

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY JANUARY 16, 2024  
7:30 P.M.**

**A. ROLL CALL OF MEMBERS:**

**B. PLEDGE OF ALLEGIANCE:**

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

1. SPECIAL CAUCUS MEETING HELD ON DECEMBER 8, 2023.
2. SPECIAL MEETING - ORGANIZATIONAL MEETING HELD ON JANUARY 2, 2024.
3. CAUCUS PRIOR TO COUNCIL MEETING HELD ON JANUARY 2, 2024.
4. REGULAR COUNCIL MEETING HELD ON JANUARY 2, 2024.

**D. REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee – Chairman, Dufour  
Board of Zoning Appeals - Chairman, Mencini  
Finance Committee - Chairman, Scott  
Legislative Committee - Chairman, Scott  
Planning Committee - Chairman, Poindexter  
Parks & Recreation Committee - Chairman, McCorkle  
Safety Committee - Chairman, Troyer  
Service Committee - Chairman, Roberts

**E. REPORTS OF SPECIAL COMMITTEES:**

Southwest General Health Center Trustee, Mencini  
Berea Board of Education Representative, McCorkle  
Technology & Innovation Council Representative, Dufour

**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):**

**Verbal Approval:**

1. LIVESTREAM SUBSCRIPTION (BOXCAST) 12 MONTHS - \$12,388.00.
2. 2024 CAUCUS-COUNCIL MEETING SCHEDULE.
3. COUNCIL RULE 9 - CONDUCT OF ELECTED AND APPOINTED OFFICIALS.

**K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**  
**Appointments:**

1. HOUSING COUNCIL - Councilmembers Scott and Mencini.

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

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

1. AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR REQUESTS FOR QUALIFICATIONS (RFQ's) FOR AN ENERGY EFFICIENCY PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
2. AN ORDINANCE AUTHORIZING THE MAYOR AS THE LOCAL PUBLIC AUTHORITY, TO GIVE CONSENT, ON BEHALF OF THE CITY OF BROOK PARK TO THE OHIO RAIL DEVELOPMENT COMMISSION FOR UPGRADING THE HIGHWAY TRAFFIC SIGNAL SYSTEM AT THE NORFOLK SOUTHERN RAILROAD GRADE CROSSING AT EASTLAND ROAD NEAR SR-237, IN THE CITY OF BROOK PARK, IN CUYAHOGA COUNTY AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
3. AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM AGREEMENT WITH NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE SHELDON ROAD AND 5856 WEST 130th STREET SEPTIC SYSTEMS ABATEMENT DESIGN PROJECT 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, JANUARY 16, 2024**

The meeting was called to order by Council President Salvatore at 7:37 p.m., the clerk called the roll and the following Members of Council answered:

**TROYER, ROBERTS, DUFOUR, POINDEXTER, MENCINI, McCORKLE**

Also in attendance were Mayor Orcutt, Law Director Horvath, Program Coordinator Morgano, Finance Director McGann, Safety Director Sensel, Service Director Beyer and Engineer Piatak. Councilman Scott excused.

**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Special Caucus Meeting held on December 8, 2023.

**Motion** by Mr. Mencini, supported by Mr. Dufour, to approve as presented.

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

**NAYS:** Troyer

**ABSTENTION:** McCorkle, Dufour. Moved to next Council agenda.

2. Organizational Meeting held on January 2, 2024.

**Motion** by Mr. Mencini, supported by Mr. Dufour, to approve as presented.

**ROLL CALL: AYES:** Mencini, Dufour, Roberts, Poindexter, McCorkle

**NAYS:** Troyer

3. Caucus Prior to Council meeting held on January 2, 2024.

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

**ROLL CALL: AYES:** Dufour, Mencini, McCorkle, Roberts, Poindexter

**NAYS:** Troyer

4. Regular Council meeting held on January 2, 2024.

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

**ROLL CALL: AYES:** Mencini, Dufour, Roberts, Poindexter, McCorkle

**NAYS:** Troyer

**REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee – Chairman, Dufour

Mr. Dufour reported recently met with Mike Foley, Director of Sustainability for Cuyahoga County and County Councilman, Dale Miller, to be brought up to speed on the Micro-grid's to be built in the Cities of Euclid and Brooklyn. This would be for local electricity systems capable to operate from the main grid for commercial and industrial customers, with any connection happening to residential customers in the short or near term. Micro-grids are small scale local electrical grids that operate independently with a nearly uninterrupted supply of electricity. The electricity that will be initially used for the commercial and industrial customers will come from local solar arrays and other types of renewable and clean energy generation. Power outages and control systems allow these grids to disconnect from the main grid insuring an electrical supply to commercial and industrial

**Reports of standing committees:****Aviation & Environmental Committee - Chairman, Dufour: cont.**

customers. Design and build out will be financed at \$1 million-dollars from the Federal Department of Energy with a lot of engineering and planning to do and are working with (Cleveland Hopkins) airport and local businesses around the airport to hopefully have these electronics flowing in 2027.

**Board of Zoning Appeals - Chairman, Mencini**

Mr. Mencini reported the board had a meeting on Monday January 8th and approved one (1) variance request for Sheldon Road.

**Finance Committee - Co-Chairman, Mencini**

Mr. Mencini reported the Board of Control met the three highest is the 2024 Division of Water annual fee - \$30,000.00; third year of a five-year lease \$120,000.00 and two (2) automatic side-low trucks - \$75,000.00.

**Legislative Committee - Co-Chairman, Poindexter**

No report.

**Parks & Recreation Committee - Chairman, McCorkle**

Mr. McCorkle reported have had two (2) weeks of basketball with good feedback from the parents and residents. Six-week session of Dodgeball sign-up by March 1st. Six-week co-ed Volleyball signups until February 16th and the Daddy-Daughter Dance to be held on February 9th from 6:00 p.m. to 8:00 p.m., \$30.00 ticket.

**Planning Committee - Chairman, Poindexter**

Mr. Poindexter reported the Planning committee met last Monday, January 8th, with one (1) item on the agenda for project aesthetic approval for a landing strip at 16800 Brookpark Road, in the U7-AE district, approved unanimously. The committee also removed one (1) item from the table for Albert Einstein who will not be coming due to having no immediate plans.

**Safety Committee - Chairman, Troyer**

No report.

**Service Committee - Chairman, Roberts**

Mr. Roberts reported Service committee has two (2) items under first reading.

**REPORTS OF SPECIAL COMMITTEES:****Southwest General Health Center Trustee, Mencini**

Mr. Mencini reported Southwest Health Care gave the annual end-of-year report and continues to provide communities with good services. Berea-Midpark High School student participated in the Health Care Program that introduced students to medical careers with education and training. Southwest invested \$9 million-dollars in 2023 for different projects and improvements to the health center.

**Berea Board of Education Representative, McCorkle**

Mr. McCorkle reported last Thursday was the first meeting of the year with all members sworn in. The gymnastics team went for gold and the cheerleaders qualified and were approved for trip to Disney. With Senate Bill 288 the district

**Reports from special committees:**

Berea Board of Education Representative, McCorkle.

will have teaching classes for grades K-6 for student child abuse and grades 7-12 sexual violence.

Technology & Innovation Council Representative, Dufour

Mr. Dufour reported the Technology and Aviation committee met last Wednesday, and held the organization meeting with the reassignment and positions in the committee. The committee also came up with some recommendations for enhancements of the Council Chambers. The city's website is continuing and will hopefully be rolled out soon. The Federal Bureau of Investigation (FBI) to enhancements of the Council Chambers the city's website is continuing to be under development and hopefully will be rolled out soon. The FBI Internet Chronic Complaint Center received 19,000 complaints of confidence and romance scams for 2022; with reported losses of close to almost \$740 million-dollars. The Aviation and Technology month tech-tip will be how to keep family, friends and everyone safe from romance scams.

**REPORTS OF BOARDS AND COMMISSIONS:****INTRODUCTION OF RESOLUTIONS OF COMMENDATION:****REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Orcutt reported the title transfer for the 12.8 acres on the west end from the city to Blue Abyss is complete. With former Brookview School Prime One is doing their due diligence and looking to submit plans to the Board of Zoning Appeals and Planning Commission in March; looking to have the final meeting on February 2nd with building commissioner and economic development in attendance. This will be for 89 luxury townhomes with demolition either late spring or early summer of Brookview School. Haven't been able to attend last Council meeting, welcomes two (2) new Councilmembers and this administration is looking forward to working with all of Council to move this city forward.

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

Law Director Horvath

Madam Horvath reported will have a pending civil cases at the first meeting in February; the status of cases has not changed.

Recreation Program Coordinator Morgano

Madam Morgano reported along with the programs Councilman McCorkle announced the recreation department also has Youth Flag Football at Lou Groza field for grades first (1st) through sixth (6th); registrations due by March 1st. Registrations for the Daddy-Daughter Dance are required and do fill up fast.



**Reports and communications from departments, commissions and other public officials: cont.****Finance Director McGann**

Mr. McGann reported last week the city received the Government of Finance Officers Association (GFOA) certificate of achievement for 2022, special acknowledgement to former Finance Director Cingle and Interim Finance Director Maykut. A mailer will be sent to residents with information on income tax filing. The city is now offering e-file this year and on the mailer there will be a QR code that takes residents to the Tax-Connect website. Taxes can be mailed or brought to the tax department for assistance in filing. Households may receive many mailers depending on individuals living in the home over the age of 18. Reminded residents to keep all mailers until all tax returns have been filed; the filing deadline is April 18, 2024.

**Safety Director Sensel**

No report.

**Service Director Beyer**

Mr. Beyer reported the 2023 year-end report with the department having 1,007 sewer calls; camera 101 laterals and dug 35 test-tees with seven (7) participating in the lateral replacement program, implemented in mid-2023. Recycled 860-tons; 499-tons of bulk rubbish with 8,418-tons of rubbish collected, recycling numbers are up. Last year there were 28 water breaks with the City of Cleveland being billed \$68,000.00 and reimbursed to the city. The department jetted 69 mainlines that includes both sanitary and storms; cleaned 93 catch-basins; used 215 hot-patch; 44-ton cold-patch and removed 111 trees.

**Engineer Piatak**

Mr. Piatak reported the former Brook Park Memorial School demolitions project, the foundations and walls have been removed and will be rubberized for transport to another facility; backfill operations will commence later this week or early next week, weather permitting. Have a meeting scheduled next week with Ohio Rail Commission to go over details for the proposed Eastland pre-signal project, report to follow.

**Questions:**

Mr. Mencini stated to Mr. Beyer good report big numbers with sewer calls that are not charged to resident. With the highway or county-owned streets i.e. wall on I-71 graffiti do service crews do anything with that?

Mr. Beyer responded the Ohio Department of Transportation (ODOT) or other entities is notified and are very busy may take some time to get to. If it's an eyesore that needs attention service crews will do themselves and notify ODOT.

Mr. Mencini continued to Mr. Sensel with solicitors they must have a visible permit? Police and Fire great job.

**Questions to directors: cont.**

Mr. Sensel concurred and stated if a resident sees a solicitor call the police department so an officer can check credentials.

Mr. Mencini stated to Engineer Piatak the railroad tracks at Engle and Snow Roads are rough.

Mr. Dufour stated to Mr. Beyer great report and asked to elaborate on water breaks when the road is torn up does the city get reimbursed?

Mr. Beyer responded yes, there is a formula used that enables the city reimbursement per square-footage once the water break is released from the City of Cleveland, for reimbursement of material and time. Usually wait to get a couple water breaks before sending to the City of Cleveland, who is very diligent in looking at the city's reports and numbers.

Mr. Troyer thanked Mr. Sensel and multiple departments involved for the cleanup on Holland Road and car removed from backyard on Southway Drive.

Mr. Troyer thanked Mr. Beyer and crews for the recent issue taken care of very quickly.

Mr. Poindexter asked Mr. McGann the QR code on the mailers is that specific for each individual?

Mr. McGann responded will take resident to city's website.

Mr. Poindexter questioned the information on the mailer?

Mr. McGann responded the mailer will have the resident's tax identification number on the flip side; the QR Code will not be specific.

Mr. Poindexter thanked Mr. Piatak for the recent idea and good insight given, that will be coming forth to Council. Thanked Mr. Beyer for assisting a resident that had water coming into the basement.

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

1. Livestream subscription (Boxcast) 12 months - \$2,388.00.

**Motion** by Mr. Dufour, supported by Mr. Mencini, to verbally approve.

**ROLL CALL: AYES:** Dufour, Mencini, McCorkle, Troyer, Roberts, Poindexter

**NAYS:** Unanimous.

**Verbal Approval: cont.**

2. 2024 Caucus-Council meeting schedule.

**Motion** by Mr. Dufour, supported by Mr. Troyer, to amend March 19th to March 20th.

**ROLL CALL: AYES:** Dufour, Troyer, Roberts, Poindexter, Mencini, McCorkle

**NAYS:** Unanimous.

**Motion** by Mr. Roberts, supported by Mr. Mencini, to amend October 22nd to October 15th.

**ROLL CALL: AYES:** Roberts, Mencini, McCorkle, Troyer, Dufour, Poindexter

**NAYS:** Unanimous.

**Motion** by Mr. Poindexter, supported by Mr. Roberts, to approve 2024 meeting schedule, as amended.

Mr. Troyer stated will vote for this that's what Council wants, would like to see something different.

**ROLL CALL: AYES:** Poindexter, Roberts, Dufour, Troyer, McCorkle, Mencini

**NAYS:** Unanimous.

3. Council Rule 9 - Conduct of Elected and Appointed Officials.

The clerk read the former and current versions into the record.

Mr. Salvatore stated this will also include anyone having an Apple watch, is considered a form of communication.

**Motion** by Mr. Troyer, supported by Mr. Roberts, to verbally approve new rule.

**ROLL CALL: AYES:** Troyer, Roberts, Dufour, Poindexter, Mencini, McCorkle

**NAYS:** Unanimous.

**New Legislation:**

1. An Ordinance authorizing the Mayor to accept the Firehouse Sub Safety Foundation Grant and declaring an emergency. Introduced by Mayor Orcutt. Placed in Legislative committee.
2. An Ordinance acceptance of a grant from Romeo's Pizza and declaring an emergency. Introduced by Mayor Orcutt. Placed in Legislative committee.



**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**

**Appointments:**

1. Housing Council - Councilmembers Scott and Mencini.

**Motion** by Mr. Dufour, supported by Mr. Troyer, to appoint.

**ROLL CALL: AYES:** Dufour, Troyer, Roberts, Poindexter, Mencini, McCorkle

**NAYS:** Unanimous.

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

Liz Sayers

23065 Cedar Point Road

Ms. Sayers expressed concerns with the recreation center leakage, structural engineer report, 20-year warranty on roof, answer residents after speaking.

James Krenisky

5723 Van Wert

Mr. Krenisky expressed gratitude with the good things happening in the city; phenomenal safety forces response time with recent electrical fire and (former) Brookview School being demolished.

Louie Modic

14399 Fayette

Mr. Modic thanked Mayor for attending senior club meeting, dog park memorial brick charge will be done by sections and RFQ legislation great idea.

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

**ROLL CALL: AYES:** Troyer, Dufour, Roberts, Poindexter, Mencini, McCorkle

**NAYS:** Unanimous.

Mr. Troyer stated to Ms. Sayers one issue with the RFQ is it doesn't say anything about recreation center roof and walls, for all buildings. To Mr. Modic agree with what you said but seniors were told some Councilmembers are against the RFQ.

Mr. Poindexter stated to Ms. Sayers hope this building is safe, city government is located in this building. To Mr. Krenisky thank you there is a lot happening and working together to keep it going. To Mr. Modic want to see the upgrades and improvements and state law 717.02 states Council 'shall' analyze proposals and select best bidder. Just want to know what method is being selected, strong proponent for energy efficiency and saving money.

Mr. Mencini stated to Mr. Krenisky nice to hear about good things going in the city and gives motivation. To Mr. Modic and Ms. Sayers any city building will have issues and the RFQ's are needed, to do the work for these buildings, but must be done right.

**Response to audience: cont.**

Mr. Dufour responded to both Ms. Sayers and Mr. Modic speaking generally to the future of the recreation center improvements and this legislation for energy-efficiency. Believe everyone up here and Council will approach those items with good faith and the good of the city at heart. When this process gets worked and out with everyone's collaboration will be proud when it gets done. To Mr. Krenisky thank you for coming to the microphone and also reporting the electrical fire.

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

**ROLL CALL: AYES:** Poindexter, Mencini, McCorkle, Troyer, Roberts, Dufour

**NAYS:** Unanimous.

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

1. ORDINANCE NO. 11380-2024

AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR REQUESTS FOR QUALIFICATIONS (RFQ's) FOR AN ENERGY EFFICIENCY PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mr. Salvatore stated to Mr. Troyer the Mayor has offered up amendments Council should take a look at them to see how to proceed.

Mr. Troyer suggested the legislative authority should form the committee with three committee members and three Councilmembers. Suggested being placed back in committee for more work and placed on the Caucus meetings the next two (2) weeks.

Mr. Dufour stated to Mayor Orcutt I thought the amendments you offered up for the RFQ were generous and would like to see the corrected form.

Mayor Orcutt stated will give amended version to Council.

Mr. Mencini stated this has to be done and is the second time I've dealt with RFQ's. The last time Council didn't have too much to say just voted on it. Give Mayor Orcutt credit that he wants to work with Council because this very important; let's work together and move ahead.

**Motion** by Mr. Troyer, to place on the January 23rd Caucus agenda, calling a meeting, died for lack of second.

Mr. Salvatore stated Ordinance No. 11380-2024, has had its first reading.

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

2. ORDINANCE NO. 11381-2024

AN ORDINANCE AUTHORIZING THE MAYOR AS THE LOCAL PUBLIC AUTHORITY, TO GIVE CONSENT, ON BEHALF OF THE CITY OF BROOK PARK TO THE OHIO RAIL DEVELOPMENT COMMISSION FOR UPGRADING THE HIGHWAY TRAFFIC SIGNAL SYSTEM AT THE NORFOLK SOUTHERN RAILROAD GRADE CROSSING AT EASTLAND ROAD NEAR SR-237, IN THE CITY OF BROOK PARK, IN CUYAHOGA COUNTY AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

**ROLL CALL: AYES:** Roberts, Mencini, McCorkle, Troyer, Dufour, Poindexter

**NAYS:** Unanimous.

**Motion** by Mr. Roberts, supported by Dufour, to adopt.

**ROLL CALL: AYES:** Roberts, Dufour, Poindexter, Troyer, McCorkle, Mencini

**NAYS:** Unanimous. Ordinance No. 11381-2024, has passed under suspension of the rules. Adopted.

3. ORDINANCE NO. 11382-2024

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A MEMBER COMMUNITY INFRASTRUCTURE GRANT PROGRAM AGREEMENT WITH NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE SHELDON ROAD AND 5856 WEST 130th STREET SEPTIC SYSTEMS ABATEMENT DESIGN PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

**ROLL CALL: AYES:** Mencini, Roberts, Troyer, Dufour, Poindexter, McCorkle

**NAYS:** Unanimous.

**Motion** by Mr. Dufour, supported by Mr. Roberts, to adopt.

**ROLL CALL: AYES:** Dufour, Roberts, Troyer, Poindexter, Mencini, McCorkle

**NAYS:** Unanimous. Ordinance No. 11382-2024, has passed under suspension of the rules. Adopted.

**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

EXECUTIVE SESSION - COLLECTIVE BARGAINING MATTERS - MAYOR ORCUTT.

**Motion** by Mr. Roberts, supported by Mr. Dufour, to go into Executive Session.

**ROLL CALL: AYES:** Roberts, Dufour, Poindexter, Mencini, McCorkle, Troyer

**NAYS:** Unanimous.

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

**ROLL CALL: AYES:** Poindexter, Roberts, Troyer, Dufour, Mencini, McCorkle

**NAYS:** Unanimous.

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

**ROLL CALL: AYES:** Roberts, Dufour, Poindexter, Mencini, McCorkle, Troyer  
**NAYS:** Unanimous.

Council President Salvatore declared this meeting adjourned at 9:19 p.m.

RESPECTFULLY SUBMITTED

  
Carol Johnson  
Clerk of Council

APPROVED

  
March 5, 2024

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