

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, DECEMBER 17, 2024  
7:30 P.M.**

- A. ROLL CALL OF MEMBERS**
- B. PLEDGE OF ALLEGIANCE**
- C. APPROVAL OF MINUTES OF PRECEDING MEETINGS:**
  - 1. CAUCUS PRIOR TO MEETING MINUTES HELD ON NOVEMBER 19, 2024.
  - 2. REGULAR COUNCIL MEETING MINUTES HELD ON NOVEMBER 19, 2024.
- D. REPORTS OF STANDING COMMITTEES:**
  - Aviation & Environmental Committee - Dufour
  - Board of Zoning Appeals - Mencini
  - Finance Committee - Scott
  - Legislative Committee - Scott
  - Parks & Recreation Committee - McCorkle
  - Planning Committee - Poindexter
  - Safety Committee - Troyer
  - Service Committee - 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. 2025 CAUCUS – COUNCIL MEETING SCHEDULE.

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

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

**M. ORDINANCES AND RESOLUTIONS FIRST READING**

1. ORDINANCE NO. 11447-2024  
AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2025 AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
2. ORDINANCE NO. 11448-2024  
AN ORDINANCE AMENDING SECTION 1805.01(h) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'COLLECTION AT SOURCE' AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.
3. ORDINANCE NO. 11449-2024  
AN ORDINANCE RETAINING AND EMPLOYING THE LAW FIRM OF BRICKER GRAYDON LLP, TO ACT AS CO-COUNSEL WITH THE LAW DIRECTOR FOR THE BROWNS FOOTBALL TEAM RELOCATION, BUILDING DOMED STADIUM COMPLEX IN THE CITY OF BROOK PARK AND REDEVELOPMENT AT THE FORWARD INNOVATION CENTER AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt
4. ORDINANCE NO. 11450-2024  
AN ORDINANCE AMENDING SECTION 351.03 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'PROHIBITED STANDING OR PARKING PLACES' AND DECLARING AN EMERGENCY. Introduced by Councilman Dufour.
5. ORDINANCE NO. 11451-2024  
AN ORDINANCE AMENDING SECTION 141.02 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'COMPOSITION: EXECUTIVE HEAD 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, DECEMBER 17, 2024**

The meeting was called to order by Council President Salvatore at 7:30 p.m., the clerk called the roll and the following Members of Council answered:

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

Also in attendance were Mayor Orcutt, Law Director Horvath, Finance Director McGann, Recreation Director Wetmore and Service Director Beyer.

**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Caucus Prior meeting minutes held on November 19, 2024.
2. Regular Council meeting minutes held on November 19, 2024.

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

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

**NAYS:** Troyer.

**REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee - Dufour

Mr. Dufour reported Cleveland Hopkins Airport is gathering community input on its major design renovation, survey is asking people what makes Cleveland unique. The survey will remain in effect until end of mid-January, 2025  
clevelandairport.com

Board of Zoning Appeals - Mencini

No report, next meeting January 6, 2025.

Finance Committee - Scott

Mr. Scott reported Finance committee has two (2) pieces of legislation on agenda. The Board of Control met on December 9th with three (3) items on the agenda; weapons and attachments - \$4,305.70; repairs and parts for the recreation center steam room - \$2,207.50 and oversee recreation center roof repairs - \$2,200,000.00. The Board of Control met earlier today with five (5) items on agenda; three largest being final payment for the Hio Drive reconstruction project - \$34,847.32 repairs to ladder truck \$73,527.03, due to an accident and replacement of 1,450 LED street lighting for the city, first (1st) invoice of two (2) - \$322,377.00.

Legislative Committee - Scott

Mr. Scott reported Legislative committee has two (2) items on tonight's agenda. Merry Christmas and Happy New Year.

Parks & Recreation Committee - McCorkle

Mr. McCorkle reported older girls' basketball games have already started with all games beginning January 4th. The Holiday Art Fest was a huge success therefore will be a new program starting in January.

Planning Committee - Poindexter

Mr. Poindexter reported Planning Commission has not met since last report. Merry Christmas and Happy New Year.

**Reports of standing committees: cont.**

Safety Committee - Troyer

Mr. Troyer reported Safety committee has one (1) item on tonight's agenda. Merry Christmas and Happy Holidays.

Service Committee - Roberts

Mr. Roberts wished Merry Christmas and Happy New Year.

**REPORTS OF SPECIAL COMMITTEES:**

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported the board had a meeting last week and it was learned that quality care measures and organizational goals are being met. The vacancy rate for registered nurses has decreased by 17%; overall employee retention has improved 92%. Southwest General Hospital was named USAA top place winner for 2025. Southwest representatives are going across the state to many colleges and universities for recruitment of potential medical programs for students; for training, shadowing and possible employment at Southwest General. High school scholarships will be awarded to each taxing district of the hospital, for nursing majors at Baldwin-Wallace University. Chief Executive Officer Young wished everyone Happy Holidays and thank Council for this position.

Berea Board of Education Representative, McCorkle.

Mr. McCorkle reported congratulations to the High School Debate Team for receiving the highest judge-rankings of the season, some members made it to state. The superintendent will be holding a meeting of the Titan Advisory Board for discussions of academic achievement and student mental health. The board recognized two (2) retirees as well as approving several items on the agenda. Including early retirement from 34 (years) to 33 (years); reading improvement plan; annual agreement with student-teaching with Kent State University and Pro-partnership with Cleveland State University (CSU) for students to earn college credits towards teaching programs. New bleachers were approved for Big Creek Elementary School through a \$40,000.00 grant and \$20,000.00 coming out of the budget. The treasurer update is financials are looking very good and happy where the district is at.

Technology & Innovation Council Representative, Dufour

Mr. Dufour reported the committee met and approved artificial intelligence and municipal operations report that will be forthcoming to Council. Merry Christmas, Happy Holidays and Happy New Year.

**REPORTS OF BOARDS AND COMMISSIONS:**

**INTRODUCTION OF RESOLUTIONS OF COMMENDATION:**

**REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Orcutt reported the Sill Company has submitted to the city's insurance company a claim up to \$4.2 million-dollars; of those monies the city has received \$1.5 million-dollars. Will continue to work with the county and state for Emergency Management Agency (EMA) monies; the request from the administration was for \$5.4 million-dollars. Will continue to work with contractors on the recreation roof repairs and will probably be better than a one-year for the city to get back to (somewhat) normal in the neighborhoods and municipal campus. Commended Mr. Wetmore and his team for the constant cleanup of the center with all the rain. Also, thank you to Service Director Beyer team and my Executive Assistant, Debby Doud for all the reporting of issues. Update with the (Cleveland) Browns have been in meetings with myself, Service Director Beyer and City Engineer Piatak as well as the Ohio Department of Transportation (ODOT) for utilities and to get the logistics' of infrastructure work that needs to be done. Thanked City Council, Administration, Law Department, Finance Department and all city employees for the great challenges and progress made in 2024.

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

Law Director Horvath

Madam Horvath reported the Clerk of Council has custody of information from Bricker-Graydon (law firm) for Council's review, apologies for not getting to Council sooner. With regard to the pending civil litigation list will speak on two cases. One new case is Deja-vu of the city being sued in Common Pleas Court and now refiled in Federal Court, law department is attempting to get this case dismissed. The second case is the City of Brook Park vs the City of Cleveland and at 2:00 p.m. tomorrow will be present in the judge's chambers for final pretrial on this matter, am optimistic this case will move forward and scheduled for trial on June 13, 2025. The law department wishes everyone Merry Christmas, Happy Holiday and Happy New Year.

Finance Director McGann

Mr. McGann no report Happy Holidays.

Service Director Beyer

Mr. Beyer reported the rubbish calendar and newsletter for 2025 was mailed out. Crews will continue to pick up leaves until next week; since Christmas Day and New Year's Day fall on a Wednesdays rubbish pickups for those two (2) weeks will be one (1) day later including Saturdays. The Holland Road work is complete for the year the contractor may be out to crack-seal, weather permitting. The city this year experienced a magnitude tornado, never seen before in the city, and thanked Council; the Administration; employees Cuyahoga County representative and Ohio Department of Transportation ODOT) for working together and coming together during the tornado and afterwards. Merry Christmas and Happy New year.

**Reports and communications from other departments, commissions and other public officials:**

Recreation Director Wetmore cont.

Mr. Wetmore reported the Pancake breakfast went extremely well on December 7th with over 300 attendees, same setup will be used next year. The skylight repair on the north side is complete, as of today, and weather permitting hoping for completion by January 4, 2025. Last day for Letters to Santa is today some have been forwarded to the north pole and responses received. Recreation center Elf Tinker Fizzbottom has been up to usual tricks at the recreation center and service department, will be visiting until December 25th. New programs for 2025 will be the Art Program mentioned as well as Music and Movement for ages zero (0) to five (5) years-old. A new Silver Sneakers stability class will on Thursdays at 9:30 p.m., as well as an Irish Step-dancing class beginning January 13th. On behalf of the recreation center staff Happy Holidays.

Mr. Mencini to Mr. Wetmore very good with the away games please thank Program Coordinator Mendoza for the scheduling of all game changes.

Mr. Wetmore concurred with Mr. Mencini's comments with the recreation center staff of Program Coordinator Mendoza and Program Supervisor Colonna.

Mr. Mencini stated to Mr. Beyer with the cardboard/paper dump areas there is one area by the church that is overflowing. Are there any plans for these dumpster areas?

Mr. Beyer responded the dumpster was picked up today and are supposed to be emptied on Mondays, Wednesdays and Fridays. If there are drastic circumstances the service department will send out the one-arm truck to help with curbing this matter.

Mayor Orcutt stated with the cardboard the city is working on a plan for grants for the proper truck to lift the dumpsters in order to have more control and receive the monies, no promises.

Mr. Troyer asked isn't there a cardboard recycling company across from the service garage?

Mayor Orcutt responded that is the company the city will be using.

Mr. Troyer asked Madam Horvath if the west-end residents are being kept up to date with the lawsuit?

Madam Horvath responded a letter will go out after the pre-trial tomorrow.

**Reports and communications from other departments, commissions and other public officials:**

Mr. Salvatore thanked Council, the Administration and community for the hard work this year especially with the tornado that came through.

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

1. 2025 Caucus-Council meet schedule.

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

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

**NAYS:** Troyer.

New Legislation:

1. An Ordinance authorizing the Mayor to enter into a contract and contracts, without public bidding, with NeoGov for Human Resources and Payroll Management software and related services for a period not to exceed three years and declaring an emergency. Introduced by Mayor Orcutt. Finance committee.

**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**

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

Albert Wolf

5850 Wengler Drive

Mr. Wolf congratulated the recreation staff with the setup of the recent pancake breakfast, very enjoyable. To Mr. Beyer thank your staff on a well done job last Wednesday with the snowstorm, was out on snow patrol and all streets were clear that evening.

Elizabeth Sayers

23065 Cedar Point Road

Merry Christmas and Happy New Year.

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

1. ORDINANCE NO. 11447-2024  
AN ORDINANCE TO PROVIDE FOR THE TEMPORARY APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR THE THREE MONTHS ENDING ON MARCH 31, 2025 AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Mr. McGann stated two (2) amendments are needed: On page four (4) line item 880 - Transfers and Refunds - \$563,000.00 will be amended to increase by \$37,000.00 for an even \$600,000.00; for utilization of insurance funds for police

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

vehicles, received earlier in the year. Those dollars will then be transferred to Fund 401 - Capital Improvement Fund. Second (2nd) amendment will be on page five (5), bottom of page, Fund 401 - Capital Improvement Fund - line item 412 - Police Department has zero (\$0.00) dollars and will now have a transfer of \$131,803.54, representing a total of the two (2) police vehicles and up-fittings.

**Motion** by Mr. Dufour, supported by Mr. Mencini, to amend as stated.

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

Mr. Troyer asked for a total of those amendments.

Mr. McGann responded in section one (1) the amount of \$16,779,426.64 should be amended to read \$16,948,230.18.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to amend section one (1) as stated.

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

**Motion** by Mr. Mencini, supported by Mr. Dufour, to suspend, as amended.

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

**Motion** by Mr. Poindexter, supported by Mr. Scott, to adopt.

**ROLL CALL: AYES:** Poindexter, Scott, McCorkle, Mencini, Dufour, Roberts, Troyer  
**NAYS:** Unanimous. Ordinance No. 11447-2024, has passed under suspension of the rules. Adopted as amended.

2. ORDINANCE NO. 11448-2024  
AN ORDINANCE AMENDING SECTION 1805.01 (h) OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'COLLECTION AT SOURCE; AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

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

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

**Motion** by Mr. Mencini, supported by Mr. McCorkle, to adopt.

Mr. Troyer stated with the \$599.00 limit that is included in the IRS requirements is that included in the Brook Park Codified? This puts a burden on the residents who get work done on their homes.



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

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

**NAYS:** Troyer. Ordinance No. 114498-2024, has passed under suspension of the rules. Adopted.

3. ORDINANCE NO. 11449-2024

AN ORDINANCE RETAINING AND EMPLOYING THE LAW FIRM OF BRICKER GRAYDON, LLP, TO ACT AS CO-COUNSEL WITH THE LAW DIRECTOR FOR THE BROWNS FOOTBALL TEAM RELOCATION; BUILDING A DOMED STADIUM COMPLEX IN THE CITY OF BROOK PARK AND REDEVELOPMENT AT THE FORWARD INNOVATION CENTER AND DECLARING AN EMERGENCY.

Introduced by Mayor Orcutt.

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

Mr. Troyer stated this information was given at last meeting as well as more information given tonight not enough time to suspend. Not against hiring a firm, for this matter, but will be voting no on suspension.

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

**NAYS:** Troyer.

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

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

**NAYS:** None.

**ABSTENTION:** Troyer. Ordinance Nol. 11449-2024, has passed under suspension of the rules. Adopted.

4. ORDINANCE NO. 11450-2024

AN ORDINANCE AMENDING SECTION 351.03 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'PROHIBITED STANDING OR PARKING PLACES' AND DECLARING AN EMERGENCY. Introduced by Councilman Dufour.

**Motion** by Mr. Scott to suspend. Failed for lack of second.

Mr. Mencini thanked Mr. Dufour for bringing forward since 1966 does parking on front yards need to be included?

Mayor Orcutt commented last year's budget included monies for Lexipol to do an overlay of Brook Park's ordinances, fairly large investment. The police chief is working with a committee to make sure all city ordinances are inline and not crossed in any way. In the 2025 budget a company will be used for the building department to make sure all the building codes line up. When it comes to parking in the grass a change must be made as to who can write the citation. Right now those citations are written by the property maintenance inspector who sees violations on the weekend takes a picture and timestamp for a citation to be

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

issued that Monday. Would like to expand this to patrol officers to have this ability also.

Mr. Mencini stated likes the idea of moving forward the one is parking on the grass and parking over the sidewalk, making it hard for walkers that have to go close to the street.

Mr. Troyer stated when first discussing this thought some of the issues would get fixed. To have patrol officers responsible for issuing citations; this is the place to do this.

Mr. Salvatore stated Ordinance No. 11450-2024, has had its first reading.

5. ORDINANCE NO. 11451-2024  
AN ORDINANCE AMENDING SECTION 141.02 OF THE BROOK PARK  
CODIFIED ORDINANCES ENTITLED 'COMPOSITION; EXECUTIVE HEAD' AND  
DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

**Motion** by Mr. Troyer, supported by Mr. Poindexter, to suspend.

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

**NAYS:** Unanimous.

**Motion** by Mr. Mencini, supported by Mr. Troyer, to adopt.

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

**NAYS:** Unanimous. Ordinance No. 11451-2054, has passed under suspension of the rules. Adopted.

**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

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

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

Council President Salvatore declared this meeting adjourned at 8:29 p.m.

RESPECTFULLY SUBMITTED



Carol Johnson  
Clerk of Council

APPROVED

January 21 2025

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