

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, FEBRUARY 21, 2023  
7:30 P.M.**

- A. ROLL CALL OF MEMBERS**
- B. PLEDGE OF ALLEGIANCE**
- C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:**  
1. CAUCUS PRIOR TO MEETING MINUTES HELD ON FEBRUARY 7, 2023.  
2. REGULAR COUNCIL MEETING MINUTES HELD ON FEBRUARY 7, 2023.
- D. REPORTS OF STANDING COMMITTEES:**  
Aviation & Environmental Committee – Chairman, Poindexter  
Finance Committee - Chairman, Scott  
Legislative Committee - Chairwoman, Coyne  
Parks & Recreation Committee - Chairman, Mencini  
Planning Committee - Chairman, Troyer  
Safety Committee - Chairman, Roberts  
Service Committee - Chairman, Poindexter  
Board of Zoning Appeals - Chairman, Salvatore
- E. REPORTS OF SPECIAL COMMITTEES:**  
Southwest General Health Center Trustee, Mencini  
Berea Board of Education Representative, Coyne  
Technology & Innovation Council Representative, Poindexter
- F. REPORTS OF BOARDS AND COMMISSIONS:**
- G. INTRODUCTION OF RESOLUTIONS OF COMMENDATION:**
- H. REPORTS AND COMMUNICATIONS FROM THE MAYOR:**
- I. REPORTS AND COMMUNICATIONS FROM DEPARTMENTS, COMMISSIONS, AND OTHER PUBLIC OFFICIALS:**
- J. OTHER COMMUNICATIONS AND PETITIONS, AND VERBAL APPROVAL: (INTRODUCTION OF NEW LEGISLATION):**

- K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**
- L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**
- M. ORDINANCES AND RESOLUTIONS FIRST READING:**
1. ORDINANCE NO. 11314-2023  
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ("MOU") WITH THE BROOK PARK FIREFIGHTERS ASSOCIATION LOCAL 1141, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
  
  2. ORDINANCE NO. 11315-2023  
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WESTVIEW CONCRETE FOR THE PURCHASE OF CONCRETE AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
- N. SECOND READING OF ORDINANCES AND RESOLUTIONS:**
- O. THIRD READING OF ORDINANCES AND RESOLUTIONS:**
- P. ADJOURNMENT:**

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, FEBRUARY 21, 2023**

The meeting was called to order by Council President Vecchio at 7:30 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, Assistant Law Director Sackett, Safety Director Sensel, Finance Director Cingle, Recreation Director Gonzales, Safety Director Beyer and Engineer Piatak.

**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Caucus Prior to meeting minutes held on February 7, 2023.
2. Regular Council meeting minutes held on February 7, 2023.

**Motion** by Mr. Mencini, supported by Mr. Roberts, to approve both sets as printed.

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

**NAYS:** Troyer.

**REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee – Chairman, Poindexter

Mr. Poindexter reported the Aviation & Environmental committee has no legislation in committee, no report.

Finance Committee - Chairman, Scott

Mr. Scott reported the Finance committee has one (1) item on tonight's agenda.

Legislative Committee - Chairwoman, Coyne

Madam Coyne reported one item on tonight's agenda.

Parks & Recreation Committee - Chairman, Mencini

Mr. Mencini reported basketball is down to the final two weekends then the playoffs. From February 1st through the 28th registrations are being accepted for baseball, softball, T-ball and flag football.

Planning Committee - Chairman, Troyer

Mr. Troyer reported no report.

Safety Committee - Chairman, Roberts

Mr. Roberts reported the Safety committee has no legislation on tonight's agenda, no report.

Service Committee - Chairman, Poindexter

Mr. Poindexter reported the Service committee has one (1) item on tonight's agenda under first reading, entering into contract for purchase of concrete.

Board of Zoning Appeals - Chairman, Salvatore

Mr. Salvatore reported next meeting will be held on March 6th.

**REPORTS OF SPECIAL COMMITTEES:**

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported the Lifeworks fitness club and rehabilitation center has free health assessments; i.e. blood pressure and so forth. If the participation is good would like for them to come to Brook Park (recreation center) not only for the seniors but also for the members. Southwest General health center is part of the major trends that are affecting health care nationwide. The hurdles faced in 2022 will continue in 2023 with a few being staffing, in-house patient and other services; COVID-19 caused many consolidations of programs and other issues that deal with the budget.

Berea Board of Education Representative, Coyne

Madam Coyne reported wasn't able to attend last meeting, due to illness, will have a double report next Council meeting.

Technology & Innovation Council Representative, Poindexter

Mr. Poindexter reported the technology committee met on February 8th with discussions of the city's website; the committee will be inviting area vendors to provide proposals of what can be done with the website and also the costs. The electric vehicle charging system the city was supposed to receive has been delayed and pushed out to later this year or early next year. The next technology upcoming meetings are March 8th; April 12th and May 10th.

**REPORTS OF BOARDS AND COMMISSIONS:**

**INTRODUCTION OF RESOLUTIONS OF COMMENDATION:**

**REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Orcutt welcomed a new firefighter sworn in on February 10th and wished best of luck. On February 16th attended Congressman Miller's swearing-in ceremony and looking forward to working with him. The Regional Transit Authority (RTA) has purchased the former Avalon Casting Plant on Brookpark Road to be used for maintenance and human resources programs, thanked Economic Development Commissioner Marnacheck job well done. In August 2022, Berea School Superintendent, Tracy Wheeler met with the Tri-City Mayors (Berea, Brook Park and Middleburg Hts. and veterans from all three (3) cities to connect veterans and the school district. A committee was formed and applications are being taken on the school district's website under the programs tab click applications to fill out the form; will need DD-2 and please omit social security number; any questions please call Superintendent Wheeler at 216-898-8300.

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

Assistant Law Director Sackett

Mr. Sackett stated no report.

Safety Director Sensel

Mr. Sensel welcomed new firefighter sworn in last week and wished a long, healthy career.

Finance Director Cingle

Mr. Cingle stated he will be meeting with the Mayor this coming Thursday to wrap up the budget with the hope of having to Council next week to begin the legislative process.

Recreation Director Gonzales

Mr. Gonzales reported there were over 200 participants for the Daddy-Daughter Dance. A few upcoming Spring programs are an Adaptive Basketball League, Spring Basketball League and Dodge and Kickball leagues. Applications are already available for the spring basketball league and the other applications will follow shortly. The Spring into the Park event will be held on April 1st from 12:00 p.m. to 3:00 p.m.

Service Director Beyer

Mr. Beyer reported the Solid Waste processing services bid was awarded to Republic Services who will provide a percentage return to the city, that is not being received with former service; have been informed that Brook Park residents are good recyclers which is a good thing since there will be a return to the city. Any tree lawn damage or pot holes please call the service department. Thanked Recreation Director Gonzales and staff for the fantastic Daddy-Daughter Dance.

Engineer Piatak

Mr. Piatak reported that the environmental consultant testing and inventory of Brook Park Memorial (BPM) will begin tomorrow. Received a draft agreement from the sewer district for the Sheldon Road project that is currently being reviewed and hope to have back to the district by the end of the week.

**Questions:**

Mr. Poindexter asked Mr. Piatak where does the city stand with Wedo Park?

Mr. Piatak responded the basin hydraulics have been wrapped up and sent to the district to confirm the results and waiting to hear back to get out to bid.

Mr. Troyer stated to Mr. Piatak the Sheldon Road project is over Abrams Creek?

Mr. Piatak concurred.

Mr. Troyer continued has the city applied for what is needed to get that?

**Questions to the directors: cont.**

Mr. Piatak responded currently the district is funding the design 100% so the other funding is yet to be finalized and will be a combination of the county, district, Brook Park and Middleburg Hts.; the county is also pursuing public works money.

Mr. Troyer questioned if the MetroParks is involved for a path underneath?

Mr. Piatak responded have been in touch with the MetroParks who have requested to be kept up to date with the progression of the project. If that's the intent of the MetroParks for a path that will come out in the design process.

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

**New Legislation:**

1. An Ordinance authorizing all actions necessary to accept Northeast Ohio Public Energy Council (NOPEC) 2023 energized community grant(s) fund and declaring an emergency. Introduced by Mayor Orcutt. Placed in Finance committee.
2. An Ordinance authorizing the Mayor to advertise for bids for tree inventory services and arborist services and further authorizing the Mayor to enter into contract with the lowest and/or best bidder and declaring an emergency. Introduced by Mayor Orcutt. Placed in Parks & Recreation committee.

**Motion** by Mr. Poindexter, supported by Mr. Scott, to place under letter M, first reading.

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

Mr. Vecchio stated this will appear under M-3, as Ordinance No. 11316-2023.

**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**

**Motion** by Mr. Salvatore, supported by Madam Coyne, to place the appointment of the Housing Council on tonight's agenda.

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

Mr. Vecchio appointed both Councilmembers Salvatore and Roberts as the 2023 Council representatives on the Housing Council.

**REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**

Catherine McCutcheon  
5734 Norwood Drive

Mrs. McCutcheon commended city personnel for the improvements to the Ruple Road fire station with updates to the flag pole, rehabilitation of the building, and landscaping. Also commended city personnel for the replacement of Aerospace Parkway light-poles and also filling in of deep potholes. Would like to see amenities to Ward 1 i.e. a park, sidewalks for walkers since there is no berm, dangerous to walk. Would like to know where city's trash is transported.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to respond to the audience.

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

**NAYS:** Unanimous.

Mr. Troyer stated was remiss with not thanking Mr. Beyer and service crews for the fixing of the pothole and street lights, still few posts missing but being worked on.

Madam Coyne stated growing up on the west-end and being a west-end resident can totally relate and agree with your statement of not many places to play on the west end. Also thanked Mrs. McCutcheon for the positive comments, nice to hear.

Mr. Mencini stated with the fire station I was the deciding vote of 4-3, residents do pay taxes. Good point with the amenities and my point on that is will other people use them. The west-end is a beautiful area was just out there with Councilman Salvatore.

Mr. Salvatore thanked Mrs. McCutcheon for coming.

Mr. Poindexter stated I brought up four years ago, previous administration, about adding sidewalks on Cedar Point Road and it was expressed to me that residents on Cedar Point Road didn't want sidewalks. Would like to request the Mayor with the sidewalk program, in full swing, possibly putting sidewalks on one side of the street.

Mayor Orcutt responded to Mr. Poindexter heard the same thing when meeting with the west-end residents, dangerous area to walk especially with no berm. Put in a work order last week for the berm to be repaired on both Cedar Point Road and Aerospace Parkway, sidewalks would be a nice thing. The city owns five-acres at Aerospace Parkway and Cedar Point Road possibly a park.

**Motion** by Mr. Troyer, supported by Madam Coyne, to go back to audience participation to allow Mr. McCutcheon to speak.

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

Mr. McCutcheon thanked Council for allowing time to speak and stated the proposal four years ago was not for sidewalks; it was for a bike path that the federal government wanted to finance and was objected by Cedar Point residents.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to respond to Mr. McCutcheon's remarks.

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

Mr. Troyer stated quite a few years ago, the first house I visited on the west-end I mentioned there were no sidewalks and the response received that's because we don't want any. My suggestion was to do one side of Cedar Point Road with big berms but that would need some looking into due to the possibility of having to move the trenches, could be expensive. At Aerospace Parkway and Cedar Point Road there could be placement of a playground but sidewalks would still be needed. There are several houses on the west-end that the city could act quietly to obtain those properties, to do something with.

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

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

**ORDINANCES AND RESOLUTIONS: (FIRST READING):**

1. ORDINANCE NO. 11314-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING ('MOU') WITH THE BROOK PARK FIREFIGHTERS ASSOCIATION, LOCAL 1141, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

**Motion** by Mr. Mencini, supported by Mr. Salvatore, to suspend.

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

**Motion** by Mr. Poindexter, supported by Madam Coyne, to adopt.

**ROLL CALL: AYES:** Poindexter, Coyne, Troyer, Scott, Mencini, Roberts, Salvatore  
**NAYS:** Unanimous. Ordinance No. 11314-2023, has passed under suspension of the rules. Adopted.



**Ordinances and Resolutions: First Reading: cont.**

2. ORDINANCE NO. 11315-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WESTVIEW CONCRETE FOR THE PURCHASE OF CONCRETE AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to amend section 2 after Fund 243, for the Sidewalk Replacement Program; add Fund 401 Capital Improvements Fund and continue as written.

Mr. Salvatore asked Mr. Cingle why is this being done?

Mr. Cingle responded concrete is needed for the Parks & Playgrounds bathrooms around the municipal campus.

**ROLL CALL: AYES:** Troyer, Poindexter, Roberts, Mencini, Scott, Coyne, Salvatore  
**NAYS:** Unanimous. The amendment carried.

Mr. Troyer asked with Fund 243 - Sidewalk Program was supposed to be self-sufficient is that still needed to be in there.

Mayor Orcutt responded would like ability to utilize that with the intent to find the best cost for concrete that is going up and down, to utilize in different areas.

Mr. Troyer stated to Mayor Orcutt the quote being approved is for six months, why not use all three companies?

Mayor Orcutt responded the quote being considered guaranteed early morning delivery time, the other two quotes could not.

**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 Madam Coyne, to adopt, as amended.

**ROLL CALL: AYES:** Poindexter, Coyne, Troyer, Scott, Mencini, Roberts, Salvatore  
**NAYS:** Unanimous. Ordinance No. 11315-2023, has been passed under suspension of the rules. Adopted as amended.

**Ordinances and Resolutions First Reading: cont.**

3. ORDINANCE NO. 11316-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR TREE INVENTORY SERVICES AND ARBORIST SERVICES AND FURTHER AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST AND/OR BEST BIDDER AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to amend section 2, last line, deleting the period (.) and inserting 'not to exceed \$46,085.29'.

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

**NAYS:** Unanimous.

**Motion** by Mr. Salvatore, supported by Madam Coyne, to suspend.

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

**NAYS:** Unanimous.

**Motion** by Mr. Poindexter, supported by Madam Coyne, to adopt as amended.

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

**NAYS:** Unanimous. Ordinance No. 11316-2023, has passed under suspension of the rules. Adopted as amended.

**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

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, Coyne, Scott, Roberts, Poindexter, Salvatore

**NAYS:** Unanimous.

Council President Vecchio declared this meeting adjourned at 8:21 p.m.

RESPECTFULLY SUBMITTED

  
Carol Johnson  
Clerk of Council

APPROVED March 21, 2023

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