

**ITEMS TO BE CONSIDERED  
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING  
TO BE HELD ON TUESDAY, OCTOBER 4, 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:

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

Also in attendance were Mayor Orcutt, Law Director Horvath, Safety Director Sensel, Recreation Director Gonzales and Service Director Beyer.

Madam Coyne excused.

**DISCUSSION:**

1. DEPARTMENT OF LIQUOR CONTROL-BROOKPARK BISTRO LLC, DBA TBD 16800 BROOKPARK RD, BROOK PARK OH 44142, **C NEW 0975717** Postmark Date 10/11/2022.

Mrs. Horvath requested more time to do due diligence.

**Motion** by Mr. Salvatore, supported by Mr. Mencini, to place on next Caucus agenda.

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

**NAYS:** Unanimous.

2. DEPARTMENT OF LIQUOR CONTROL-SGL LL, DBA SOLID GOLD 15005 SNOW ROAD 1<sup>ST</sup> FL & BSMT, BROOK PARK OHIO 44142, **C TRFO 8010999**. Postmark date 10/11/2022.

Mrs. Horvath stated no objection to this transfer.

Mr. Troyer stated there were planning and zoning approvals relative to a patio are they now null and void.

Mrs. Horvath responded don't think pertains to the liquor license and all matters before planning and zoning are still in effect.

**Motion** by Mr. Scott, supported by Mr. Troyer, this was discussed.

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

**NAYS:** Unanimous.

**LEGISLATIVE COMMITTEE – CO-CHAIRMAN SCOTT:**

1. AN ORDINANCE ENACTING CHAPTER 720 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'MEDICAL MARIJUANA OPERATIONS', AND DECLARING AN EMERGENCY. Introduced by Councilmen Troyer, Poindexter, Roberts, and Mencini.

**Legislative Committee – Co-Chairman, Scott: cont.**

**Motion** by Mr. Poindexter, supported by Mr. Mencini, to place on tonight's Council agenda under first reading.

Mr. Salvatore stated speaking with Madam Coyne she informed me that there is a new piece of legislation. To Mrs. Horvath is that new piece complete?

Mrs. Horvath responded it's being worked on.

Mr. Salvatore asked is it similar to this?

Mrs. Horvath would prefer Madam Coyne speak on the new piece and not discuss any further.

Mr. Salvatore requested waiting a week until Madam Coyne returns.

Mr. Scott stated speaking with Madam Coyne I was informed that she wants to get together with other Councilmembers about the new piece that is all-inclusive, dealing with both the dispensary and zoning.

Mr. Poindexter stated speaking with Madam Coyne yesterday, she is 100% comfortable with these moving forward, and can amend.

Mr. Troyer stated have had no conversations about these two pieces of legislation and doesn't know what changes could be made.

Mr. Mencini stated there has been plenty of time to make amendments and am fine with Madam Coyne making them next week.

Mr. Salvatore stated if that conversation happened with my colleagues I'm fine with moving forward.

Mr. Roberts concurred, this has been going on long enough any amendments can come forward.

The clerk called the roll on the motion by Mr. Poindexter, supported by Mr. Troyer, to place on tonight's Council agenda.

**ROLL CALL: AYES:** Poindexter, Troyer, Scott, Mencini, Roberts.

**NAYS:** Salvatore.

Mr. Vecchio stated this will appear under M-1 as Ordinance No. 11286-2022.

**Legislative Committee – Co-Chairman, Scott: cont.**

2. AN ORDINANCE ENACTING CHAPTER 1126 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'MEDICAL MARIJUANA DESPENSARIES', AND DECLARING AN EMERGENCY. Introduced by Councilmen Troyer, Poindexter, Roberts, and Mencini.

**Motion** by Mr. Poindexter, supported by Mr. Roberts, to place on tonight's Council agenda under first reading.

**ROLL CALL: AYES:** Poindexter, Roberts, Mencini, Troyer.

**NAYS:** Salvatore, Scott.

Mr. Vecchio stated that will appear under M-2 as Ordinance No. 11287-2022.

**SAFETY COMMITTEE - CHAIRMAN, ROBERTS:**

1. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN ALL-HAZARDS MITIGATION PLAN WITH CUYAHOGA COUNTY, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt & C/W.

Mayor Orcutt this should be done every five years; this plan is part of FEMA (Federal Emergency Management Agency) and helps the city for applying for federal grants.

Mr. Salvatore stated legislation speaks for itself and it's important for the city to participate.

Mr. Troyer offered an amendment to section 1 to delete the words 'and as amended in the future'.

Mayor Orcutt advised Council these disaster mitigation plans will change and there are items that may have to be changed in the future.

Mr. Salvatore stated if that change is made the city may not be a participant in this program.

Mr. Vecchio stated meant to be a fluid document when matters occur such as Covid-19; tornados or natural disaster. If that is removed that would be tying the city's hands and have to go through the legislative action to make those changes.

Mr. Troyer asked Mrs. Horvath will this be an all-inclusive forever or will a new plan be coming forward in 2028.

Mrs. Horvath responded this is a reoccurring process and in 2028 Council will be going through the same. Wished the law department was contacted before the meeting could have an answer for Council. Suggested foregoing any amendments until the law department can make that determination.

Mr. Troyer stated the City of Middleburg Hts. Passed this without that language and

**Safety Committee – Chairman, Roberts: cont.**

if Mrs. Horvath believes a new plan will be coming in 2028 I’m fine with this.

Mr. Poindexter asked if any costs are associated with this.  
Mayor Orcutt responded no.

Mr. Poindexter expressed concern with the agreement possibly being amended to add costs without Council approval.

Mayor Orcutt responded there has never been a cost associated in the past it’s just the city adopting this mitigation plan for FEMA matters, making sure if there is a disaster every county has a plan.

Mr. Troyer stated the problem not seeing the 2022-2027 agreement and would like to know that the agreement Council is entering into.

**Motion** by Mr. Mencini, supported by Mr. Salvatore, to place on tonight’s Council agenda under letter M.

**ROLL CALL: AYES:** Mencini, Salvatore, Poindexter, Roberts, Scott, Troyer  
**NAYS:** Unanimous.

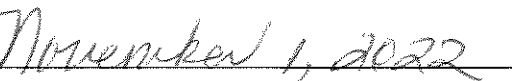
Mr. Vecchio stated that will appear under M-3 as Resolution No. 26-2022.

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

**ROLL CALL: AYES:** Mencini, Roberts, Poindexter, Salvatore, Troyer, Scott  
**NAYS:** Unanimous.

Council President Vecchio declared this meeting adjourned at 7:25 p.m.

RESPECTFULLY SUBMITTED   
Carol Johnson  
Clerk of Council

APPROVED 

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