

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, FEBRUARY 18, 2025
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 JANUARY 21, 2025.
 2. REGULAR COUNCIL MEETING MINUTES HELD ON JANUARY 21, 2025.
 3. SPECIAL CAUCUS MEETING MINUTES HELD ON JANUARY 28, 2025.
 4. SPECIAL COUNCIL MEETING MINUTES HELD ON JANUARY 28, 2025.
- 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}:**

1. PROPOSED COUNCIL RULES

K. MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

L. REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

M. ORDINANCES AND RESOLUTIONS FIRST READING

1. ORD. NO. 11455-2025

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2025 ENERGIZED COMMUNITY GRANTS(S) FUND AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

2. ORD. NO. 11456-2025

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WESTVIEW CONCRETE FOR THE PURCHASE OF CONCRETE AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

3. RES. NO. 1-2025

A RESOLUTION CONCERNING THE CONSOLIDATION OF TWO LOTS, PARCEL #S 344-06-004 AND 344-06-002, AT 14011 BROOK PARK ROAD (PARK PLACE APARTMENTS) INTO A SINGLE LOT AND THEN A SPLIT LOT FOR A PROPOSED 24,989 SQUARE FEET PARCEL 'A' AND A PROPOSED 31,771 SQUARE FEET, PARCEL 'B', ALONG BROOK PARK ROAD, LOCATED IN THE U7-D ZONING DISTRICT, AND DECLARING AN EMERGENCY. Introduced by COUNCIL AS A WHOLE.

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, FEBRUARY 18, 2025**

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, MENCINI, McCORKLE, SCOTT

Also in attendance were Law Director Horvath, Finance Director McGann, Recreation Director Wetmore, Service Director Beyer and City Engineer Piatak. Mayor Orcutt (7:46 p.m.). Councilman Poindexter excused.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Caucus Prior to meeting minutes held on January 21, 2024.

Motion by Mr. Mencini, supported by Mr. McCorkle, to approve as printed.

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

NAYS: Unanimous.

2. Regular Council meeting minutes held on January 21, 2025.

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

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

NAYS: Unanimous.

3. Special Caucus meeting minutes held on January 28, 2025.

Motion by Mr. Mencini, supported by Mr. McCorkle, to approve as printed.

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

NAYS: Unanimous.

4. Special Council meeting minutes held on January 28, 2025.

Motion by Mr. Mencini, supported by Mr. McCorkle, to approve as printed.

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

NAYS: Unanimous.

REPORTS OF STANDING COMMITTEES:

Aviation & Environmental Committee - Dufour

Mr. Dufour reported Frontier airlines has two (2) new routes to both Boston and Nashville. Boston begins May 22nd and Nashville begins May 23rd with flights occurring three (3) times a week. Cleveland City Council is pursuing turning management of Cleveland Hopkins International Airport to an independent facility, more news to follow.

Board of Zoning Appeals - Mencini

No report, next meeting March 3rd.

Finance Committee - Scott

Mr. Scott reported Finance committee has one (1) item on tonight's agenda. The Board of Control met earlier today with 17 items on the agenda; three (3) largest being. Street striping - \$49,288.60; removal and replacement of crane and body sewer truck #454 - \$42,995.00 and Holland Road repair project - \$283,495.36 through 1/08/2025.

Reports of Standing Committees: cont.

Legislative Committee - Scott

No report.

Parks & Recreation Committee - McCorkle

Mr. McCorkle reported baseball, softball and football signups are underway, with good number turnout. March Madness (basketball) is open and the basketball season is coming to an end.

Planning Committee - Co-Chairman, McCorkle

Mr. McCorkle reported no meeting since last report.

Safety Committee - Troyer

No report.

Service Committee - Roberts

Mr. Roberts reported one (1) item on tonight's agenda for the purchase of concrete.

REPORTS OF SPECIAL COMMITTEES:

Southwest General Health Center Trustee, Mencini

Mr. Mencini reported the new signage for emergency medicine was installed as well as the state of the art main lobby completion that was named after Dr. Kallash Kedia and family. The patient volume was higher in 2024 then 2023 with lower budget, lower expenses, salaries and supply costs.

Berea Board of Education Representative, McCorkle.

No report.

Technology & Innovation Council Representative, Dufour

Mr. Dufour reported the technology committee met on February 12th pulling documents together for Council laptop quotes that include camera, touch screen and other operations; several other quotes have been received and will be provided to Council. The committee is pulling together specifications for the recreation center audio equipment project and identified some things needed in the community room. Looking forward to working with the administration for the screens. Next meeting will be March 12th.

REPORTS OF BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Orcutt apologized for lateness due to family emergency. Have to address a recent news article about the City of Brook Park and \$422 million-dollars and if it is not heard from me, don't believe it. The city has not committed to the \$300 million-dollars originally talked about with the Cleveland Browns. Am very optimistic with this project that continues to move forward and have been working with state representatives this last week. Keep in mind that \$120 million-dollars is needed in repairs at the existing (City of Cleveland) stadium and City of Cleveland

Reports and communications from the Mayor: cont.

representatives are relying on sin-tax monies that expire in December, 2034 and will bring in approximately \$40 million-dollars in the next nine (9) years.

Questions:

Mr. Troyer stated a Cleveland Browns representative recently stated that no existing tax dollars will go into this and the City of Brook Park doesn't have any of that. There will be costs and have concerns with the talk of no tax monies going towards it.

Mayor Orcutt responded as mentioned in the past and talked about at the presentation Council was invited to the conference table with the Cleveland Browns. When someone buys a \$100.00 ticket to get into the stadium an admissions tax is charged. Currently, the city's admissions tax is at four-percent (4%) and looking to increase that to six-percent (6%) or seven-percent (7%), to generate revenue. There will also be a parking tax applied to anyone parking in the (new) 14,200 parking spaces around the stadium. Also there will be income tax (collected) from the players and staff of the Cleveland Browns and looking at the same current agreement that the Cleveland Browns have with both the Cities of Berea and Cleveland, which consists of a 50/50 split. Taking the income tax, admissions tax and parking tax and pay for the building portion the city is responsible for that's why there is no commitment, to date. Only will commit to what the city can afford and on top of that have to afford the increased operational costs i.e. police, fire, service workers as well as inflation, for the next 30 years. As well as a savings account for capital repairs to keep up with repairs, put aside in a third (3rd) account. All these items need to be accounted for as well as cash needed in millions of dollars to operate the city, a business. The existing general fund will not be touched and will not commit to any of this without a backstop. If there is a strike or another pandemic and that building is not full the city is not paying for that. If it's a good plan will be submitted to City Council, if not good will not be submitted.

Mr. Mencini stated good report and until that decision is made there is no further news to give; people want to see the shovels and bulldozers going on over there.

Mr. Mencini asked any updates with the proposed Circle K gas station at Route 237 for the special meeting?

Mayor Orcutt responded a meeting was confirmed today with Circle K representatives and changes are needed to Route 237. A special meeting will be called for next Tuesday with Circle K engineers in attendance to discuss the Planning Commission requirements. The City of Brook Park will not be paying for any improvements to Route 237 to make it safer.

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

Law Director Horvath

No report.

Finance Director McGann

Mr. McGann reported friendly reminder February 20th deadline to file first-half (1st) property taxes.

Recreation Director Wetmore

Mr. Wetmore reported recreation center is a warming center and available. New programs coming this year is a Murder Mystery Dinner in April; Kiddo Kinetics Sports Camp, different sport each week; Summer Camp registrations are being accepted for Kindergarten through fifth (5th) grade and Easter Brunch. Daddy-Daughter Dance had over 200 participants and Home Days planning is taking place. Concerts in the Park are finalized with a flyer posted soon.

Service Director Beyer

Mr. Beyer reported this past weekend five-inches (five) snowfall fell any damage to tree lawns please contact the service department to get on the list. The service yard is open on Saturdays from 9:00 a.m. to 1:00 p.m., weather permitting. The former BP gas station (Smith and Snow Roads) is demolished with debris removed once the weather breaks will have curb grading and apron removal.

City Engineer Piatak

Mr. Piatak reported surveyor crews have been out on Fry Road near Holland Road and Sylvia Drive between Mercer and Michael Drives doing toe-pole surveys for the reconstruction projects.

Questions:

Mr. Mencini asked when will the yard open for weekly drop off.

Mayor Orcutt responded April 5th for yard and waste drop off, six (6) days a week.

Mr. Mencini thanked Madam Horvath for the recent meeting.

Mr. Troyer stated to Mr. Beyer how is the department doing on salt?

Mr. Beyer responded currently have 600 to 800 tons on hand and can accept 750 tons per consortium.

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

Verbal Approval:

Proposed Council Rules changes:

1. Rule No 1 read in its entirety as currently written and proposed amended change.

Motion by Mr. Scott, supported by Mr. Mencini, to verbally approve.

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

NAYS: Troyer.

2. Rule No. 5 read in its entirety as currently written and proposed amended change.

Motion by Mr. Scott, supported by Mr. Roberts, to verbally approve. Approved.

Mr. Salvatore stated brought this forward and don't think amendment does any clarification, four (4) members are a majority and to change to six (6) makes more difficult.

ROLL CALL: AYES: Troyer

NAYS: Scott, Roberts, Dufour, Mencini, McCorkle. Failed.

New Legislation:

1. An Ordinance authorizing the Mayor to enter into an agreement with Manheim Cleveland Auto Auction, Public Auctioneers, for the purpose of auctioning forfeited vehicle that is no longer in service and declaring an emergency.

Introduced by Mayor Orcutt. Finance Committee.

2. A Resolution supporting participation in free question, persuade refer (QPR) suicide prevention training offered by the alcohol, drug addiction and mental health services (ADAMHS) board of Cuyahoga County and declaring an emergency.

Introduced by Councilmembers Dufour and Mencini. Legislative committee.

MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:

REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:

Lou Modic

14399 Fayette Blvd.

Mr. Modic expressed concern with his name mentioned at a Caucus Prior to meeting and roll call votes being part of the minutes. Recent Boosters Club fundraiser was a very good event and clarified no tax dollars used to bring Cleveland Browns to Brook Park, need to come together on this.

Albert Wolf

5850 Wengler Drive

Mr. Wolf expressed very good Night at the Races Boosters fundraiser, very enjoyable and lot of money raised.

Motion by Mr. Mencini, supported by Mr. Troyer, to address audience.

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

NAYS: Unanimous.

Mr. Mencini stated to Mr. Wolf Brook Park Boosters put on a good time and to Mr. Modic agree need to come together, won't happen too much history. Agree with the minutes roll call and still think audience participation should be allowed at Caucus meetings.

Mr. Troyer stated Boosters put on great show, couldn't make it do to working. Council has to make a decision on things and people accuse people of politics run for office if you can do better.

ORDINANCES AND RESOLUTIONS: (FIRST READING):

1. ORDINANCE NO. 11455-2025

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) 2025 ENERGIZED COMMUNITY GRANT(S) FUND 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, McCorkle, Scott

NAYS: Unanimous.

Motion by Mr. Dufour, supported by Mr. McCorkle, to adopt.

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

NAYS: Unanimous. Ordinance No. 11455-2025, has passed under suspension of the rules. Adopted.

2. ORDINANCE NO. 11456-2025

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WESTVIEW CONCRETE FOR THE PURCHASE OF CONCRETE AND DECLARING AN EMERGENCY. Introduced by Mayor Orcutt.

Motion by Mr. Dufour, supported by Mr. McCorkle, to suspend.

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

NAYS: Unanimous.

Motion by Mr. Mencini, supported by Mr. Roberts, to adopt.

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

NAYS: Unanimous. Ordinance No. 11456-2025, has passed under suspension of the rules. Adopted.

Ordinances and Resolutions: (First Reading): cont.

Mr. Troyer stated the next piece should be two (2) different votes.

Madam Horvath clarified with Mr. Troyer speaking of Resolution No. 1-2025.

Mr. Troyer concurred.

Madam Horvath continued speaking with Assistant Law Director Cardaman came to the conclusion same parcel no reason can't be split or consolidated in the same piece (of legislation). For accounting would be nice to do one (1) plat instead of filing two (2) plats.

Mr. Troyer asked what if someone wants to vote for one (1) and not the other?

Madam Horvath responded why would someone want to do that? How would that possibly be of any help in this situation? Consolidate but not splitting out.

Mr. Troyer stated good with consolidating but not with splitting out should be a parcel A, B and C and good if that is how it works out but the legislation does not read that way.

Madam Horvath assured the legislation is fine and has the opportunity to vote up or down based on your opinion but it is the opinion of the law department this is appropriate legislation and is fine.

Mayor Orcutt clarified what is being done on corner of West 140 Street and Brookpark Road is the existing property where Park Place Apartments is located has two (2) parcel numbers to be consolidated into one (1); with the other action having to split those parcels; can't have one (1) without the other and this is one movement and Mylar.

Mr. Troyer continued to be clear and per the engineer from Neff and Associates that spoke before Council. There is one (1) big parcel and a sliver on the backside that is what is consolidated, has nothing to do with the front of that lot. Consolidating that and splitting three (3) parcels A & B in the front and C in the rear but C is not mentioned in the legislation. Could surmise from square feet and drawings that say there is a (parcel) C.

Ordinances and Resolutions: First Reading: cont.

3. RESOLUTION NO. 1-2025
A RESOLUTION CONCERNING THE CONSOLIDATION OF TWO LOTS, PARCEL #'S 344-06-004 and 344-06-002 AT 14011 BROOKPARK ROAD (PARK PLACE APARTMENTS) INTO A SINGLE LOT AND THEN A SPLIT LOT FOR A PROPOSED 24,889 SQUARE FEET PARCEL 'A' AND A PROPOSED 31,771 SQUARE FEET PARCEL 'B' ALONG BROOKPARK ROAD, LOCATED IN THE U7-D ZONING DISTRICT AND DECLARING AN EMERGENCY. Introduced by Council as a Whole.

Motion by Mr. Mencini, supported by Mr. Scott, to suspend.

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

NAYS: Troyer

Motion by Mr. Mencini, supported by Mr. Scott, to adopt.

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

NAYS: Troyer. Resolution No. 1-2025, 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. Mencini, supported by Mr. Dufour, to adjourn.

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

NAYS: Unanimous.

Council President Salvatore declared this meeting adjourned at 8:24 p.m.

RESPECTFULLY SUBMITTED Carol Johnson
Carol Johnson
Clerk of Council

APPROVED March 18, 2025

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