

CITY OF BRUNSWICK, OHIO

MINUTES OF COUNCIL

Monday, September 26, 2022

Prayer and Pledge of Allegiance The regular meeting of Brunswick City Council was called to order by Mayor Ron Falconi at 7:10 p.m. at the Municipal Complex.

Roll Call of Members showed the following Council Members present: Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Others Present: Mayor Ron Falconi, City Manager/Safety Director Carl DeForest, Law Director Ken Fisher, Clerk of Council Laura Timura.

Correspondence There was none.

Approval of regular Council Meeting Minutes dated September 12, 2022. Nicholas Hanek moved to approve the Council Meeting Minutes dated September 12, 2022, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Mayor's Report:

Proclamation honoring Danny Ripepi Memorial Grant for K-9 donation:

Mayor Falconi presented a proclamation to A. Ripepi and Sons Funeral Home to extend gratitude on behalf of the City for being awarded an inaugural Danny Ripepi Memorial Concert K-9 Grant.

Clerk of Council's Report There was none.

Council Committee Reports:

Economic Development Committee.....Mr. Lambert:

Councilman Lambert had no formal reports this evening.

Services, Utilities, Technology & Cable Committee.....Mr. Smith:

Services Committee Meeting Minutes dated September 12, 2022:

Tim Smith moved to approve the Services, Utilities, Technology & Cable Committee formal report dated September 12, 2022, as written, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Finance Committee.....Mr. Hanek:

Finance Committee Meeting Minutes dated September 12, 2022:

Nicholas Hanek moved to approve the Finance Committee formal report dated September 12, 2022, as written, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Safety & Environment Committee.....Mr. Capretta:

Councilman Capretta had no formal reports this evening.

Planning & Zoning Committee.....Mr. Delsanter:

Planning Committee Meeting Minutes dated September 12, 2022:

Joseph Delsanter moved to approve the Planning & Zoning Committee formal report dated September 12, 2022, as written, seconded by Kristy Piper. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Parks, Recreation & Community Committee.....Mrs. Piper:

Councilwoman Piper had no formal reports this evening.

Building & Building Code Committee.....Mr. Abella:

Building Code Committee Meeting Minutes dated September 12, 2022:

Michael Abella moved to approve the Building & Building Code Committee formal report dated September 12, 2022, as written, seconded by Nicholas Hanek. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Other Committees, Boards and Commissions

Committee of the Whole Meeting Minutes dated September 12, 2022:

Nicholas Hanek moved to approve the Committee of the Whole formal report dated September 12, 2022, as written, seconded by Brandon Lambert. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Petitions from the Public on Legislation Robert McCafferty of 65 Oakleigh came before Council. He said he read that property was being purchased in the Mesa Grande area and he was wondering how soon the Plum Creek walkway would be completed from the lake to Sleepy Hollow. Mr. DeForest replied that Phase I was completed this year and that Phase II will be going out to bid and hopefully be built next Spring. Phase II will go from Mooney Park up to Laurel Road. Phase III will go from Laurel Road to Brunswick Lake and will hopefully be ready to be bid next year. Under ideal circumstances, the overall project may take 3 years to complete.

Reading of Legislation and Action on Legislation:

3rd Reading(s)

ORD. NO. 65-2022 - An ordinance approving the final plat for the Ridgeline Chase Phase 2 development, subject to final engineering approval and any other conditions imposed by Council - **3rd Reading** (Committee-of-the-Whole, *Administration/Grant Aungst*):

Nicholas Hanek moved to adopt Ordinance Number 65-2022 , seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

2nd Reading(s)

RES. NO. 69-2022 - An emergency resolution authorizing the purchase of real property for municipal purposes in an amount not to exceed \$20,000.00. - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

Mr. Hanek moved this resolution to third reading.

ORD. NO. 70-2022 - An ordinance approving the final plat for the Oak Ridge Preserve Special Planning District No. 7, subject to final engineering approval and any other conditions imposed by Council. - **2nd Reading** (Planning & Zoning Committee, *Administration/Grant Aungst*):

Mr. Delsanter moved this ordinance to third reading.

ORD. NO. 71-2022 - An ordinance authorizing the City Manager to forward a petition for detachment to the Medina County Commissioner's Office for the purpose of adjusting the City boundary lines to include an annexation into the City of Brunswick. - **2nd Reading** (Committee-of-the-Whole, *Administration/Ken Fisher*):

Mr. Hanek moved this ordinance to third reading.

RES. NO. 72-2022 - A resolution authorizing the City Manager to enter into an agreement with W.B. Mason for the provision of office supplies for a period of one (1) year from January 1, 2023 through December 31, 2023, with two (2) separate one (1) year renewal options. - **2nd Reading** (Committee-of-the-Whole, *Administration/Jim Foster*):

Mr. Hanek moved this resolution to third reading.

ORD. NO. 79-2022 - An ordinance amending Section 1443.04 of the Codified Ordinances of the City of Brunswick by increasing the new construction permit fee schedule for Type F and Type S permits - **2nd Reading** (Building & Building Code Committee, *Administration/Grant Aungst*):

Mr. Abella moved this ordinance to third reading.

1st Reading(s)

RES. NO. 82-2022 - An emergency resolution authorizing the City Manager to enter into a maintenance agreement with Medina County. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

Mr. Smith moved this resolution to second reading.

ORD. NO. 83-2022 - An ordinance establishing the Market 42 Special Planning District No. 8 conceptual development plan and amending the Zoning Map by designating PPNs 003-18D-19-008 and 003-18D-24-001 located on Pearl Road consisting of approximately 8.1934 total acres as SPD-8. - **1st Reading** (To be brought from Planning & Zoning Committee, *Administration/Grant Aungst*):

Mr. Delsanter moved this ordinance to second reading.

RES. NO. 84-2022 - An emergency resolution repealing Resolution No. 10-2022. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

Tim Smith moved to suspend the rules, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Tim Smith moved to adopt Resolution Number 84-2022, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 85-2022 - An emergency resolution authorizing the City Manager to purchase a new Ford F550 4WD cab and chassis for the Service Department from Liberty Ford in an amount not to exceed \$55,000- **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

Tim Smith moved to suspend the rules, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Tim Smith moved to adopt Resolution Number 85-2022, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 86-2022 - An emergency resolution authorizing the City Manager to purchase a new Ford F550 truck body from Henderson Products for the Service Department in an amount not to exceed \$39,987.00. - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Paul Barnett*):

Tim Smith moved to suspend the rules, seconded by Michael Abella. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Tim Smith moved to adopt Resolution Number 86-2022, seconded by Michael Abella. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 87-2022 - An emergency resolution authorizing the City Manager to negotiate and enter into an agreement with App Architecture for professional architectural and engineering services for the new fire station headquarters in an amount not to exceed \$30,725.00. - **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Greg Glauner*):

Nicholas Hanek moved to suspend the rules, seconded by Tim Smith. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Nicholas Hanek moved to adopt Resolution Number 87-2022, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

ORD. NO. 88-2022 - An emergency ordinance amending ordinances #110-2021, #15-2022, #37-2022, #53-2022 and #66-2022 to include amendments to the Appropriation Budget for the year ending December 31, 2022 as incorporated in Exhibit "A" attached hereto. - **1st Reading** (To be brought from the Finance

Committee, *Administration/Todd Fischer*):

Nicholas Hanek moved to suspend the rules, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Nicholas Hanek moved to adopt Ordinance Number 88-2022, seconded by Brandon Lambert. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 89-2022 - An emergency resolution amending Resolution No. 1-2021 by increasing the City of Brunswick's local share for the Sleepy Hollow Road Resurfacing Project by an additional \$783.14 - **1st Reading** (To be brought from Services, Utilities, Technology & Cable Committee, *Administration/Matt Jones*):

Tim Smith moved to suspend the rules, seconded by Anthony Capretta. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Tim Smith moved to adopt Resolution Number 89-2022, seconded by Joseph Delsanter. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 90-2022 - An emergency resolution authorizing the City Manager to enter into a five-year contract to engage James G. Zupka, CPA, Inc., to audit the City of Brunswick for the fiscal years ending December 31, 2022 through December 31, 2026. - **1st Reading** (To be brought from Finance Committee, *Administration/Todd Fischer*):

Nicholas Hanek moved to suspend the rules, seconded by Michael Abella. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

Nicholas Hanek moved to adopt Resolution Number 90-2022, seconded by Tim Smith. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

RES. NO. 91-2022 - An emergency resolution opposing the proposed interchange on Interstate 71 at Boston Road.- **1st Reading** (To be brought from Committee-of-the-Whole, *Administration/Ken Fisher*):

Nicholas Hanke moved to suspend the rules, seconded by Brandon Lambert.

Mr. Smith discussed the motion. He declared he would not be voting for the resolution, because it is an emergency, with suspension of the rules. He noted that for numerous years he has had residents ask him why there is not an exchange on Boston Road. He feels this should be open for discussion, so that residents have a chance to hear all of the information pertaining to the proposed interchange.

Mr. Hanek pointed out that this resolution is necessary, because Strongsville has begun action without any coordination whatsoever with the City of Brunswick. This is a radical project of putting a highway interchange in a residential neighborhood. To his understanding, this would be the first of its kind in Ohio. This process was begun without feedback or discussion with the residents of Brunswick. Mr. Hanek

clarified that this resolution is in response to that. The interchange would go against Brunswick's comprehensive planning, NOACA, and Strongsville's own comprehensive plan which requires that they only approach this in conjunction with the City of Brunswick. Mr. Hanek further explained that this would not fix, remedy, or help with the traffic on 303. The City of Brunswick is working to remedy this situation on its own.

Mr. Hanek stated that there are other solutions Strongsville could explore, such as a roundabout on Howe Road, a slip ramp to Howe Road, or an exit on Drake Road. This could alleviate traffic in Strongsville. He indicated that Strongsville residents did not want trucks and increased traffic in their residential neighborhoods and Strongsville is therefore trying to direct the traffic into Brunswick. Mr. Hanek does not believe that Brunswick residents would like the truck traffic and he does not feel that the City's roads are equipped to handle the traffic. This interchange would require refitting and revamping Boston Road. He mentioned that there have been tragic accidents on the west end of Boston Road with students. Mr. Hanek said he did not feel the City of Brunswick should have to expend money towards this project. He said that Strongsville's actions necessitated the need for leadership and action on Brunswick's behalf.

Mr. Delsanter said that he has heard this concept over the course of his tenure with Council. He mentioned that there was a plan agreed upon previously that failed; mostly, due to the fact that neither community had the funds to support the project. As a previous Councilman for that Ward, he learned the large scope of work that would be involved in this project. Mr. Delsanter informed that every home on Boston Road both in Strongsville and Brunswick would lose considerable portions of the frontage of their property. He also pointed out that the road has to be leveled in order to support heavy commercial traffic. The increased traffic would require a change in lane widths, which would change the perception of tranquility and quality in all of the communities and developments that border Boston Road. Mr. Delsanter expressed that this was an ill attempt to solve a problem that Brunswick did not create. He remarked that Strongsville has avoided considering Drake Road, which has a much better pairing with the solution they seek to enter into their Industrial Park and divert traffic to West 130th Street. Any Interstate has to allow commercial traffic. Mr. Delsanter offered his full support of this resolution.

Mr. Capretta remarked that there will be unforeseen costs to Brunswick residents should this pass. He felt that the proposal was insulting.

Mr. Lambert stated that if anyone from Ward 3 would like to have detailed discussions regarding the impact of this, they should feel free to contact him. He affirmed that there is a reason Strongsville has acted in this manner. It is clear that Strongsville knew Brunswick would not approve of the interchange. Strongsville is not considering Howe Road, because its residents do not want it there. Mr. Lambert encouraged everyone to do their due diligence regarding this issue and noted that this proposal would not improve traffic conditions on 303. He expressed disappointment with Strongsville. Mr. Lambert noted that this proposal has no merit for the City of Brunswick and its residents.

Mayor Falconi said he did not feel this resolution needed to be an emergency. He noted that he has served on Council for many years. Over the course of that time, he has heard numerous complaints about the traffic on 303 and inquiries as to whether an interchange on Boston Road would be beneficial. He said it is unfortunate that not all residents have had the chance to hear the concerns that were expressed. For this reason, Mayor Falconi would like to give the citizens of the community an opportunity to ask questions and to be informed as to why this proposal as presented is a bad idea.

There was no further discussion on the motion.

Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Kristy Piper. Nays - 1 Tim Smith. Motion Carried.

Nicholas Hanek moved to adopt Resolution Number 91-2022, seconded by Joseph Delsanter. Roll Call - Ayes - 6, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Kristy Piper. Nays - 1, Tim Smith. Motion Carried.

City Manager's Report Mr. DeForest thanked the Ripepi family for their donation to grants that allowed the City of Brunswick to obtain a K-9 whose name is Wiley. He respects the family for taking a tragedy and not only memorializing the individual they lost, but providing an opportunity to help the well-being of others.

Mr. DeForest noted that 3 years ago, Trike and Bike was brought to the City of Brunswick as a result of the tragic loss of Collin Nemet. Collin was diagnosed with brain tumors at the age of 9 and his family was told he would not live to be 10 years of age. Mr. DeForest relayed that, during its first year in Brunswick, Trike and Bike earned \$26,701. In its second year in Brunswick Trike and Bike earned approximately \$45,000, which set a record for northeast Ohio. This past Friday, Trike and Bike was held at the Brunswick Middle School on Pearl Road. There were 94 participants and a new record of almost \$62,000 was raised for pediatric cancer research. Over a 3-year period, approximately \$134,000 has been raised. He said the City is making a difference as a result of the memory of Collin Nemet and the involvement of the Nemet family, and his grandmother, Patricia. Trike and Bike will be featured in tomorrow's Medina County Gazette. Mr. DeForest plans to have the Trike and Bike in Brunswick next year and hopefully get more riders. He thanked the families, riders, and Brunswick Schools for their contributions.

Mr. DeForest informed residents that the Veteran's Breakfast will be held on Wednesday, October 26 at Hilbert Hall at St. Ambrose with doors opening at 7:30 a.m. He commented that the breakfast is to thank veterans for their service.

He informed residents that NOPEC has recently moved all their variable fee customers to another vendor to save them money. Further information from Service Director, Paul Barnett, can be found on the City's website at www.brunswick.oh.us. A podcast is also accessible from the website.

Open Forum Robert McCafferty of 65 Oakleigh came before Council. Mr. McCafferty asked where the new fire station would be built. Mr. DeForest said that property was recently purchased on Hadcock Road just south of Miller on the west side of the street. He explained that the City is currently in the design and discussion phase of the project. Mr. McCafferty asked how the fire station would be paid for. Mr. DeForest responded that residents would be asked to support a bond issue, but that the City is still in the early phases of the project. Mr. McCafferty then inquired if the City had made any offers to purchase property on the east side of Maxwell Boulevard. Mr. DeForest replied that the City has not made an offer.

Unfinished Business There was none.

New Business Mr. Hanek thanked City Manager Carl DeForest for his leadership in the community and for coordinating the Trike and Bike event.

Adjournment Nicholas Hanek moved to adjourn, seconded by Kristy Piper. Roll Call - Ayes - 7, Nicholas Hanek, Brandon Lambert, Michael Abella Jr., Anthony Capretta, Joseph Delsanter, Tim Smith, Kristy Piper. Nays - 0. Motion Carried.

There being no further business, the meeting adjourned at 7:50 p.m.

Respectfully submitted,

Laura Timura

Clerk of Council

Mayor Ron Falconi

Adopted