

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

A. ROLL CALL OF MEMBERS:

B. PLEDGE OF ALLEGIANCE:

C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. CAUCUS PRIOR TO COUNCIL MINUTES HELD ON FEBRUARY 21, 2023.
2. REGULAR COUNCIL MINUTES HELD ON FEBRUARY 21, 2023.
3. CAUCUS PRIOR TO COUNCIL MINUTES HELD ON MARCH 7, 2023.
4. REGULAR COUNCIL MINUTES HELD ON MARCH 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. 11319-2023
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.

2. ORDINANCE NO. 11320-2023
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE LABORERS', UNION LOCAL 860, AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

3. ORDINANCE NO. 11321-2023
AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO DEPOSIT MONIES INTO THE GENERAL FUND FOR EXPENSES RELATED TO THE FORWARD INNOVATION CENTER REVIEW, INSPECTIONS AND TESTING AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

N. SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11318-2023
AN ORDINANCE TO PROVIDE FOR THE APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR FISCAL YEAR ENDING DECEMBER 31, 2023. Introduced by Mayor Orcutt.

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, MARCH 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, POINDEXTER, SALVATORE, TROYER, COYNE, SCOTT

Also in attendance were Mayor Orcutt, Law Director Horvath, Safety Director Sensel, Finance Director Cingle, Service Director Beyer and Engineer Piatak. Councilman Roberts excused.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Caucus Prior to Council minutes held on February 21, 2023.
2. Regular Council minutes held on February 21, 2023.
3. Caucus Prior to Council minutes held on March 7, 2023.
4. Regular Council minutes held on March 7, 2023.

Mass Motion by Madam Coyne, supported by Mr. Mencini, to approve as printed.

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

NAYS: Troyer.

Motion by Mr. Poindexter, supported by Mr. Mencini, for a five-minute recess.

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

NAYS: Unanimous. 7:33 p.m.

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

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

NAYS: Unanimous. 7:38 p.m.

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee – Chairman, Poindexter

Mr. Poindexter stated no report.

Finance Committee - Chairman, Scott

Mr. Scott stated the Finance committee has four items on tonight's agenda, no board of control.

Legislative Committee - Chairwoman, Coyne

Madam Coyne stated no report.

Parks & Recreation Committee - Chairman, Mencini

Mr. Mencini reported Midnight Madness will be on March 24th for ages 8-13, \$20.00 fee. Mother-Son dance will be on May 5th from 6:00 p.m. to 8:30 p.m., \$20.00 fee with many contests. Couple volleyball is held on Fridays.

Planning Committee - Chairman, Troyer

Mr. Troyer stated it is Council that asks for legislation to be drawn up, in the recent past legislation was received introduced by myself and I went along with it and passed.

Reports of standing committees: cont.

Safety Committee - Chairman, Roberts

No report.

Service Committee - Chairman, Poindexter

Mr. Poindexter stated no report.

Board of Zoning Appeals - Chairman, Salvatore

Mr. Salvatore state the next meeting will be on April 3rd.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported Southwest General continues to provide safe patient high-quality care. Patient safety indicators are more than expected to date for 2023. Overall retention and first year turnover was higher than expected, 30 positions have been filled, 1/3 in the nursing area.

Berea Board of Education Representative, Coyne

Madam Coyne reported at the March 13th second Titans meeting there was recognition of students, faculty, staff and the community.

Technology & Innovative Council Representative, Poindexter

Mr. Poindexter reported at the March 8th meeting the RFP's were sent out and to date the committee has received two (2) responses. The next meeting will be on April 12th at 6:00 p.m., in the Council Chambers.

REPORTS OF BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Orcutt is proud to announce that Blue Abyss has committed to build a training center on approval of the land sale by City Council. This company trains future astronauts to go back to the moon; also this company trains individuals for deep-sea explorations. Would like to have Blue Abyss team members at the April 11th Caucus meeting for a presentation. On March 16th attended the ribbon-cutting ceremony of Bigby Coffee, well attended event.

Questions:

Mr. Mencini stated that NASA is opening up for tours after four-years. With the Blue Abyss how much will NASA be involved?

Mayor Orcutt responded this is privately funded, own business, lot being done by investors and most monies have been raised, to date.

Mr. Mencini continued after the budget passes, would like to have department heads, i.e. building commissioner; police and fire chief at a meeting to answer any questions.

Questions: cont.

Mr. Troyer stated this company will be located on the west-end between Aerospace Parkway and Ruple Parkway. What is being done to not allow or mitigate any change in the residential area

Mayor Orcutt responded the company will have to the ordinance for that zoning and the company is planning on putting a hotel there for people coming to the location. Will work with the law department to see if a conditional use permit is needed.

Mr. Troyer stated will work with the clerk to inform the residents that will be affected to attend the April 11th meeting.

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

Madam Horvath reported at the next meeting will have the updated list of civil litigation cases. This past week or ten (10) days some cases have dropped off and a few case added, that the department is seeing as frivolous. This case names the city and several police officers a denial of first rights. Also, a notice of appeal of a civil service case and pleased to announce the case with the firefighters has been resolved and will be dismissed.

Safety Director Sensel

No report

Finance Director Cingle

Mr. Cingle reported the tax department is open Monday-Friday from 9:00 a.m. to 4:00 p.m. Extended hours of the tax department will be on March 28th; April 4th and April 11th until 7:00 p.m. The tax department will also be open on Saturdays March 25th; April 1st and April 15th from 9:00 a.m. to 12:00 p.m.

Engineer Piatak

No report

Service Director Beyer

Mr. Beyer reported bulk pickup will be April 10th on regular rubbish day; shred-it day will be on April 22nd from 10:00 a.m. to 1:00 p.m. The service yard will be opening on April 10th Monday through Friday from 8:00 a.m. to 7:00 p.m., for trash and yard waste drop-off. Last week I met with officials from Cleveland Airport and Ohio Department of Transportation (ODOT) regarding the upkeep and maintenance of Route 237 and also the Brook Park properties that Cleveland airport maintains. Was informed by ODOT that the median and lighting project will continue from Sheldon Road to the I-480 underpass. Would like to thank postal employee, Jay Scott, for getting a new mailbox by the amphitheater area.

Questions:

Mr. Poindexter asked if there is any update with the City of Cleveland, IX Center, funding?

Questions to the directors: cont.

Madam Horvath responded that is being worked on with outside counsel.

Mr. Troyer stated to Mr. Beyer with that meeting was there any discussion about the cable company and the overgrowth?

Mr. Beyer stated don't know if you are aware but last year I met with South Shore Cable representative and that situation was addressed and moving forward will continue to address.

Mr. Troyer continued with what about the Brook Park property land owned by the City of Cleveland?

Mr. Beyer responded that was also part of that meeting and there is also a new administration and are trying to navigate areas they are responsible for, having a good relationship with Cleveland maintenance team.

Mr. Mencini stated to both Mr. Beyer and Mr. Sensel tell the crews great job.

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

New Legislation:

1. An Ordinance authorizing the Mayor to enter into a contract for the sale of permanent parcel no. 341-24-011 and declaring an emergency. Introduced by Mayor Orcutt. Assigned to legislative committee.
2. An Ordinance amending certain sections of the administrative code to provide adjustments in compensation for employees of the city, other than elected officials of those covered under negotiated labor contract and declaring an emergency. Introduced by Mayor Orcutt. Assigned Finance committee.
3. A Resolution accepting the recommendations of the Housing Council on the City of Brook Park's community reinvestment area (CRA) and declaring an emergency. Introduced by Mayor Orcutt. Assigned Planning committee.

Motion by Mr. Troyer, supported by Mr. Mencini, to move to letter M on tonight's agenda.

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

NAYS: Unanimous.

Mr. Vecchio stated this will appear under M-4 as Resolution No. 3-2023.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Tom Coyne

23589 Woodhill Drive

Mr. Coyne expressed congratulations to Greg Cingle and what he has done over the years. With the budget few observations the finance director makes a guestimate of what may or may not occur, for that year. This city does not have the monies to make the needs of this city; the buildings are over 50 years-old with outdated systems.

ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 11319-2023

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.

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

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

NAYS: Troyer.

Mr. Vecchio stated Ordinance No. 11319-2023 has had its First Reading.

21. ORDINANCE NO. 11319-2023

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.

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

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

NAYS: Unanimous.

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

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

NAYS: Troyer. Ordinance No. 11320-2023 has passed under suspension of the rules. Adopted.

3. ORDINANCE NO. 11321-2023

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO DEPOSIT MONIES INTO THE GENERAL FUND FOR EXPENSES RELATED TO THE FORWARD INNOVATION CENTER REVIEW, INSPECTIONS AND TESTING AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

NAYS: Unanimous.

Ordinances and Resolutions: First Reading: cont.

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

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

NAYS: Unanimous. Ordinance No. 11321-2023 has passed under suspension of the rules. Adopted.

4. RESOLUTION NO. 3-2023

A RESOLUTION ACCEPTING THE RECOMMENDATIONS OF THE HOUSING COUNCIL ON THE CITY OF BROOK PARK'S COMMUNITY REINVESTMENT AREA (CRA) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

NAYS: Unanimous.

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

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

NAYS: Unanimous. Resolution No. 3-2023 has passed under suspension of the rules. Adopted.

SECOND READING OF ORDINANCES AND RESOLUTIONS:

1. ORDINANCE NO. 11318-2023

AN ORDINANCE TO PROVIDE FOR THE APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR FISCAL YEAR ENDING DECEMBER 31, 2023. Introduced by Mayor Orcutt.

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

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

NAYS: Unanimous.

Mr. Troyer stated in section one (1) eliminate the period and attachments A-1, A-2, A-3, A-4, A-5, A-6 an A-7. (handout worksheets distributed to Council).

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

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

NAYS: Unanimous.

Motion by Mr. Poindexter, supported by Mr. Troyer, to adopt, as amended.

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

NAYS: Unanimous. Ordinance No. 11318-2023 has passed under suspension. Adopted as amended.


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, Salvatore, Poindexter

NAYS: Unanimous.

Council President Vecchio declared this meeting adjourned at 8:14 p.m.

RESPECTFULLY SUBMITTED 
Carol Johnson
Clerk of Council

APPROVED April 4, 2023
as amended

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