

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
HELD ON TUESDAY, DECEMBER 20, 2022**

The meeting was called to order by Council President Vecchio at 7:25 p.m., the clerk called the roll and the following Members of Council answered:

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

Also in attendance were Mayor Orcutt, Law Director Horvath, Finance Director Cingle and Service Director Beyer.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Caucus Prior to meeting minutes held on December 6, 2022.

Motion by Mr. Poindexter, supported by Mr. Mencini, to approve as printed.

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

NAYS: Troyer.

Motion by Mr. Salvatore, supported by Mr. Mencini, to go out of the regular order of business to letter K.

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

NAYS: Unanimous.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

PROCLAMATIONS:

1. HONORING OFFICER FRANK DESCENZO FOR OUTSTANDING PERFORMANCE.
2. HONORING OFFICER ADAM GOLDENBERG FOR OUTSTANDING PERFORMANCE.
3. HONORING SERGEANT RYAN WALSH FOR OUTSTANDING PERFORMANCE.
4. HONORING OFFICER CHANCE FERRELL FOR OUTSTANDING PERFORMANCE.
5. HONORING OFFICER BRANDON LACIVITA FOR OUTSTANDING PERFORMANCE.

Mayor Orcutt read and presented the proclamations to the officers and thanked them for all their efforts of a fire on June 2, 2022.

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

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

NAYS: Unanimous.

REMARKS FROM THE AUDIENCE ON SUBJECT MATTER:

Eric Schultz

23002 Switzer Road

Mr. Schultz expressed concerns with a business expansion on Apollo Drive.

Remarks from the audience on subject matter: cont.

Due to not speaking clearly into microphone, unable to decipher the four other residents from Switzer Road that expressed concerns with a business expansion on Apollo Drive.

Liz Sayers

23065 Cedar Point Road

Ms. Sayers expressed safety concerns at Brook Park Elementary School traffic.

Motion by Mr. Mencini, supported by Mr. Roberts, to recess Council agenda.

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

NAYS: Unanimous.

Motion by Mr. Mencini, supported by Mr. Poindexter to address audience.

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

NAYS: Unanimous.

Mayor Orcutt stated he is aware of the information given that manufacturing, warehouse and truck activity is coming to Apollo Drive. The building was just purchased and the new owner submitted an application to the Planning Commission for aesthetic project approval; all construction documents are sent to the building commissioner for determination. If outside of the U-6 zoning requirements the owner will have to go to the Planning Commission for a Conditional Use Permit, residents will be able to speak at that meeting. If the Planning Commission approves the Conditional Use Permit it is then forwarded to City Council. To Ms. Sayers the plan is to install a traffic signal for children to cross from the school to the recreation center parking lot for pickup.

Mr. Mencini stated he thought the issue with the school would be handled through the school board and people from Audrey's Outreach and police officers have directed traffic. To the west-end residents I understand you don't want that type of business there and will go along with the Mayor as to what it is going to occur, our job is to protect residents.

Mr. Poindexter stated to the Switzer Road residents he found out after the Planning Commission meeting about the expansion and has received calls. That area is not an industrial area it is a U-6 zone for Research & Development or office space. The new owner intends to change the use of the building and that is not right when it is not zoned for that. It's not only unfair to the residents in the area but it's also unfair to the new building owner because he made an investment when purchasing that building.

Addressing the audience: cont.

Mr. Troyer stated with the no standing signs, Council passes the laws but does not enforce them; that is the Administration. With the business expansion I spoke with two people and have received calls. How do you give aesthetic approval with no variance and what the trees will look like? Should have had a Conditional Use Permit first and asked Mayor Orcutt if there will be a Conditional Use Permit?

Madam Coyne thanked all the residents for coming. To Ms. Sayers the Mayor is addressing the issue with the elementary school safety issue. To the west end resident's, I was not aware of anything until last week and have spoken with a few residents that received random letters. This is still in the process of coming together and I am as curious, as the residents. I Think this city is moving forward and needs to create jobs and businesses. It is disturbing when I hear residents may move and would not want any residents moving before anything happens. Also, have to trust the administration to provide information when they have it.

Mayor Orcutt stated to Mr. Troyer if the business owner so chooses to apply for a Conditional Use Permit the city would have to by law. When it comes to a business owner purchasing a building it is up to that business owner to do due diligence with the zoning of the area; if manufacturing then the owner would have to apply for a Conditional Use Permit. Referred to Mr. Beyer about the elementary school crosswalk.

Mr. Beyer stated to Ms. Sayers, there is a crosswalk there, unfortunately, it served both the former middle and elementary schools, different type of traffic. The Mayor submitted a work order to the service department for a crosswalk that is currently in the early stages. Would like to have a crosswalk from the recreation center parking lot to the Sandfield - Cambridge areas. Officer Kosakowski is currently looking into any grants and funding for the crosswalk.

Mr. Troyer stated to west-end residents I have the recordings of the Planning Commission meeting where the owner stated manufacturing with one (1) truck per hour per dock. The business owner and his attorney also stated that a Conditional Use Permit was not needed due to a few words in the U-6 zoning code and I am glad to hear there will be a Conditional Use Permit.

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

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

Motion by Mr. Mencini, supported by Mr. Roberts, to recess Council meeting and return to Caucus meeting.

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

NAYS: Unanimous. 8:41 p.m.

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee – Chairman, Poindexter

Mr. Poindexter reported this year the Aviation committee had no legislation placed in committee. Wished everyone a Merry Christmas and Happy New Year.

Finance Committee - Chairman, Scott

Mr. Scott reported the Finance committee has nothing on tonight's agenda. The Board of Control met earlier today with ten items on the agenda. The three (3) largest being the 16644 Snow Road hotel demolition - \$342,548.00; Euthenics engineering services through November 18th - \$15,464.50 and Euthenics construction management & support services \$6,508.38.

Legislative Committee - Chairwoman, Coyne

Madam Coyne reported the legislative committee has Ordinance No. 11300-2022 under first reading. Wished everyone a Merry Christmas and Happy New Year.

Parks & Recreation Committee - Chairman, Mencini

Mr. Mencini reported that basketball begins January 7th and women's volleyball is going strong on Wednesday evenings. With a new year coming would like to see more residents coming to the recreation center. The upcoming holiday hours are Fridays 8:00 a.m. to 8:00 p.m.; Christmas and New Year's Eve 8:00 a.m. to 12:00 p.m.; closed on Christmas and New Year's Eve. Wished everyone a Merry Christmas and Happy New Year from the recreation staff.

Planning Committee - Chairman, Troyer

Mr. Troyer thanked colleagues for patience with the two issues brought forward tonight. Wished everyone a Merry Christmas and Happy New Year, stay safe.

Safety Committee - Chairman, Roberts

Mr. Robert stated no report. Wished everyone a Merry Christmas and Happy New Year and commented it's officially been one year on Council. Would like to thank my colleagues, Mayor and administration for advice and help given, let's continue to work together.

Service Committee - Chairman, Poindexter

Mr. Poindexter reported there are no items on the agenda. Extended a heartfelt thank you to all the service workers that do a great job. Also, to Mr. Beyer for the tremendous job done his first year.

Board of Zoning Appeals - Chairman, Salvatore

Mr. Salvatore thanked all the members for a successful year and wished everyone a Merry Christmas and Happy New Year.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported with Covid-19 in volume 68,300 patients were tested with 9,500 testing positive; 254 deaths; 15-plus in-house patients increasing by 14% with volume to increase. Patients with the flu has a strong basis. Primary and special care campuses are located on Bagley Road in Middleburg Hts., Strongsville, Brecksville, and Olmsted Falls. Merry Christmas and Happy New Year from Southwest General.

Berea Board of Education Representative, Coyne

Madam Coyne reported the last meeting was held on December 12th and am in favor of the Shout-Out meetings that are very positive. There was no public participation and the language art curriculum will be for a full-year, instead of one or two semesters. The School Resource Officers' (SRO's) read books to the students.

Technology & Innovation Council Representative, Poindexter

Mr. Poindexter reported the tech committee met on December 7th and determined for the foreseeable future to schedule meetings for three months; January 11th, February 8th and March 8th. There was also discussion of the need to move forward with the city's website and per the Mayor should see legislation in the beginning of the year. Thanked all the members for their hard work throughout the year and appreciate their foresight and attention to detail. Merry Christmas.

Mayor Orcutt stated I work off a master schedule and my executive assistant is responsible for setting that schedule. For the record I have a higher attendance rate than other members.

Mr. Poindexter stated wasn't meant that way trying to make it more fitting to your schedule.

REPORTS OF BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Orcutt reported the Wedo Park retention soil testing is complete and have a meeting schedule with Ford Innovation Center to discuss the report, would be helpful if they can take the dirt. The construction documents are complete and will have something in February. The orange barrels by the amphitheater are for the new restrooms to be delivered in January; those monies were paid through county and state funding. The administration has been meeting with Councilmembers to discuss the roads program to include more side streets in 2023. Thanked all the employees for a wonderful 2022 and looking forward to 2023. Wished everyone Happy Holidays and Happy New Year.

REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS, AND OTHER PUBLIC OFFICIALS:

Mr. Beyer reported that the department collected approximately 53-tons of bulk last week; will continue to keep the service yard open for waste drop off on Saturday's from 9:00 a.m. to 1:00 p.m., weather permitting. The CSX ditch-cleaning was completed last week and the city engineer is currently putting a contract and invoice together. The city received a \$250,000.00 maintenance grant for Holland Road, between Engle and Eastland Roads, for joint and maintenance repairs. To date the department cleaned 178 catch-basins, laid 172 more tons of asphalt, planted 16 trees and approximately had 627 hours with the street sweeper.

Law Director Horvath

Madam Horvath stated no report but have some remarks. The department has been short-handed last few weeks and thanked Clerk of Council, Carol Johnson, Council President Vecchio and Debby Doud for assistance with processing of legislation. Wished all city employees, Council, Mayor, Administration and residents a happy holiday season.

Finance Director Cingle

Mr. Cingle stated would appreciate Council's consideration for legislation on tonight's agenda. Wished everyone a Merry Christmas and Happy New Year.

Questions:

Mr. Salvatore clarified to Mr. Beyer there were 627 additional hours for the street sweeper?

Mr. Beyer concurred and stated last year there were 190 man-hours and this year were 627 man-hours, with two drivers operating that equipment.

Mr. Troyer stated to Mr. Beyer if somebody were to bring a mattress that was not wrapped in plastic to the service department not on a Saturday?

Mr. Beyer responded would prefer them to come in on Saturday during the stated hours; wouldn't want to open that door of the garage being opened anytime.

Mr. Troyer stated understand, but there is a mattress at Liberty Bell.

Mr. Beyer responded I am meeting with the management company tomorrow because it's becoming a problem. The management company is new, two years of owning the condominiums so we are meeting to go over all the rules.

Mr. Poindexter thanked all the directors for year 2022, even though don't see eye to eye always, great job. To Mr. Beyer, who stepped out of room earlier, did acknowledge you for a great first year being on the job.

Questions to directors: cont.

Mr. Beyer stated the catch-basin cleaning and street sweeping are reimbursed by the community cost-share program through the sewer district. Merry Christmas and Happy New Year.

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

New Legislation:

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE ADMINISTRATIVE CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt. Assigned to Finance Committee

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

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

NAYS: Unanimous.

Mr. Vecchio stated this will appear under M-4 as Ordinance No. 11301-2022

AN ORDINANCE ADOPTING A PROCUREMENT POLICY FOR ALL PURCHASES UTILIZING FEDERAL FUNDS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt. Assigned to Finance Committee.

Motion by Mr. Scott, supported by Madam Coyne, to move to letter M-5.

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

NAYS: Unanimous.

Mr. Vecchio stated this will appear under M-5 as Ordinance No. 11302-2022.

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO ADVANCE AND TRANSFER FUNDS TO THE SPECIFIED FUNDS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Scott, supported by Madam Coyne, to place under letter M-6.

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

NAYS: Unanimous.

Mr. Vecchio stated this will appear under M-6 as Ordinance No. 11303-2022.

AN ORDINANCE ENACTING SECTION 1729.07 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'INCOME TAX ADMINISTRATOR' AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Scott, supported by Madam Coyne, to place under letter M-7.

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

NAYS: Unanimous.

New Legislation: cont.

Mr. Vecchio stated this will appear under M-7 as Ordinance No. 11304-2022.

AN ORDINANCE AMENDING ORDINANCE NO. 11220-2022, AUTHORIZING THE IMPLEMENTATION OF THE BROOK PARK HOME MAINTENANCE ASSISTANCE GRANT PROGRAM (HMAP) AND DECLARING AN EMERGENCY. Introduced by Councilwoman Coyne. Assigned to Finance committee.

AN ORDINANCE AUTHORIZING THE ESTABLISHMENT OF THE BROOK PARK FLOODING RESCUE ASSISTANCE GRANT PROGRAM (FRAP) AND DECLARING AN EMERGENCY. Introduced by Councilwoman Coyne. Assigned to Finance committee.

AN ORDINANCE AUTHORIZING THE CITY OF BROOK PARK TO ACCEPT DONATED FUNDS. Introduced by Council President Vecchio. Assigned to Finance committee.

Motion by Mr. Scott, supported by Mr. Troyer, to move to M-8.

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

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (OPBA) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Poindexter, supported by Madam Coyne, to move to letter M-9.

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

Mr. Vecchio stated that will appear under M-9 as Ordinance No. 11306-2022.

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (OPBA) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Mencini, supported by Mr. Poindexter, to move to letter M.

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

Mr. Vecchio stated that will appear under M-10 as Ordinance No. 11307-2022.

New Legislation: cont.

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE PATROLMEN'S BENEVOLENT ASSOCIATION AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Mencini, supported by Mr. Poindexter, to move to letter M.

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

NAYS: Unanimous.

A RESOLUTION GRANTING THE APPROVAL TO OPERATE A NEW BUSINESS, OLD SCHOOL IRON-GUN RANGE LOCATED AT 5131 WEST 140TH STREET, BROOK PARK, OHIO, IN THE 5C DISTRICT AND DECLARING AN EMERGENCY.

Introduced by Mayor Orcutt.

Motion by Mr. Troyer, supported by Mr. Poindexter, to move to M-12.

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

NAYS: Unanimous.

Madam Coyne asked if the police will be able to practice at this gun range?

Mr. Troyer responded yes and also the Highway Patrol.

Mr. Vecchio stated this will appear under M-12 as 32-2022.

AN ORDINANCE AUTHORIZING THE RECONSTRUCTION OF HOLLAND ROAD FROM EASTLAND ROAD TO ENGLE ROAD IN THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt. Assigned to Service committee.

Motion by Mr. Mencini, supported by Madam Coyne, to take a five-minute recess.

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

NAYS: Unanimous.

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

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

NAYS: Unanimous.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

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

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

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

ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 11299-2022

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, 2023 AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

Motion by Mr. Troyer, supported by Madam Coyne, to adopt.

ROLL CALL: AYES: Troyer, Coyne, Scott, Mencini, Roberts, Poindexter, Salvatore
NAYS: Unanimous. Ordinance No. 11299-2022, has passed under first reading as amended. Adopted.

2. ORDINANCE NO. 11300-2022

AN ORDINANCE AUTHORIZING THE CONSULTING ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND THE MAYOR TO ADVERTISE FOR BIDS AND TO ENTER INTO A CONTRACT (S) WITH THE LOWEST AND/OR BEST BIDDER FOR THE DEMOLITION OF THE FORMER BROOK PARK MEMORIAL ELEMENTARY SCHOOL AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Scott, supported by Madam Coyne, to suspend.

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

Motion by Mr. Mencini, supported by Madam Coyne, to adopt.

Mr. Poindexter asked Mayor Orcutt is it still the stance the city is not held to a retention pond at city campus?

Mayor Orcutt responded no, does not jeopardize the \$1.5 million-dollars.

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

NAYS: Troyer. Ordinance No. 11300-2022, has passed under suspension of the rules. Adopted.

3. RESOLUTION NO. 31-2022

A RESOLUTION REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Scott, supported by Madam Coyne, to suspend.

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

Ordinances and Resolutions: First Reading: cont.

Motion by Madam Coyne, supported by Mr. Roberts, to adopt.

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

NAYS: Unanimous. Resolution No. 31-2022, has passed under suspension of the rules. Adopted.

4. ORDINANCE NO. 11301-2022

AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE ADMINISTRATIVE CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Troyer, supported by Mr. Mencini, to amend section four shall be paid from funds 100, 210, 264 and 255 for said purpose.

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

NAYS: Salvatore, Coyne, Scott

Motion by Mr. Troyer, supported by Mr. Poindexter, to amend 140.02 - Building Commissioner and keep at \$95,121.16.

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

NAYS: Unanimous.

Mr. Vecchio stated Council made an amendment at the Caucus meeting and voted on and now it's changed.

Motion by Mr. Salvatore, supported by Mr. Mencini to reconsider.

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

NAYS: Roberts.

Motion by Mr. Troyer, supported by Mr. Poindexter keep the building commissioner salary where currently at for 2022.

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

NAYS: Salvatore, Coyne, Roberts

Mr. Vecchio 147.01 should be amended to read as other commissioners \$1,200.00.

Motion by Mr. Troyer, supported by Mr. Mencini, to amend 147.01 - Commissioners of Parks & Playgrounds to read \$1,200.00 on both lines.

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

NAYS: Unanimous.

Motion by Mr. Troyer, supported by Mr. Roberts, to insert Technology and Innovation committee on salary schedule.

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

NAYS: Unanimous.

Ordinances and Resolutions: First Reading: cont.

Motion by Mr. Scott, supported by Mr. Salvatore, to amend 147.01(g), 149.03 1101.06, Board of Zoning Appeals, 1725.01 and Technology and Innovation maximum salary to \$1,800.00.

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

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

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

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

ROLL CALL: AYES: Poindexter, Mencini, Roberts, Salvatore, Troyer, Coyne, Scott
NAYS: Unanimous. Ordinance No. 11301-2022, as amended, has passed under suspension of the rules. Adopted.

5. ORDINANCE NO. 11302-2022

AN ORDINANCE ADOPTING A PROCUREMENT POLICY FOR ALL PURCHASES UTILIZING FEDERAL FUNDS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

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

ROLL CALL: AYES: Poindexter, Roberts, Mencini, Scott, Coyne, Troyer, Salvatore
NAYS: Unanimous. Ordinance No. 11302-2022, has passed under suspension of the rules. Adopted.

6. ORDINANCE NO. 11303-2022

AN ORDINANCE AUTHORIZING THE FINANCE DIRECTOR TO ADVANCE AND TRANSFER FUNDS TO THE SPECIFIED FUNDS AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

Motion by Mr. Mencini, supported by Madam Coyne, to adopt.

ROLL CALL: AYES: Mencini, Coyne, Scott, Troyer, Salvatore, Poindexter, Roberts
NAYS: Unanimous. Ordinance No. 11303-2022, has passed under suspension of the rules. Adopted.

Ordinances and Resolution: (First Reading): cont.

7. ORDINANCE NO. 11304-2022

AN ORDINANCE ENACTING SECTION 1729.07 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'INCOME TAX ADMINISTRATOR' AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Scott, supported by Madam Coyne, to suspend.

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

NAYS: Unanimous. Ordinance No. 11304-2022, has passed under suspension of the rules. Adopted.

8. ORDINANCE NO. 11305-2022

AN ORDINANCE AUTHORIZING THE CITY OF BROOK PARK TO ACCEPT DONATED FUNDS. Introduced by Council President Vecchio

Mr. Mencini thanked the donor, very nice gesture.

Mr. Troyer stated this is all great of \$50,000.00 and expressed concerns that a portion of said donation be used for the purchase of necessary protective equipment and training of a K-9. Asked Madam Horvath are we required to do that?

Mrs. Horvath responded did not speak with the donor but I'm sure it's the donor's wishes and don't know how he would feel about using the money for something else. Would feel reluctant to deviate what the donor's wishes are because when doing that the city may get fewer donations. This gentleman has had a business in Brook Park for many years and has had interaction with police officers. I wouldn't want to see this deviated to another area since the donation is being accepted and it's more than fair to follow the donor's wishes.

Mr. Troyer asked Mr. Cingle for an idea as to what a K-9 would cost the city?

Mr. Cingle responded the city had a K-9 in the past and know that the handler paid for the food but per veterinarian bills not sure of the costs.

Mr. Salvatore stated the legislation reads that the donation will cover training for both the K-9 and the police officer so this could cover the police officer's salary.

Cingle safety director all cost estimates training of personnel to go out of state there are many grants. Dogs can come free and updating of the vehicle. Vet bills and food

Mr. Vecchio stated there are many grant funding available for K-9's.

Mr. Troyer will vote for legislation but has concerns.

Ordinances and Resolutions: First Reading: cont.

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

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

NAYS: Unanimous.

Read in its entirety.

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

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

NAYS: Unanimous. Ordinance No. 11305-2022, has passed under suspension of the rules. Adopted.

9. ORDINANCE NO. 11306-2022

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (OPBA) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

NAYS: Unanimous.

Motion by Mr. Roberts, supported by Madam Coyne, to adopt.

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

NAYS: Unanimous. Ordinance No. 11306-2022, has passed under suspension of the rules. Adopted.

10. ORDINANCE NO. 11307-2022

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION (OPBA) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

NAYS: Unanimous

Motion by Mr. Poindexter, supported by Mr. Roberts, to amend.

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

NAYS: Troyer. Ordinance No. 11307-2022, has passed under suspension of the rules. Adopted.

Ordinances and Resolutions: First Reading: cont.

11. ORDINANCE NO. 11308-2022

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE PATROLMEN'S BENEVOLENT ASSOCIATION AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

Motion by Mr. Mencini, supported by Madam Coyne, to adopt.

ROLL CALL: AYES: Mencini, Coyne, Scott, Troyer, Salvatore, Poindexter, Roberts
NAYS: Unanimous. Ordinance No. 11308-2022, has passed under suspension of the rules. Adopted.

12. RESOLUTION NO. 32-2022

A RESOLUTION GRANTING THE APPROVAL TO OPERATE A NEW BUSINESS, OLD SCHOOL IRON-GUN RANGE LOCATED AT 5131 WEST 140TH STREET, BROOK PARK, OHIO, IN THE U-5C DISTRICT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Madam Coyne, supported by Mr. Troyer, to suspend.

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

Motion by Madam Coyne, supported by Mr. Roberts, to adopt

ROLL CALL: AYES: Coyne, Roberts, Mencini, Poindexter, Salvatore, Troyer, Scott
NAYS: Unanimous. Resolution No. 32-2022, has passed under suspension of the rules. Adopted.

SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11298-2022

AN ORDINANCE AMENDING ORDINANCE NO. 11244-2022, THE APPROPRIATION ORDINANCE FOR THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Troyer, supported by Mr. Poindexter, to amend.

Mr. Troyer stated a motion is needed to amend the posted version legislation from the Caucus prior to agenda.

Motion by Mr. Troyer, supported by Mr. Poindexter, to amend from the posted version from the Caucus prior to meeting.

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

Mr. Troyer stated there are five amendments to be done in mass. 100 General Fund - fund 111 - line item 513 part-time salaries adjusted amount \$3,000.00; Recreation Center fund 341 line-item 519 adjusted amount \$5,000.00; fund 412

Second Reading of Ordinances and Resolutions: cont.

police department line item 529 contracts \$14,000.00; fund 422 Service building line item 527, miscellaneous expenses \$20,000.00 and fund 874-line item 523 Professional Services (\$90,000.00).

Motion by Mr. Roberts, supported by Madam Coyne, to amend as stated.

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

NAYS: Troyer.

Motion by Mr. Mencini, supported by Madam Coyne, to adopt.

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

NAYS: Troyer. Ordinance No. 11298-2022, has passed under suspension of the rules. Adopted as amended.

THIRD READING OF ORDINANCES AND RESOLUTIONS:


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

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

NAYS: Unanimous.

Council President Vecchio declared this meeting adjourned at 10:44 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.