

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

July 18, 2017

HELD _____

Page 1

Council was **CALLED TO ORDER** in Regular Session by Council President Greg Skaljac at 8:08 P.M. in Ralph W. Biggs Council Chambers. **CALL TO ORDER**

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

Members Present: G. Broski, L. Carouse, Jr., M. Harwood, N. Murphy,
L. Redinger, G. Skaljac, K. Veras. **ROLL CALL**

Members Absent: None.

Others Present: Law Director D. Matty, Asst. Law Director S. DiGeronimo,
Engineer G. Wise, Finance Director V. Price,
CBO S. Packard, Service Director R. Weidig,
Purchasing Director R. Riser, Fire Chief E. Egut,
Police Chief W. Goodrich, Recreation Director T. Tupa,
Council Clerk T. Tabor.

MINUTES OF THE JULY 5, 2017 REGULAR MEETING: Motion by Carouse, seconded by Redinger, to dispense with the reading of the July 5, 2017 regular meeting minutes and to accept same as presented. **MINUTES OF 7-5-17 REGULAR MEETING APPROVED**

Ayes: Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

Abstain: Broski.

MOTION CARRIED 6- AYES, 0- NAYS, 1 - ABSTAIN.

RESOLUTION 4767 re: a Resolution commending Tom Snyderburn on his retirement from service to the City of Brecksville and declaring an emergency, was read. **RES. 4767 COMMENDING TOM SNYDERBURN ON HIS RETIREMENT**
Motion by Broski., seconded by Harwood, to suspend the rules and place Resolution 4767 on third and final reading.

Ayes: Broski Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Motion by Redinger., seconded by Carouse, to pass Resolution 4767.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Mayor Hruby described Tom Snyderburn as a silent person that gets up early every day and gets the facility open and ready for the day. Mayor Hruby said that the operation of the Community Center runs smoothly because of Tom's actions. The visitors to the Community Center have offered positive feedback regarding the service Tom provides. Mayor Hruby thanked Tom for doing a terrific job, even when conditions weren't always ideal.

RESOLUTION 4768 re: a Resolution promoting Michael Bauman to the position of Sergeant in the Police Department of the City of Brecksville, and declaring an emergency, was read by title. **RES. 4768 PROMOTING MICHAEL BAUMAN TO SERGEANT IN THE BRECKSVILLE POLICE DEPT.**
Motion by Broski, seconded by Harwood, to suspend the rules and place Resolution 4768 on third and final reading.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Motion by Redinger, seconded by Carouse. to pass Resolution 4768.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

July 18, 2017

HELD _____

Page 2

Mayor Hruby stated Officer Bauman began his career with the City of Brecksville as a part-time jailor in February 2001. In October 2002 Bauman was sworn in as a full time officer for the City. Mayor Hruby noted that Office Bauman is knowledgeable in arrests and drug enforcement and has been instrumental in many arrests. As a canine officer beginning in 2012, he is respected by many in the surrounding communities. Officer Mike Bauman has been a wonderful ambassador of the City and has worked with young people in the community with K-9 Officer Peto.

**CONTINUED,
PROMOTING
MICHAEL
BAUMAN TO
SERGEANT IN
THE BRECKSVILLE
POLICE
DEPT.**

Mayor Hruby also noted that Officer Bauman is also a great family man. Mike and his wife Becky are parents to Kyle, Kevin, Owen, Ali and Nolan. Officer Bauman is a big sports fan and great cook. His brother Jason also works as a jailor for the City of Brecksville Police Department.

Mayor Hruby administered the Oath to Officer Bauman and Becky Bauman had the honor of affixing the badge of Sergeant to her husband.

Mike thanked his family for their support of his career. He acknowledged that it isn't always easy being the family of a Police Officer.

Sergeant Mike Bauman thanked Chief Goodrich, Mayor Hruby and Council for the support and the opportunity to serve the City.

ORDINANCE 5092 re: an Ordinance authorizing the purchase of various computer related equipment for the Building Department from Dell Marketing L.P., and declaring an emergency, was read by title.

**ORD. 5092
PURCHASE
OF BUILDING
DEPT.
COMPUTERS**

Motion by Harwood, seconded by Veras, to suspend the rules and place Ordinance 5092 on third and final reading.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5092.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

ORDINANCE 5093 re: an Ordinance accepting the bid of BECDIR Construction for the Chippewa Creek Bridge Repair at Brecksville Road Project, and declaring an emergency, was read by title.

**ORD. 5093
ACCEPTING
THE
PROPOSAL OF
BECDIR FOR
THE
CHIPPEWA
CREEK
BRIDGE
REPAIR**

Motion by Harwood, seconded by Veras, to suspend the rules and place Ordinance 5093 on third and final reading.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5093.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

ORDINANCE 5094 re: an Ordinance accepting the bid of G&B Electrical Co. for the Old Town Hall Lighting Improvements project, and declaring an emergency, was read by title.

**ORD. 5094
ACCEPTING
THE
PROPOSAL OF
G&B
ELECTRICAL
CO. FOR THE
OLD TOWN
HALL
LIGHTING
PROJECT**

Motion by Harwood, seconded by Veras, to suspend the rules and place Ordinance 5094 on third and final reading.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

Motion by Redinger, seconded by Carouse, to pass Ordinance 5094.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

HELD _____ July 18, 2017

Page 3

ORDINANCE 5089 (3rd Reading) Re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending the Zoning Map by changing the Classification of split zoned permanent parcel numbers 601-34-015, 601-34-082 and 601-34-016 located at 8998 Brecksville Road from the L-B Local Business & R-8 Single Family Districts to all L-B Local Business District, and declaring an emergency, was read.

Motion by Carouse, seconded by Harwood, to pass Ordinance 5089.
Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljic, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5089
(3rd READING)
AMEND ZONE
MAP TO
CHANGE 8998
BRECKSVILLE RD.
FROM R-8
SINGLE FAM.
DIST. TO
LOCAL
BUSINESS
DISTRICT**

ORDINANCE 5090 (3rd Reading) Re: an Ordinance providing for the submission to the electors of the City of Brecksville the question of amending the Zoning Map by changing the Classification of Permanent parcel number 601-34-017 located at 9012 Brecksville Road from the R-8 Single Family District to C-F Community Facilities District, and declaring an emergency, was read.

Motion by Broski, seconded by Harwood, to pass Ordinance 5090.
Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljic, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**ORD. 5090
(3rd READING)
AMEND ZONE
MAP TO
CHANGE 9012
BRECKSVILLE RD.
FROM R-8
SINGLE FAM
TO COMMUN.
FACIL. DIST.**

BOARD OF ZONING APPEALS: Council Representative Veras reported that the Board of Zoning Appeals meeting of July 10th had six (6) items for Council consideration. The next meeting of the Board of Zoning Appeals will be held Monday, August 7th at 7:30 P.M.

**BOARD OF
ZONING
APPEALS**

APPEAL 2017-19: Motion by Veras, seconded by Broski, to accept the BZA recommendation to approve for Tony and Debby Marchetta, a variance from Section 1326.01 to install an air conditioning unit on the side of the house instead of the rear as required by code located at 10611 Laurel Lane, PP# 602-03-071.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljic, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**APPEAL
2017-19
VARIANCE TO
INTALL AN
A/C UNIT IN
SIDE YARD**

APPEAL 2017-20 : Motion by Veras, seconded by Harwood, to accept the BZA recommendation to approve for Richard and Susan Mulac for a variance from Section 1151.39(a)(5) maximum front yard projection 6 ft., to allow 11 ft. for a front porch addition located at 10195 Deer Run, PP# 605-28-089.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljic, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**APPEAL
2017-20
VARIANCE TO
ALLOW A
PORCH ADD.
INTO THE
REQ. FRONT
YARD**

APPEAL 2017-21 : Motion by Veras, seconded by Harwood, to accept the BZA recommendation to approve for Douglas McCreery for a variance from Section 1151.26(1) detached garage required in a rear yard, to allow construction of a new garage in the side yard of a corner lot located at 8951 Elm Street, PP# 601-34-076.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljic, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

**APPEAL
2017-21
VARIANCE TO
ALLOW A
GARAGE IN A
SIDE YARD**

MINUTES OF A MEETING OF THE

COUNCIL OF THE CITY OF BRECKSVILLE

July 18, 2017

HELD _____

Page 4

APPEAL 2017-22 : Motion by Veras, seconded by Harwood, to accept the BZA recommendation to approve for Gary & Cindy Habel for a variance from Section 1151.26(2) of 8 ft. from the required 10 ft. sideyard setback to allow 2 ft. for a shed located at 9944 Highland Drive, PP# 604-04-032. **APPEAL 2017-22 VARIANCE TO ALLOW A SHED IN THE SIDE YARD SETBACK**

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2017-23 : Motion by Veras, seconded by Harwood, to accept the BZA recommendation to approve for Petros Homes Snowville, LLC., for Parcel B1 (1) a variance from Section 1151.22 minimum lot width 175 ft. to allow 148.10 ft., and (2) a variance from Section 1117.09 lots required to be generally rectangular to allow an irregular shape lot. Parcel B2 (3) a variance from Section 1151.22 minimum lot width 175 ft. to allow 125 ft., and (4) a variance from Section 1151.24 minimum front yard 125 ft. to allow 75 ft. for the existing house, and (5) a variance from Section 1151.24 minimum side yard 20 ft. to allow 11 ft. existing west side as part of a lot split located at 8545 Snowville Road, PP# 605-15-002. **APPEAL 2017-23 VARIANCE TO ALLOW LOT WIDTH, IRREGULAR SHAPED LOT AND SIDE YARD SETBACK**

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

APPEAL 2017-24: Motion by Veras, seconded by Harwood, to accept the BZA recommendation to approve for Jon & Christine Venesile for a variance from Section 1151.24 of 17 ft. from the minimum required 70 ft. rear yard setback to allow 53 ft. for a rear covered porch addition located at 9012 Mulberry Point, PP# 605-22-057. **APPEAL 2017-24 VARIANCE TO ALLOW A PORCH ADD. INTO THE REQ. REAR YARD**

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.
MOTION CARRIED 7-AYES, 0-NAYS.

PLANNING COMMISSION: Council Representative Harwood reported that there are (3) three items for Council consideration from the July 6th Planning Commission meeting. The next meeting of the Planning Commission be held Thursday, August 3rd at 7:00 P.M. **PLANNING COMMISSION**

VERTICAL RUNNER : Motion by Harwood, seconded by Redinger that Council accept the recommendation of the Planning Commission to approve the sign proposed for Vertical Runner located at 8929 Brecksville Rd. as described in the May 1, 2017 application and revised drawing, conditional on the following deviation: From Section 1187.09(d)96): from projections shall not extend more than three feet (36") from the face to allow a 40.9 inches projection, and from the maximum of 1.5 square feet to allow 3.24 square feet. **VERTICAL RUNNER SIGN 8929 BRECKSVILLE ROAD**

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.
MOTION CARRIED 7- AYES, 0- NAYS

STUDIO MUSE : Motion by Harwood, seconded by Broski that City Council accept the recommendation of the Planning Commission to permit "microblading" as a similar service provided in the permitted main use of beauty shops/salons. **STUDIO MUSE 8803 BRECKSVILLE ROAD MICRO-BLADING**

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.
Nays: None.
MOTION CARRIED 7- AYES, 0- NAYS

MINUTES OF A MEETING OF THE

COUNCIL OF THE CITY OF BRECKSVILLE

July 18, 2017

HELD _____

STORAGE ZONE : Motion by Harwood, seconded by Murphy, to accept the **STORAGE** Planning Commission recommendation to Council to approve the proposed new 11,965 **ZONE NEW** square foot One Story Steel Storage Building located at 10133 Brecksville Road, **BUILDING** Brecksville, Ohio 44141 as described in the application dated June 16, 2017, and plans by **10133** Oliver Architecture and Wohlwend Engineering Group. **BRECKSVILLE ROAD**

G-001	Title Sheet	6/16/2017
C-TS	Title Sheet	6/16/2017
C-1	Overall Site Plan	6/16/2017
C-2	Existing Conditions and Demolition Plan	6/16/2017
C-3	Site Plan	6/16/2017
C-4	Grading and Drainage Plan	6/16/2017
C-5	SWPPP Plan	6/16/2017
C-6	SWPPP Notes and Details	6/16/2017
C-7	Construction Notes and Details	6/16/2017
E-001	Electrical Site Photometric Plan	6/15/2017
A-001	Site Plan	6/16/2017
A-100	Floor Plans	6/16/2017
A-200	Exterior Building Elevations	6/16/2017

Contingent on approval of the following variances:

- A variance from Section 1183.05(b) minimum 40 parking spaces required to allow 14 parking spaces.
- A variance from Section 1157.29(c)(1) minimum required 50 ft. building side yard setback, to allow a 31.25 ft. side yard setback on the north side.
- A variance from Section 1157.29(c)(1) minimum required 50 ft. building side yard setback to allow an 18 ft. side yard setback on the south side.
- A variance from 1157.29(c)(2) minimum required 25 ft. side yard parking and driveway setback, to allow 0 ft. setback on the north and south sides.

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS

RECREATION COMMISSION: Council Representative Redinger announced **RECREATION** the next meeting of the Recreation Committee will be held July 24that 7:00 P.M. **COMMISSION**

DEPARTMENT OF HUMAN SERVICES: Council Representative Murphy **DEPT. OF** announced that the next meeting of the advisory Board will be Wednesday, August 9th, at **HUMAN** 3:00 P.M. **SERVICES**

TELECOMMUNICATIONS COMMISSION: Council Representative Broski **TELEC.** announced that the Telecommunication Committee will be scheduling a meeting to be held **COMMISSION** within the next two weeks.

SAFETY-SERVICE COMMITTEE: No Report

SAFETY-SERVICE

STREETS & SIDEWALKS COMMITTEE: Councilmember Murphy reported **STREETS &** that the Committee met earlier this evening and has one additional item for Council's **SIDEWALKS** Consideration. Councilmember Murphy thanked Council for the passage of the Ordinance accepting the proposal of BECDIR Construction for the Chippewa Creek Bridge Repair Project and welcomed back Mr. Broski after his recent illness.

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

July 18, 2017

HELD _____

Page 6

SR. 82 PAVEMENT IMPROVEMENT PROJECT: Motion by Murphy, SR 82 seconded by Redinger to authorize CATTs Construction, Inc. to work during the overnight PAVEMENT hours on the SR. 82 Pavement Improvement Project. IMP. PROJECT
Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras. OVERNIGHT
Nays: None. WORK

MOTION CARRIED 7- AYES, 0- NAYS

UTILITIES COMMITTEE: Councilmember Carouse reported that the Utilities UTILITIES Committee met earlier this evening and there is one item for Council consideration. COMMITTEE

RIVERVIEW ROAD STREAM RELOCATION: Motion by Carouse, seconded RIVERVIEW by Redinger to authorize a change order for the Riverview Road Stream Relocation Project ROAD in the amount of \$37,345.00 to be paid to Mark Haynes Construction, Inc. Account # STREAM C480171 3505, Project #SW120006. RELOCATION

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS

BUILDINGS & GROUNDS COMMITTEE: Councilmember Harwood thanked BUILDINGS & City Council for the passage of the Ordinance awarding the contract to G&B Electrical Co. GROUNDS to perform electrical upgrades for the Brecksville Old Town Hall and reported that the Buildings and Grounds Committee met earlier this evening and that there are two (2) additional items for Council's consideration.

SERVICE GARAGE & HORTICULTURE BUILDING : Motion by Harwood, SERVICE seconded by Broski to accept the recommendation of the Committee and authorize a GARAGE & Purchase Requisition to Chas. E. Phipps Company for the filling of concrete joints in the HORT. Service Garage & Horticulture Building, in the amount of \$3,379.32, Account #110171 BUILDING 2201. CONCRETE

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS

4410 OAKES ROAD ROOF REPAIR: Motion by Harwood, seconded by Broski 4410 OAKES to accept the recommendation of the Committee and authorize an increase in the amount of ROAD ROOF \$175.00 to the Purchase Order to West Side Roofing for the installation of additional REPAIR plywood decking at 4410 Oakes Road as part of the Roof Replacement Project. Account #C490161 3202. Project # BI170006,

Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS

AQUATIC CENTER: Councilmember Harwood reported the comments taken after AQUATIC the previous Council meeting and presentation by thendesign Architects are being CENTER considered and incorporated into revised drawings for the proposed Aquatic Center.

LEGISLATION COMMITTEE: No report.

LEGISLATION COMMITTEE

FINANCE COMMITTEE: No report.

FINANCE COMMITTEE

REPORT OF LAW DIRECTOR: Law Director Matty reported if Ordinance LAW DEPT. 5089, rezoning is approved by the voters, deed restrictions will be placed on that property.

REPORT OF ENGINEER: No report.

ENGINEERING DEPT.

MINUTES OF A MEETING OF THE
COUNCIL OF THE CITY OF BRECKSVILLE

HELD _____ July 18, 2017 _____

Page 7

REPORT OF FINANCE DIRECTOR: No report.

FINANCE DEPT.

REPORT OF BUILDING DEPARTMENT: No report.

BLDG. DEPT.

REPORT OF SERVICE DIRECTOR: No report.

**SERVICE
DEPT.**

REPORT OF PURCHASING DIRECTOR: No report.

**PURCHASING
DEPT.**

REPORT OF POLICE DEPARTMENT: Police Chief Goodrich thanked Council for the promotion of Michael Bauman to Sergeant.

**POLICE
DEPARTMENT**

REPORT OF FIRE DEPARTMENT: No report.

FIRE DEPT.

REPORT OF RECREATION DEPARTMENT: No report

**RECREATION
DEPT.**

REPORT OF THE MAYOR: Mayor Hruby welcomed Councilmember Broski
back

**REPORT OF
THE MAYOR**

COMMENTS: Members of the Kiwanis Club invited all Councilmembers to attend the Horse Show on August 6th and asked any members in attendance that day to be available to present awards to the winning participants.

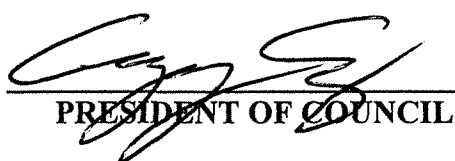
COMMENTS

Motion by Skaljac, seconded by Carouse to adjourn the regular meeting at 8:41 P.M. **ADJOURN**

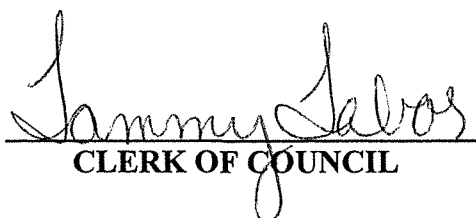
Ayes: Broski, Carouse, Harwood, Murphy, Redinger, Skaljac, Veras.

Nays: None.

MOTION CARRIED 7- AYES, 0- NAYS.



PRESIDENT OF COUNCIL



CLERK OF COUNCIL