

Council was **CALLED TO ORDER** in Regular Session by Council President Caruso at 8:00 P.M. in Ralph W. Biggs Council Chambers.

CALL TO ORDER

1:42:08

Following the **PLEDGE OF ALLEGIANCE**, members of Council answered to **PLEDGE OF ALLEGIANCE**
ROLL CALL as follows:

Members Present: D. Bender D. Caruso, AJ Ganim, M. Jantzen,
L. Redinger, B. Savage, B. Stucky.

ROLL CALL

Members Absent: A. Koepke.

Others Present: Mayor Daryl Kingston, Law Director D. Matty,
Engineer G. Wise, Finance Director L. Starosta,
CBO S. Packard, Economic and
Community Dev. Director, M. Bartkiewicz,
Fire Chief N. Zamiska, Police Chief S. Korinek, Service
Foreman M. Thomas, IT Technician P. Packard,
Council Clerk T. Tabor. Hannah Boulton.

Council President Caruso reported Council will hold an executive session to discuss matters related to the employment of public employees.

1:43:06

MINUTES OF THE MARCH 5, 2024 REGULAR MEETING: Motion by Ganim, seconded by Savage, to dispense with the reading of the March 5, 2024 regular meeting minutes and to accept same as presented.

MEETING MINUTES OF 3-5-2024 APPROVED

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:43:27

RESOLUTION 5538: a Resolution providing vacation upon hire to Cassandra El-Khoury Administrative Assistant; and declaring an emergency, was read by title.

RES. 5538 PROVIDE VACATION UPON HIRE FOR ADMIN ASSISTANT EL-KOURY

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5538 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5538.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:44:16

RESOLUTION 5539 re: a Resolution providing vacation upon hire to Nada Alempijevic Human Resource Specialist; and declaring an emergency, was read by title.

RES. 5539 PROVIDE VACATION UPON HIRE FOR HR SPECIALIST NADA ALEMPIJEVIC

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5539 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5539.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:44:59

RESOLUTION 5540 re: a Resolution authorizing the Mayor to accept a 2024 Recycle Ohio Grant through the Ohio Environmental Protection Agency for a water bottle refilling station and to execute the Ohio Environmental Protection Agency 2024 Water Bottle Refilling Station Grant Agreement; and declaring an emergency, was read by title.

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5540 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5540.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5540
ACCEPT 2024
RECYCLE
OHIO GRANT
FROM OEPA
AND EXECUTE
2024 WATER
BOTTLE
GRANT
AGREEMENT**

1:46:01

RESOLUTION 5541 re: a Resolution making necessary transfers and advances between certain funds for the fiscal year ending December 31, 2024; and declaring an emergency, was read by title.

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5541 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5541.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5541
TRANSFER
FUNDS #2 2024**

1:46:53

RESOLUTION 5542 re: a Resolution accepting the proposal of Karpinski Engineering to provide professional engineering services for new electrical service and related power distribution for the City of Brecksville Service Center Recycle Building; and declaring an emergency, was read by title.

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5542 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5542.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5542
ACCEPT
KARPINSKI
ENGINEERING
PROPOSAL
FOR
PROFESSIONA
L
ENGINEERING
SERVICES**

1:47:50

RESOLUTION 5543 re: a Resolution authorizing the Mayor to enter into a Community Cost-Share Agreement with the Northeast Ohio Regional Sewer District for the Bucher Vacuum Street Sweeper Purchase Project; and declaring an emergency, was read by title.

Motion by Ganim, seconded by Stucky, to suspend the rules and place Resolution 5543 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Resolution 5543.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

**RES. 5543
AUTHORIZE
COMMUNITY
COST SHARE
AGREEMENT
NEORS D FOR
SWEEPER VAC**

1:48:51

ORDINANCE 5694 re: an Ordinance enacting and adopting a supplement to the Codified Ordinances of the City of Brecksville; and declaring an emergency, was read by title. **ORD. 5694 ENACTING 2024 MUNICODE SUPPLEMENT 1**

Motion by Ganim, seconded by Stucky, to suspend the rules and place Ordinance 5694 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Ordinance 5694.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:49:29

ORDINANCE 5695 re: an Ordinance authorizing the purchase on one (1) Bucher V65t Truck Mounted Sweeper Vac for use by the Brecksville Service Department through the State of Ohio Department of Administrative Services; and declaring an emergency, was read by title. **ORD. 5695 AUTHORIZE STATE PURCHASE-SWEEPER VAC**

Motion by Ganim, seconded by Stucky, to suspend the rules and place Ordinance 5695 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Ordinance 5695.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:51:14

ORDINANCE 5696 re: an Ordinance authorizing the Mayor to enter into a Department of the Army Right-of-Entry for Construction Agreement for the Boston Mills Great Lakes Initiative Project Public Right of Way South of Vaughn Road; and declaring an emergency, was read by title. **ORD. 5696 AUTHORIZE DEPT. OF THE ARMY RIGHT-OF-ENTRY FOR CONSTRUCTION AGREEMENT**

Motion by Ganim, seconded by Stucky, to suspend the rules and place Ordinance 5696 on third and final reading.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to pass Ordinance 5696.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:51:48

BOARD OF ZONING APPEALS: Councilmember Stucky reported the next meeting of the Board of Zoning Appeals will be Monday, May 13th at 7:30 P.M. **BD. OF ZONING APPEALS**

1:52:05

8300-8310 SETTLERS PASSAGE – (1) a variance from section 1151.23(a) maximum 210 ft. front yard setback **to allow 224.86 ft.**, (2) a variance from section 1119.09(d) not to install the required public sidewalks until such time as the City deems appropriate, (3) a variance from section 1151.26(7) driveways minimum 3 ft. from lot lines to allow 0 ft. for a shared driveway, for the construction of a new house located at 8300 & 8310 Settlers Passage, PP# 602-08-004 & 602-08-005 **APP. 2024-02 8300-8310 SETTLERS PASSAGE**

Motion for passage by Stucky, seconded by Bender.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

8968 ELM ST. - A variance from Section 1185.02(d) to allow solid type of fencing (not allowed) located at 8968 Elm St., PP# 601-34-051. **APP. 2024-06
8968 ELM ST.**

Motion for passage by Stucky, seconded by Bender.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:54:28

8765 RIVERVIEW RD., PP# 602-30-005- (1) a variance from Section 1151.24 a minimum 30 ft. total side yards required to allow 27 ft. and (2) a variance from Section 1151.26(7) driveway setback minimum of 3 ft. from lot lines to allow 0 ft for the construction of an attached garage located at 8765 Riverview Rd., PP# 602-30-005 **APP. 2024-07
8765
RIVERVIEW
ROAD**

Motion for passage by Stucky, seconded by Bender.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:55:16

6589 GLEN COE DR - a variance from Section 1185.03(b) to allow a 4 ft. ornamental fence in front of the building line on a corner lot as shown on the drawing dated February 2, 2024, (not allowed) located at 6589 Glen Coe Dr. PP#603-18-033. **APP. 2024-08
6589 GLEN COE
DR**

Motion for passage by Stucky, seconded by Bender.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:56:05

10064 ECHO HILLS - a variance from section 1151.24 minimum 80 ft. rear yard setback required to allow 22 ft. for the construction of a deck on a non-conforming lot located at 10064 Echo Hills Dr., PP#605-19-010 Motion for passage by Stucky, seconded by Bender. **APP. 2024-09
10064 ECHO
HILLS**

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:57:18

PLANNING COMMISSION: Councilmember Caruso reported the next meeting of the Planning Commission will be April 4th at 7:00 P.M. A public hearing will be held regarding amending Section 1189.01(o) regarding the growing and sales of adult use cannabis in the City of Brecksville. **PLANNING
COMMISSION**

Motion for passage by Caruso, seconded by Stucky.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

1:59:14

RECREATION COMMISSION: Councilmember Ganim reported the next meeting of the Recreation Commission will be April 22nd. **RECREATION
COMMISSION**

HUMAN SERVICES ADVISORY BOARD: No Report.

**HUMAN
SERVICES**

1:59:40

SAFETY-SERVICE COMMITTEE: Councilmember Jantzen reported the committee met earlier today and has no items for Council consideration. **SAFETY-
SERVICE**

1:59:59

STREETS & SIDEWALKS COMMITTEE: Councilmember Stucky reported the committee met earlier today and has no items for Council consideration. **STREETS &
SIDEWALKS**

BUILDINGS & GROUNDS COMMITTEE: Councilmember Jantzen reported the Buildings & Grounds Committee met earlier this evening and has one item for Council consideration. **BUILDINGS &
GROUNDS
COMMITTEE**

2:00:17

OLD POLICE DEPARTMENT ASBESTOS REMOVAL - Approval of an increase to PO #24000364 in the amount of \$800.00 to Hathaway Environmental for additional asbestos abatement in the Old Police Department and Building Department. *Account #C4900166 32020 Project #B1190006.* **OLD POLICE DEPARTMENT ASBESTOS REMOVAL**

Motion for passage by Jantzen, seconded by Savage.
Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.
Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

2:01:38

UTILITIES COMMITTEE: Councilmember Ganim reported the committee met earlier and has no items for Council consideration. **UTILITIES COMMITTEE**

2:01:50

LEGISLATION COMMITTEE: Councilmember Bender reported the committee met earlier this evening and has no items for Council consideration. **LEGISLATION COMMITTEE**

2:01:57

FINANCE COMMITTEE: Councilmember Savage reported the committee met earlier this evening and has no items for Council consideration. **FINANCE COMMITTEE**

2:03:24

REPORT OF LAW DIRECTOR: Law Director Matty said a review of the Charter to correct grammar, spelling and gender neutral language is being prepared for Council's review and approval at the April 2, 2024 Council meeting. **LAW DIRECTOR**

2:04:17

REPORT OF ENGINEER: No Report. **ENGINEER**

REPORT OF FINANCE DIRECTOR: No Report. **FINANCE**

2:04:24

REPORT OF BUILDING DEPARTMENT: No Report. **BUILDING DEPT.**

REPORT OF PLANNING & COMMUNITY DEVELOPMENT: No Report. **PLAN & DEVELOPMENT**

REPORT OF HUMAN SERVICES: No Report. **HUMAN SERVICES**

2:04:48

REPORT OF SERVICE DEPARTMENT: No Report. **SERVICE**

REPORT OF PURCHASING DEPARTMENT: No Report. **PURCHASING**

2:05:34

REPORT OF POLICE DEPARTMENT: Police Chief Korinek said the Police Department will recognize officers for outstanding service. The Police Department will host a "House of Worship" safety training open to all religions, pastors, priests, ushers and anyone wishing to learn about safety in places of worship. **POLICE**

2:06:33

REPORT OF FIRE DEPARTMENT: Chief Zamiska reminded everyone the City of Brecksville will participate in a statewide tornado drill at 9:50 AM on March 20th. **FIRE**

REPORT OF RECREATION DEPARTMENT: No Report. **RECREATION**

REPORT OF THE MAYOR: Mayor Kingston thanked Service Department Foreman Matt Thomas for filling in for Service Director Kickel in his absence. **MAYOR**

2:07:03

COMMENTS: Councilmember Stucky said he was pleased to read an article regarding Kid's Quarters and the revitalization project moving forward. **COMMENTS**

March 19, 2024

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EXECUTIVE SESSION - Convene an executive session to discuss the employment of public employees at 8:38 PM

EXECUTIVE SESSION

Motion by Caruso, seconded by Savage.

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS..

Motion made by Stucky, Seconded by Savage to adjourn executive session and reconvene the regular meeting at 10:15 PM

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

Motion by Stucky, seconded by Savage, to adjourn the regular meeting at 10:15 P.M. **ADJOURN**

Ayes: Bender, Caruso, Ganim, Jantzen, Savage, Stucky.

Nays: None.

MOTION CARRIED 6-AYES, 0-NAYS.

PRESIDENT OF COUNCIL

CLERK OF COUNCIL