

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, APRIL 4, 2023  
7:30 P.M.**

**A. ROLL CALL OF MEMBERS**

**B. PLEDGE OF ALLEGIANCE**

**C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. SPECIAL COUNCIL MEETING MINUTES HELD ON MARCH 14, 2023.
2. CAUCUS PRIOR TO MEETING MINUTES HELD ON MARCH 21, 2023.
3. REGULAR COUNCIL MEETING MINUTES HELD ON MARCH 21, 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:**

**N. SECOND READING OF ORDINANCES AND RESOLUTIONS:**

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,

**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, APRIL 4, 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;

**TROYER, MENCINI, ROBERTS, COYNE, SALVATORE**

Also in attendance were Mayor Orcutt, Law Director Horvath, Finance Director Cingle, Safety Director Sensel, Service Director Beyer, Recreation Director Gonzales and Engineer Piatak. Councilmembers Poindexter and Scott excused.

**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Special Council meeting minutes held on March 14, 2023.

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

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

**NAYS:** Troyer.

2. Caucus Prior to meeting minutes held on March 21, 2023.

3. Regular Council meeting minutes held on March 21, 2023.

**Motion** by Mr. Troyer, supported by Mr. Mencini, to amend section one (1) and attachments.

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

**NAYS:** Unanimous.

**Mass Motion** by Mr. Mencini, supported by Madam Coyne, to approve the Caucus Prior to and Regular Council minutes as amended.

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

**NAYS:** Troyer.

**REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee – Chairman, Poindexter

No report.

Finance Committee - Co-Chairwoman, Coyne

Madam Coyne reported Finance committee has one (1) item on agenda.

Legislative Committee - Chairwoman, Coyne

Madam Coyne stated no report.

Parks & Recreation Committee - Chairman, Mencini

Mr. Mencini reported the Spring Craft Vendor Show will be on April 29th from 10:00 a.m. to 3:00 p.m.; April 11th is the Senior Club Morning at the Races; April 15th the seniors will be having their annual tea - \$15.00. Whenever Berea City Schools are closed on Tuesdays there is no senior club held.

Planning Committee - Chairman, Troyer

Mr. Troyer reported at last night's Planning Commission meeting there was a request for a variance to raise six (6) chicken at 15641 Agnes Blvd, motion made to remove from agenda, passed. Second was for new signage for Sgt. Cleans Car

**Reports of standing committees:**

Planning Committee - Chairman, Troyer: cont.

Wash at 5764 West 130th Street for three (3) wall signs; three (3) directional signs and two (2) ground signs; approved by five (5) with one (1) abstention.

Safety Committee - Chairman, Roberts

Mr. Roberts reported Citizen of the Year committee will be meeting in April, will get in contact with all Council's representatives. Police will continue to give Brookgate shopping center special attention on weekends for drag racing and other shenanigans. Have received a few more reports of cars parked on the street overnight police will enforce. The Ohio texting & driving new law begins today and in Brook Park, per this Council last year, this is a fourth (4th) degree misdemeanor.

Service Committee, Chairman, Poindexter

No report.

Board of Zoning Appeals - Chairman, Salvatore

Mr. Salvatore reported at last night's meeting there were four (4) requests: First being a variance to extend a fence beyond the rear line on Muskingum approved. Second item was to request a variance to raise six (6) chicken that was turned down. Third was to request a variance for a digital sign for Brook Park Laser Wash at 5673 Smith Road approved and lastly a request for three (3) variances for new signage for Sgt. Clean Car Wash at 5764 West 130th Street all variances approved.

**REPORTS OF SPECIAL COMMITTEES:**

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported volume has picked up; cost structure is under for both Southwest and University Hospital; working on bringing nurses back from Covid-19; emergency volume is strong; outpatient volume is strong and length of stay meetings are held on Wednesdays. A new pain management doctor will be starting in April as well as a new Oncology doctor starting in April.

Berea Board of Education Representative, Coyne

Madam Coyne stated no report the next meeting is April 14, 2023.

Technology & Innovation Council Representative, Poindexter

No report.

**REPORTS OF BOARDS AND COMMISSIONS:**

**INTRODUCTION OF RESOLUTIONS OF COMMENDATION:**

**REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Orcutt welcomed a new police officer and new firefighter and wished them the best of luck. Later this evening legislation will be introduced for the HMAP (Home Maintenance Assistance Program) and for a new infiltration system.

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

Madam Horvath reported with the active civil litigation there are three (3) existing cases and one (1) new case that the city will be named as a defendant further down the line, this case took place approximately two (2) years ago. It appears this action was not filed timely allowing for the police officers named to be dismissed from this action, due to late filing. Happy Easter.

Assistant Finance Director Maykut

Madam Maykut reported working on 2022 year-end audit with the auditors. Tax filing date is April 18th and the department will have extended hours on Tuesday, April 11th until 7:00 p.m. and Saturday, April 15th 9:00 a.m. to 1:00 p.m. The tax department is open Monday through Friday from 9:00 a.m. to 4:00 p.m., to assist residents with their tax returns.

Safety Director Sensel

Mr. Sensel reported the up-fitting of all vehicles and the detective truck has been completed and the vehicles are in service. Welcomed new police officer and firefighter, wished Happy Easter.

Recreation Director Gonzales

Mr. Gonzales welcomed part-time employee, Brian Cahlik, back to work from a serious injury. The adaptive basketball program is having great turnout; the Spring into Park Easter event was well attended. The first adult walking club had a great turnout and will meet every Tuesday at 2:30 p.m. with Nina from Spry Senior. The wrestling event match held on March 25th was a huge success, will have them back in October. Joan Corrigan and the senior club will be having their annual tea on April 15th from 1:00 p.m. to 3:30 p.m., looking for donations. Happy Easter.

Service Director Beyer

Mr. Beyer reported next week is bulk week on regular scheduled rubbish day five items only; mattresses and furniture must be wrapped. On April 10th the department will be open for yard waste and rubbish drop off, Monday through Friday 8:00 a.m. to 7:00 p.m. and Saturdays 9:00 a.m. to 1:00 p.m. April 22nd the department will be holding a shred-it event this will be a drive-thru event with service employees taking your documents to be shredded. The asphalt plant is opening next week so the roads will be addressed. Happy Easter

Engineer Piatak

Mr. Piatak reported next week staff will be checking landscaping from last year's roads program and also the demolition on Snow Road. Happy Easter.

**Questions:**

Mr. Roberts stated to Mr. Beyer on April 11th hot-patching will begin, or is there an approximate date?

Mr. Beyer responded next week hopefully will begin hot-patching.

**Questions to the Directors: cont.**

Mr. Troyer stated to Mr. Beyer will be making a list.

Mr. Mencini welcomed Assistant Finance Director Maykut; thanked Mr. Sensel for the assistance with the solicitor. Good to hear about speeding and overnight parking. To Mr. Piatak with the streets (2023 Roads Program) being grinded down, filled and sealed there is talk that will only give two (2) years; I'm no engineer but would think that would be longer than two (2) or (4) years, correct? Understand, weather makes a difference but would think longevity would be longer.

Mr. Piatak responded would think more than two (2) to five (5) years with a lot being not knowing what is underneath; but most definitely more than two (2) or five (5) years, on an overlay.

Mr. Beyer concurred with Mr. Piatak and stated once the appropriate repairs are made to the surface below the key is preventative maintenance; that needs to continue to keep the longevity of the road.

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

1. An Ordinance authorizing the Director of Public Service to advertise for bids and for the Mayor to enter into a contract for the 2023 equipment and general pavement services program and declaring an emergency. Introduced by Mayor Orcutt. Assigned to Finance committee.
2. A Resolution authorizing the Mayor to participate in the ODOT contract for road salt and declaring an emergency. Introduced by Mayor Orcutt. Assigned to Service committee.
3. An Ordinance amending certain sections of Chapter 1121.37 of the Brook Park codified ordinances entitled 'U-6 Commercial Research and Development District' and declaring an emergency. Introduced by Mayor Orcutt. Assigned Legislative committee.
4. An Ordinance authorizing the Mayor to enter into a contract for the sale of permanent parcel nos. 341-36-008, 341-30-114, 341-36-011 and 341-05-001 and declaring an emergency. Introduced by Mayor Orcutt. Assigned Planning committee.
5. Private Property lateral replacement program and declaring an emergency. Introduced by Mayor Orcutt & Councilman Roberts. Assigned to Service committee.
6. An Ordinance amending Ordinance No. 11250-2022, authorizing the implementation of the Brook Park Home Maintenance Assistance Grant Program (HMAP) and declaring an emergency. Introduced by Mayor Orcutt. Assigned to Legislative committee.



**Motion** by Mr. Troyer, supported by Madam Coyne, to move an Ordinance authorizing the Director of Public Service to advertise for bids and for the Mayor to enter into a contract for the 2023 equipment and general pavement services program and declaring an emergency to M-2, on tonight's agenda.

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

**NAYS:** Unanimous.

Mr. Vecchio stated that will appear as Ordinance No. 11323-2023 under M-2.

**Motion** by Mr. Troyer, supported by Madam Coyne, to move a Resolution authorizing the Mayor to participate in the ODOT contract for road salt and declaring an emergency to M-3, under first reading.

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

**NAYS:** Unanimous.

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

**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**

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

Liz Sayers

23065 Cedar Point Road

Ms. Sayers expressed concerns with not being able to view the livestream.

Mr. Vecchio interjected I already addressed that issue earlier in the meeting.

Ray Peterlin

5811 Wengler Drive

Mr. Peterlin expressed concerns with Wengler Drive repairs as well as the pool and roof area (recreation center) and the hotel.

Larry Kelly

23220 Switzer Road

Mr. Kelly expressed concerns with everything being an emergency, amendments, master plan updates and changes occurring in his neighborhood.

Albert Wolf

5880 Wengler Drive

Mr. Wolf stated to Mr. Gonzales good job with the recreation programs.

**Motion** by Mr. Troyer, supported by Mr. Mencini, to respond to audience.

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

**NAYS:** Unanimous.

Mr. Troyer stated to Mr. Peterlin very good points, few have already been discussed. To Mr. Kelly with the master plan have no answers but am concerned with the industrial of that area; go by what residents tell me.

Mr. Mencini stated to Mr. Kelly beautiful area on the west end, use to wonder about the emergency clause there is a good reason. The last master plan was with former Mayor Elliott in 2012 and concur one is needed for everything; from buildings to streets and throughout the community. To Mr. Peterlin disagree with the numbers with the roof in the pool area and the hotel. Also, the internet system, the audio here microphones are working or not working tonight there is no audio; had problems at last night's Planning & Zoning meetings, many upgrades are needed.

Madam Coyne thanked everyone for coming and stated to Mr. Kelly being a lifelong west-end resident understand your concerns. To Mr. Peterlin with the roads have tried and won't stop trying. To Ms. Sayers and Mr. Wolf glad to see you. This is a great city and it's hard to hear negative things and must have plan to move forward, without a plan nothing will happen.

Mayor Orcutt thanked everyone who came to speak, in conversations with Mr. Peterlin the cost of your roads with full-depth would be impossible, the cost of concrete has changed. With the full mill and fill program repairs will be made to the sub-base. Wengler Drive is the worst road in the city and was approved by Council for replacement in 2023. The roof and walls in pool area you speak about the dollars that have not been appropriated that's the city's savings account. With a projected cost of over \$3 million-dollars for the roof and walls and the retention basin documents being reviewed by the Northeast Ohio Regional Sewer District the preliminary numbers for that was over \$3 million-dollars. So looking at these numbers it is important not to appropriate every single dollar the city has because of projects that have to be done. This city has an issue with losing revenue with Ford Motor Company. Mr. Kelly thank you for coming and the master plan is to fill empty buildings this city hasn't done much, in my opinion, in decades. The former post office now has MetroHealth Spry Senior located there, former Bally's on Snow and Michael sat vacant for almost two (2) years and has now been raised and a new business coming in.

**Motion** by Mr. Troyer, supported by Mr. Roberts, to go back to regular order of business.

**ROLL CALL: AYES:** Troyer, Roberts, Mencini, Coyne, Salvatore.

**NAYS:** Unanimous.

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

1. ORDINANCE NO. 11322-2023  
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. (Burton Drive)

Mr. Vecchio stated Ordinance No. 11323-2023, has had its first reading.

2. Ordinance No. 11323-2023  
AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND FOR THE MAYOR TO ENTER INTO A CONTRACT FOR THE 2023 EQUIPMENT AND GENERAL PAVEMENT SERVICES PROGRAM AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mr. Vecchio stated Ordinance No. 11323-2023, has had its first reading.

3. RESOLUTION NO. 4-2023  
A RESOLUTION AUTHORIZING THE MAYOR TO PARTICIPATE IN THE ODOT CONTRACT FOR ROAD SALT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mr. Vecchio stated Resolution No. 4-2023 has had its first reading.

**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

1. ORDINANCE NO. 11319-2023  
AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2023 ENERGIZED COMMUNITY GRANT(S) AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mr. Vecchio stated Ordinance No. 11319-2023, has had its second reading.

**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

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

**ROLL CALL: AYES:** Roberts, Mencini, Salvatore, Troyer, Coyne.

**NAYS:** Unanimous.


Council President Vecchio declared this meeting adjourned at 8:22 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.