke about the fire hose in will be reimbursed through a FEMA grant earlier in the amount of \$23,740.00.

Mr. Troyer clarified those are in two (2) places?

Mr. Cingle concurred.

Mr. Troyer stated there will be some monies in either 2021 or 2022, that will be available.

Mr. Cingle concurred.

Mr. Cingle continued the Service Building of \$45,000.00 is for two (2) pieces of legislation for capital improvements at the service building; for fire alarm system panels and fire sprinkler line of \$43,000 and change. Sanitation capital outlay of \$48,307.74 is a lease payment for a rear rubber loader.

Mr. Troyer asked if that is redundant?

Mr. Cingle responded no, that payment will be made in the first (1st) quarter of 2022. The Street Paving and Repair - \$30,00.00 is for the Ford F-350 trucks talked about earlier and being accounted of the Parks & Playgrounds department and two (2) of them being accounted out of the Street Paving & Repair line item. Sewers & Drains capital outlay on tonight's Council agenda is an increase for the Elmdale Road project that will be paid through the NEORSD (Northeast Ohio Regional Sewer District) funding. Also, there has been some sewers & improvements that have been encumbered for the Fairlawn and Aerospace pump stations in the amount of \$11,480.00. General Government Lands & Buildings dollar amount of \$200,000.00, spoke of earlier, professional services for the walls & roof in the natatorium area. Legislation will be forthcoming to Council to approve additional professional services in the dollar amount of \$176,100.00, I believe it is, with some or all of that money being expended in the first (1st) quarter of 2022.

Discussion: cont.

Mr. Troyer stated those numbers can be adjusted in the final budget, correct?

Mr. Cingle responded yes, the numbers listed will definitely change.

Motion by Mr. Troyer, supported by Mr. Poindexter, to move to letter J on tonight's Council agenda for introduction and also place on the next Regular Caucus agenda for discussion.

ROLL CALL: AYES: Troyer, Poindexter, Mencini, Scott

NAYS: None.

ABSTAIN: Orcutt. The motion carried with a motion of four (4) and one (1) abstention.

FINANCE COMMITTEE - CHAIRMAN, SCOTT:

1. AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO PREPARE SPECIFICATIONS AND FURTHER AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT WITH THE LOWEST AND/OR BEST BIDDER TO RESTORE THE ROOF AND WALLS IN THE NATATORIUM AND DECLARING AN EMERGENCY.

Introduced by Mayor Gammella.

Mr. Troyer stated section 3 reads the aforesaid transaction shall be paid from funds, theretofore, appropriated for said purpose. Should we have, I believe it was, \$3.4 million-dollars. Is that money appropriated anywhere?

Mayor Gammella stated this legislation should be defeated there will be a new piece of legislation to Council for introduction, recommend legislation being defeated.

Motion by Mr. Troyer, supported by Mr. Orcutt, read in committee.

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

NAYS: None. The motion carried.

LEGISLATIVE COMMITTEE - CHAIRMAN, MENCINI:

1. A RESOLUTION IN SUPPORT OF HOUSE BILL 361 TO PROVIDE FOR THE NEW REQUIREMENTS AND INCREASED PENALTIES FOR BLOCKED RAILROAD CROSSINGS AND DECLARING AN EMERGENCY. Introduced by Council as a Whole.

Mr. Troyer stated this is at state level and in house committee but should let them know Brook Park is in support.

Legislative Committee - Chairman, Mencini: cont.

Motion by Mr. Troyer, supported by Mr. Poindexter, to place to letter M on the Council agenda immediately following.

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

NAYS: None. The motion carried.

SAFETY COMMITTEE - CHAIRMAN, TROYER:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH PROTEGIS FIRE & SAFETY TO REPAIR THE FIRE SPRINKLER LINE IN VAULT OUTSIDE SERVICE DEPARTMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Gammella.

Mayor Gammella stated all city business have to have this and the city should comply with ordinances, as well. Even though there was one (1) lower bid city personnel agrees to stick with Protegis.

Motion by Mr. Mencini, supported by Mr. Poindexter, to move to letter M on the Council agenda immediately following.

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

NAYS: None. The motion carried.

2. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PROTEGIS FIRE & SAFETY FOR TWO FIRE ALARM SYSTEM PANELS AND DECLARING AN EMERGENCY. Introduced by

Mayor Gammella stated this is a companion piece with item number one (1) to keep consistent with Protegis.

Mr. Troyer stated to Mayor-elect Orcutt when doing this type of legislation Council should have the quotes available; since not sent out to bid. When sending something out for bid Council knows, by law, the best bid.

Mr. Mencini concurred.

Mr. Troyer stated in section 2 delete the words 'or to be appropriated' since it's not needed; monies have already been appropriated.

Mr. Poindexter stated to Mr. Cingle, wasn't that one (1) of the items not appropriated yet?

Mr. Cingle responded there is an appropriation that can be utilized for payment.

Safety Committee - Chairman, Troyer: cont.

Mr. Poindexter clarified for 2021 appropriations?

Mr. Cingle concurred.

Motion by Mr. Troyer, supported by Mr. Poindexter, in section 2 delete the words 'or to be appropriated'.

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

NAYS: None. The amendment carried.

Motion by Mr. Mencini, supported by Mr. Poindexter, to place under letter M on the Council agenda immediately following as amended.

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

NAYS: None. The motion carried.

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

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

NAYS: None. The motion carried.

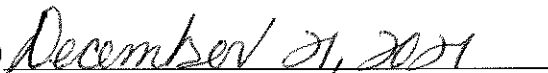
Council President Vecchio declared this meeting adjourned at 8:00 p.m.

RESPECTFULLY SUBMITTED



Michelle Blazak
Clerk of Council

APPROVED



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