

**CAUCUS PRIOR TO
OF THE COUNCIL OF THE CITY OF BROOK PARK
HELD ON TUESDAY, FEBRUARY 15, 2022**

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:

TROYER, MENCINI, POINDEXTER, COYNE, ROBERTS, SCOTT, SALVATORE

Also in attendance were Finance Director Cingle, Mayor Orcutt, Recreation Director Gonzales, Service Director Beyer and Engineer Piatak.

DISCUSSION:

1. REQUEST APPROVAL FOR A CONDITIONAL USER PERMIT TO OPERATE AN AUTOMOTIVE REPAIR FACILITY LOCATED AT 5710 WEST 130TH STREET IN THE U4-A3 ZONE. Received from the Planning Commission on February 8, 2022.

Mr. Troyer stated this was approved by the commission and will take any questions; there is one change on the drawing the parking will be in the rear.

Mr. Salvatore asked if there were any other conditions set forth by the commission prior to Council making their decision?

Mr. Troyer responded no, only the four listed.

Mayor Orcutt commented that he has been working with this business owner and both the law director and economic commissioner are working on having the legislation drafted. The business owner is currently working on a new rendition that will show the four conditions set forth by the commission.

Mr. Mencini stated was brought forward to the zoning board about a year by another interested business owner who wasn't in agreement with the asphalt driveway. Another thing I'm not seeing on this is the waterline from the sewer to the street has that been corrected?

Mayor Orcutt responded yes, it has for the proper drainage.

Motion by Mr. Poindexter, supported by Madam Coyne this was discussed.

ROLL CALL: AYES: Poindexter, Coyne, Roberts, Scott, Salvatore, Mencini

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

Discussion: cont.

2022 BUDGET OVERVIEW - Mayor Orcutt

Mayor Orcutt this was experienced in the past with the Mayor's office giving an overview of the projected revenue coming in. Earlier today it was determined that no handouts would be allowed in this meeting, due to posting issues. Will wait for the finance director to give the overview during his report at the Council meeting following.

Mr. Mencini clarified no handouts?

Mayor Orcutt concurred.

Mr. Troyer asked why?

Mayor Orcutt stated he was informed by law department earlier today that no handouts could be provided for the budget overview discussion, for this meeting. The finance director will give an overview during his report for the basic overview of the budget. Moving forward there are rules in place for this administration and they will be followed with information coming to Council 72 hours prior to a meeting.

Mr. Salvatore asked Mayor Orcutt if he has the handouts?

Mayor Orcutt responded yes, copies will be provided tonight.

Mr. Salvatore continued a little confused, if the handouts are available why not have them for this meeting for discussion.

Adam Horvath stated there are no attachments for this agenda, however, the same handouts can be handed out during the finance director's report at the Council meeting. My opinion would be since nothing was posted this could be a violation of the Sunshine laws.

Mr. Troyer stated made a point in the past that if something is given to one Councilmember all of Council should be given the information, think the Mayor agrees with that.

Mayor Orcutt responded not one person has the information at all of the budget overview. Would like Council follow along with what will be discussed and copies will be made for everyone.

Motion by Mr. Poindexter, supported by Mr. Roberts, this was discussed.

ROLL CALL: AYES: Poindexter, Roberts, Coyne, Scott, Salvatore, Mencini, Troyer

NAYS: None. Unanimous.

Discussion: cont.

Motion by Troyer, supported by Mr. Poindexter, to go item number two on the Council agenda. Ordinance No. 11238-2022, salary schedule.

ROLL CALL: AYES: Troyer, Poindexter, Coyne, Roberts, Scott, Salvatore, Mencini

NAYS: None. Unanimous.

Mr. Troyer stated I have concerns over this and am waiting for information. At the last I believe by motion Council agreed this salary schedule would be brought back in August, correct?

Madam Johnson concurred in August.

Mr. Troyer asked Madam Horvath is there any issue with Council bringing out the salary schedule to adjust during the year? The Charter says that the Mayor will bring out for Council to amend or pass at that time; would either be new legislation or amended.

Mrs. Horvath stated the Charter indicates this as one of the Mayor's duties to bring salary schedule forward and does every year as part of the budget. Even though it may not be changed in anyway it's implicit in the budget; as traditionally been done by all the past Mayors'. If Council wanted to bring forward, at any time, specific changes to this legislation it should be done by requesting a new piece of legislation.

Mr. Troyer clarified there is nothing in the Charter or Council rules for Council to request legislation to amend this during the year?

Mrs. Horvath responded correct, there could be a request for amendment and passage that would depend on Council's action.

Mr. Troyer asked what if there is a year the Mayor doesn't bring this forward is there a certain time Council can bring forward?

Mrs. Horvath responded, as stated, every year this is considered part of the budget and if there are no changes brought forward it is still implied that it has been considered as part of the budget and passed by Council. This would be one of the ordinances that any Councilmember can request changes or new legislation. I would assume that prudence would indicate some passage of time after the budget is passed before anything is would be considered. Not a month after the budget passage to have a good have a good idea where the city is financially.

Mr. Troyer asked Mrs. Horvath to put that in writing that it is proper and allowed that Council can adjust the salary schedule after changes with the initial passage.

Discussion: cont.

Mr. Horvath clarified is that your request that you get an opinion to that effect because you received an oral opinion that is sufficient, but if you really need to have something written of that I just told you I will do so.

Mr. Troyer mentioned he feels it's important to have written due to past issues.

Mr. Mencini to Mayor Orcutt we want to take care of our employees contractual and non-contractual. Point being what do we have here are you fine with this passing before union contracts

Mayor Orcutt stated as the law director mentioned it is my obligation to bring this before Council annually for review; what we have done is reduce some of the high and low positions. You will see that there is an increase for the jailers due to having a hard time to retain jailers because of the hourly rate not being competitive; causing overtime for the sergeants to fulfill that position to bring overall costs down. Trying to take care of union contracts and justify a raise for our union employees. This isn't the only thing done to streamline we have streamlined in the building department and recreation department and all those things with this piece in front of Council.

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

ROLL CALL: AYES: Poindexter, Roberts, Scott, Coyne, Salvatore, Troyer, Mencini

NAYS: Unanimous.

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

ROLL CALL: AYES: Salvatore, Coyne, Troyer, Mencini, Roberts, Scott, Poindexter

NAYS: Unanimous.

Council President Vecchio declared this meeting adjourned at 7:26 p.m.

RESPECTFULLY SUBMITTED


Carol Johnson
Clerk of Council

APPROVED

5-3-22

THESE MEETING MINUTES ARE A SYNOPSIS, NOT TRANSCRIBED IN THEIR ENTIRETY, BUT ARE AS ACCURATE AS POSSIBLE.