

**ITEMS TO BE CONSIDERED
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING
TO BE HELD ON TUESDAY, SEPTEMBER 5, 2023**

I. ROLL CALL OF MEMBERS:

II. PLEDGE OF ALLEGIANCE:

III. DISCUSSION:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH STATEWIDE FORD, INC. FOR THE PURCHASE OF TWO (20 POLICE VEHICLES AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt - PER COUNCIL PRESIDENT VECCHIO.

IV. LEGISLATIVE COMMITTEE - COUNCILWOMAN COYNE:

1. AN ORDINANCE ENACTING A NEW SUB-SECTION OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED 'DISORDERLY CONDUCT AT SPORTING EVENTS' AND DECLARING AN EMERGENCY. Introduced by Councilman Scott.
2. AN ORDINANCE AUTHORIZING THE MAYOR TO DISPOSE OF OBSOLETE COMPUTER, NETWORK AND PHONE EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
3. AN ORDINANCE AUTHORIZING THE BROOK PARK CIVIL SERVICE COMMISSION TO ENTER INTO A CONTRACT WITH THE BOARD OF EDUCATION OF THE BEREA CITY SCHOOL DISTRICT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Note: Civil Service Executive Secretary - Doug Schwind will be in attendance.

V. SAFETY COMMITTEE - CHAIRMAN, ROBERTS:

1. A RESOLUTION RECOGNIZING SHIRLEY M. HOLLER FOR ALERTING THE FIRE DEPARTMENT ABOUT A HOUSE FIRE ON HER STREET AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini.
2. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WARREN FIRE EQUIPMENT CORPORATION FOR THE PURCHASE OF TURNOUT GEAR AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

V. SAFETY COMMITTEE - CHAIRMAN, ROBERTS:

3. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MUNICIPAL EMERGENCY SERVICES FOR THE PURCHASE OF TURNOUT GEAR AND DECLARING AN EMERGENCY.

Introduced by Mayor Orcutt.

Note: Fire Chief Higgins in attendance.

4. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GOVDEALS.COM FOR THE PURPOSE OF AUCTIONING MISCELLANEOUS FIRE EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

VI. SERVICE COMMITTEE - CHAIRMAN, POINDEXTER:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO CONVERT 410 LIGHT FIXTURES TO LED AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Note: EXECUTIVE SESSION - PURCHASE AND SALE OF PROPERTY - Mayor Orcutt.

**ITEMS TO BE CONSIDERED
AT THE CAUCUS PRIOR TO THE COUNCIL MEETING
HELD ON TUESDAY, SEPTEMBER 5, 2023**

The meeting was called to order by Council President Pro-Tem Salvatore 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, Service Director Beyer, Engineer Piatak.

Council President Vecchio excused.

DISCUSSION:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH STATEWIDE FORD, INC. FOR THE PURCHASE OF TWO (2) POLICE VEHICLES AND DECLARING AN EMERGENCY.
Introduced by Mayor Orcutt.

Mayor Orcutt stated the interceptors are in high demand and this would put the city in line of possibly 15. For two (2) up-fitted police cars the cost would be \$66,438.00 for both. Dealerships are no longer taking letters of intent and will need legislation to move forward statewide.

Mr. Mencini clarified this could be for 15 vehicles possibly?

Mayor Orcutt responded this would put the city in line to get the vehicles statewide. Once the legislation is passed a request will be sent over to statewide showing interest in the 15 vehicles.

Mr. Poindexter asked Mayor Orcutt if the city doesn't get two of the 15 vehicles where would we go from there?

Mayor Orcutt responded would have to look at alternative vehicles that are police rated possibly F-150 but would need to make sure they are pursuit rated and safe for the police department.

Mr. Troyer asked is the engine is twin-turbo?

Mr. Sensel responded quote says 3.3 and usually would have turbo listed.

Mr. Troyer how is the city paying for these?

Mayor Orcutt responded the intent is to lease.

Motion by Mr. Troyer, supported by Mr. Mencini, discussed.

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

LEGISLATIVE COMMITTEE - COUNCILWOMAN COYNE:

1. AN ORDINANCE ENACTING A NEW SUB-SECTION OF THE GENERAL OFFENSES CODE OF THE CITY OF BROOK PARK ENTITLED 'DISORDERLY CONDUCT AT SPORTING EVENTS' AND DECLARING AN EMERGENCY. Introduced by Councilman Scott.

Mr. Scott stated there is a huge up-taking in sport officials or anyone associated with sporting events; parents attacking umpires. State of Ohio has made two attempts to place legislation through the state that moved through the house but never made it through the senate. There is a huge decrease in umpires and Brook Park is one city that the umpires don't want to work in. Something must be done to show umpires that Brook Park is here to protect them. One question raised was how will this be supported and the process is the police officer takes statements, views videos and makes a report that is turned over to the city prosecutor. The first offense would be a fourth-degree misdemeanor, second offense-third-degree misdemeanor and third offense-first-degree misdemeanor.

Mr. Mencini stated don't think fourth-degree is enough and how can this be stopped?

Mr. Troyer stated this is vague and needs to be worked on to make better.

Mr. Poindexter stated have concerns that this may be used by one set of fans to get the police involved, don't want to get police involved in sporting events.

Mr. Scott responded trying to put something out there to prevent these occurrences.

Mr. Roberts asked Madam Horvath is someone is charged with disorderly conduct what is the misdemeanor currently?

Madam Horvath responded fourth-degree misdemeanor and also a minor misdemeanor. This is a statement that Brook Park takes this very serious in protecting sporting officials.

Mr. Roberts asked Mr. Sensel for his opinion on what it takes to get arrested for disorderly conduct?

Mr. Sensel responded the elements of the crime is specific with causing the risk of physical harm, a police officer will not get involved in a game.

Legislative Committee - Chairwoman, Coyne: cont.

Mr. Troyer the problem with this is 'engaging in any conduct' allows the official to do everything they want and the person that is not an official will get charged.

Mr. Sensel commented engaging in any conduct but must have other elements of the crime for a person to be arrested.

Mr. Troyer reiterated engaging in any conduct means physical confrontation with a sporting official.

Madam Coyne stated it's unfortunate in this day and age we have to do this. These events are to be fun and think we are losing site of the importance of what's important.

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

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

2. AN ORDINANCE AUTHORIZING THE MAYOR TO DISPOSE OF OBSOLETE COMPUTER, NETWORK AND PHONE EQUIPMENT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mayor Orcutt stated there are computers and phone equipment that has little or no value and not feasible to sell; this allows IT department to dispose of.

Motion by Mr. Troyer, supported by Mr. Poindexter, to amend Section 1 after Exhibit A insert 'after all personal information is removed'.

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

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

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

3. AN ORDINANCE AUTHORIZING THE BROOK PARK CIVIL SERVICE COMMISSION TO ENTER INTO A CONTRACT WITH THE BOARD OF EDUCATION OF THE BEREA CITY SCHOOL DISTRICT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Note: Civil Service Executive Secretary - Doug Schwind will be in attendance.

Legislative Committee - Chairwoman, Coyne: cont.

Motion by Mr. Troyer, supported by Mr. Poindexter, to have Mr. Schwind speak.

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

NAYS: Unanimous.

Mr. Schwind stated the last contract with Berea City School District was 1985 and the new contract shows salaries for the Civil Service secretary, civil service board members and law director's time. Another change is to bill the school district on a quarterly basis.

Motion by Mr. Troyer, supported by Mr. Mencini, to place under letter M-1.

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

NAYS: Unanimous.

SAFETY COMMITTEE - CHAIRMAN, ROBERTS:

1. A RESOLUTION RECOGNIZING SHIRLEY M. HOLLER FOR ALERTING THE FIRE DEPARTMENT ABOUT A HOUSE FIRE ON HER STREET AND DECLARING AN EMERGENCY. Introduced by Councilman Mencini.

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

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

NAYS: Unanimous.

2. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WARREN FIRE EQUIPMENT CORPORATION FOR THE PURCHASE OF TURNOUT GEAR AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Troyer, supported by Madam Coyne, discussed in committee.

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

NAYS: Unanimous.

3. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MUNICIPAL EMERGENCY SERVICES, FOR THE PURCHASE OF TURNOUT GEAR AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Note: Fire Chief Higgins will be in attendance.

Mayor Orcutt stated several new members have been added to the fire department and this will catch the city up with everything needed.

Mr. Higgins stated turnout gear is needed, old gear has expired, has a ten-year life span.

Mr. Troyer stated to Mr. Higgins the difference between \$114,000.00 and \$145,000.00 is more gear is needed.

Safety Committee - Chairman, Roberts: cont.

Mr. Higgins responded more gear as well as different combination and prices have gone up.

Mr. Troyer asked Mayor Orcutt how is this being paid?

Mayor Orcutt responded Capital Improvement 401 - Fund 413 and there are items the chief felt was more of a priority than others.

Motion by Mr. Troyer, supported by Madam Coyne, to place on tonight's Council agenda.

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

4. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GOVEDEALS.COM FOR THE PURPOSE OF AUCTIONING MISCELLANEOUS FIRE EQUIPMENT AN DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mayor Orcutt stated this will allow the selling of fire department equipment rather than disposal.

Mr. Higgins stated this equipment is worthless, some is from the 1970's but am going to try get as many dollars as possible. Items not sold legislation will come forward for disposal of leftover equipment.

Motion by Mr. Salvatore, supported by Mr. Mencini, to place on tonight's agenda.

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

SERVICE COMMITTEE - CHAIRMAN, POINDEXTER:

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT TO CONVERT 410 LIGHT FIXTURES TO LED AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mayor Orcutt stated this is NOPEC dollars that comes to the city to be used for upgrades. This would take \$99,220.00 out of NOPEC Fund, currently at \$154,000.00, to re-lamp LED's from Snow Road to Route 237 to West 130th Street; Smith Road from Sheldon Road to Brookpark Road and a portion of Engle Road, known as Henry Ford Boulevard. Would like to do whole city but the one issue the service director and I are running into is with Mr. Conley of CEI for this part of the district is the manpower is not available; this is the best project that can get done with the resources available.

Service Committee - Chairman, Poindexter: cont.

Mr. Poindexter stated think the city is missing an opportunity to save dollars because comparing the old proposal and the new proposal the figures have not changed.

Mayor Orcutt stated this is a good investment but there is a manpower problem with Cleveland Electric Illuminating (CEI).

Mr. Poindexter responded the longer the city waits mean losing of monies on savings. Understand the manpower issue but need to get this on the books so it gets done.

Mayor Orcutt commented the intent is to budget monies in 2024.

Mr. Troyer stated any reason all of Engle Road is not being done?

Mayor Orcutt responded the proposal is to use Nopec dollars for the Gateway project of I-71 and Snow Road.

Mr. Troyer stated we've been talking about that for years, do we know what the state is going to do with the new entrance to the airport?

Mayor Orcutt responded have had discussions with the transportation director from NOACA and the entrance and exit ramps would change the look of Snow Road. The Ohio Department of Transportation director, service director and myself walked that area today and currently there are no funds for that.

Mr. Troyer continued I think we should be lighting up the entire campus by doing all of Engle and section of Holland Road.

Mayor Orcutt responded the reason why all of Engle Road is not being done is due to not having that much money in the account. Also, working with CEI there is only so much manpower. Would like to have all the streets lit up with LED's and since becoming Mayor have been working with a broker to reduce electricity in the city from \$.11 to \$0.8 per kilowatt multiplied five-million kilowatts used at 72 or 76 different entities has been reduced to \$0.88. The intent is to do Engle Road, Sheldon Road and Ruple Road and am looking to do the entire city.

Mr. Mencini stated this will be done by increments.

Mayor Orcutt responded working with revenue the city has to do multiple projects; must diversify the funds. Should maybe look into locking in but waiting for bids for roof and walls.

Service Committee - Chairman, Poindexter: cont.

Mr. Poindexter commented with the last administration a proposal was brought forward for the roof and walls and LED's, there is a lot of savings.

Motion by Mr. Scott, supported by Madam Coyne, to place on tonight's Council agenda under letter M.

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

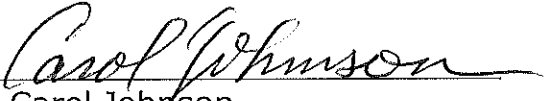
Note: EXECUTIVE SESSION - PURCHASE AND SALE OF PROPERTY - Mayor Orcutt.
Motion by Mr. Mencini, supported by Madam Coyne, to move Executive Session to Council agenda following.

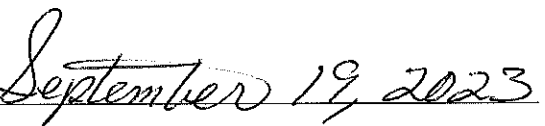
ROLL CALL: AYES: Mencini, Coyne, Scott, Troyer, Salvatore, Poindexter, Roberts
NAYS: Unanimous.

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

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

Council President Pro-Tem Salvatore declared this meeting adjourned at 8:11 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.