

VILLAGE OF BRATENAHL
10300 BRIGHTON ROAD
BRATENAHL, OHIO 44108
(216) 383-0468

VILLAGE COUNCIL MEETING

JANUARY 18, 2023
6:30 p.m.

MAYOR JOHN LICASTRO
KEITH BENJAMIN
JOYCE BURKE-JONES
TRACY HOEFLING
GINA HUFFMAN
TOM McDONALD
ROBERT YONCHAK

DAVID J. MATTY, ESQ. (Via phone)
JOSH A. FRIEDMAN, ESQ.
NANCY L. MOLNAR, RPR, CLR

3

1 moment I would like to entertain a motion from
2 Council to commit to fund the rec programming
3 through 2024. Is there a motion?
4 MR. McDONALD: So move.
18:33:03 5 MR. BENJAMIN: Second.
6 MAYOR LICASTRO: Discussion? Let's be
7 formal and take a roll call on the motion,
8 please.
9 MS. COOKS: Mr. Benjamin?
10 MR. BENJAMIN: Aye.
11 MS. COOKS: Ms. Burke-Jones?
12 MS. BURKE-JONES: Aye.
13 MS. COOKS: Ms. Hoefling?
14 MS. HOEFLING: Aye.
15 MS. COOKS: Ms. Huffman?
16 MS. HUFFMAN: Aye.
17 MS. COOKS: Mr. McDonald?
18 MR. McDONALD: Aye.
19 MS. COOKS: Mr. Yonchak?
18:33:20 20 MR. YONCHAK: Aye.
21 MAYOR LICASTRO: Thank you.
22 MS. MEADE: Was that fully fund or just
23 fund.
24 MAYOR LICASTRO: It's stated as fund.
18:33:28 25 Please don't nitpick us.

2

1 MAYOR LICASTRO: Thank you. Please join
2 me in the Pledge of Allegiance.
3 (Pledge of Allegiance.)
4 MAYOR LICASTRO: I'll ask Ms. Cooks to
18:32:18 5 call the roll, please.
6 MS. COOKS: Mr. Benjamin?
7 MR. BENJAMIN: Present.
8 MS. COOKS: Ms. Burke-Jones?
9 MS. BURKE-JONES: Here.
10 MS. COOKS: Ms. Hoefling?
11 MS. HOEFLING: Here.
12 MS. COOKS: Ms. Huffman?
13 MS. HUFFMAN: Here.
14 MS. COOKS: Mr. McDonald?
15 MR. McDONALD: Here.
16 MS. COOKS: Mr. Yonchak?
17 MR. YONCHAK: Here.
18 MAYOR LICASTRO: Is there a motion to
19 approve the meeting minutes as offered?
18:32:39 20 MR. McDONALD: So moved.
21 MR. YONCHAK: Second.
22 MAYOR LICASTRO: Discussion? All in
23 favor of the motion?
24 Ayes: 6. Nays: 0.
18:32:45 25 MAYOR LICASTRO: Thank you. So at this

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1 MS. MEADE: Trying to clarify.
2 MAYOR LICASTRO: The Mayor's Court
3 report for December, the Treasurer of State of
4 Ohio received \$1,775; City of Cleveland, \$67.50;
18:33:43 5 the County Treasurer, \$226.50; the Village of
6 Bratenahl, \$10,126.85.
7 Chief, do you want to give your report?
8 CHIEF LOBELLO: Thank you, Mayor. I'll
9 read into the record the December 2022 Bratenahl
10 Police Department activity report. The month of
11 December they were 10 alarm drops, three
12 miscellaneous animal complaints. By the way,
13 this can be found on the website as well for
14 those of you trying to follow along and can't
18:34:16 15 grasp it, it's on the website.
16 10 alarm drops, three miscellaneous
17 animal complaints, one assault, two damage to
18 properties, 40 disabled motor vehicles.
19 MAYOR LICASTRO: Did you say 40?
18:34:31 20 CHIEF LOBELLO: Four zero. One domestic
21 violence, 12 erratic drivers, three general fire
22 calls, seven OVIs, 32 traffic crashes responded
23 to in a month. One shots fired call, 19 assist
24 EMS, one stolen vehicle recovered, seven calls of
18:35:02 25 suspicion, one theft, 17 traffic stops, which if

1 you follow the previous month's report, 17 is a
 2 drastic decline to the number of traffic stops
 3 that we normal naturally do. I attribute that to
 4 the deep freeze that we had for a week, the
 18:35:22 5 winter storm we had, the holidays, and the fact
 6 that we had a firefighter killed, three police
 7 cars hit on the freeway. The department was less
 8 than anxious to be on the highway any more than
 9 they had to for the month. This is an outlier
 18:35:42 10 month. Those numbers will go up again. And
 11 lastly, seven welfare checks.
 12 MR. OREL: OVI?
 13 CHIEF LOBELLO: Operating vehicle
 14 intoxicated.
 18:35:51 15 MAYOR LICASTRO: It used to be called
 16 DUI, it's now OVI.
 17 MR. OREL: Thank you.
 18 CHIEF LOBELLO: Any questions on this
 19 report?
 18:35:59 20 MAYOR LICASTRO: As long as you're
 21 standing, Chief, let me just add that we had a
 22 monumentous occasion for Bratenahl. Last month
 23 we promoted Officer Shana Szalay to sergeant.
 24 She is a first female sergeant in the Village of
 18:36:13 25 Bratenahl. We didn't promote her because she's a
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1 female, we promoted her because she was more than
 2 worthy and deserving. She's already hit the
 3 ground running and we're thrilled to have her now
 4 as a ranking officer for the Village of
 18:36:25 5 Bratenahl.
 6 Chief, do you want to comment on that?
 7 CHIEF LOBELLO: You summed it up.
 8 Obviously we don't see gender when we do
 9 promotions or hirings or anything. Officer
 18:36:34 10 Szalay, now Sergeant Szalay, was by far the most
 11 qualified for the job. And she was rewarded with
 12 a promotion to sergeant. I have no doubt that
 13 she's going to excel in the position. Under the
 14 guidance of her Senior Sergeant, Lieutenant
 18:36:52 15 Soric, and lastly myself, I have no doubt that
 16 she's going to succeed, but we're very happy to
 17 have her. She's earned it and we're very proud
 18 of her.
 19 MAYOR LICASTRO: Is there a question,
 18:37:02 20 Ms. Meade?
 21 MS. MEADE: Yes. Chief, when you had
 22 categorized I think seven suspicions, what does
 23 that mean? Like what does suspicion mean,
 24 somebody walking that they don't recognize?
 18:37:15 25 CHIEF LOBELLO: It's a catchall. The
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1 dispatch center will flag it as -- or I think
 2 known as suspicion. It could be that, hey, it
 3 could be somebody sitting at the bus stop for the
 4 last three hours, go check on them. Somebody is
 18:37:28 5 walking in a backyard and it turns out to be a
 6 meter reader, something along those lines.
 7 MS. MEADE: Thank you.
 8 MR. BENJAMIN: So those are complaint
 9 driven?
 18:37:38 10 CHIEF LOBELLO: Not all of them.
 11 Traffic stops aren't complaint driven. But you
 12 mean suspicion?
 13 MR. BENJAMIN: Yes.
 14 CHIEF LOBELLO: Yes, suspicion are
 18:37:45 15 mostly complaint driven.
 16 MR. BENJAMIN: Okay. Thank you.
 17 CHIEF LOBELLO: Yes, ma'am.
 18 MS. HOEFLING: Chief, in the news
 19 recently there was one of our police officers
 18:37:50 20 who's a former Cleveland Police officer who was
 21 arrested and charged for assault with handcuffs.
 22 I understand he hadn't been on the force very
 23 long here. Any comments on that?
 24 CHIEF LOBELLO: Yes. We take the
 18:38:10 25 allegations very seriously, but at this time
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1 they're just allegations. As soon as we learned
 2 of the allegations, we placed him on
 3 administrative leave. We are going to let the
 4 criminal justice system work itself out, the
 18:38:26 5 criminal case work its way through the courts.
 6 In the meantime, we're going to do a
 7 parallel internal investigation to see which, if
 8 any, Bratenahl policies, procedures were violated
 9 by the officer based off of all information that
 18:38:42 10 we gather. It's very important to note that the
 11 allegations against him occurred when he was a
 12 Cleveland Police officer, not a Bratenahl police
 13 officer. So any of the details of the alleged
 14 incident themselves would not in and of
 18:38:55 15 themselves be a violation of Bratenahl policy.
 16 We need to figure out what policies, if any, he
 17 violated in Bratenahl.
 18 MS. HOEFLING: Thank you, Chief.
 19 MAYOR LICASTRO: Thank you, Chief.
 18:39:05 20 CHIEF LOBELLO: One more thing if I may.
 21 MAYOR LICASTRO: Yes.
 22 CHIEF LOBELLO: It was brought to my
 23 attention that at your ad hoc committee for the
 24 rec center, a resident went on record and said
 18:39:18 25 that they know from firsthand knowledge that the
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1 police department is, I don't know, happy,
 2 whatever the language was, in the current
 3 building. And that the levy wasn't needed
 4 because the police department didn't feel they
 5 needed a new building.
 6 I can't speak for everybody, or speak
 7 for everybody, individual officers may have had
 8 individual conversations with people, but I can
 9 tell you the tenure of the department as a whole
 10 is that it was widely untrue and we are not happy
 11 working time with the building conditions that we
 12 currently have.
 13 MAYOR LICASTRO: Thank you, Chief.
 14 General Assembly update, as you know,
 15 there was very little done in lame duck, thank
 16 goodness. There's a lot on their plate in 2023,
 17 including the biannual budget, which, of course,
 18 is always a trickle down effect for local
 19 governments. We are well-engaged with the
 20 General Assembly through the Mayors Associations
 21 to make sure that we're heard as the
 22 representative of 57, 59 communities in Cuyahoga
 23 County, two of them are townships.
 24 So stay tuned, but I think the first few
 25 months of this General Assembly will be very

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1 active. By the way, the speaker of the house was
 2 elected with a bipartisan effort with both
 3 Republicans and Democrats voting together to
 4 elect the same person, not the fiasco we saw in
 5 Washington where it took 15 ballots and all kinds
 6 of backroom deals to come up with the speaker of
 7 house.
 8 They did it in Ohio in a bi-partisan
 9 manner and realized the General Assembly in Ohio
 10 has the largest plurality of Republicans in the
 11 state's history, but they came together to do
 12 this in a bipartisan manner.
 13 MR. BENJAMIN: Second time they've done
 14 it. They did it a few years ago, like four years
 15 ago. I think it was householder, the Democrats.
 16 MAYOR LICASTRO: Very unusual and
 17 Washington take note of how government should
 18 function. Thank you.
 19 We have to -- we have an overnight.
 20 Last month Resolution 1280 was for the Shoreby
 21 conversion of tent to building. If you remember,
 22 we put that on first reading because two members
 23 here are Shoreby members. It is Resolution 1280.
 24 It's a Resolution approving an application
 25 submitted by the Shoreby Club to amend the

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1 Newport planned residential development final
 2 plan to permit a new conservatory event center
 3 and declaring an emergency.
 4 As necessary, we put this on today for
 5 second reading. And that way in February, we can
 6 vote for passage and not conflict our two Shoreby
 7 members. So we're going to add that to the
 8 agenda and all we need to do is put it on second
 9 reading. So with your permission, we'll do that.
 10 MR. BENJAMIN: So moved. Do we have to
 11 make a motion add it to the agenda?
 12 MAYOR LICASTRO: You can make a motion
 13 add it and make a motion to put it on second
 14 reading all at the same time.
 15 MR. BENJAMIN: So I'll make a motion to
 16 add Resolution 1280 to this evening's agenda.
 17 MAYOR LICASTRO: Is there a second?
 18 MS. BURKE-JONES: Second.
 19 MAYOR LICASTRO: Thank you. All in
 20 favor of the motion?
 21 Ayes: 6. Nays: 0.
 22 MAYOR LICASTRO: And Mr. Benjamin, why
 23 don't you offer it for second reading.
 24 MR. BENJAMIN: I'll offer Resolution
 25 1280 for second reading.

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1 MAYOR LICASTRO: Thank you. So noted.
 2 Ms. Cooks, what are these two things here?
 3 Oh, yeah, so you did appropriate for
 4 service to replace their aging pickup truck,
 5 which is used for -- what do you use it for,
 6 Dave, the pickup truck?
 7 MR. MAUND: Plowing. That's the truck
 8 going around.
 9 MR. BENJAMIN: The 250?
 10 MR. MAUND: 250, a four-door.
 11 MAYOR LICASTRO: The 550 is a dump
 12 truck. The 250 is a pickup truck. It's a beefed
 13 up pickup truck. It takes months and months and
 14 months to get these things. We're lucky if we'll
 15 have it by fall. If Council would be so kind, we
 16 need a motion to allow us to pursue this and
 17 commit to it, although we're not going to get it
 18 until the fall. And it's been -- it's in
 19 appropriations, correct, Ms. Cooks?
 20 MS. COOKS: It is.
 21 MR. McDONALD: So move.
 22 MAYOR LICASTRO: So is there a motion?
 23 MS. MEADE: How much.
 24 MR. MAUND: \$66,000.
 25 MR. BENJAMIN: This is not a motion to

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1 go out to bid. This is a motion to purchase from
 2 our --
 3 MAYOR LICASTRO: To commit to
 4 purchasing, that's correct. This has been vetted
 18:43:53 5 by the state purchasing. And the state
 6 purchasing price has been known. Was there a
 7 motion?
 8 MR. McDONALD: I did.
 9 MAYOR LICASTRO: Was there a second?
 18:44:00 10 MS. BURKE-JONES: Yes.
 11 MAYOR LICASTRO: Discussion? All in
 12 favor of the motion.
 13 Ayes: 6.
 14 MAYOR LICASTRO: Anyone opposed? Thank
 18:44:05 15 you. What was the second one?
 16 MS. COOKS: To add 4176 and 4177, which
 17 are the updates to the building code.
 18 MAYOR LICASTRO: Do you have copies of
 19 those?
 18:44:18 20 MS. COOKS: They were sent copies on
 21 Friday the 13th, I believe.
 22 MAYOR LICASTRO: So two more additions
 23 to the agenda, 4176 and 4177, which are
 24 amendments to the building code. We talked about
 18:44:34 25 them last year. We tabled them. We need to move
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1 forward with them. So is there a motion to add
 2 those to tonight's agenda as well?
 3 MR. YONCHAK: So move.
 4 MS. BURKE-JONES: Second.
 18:44:44 5 MR. McDONALD: Second.
 6 MAYOR LICASTRO: Discussion?
 7 MS. MEADE: What are they?
 8 MAYOR LICASTRO: They're amendments to
 9 the building code. When it comes time, we'll
 18:44:51 10 read the headers.
 11 All in favor of the motion?
 12 Ayes: 6. Nays: 0.
 13 MAYOR LICASTRO: Thank you. Okay.
 14 Statutory communities have a Council and they
 18:45:03 15 have a president of Council, which happens to be
 16 the Mayor, but -- oh, any questions on agenda
 17 items from the audience? Ms. Meade.
 18 MS. MEADE: Thank you. On Resolution
 19 1284, under Exhibit A, if that's the document
 18:45:24 20 that's going to be signed on page 5, you may want
 21 to change the fiscal -- Village Fiscal Officer's
 22 name to Diana's.
 23 MAYOR LICASTRO: Thank you.
 24 MS. MEADE: Under Ordinance 4174, you
 18:45:37 25 may want to change Diana's title to her current
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1 title so it's accurate.
 2 MS. COOKS: I made that change on my
 3 document. Thank you.
 4 MS. MEADE: And then I don't know if
 18:45:48 5 this falls now or not, but I haven't heard
 6 anything about the service garage debt and how
 7 that's going to be handled for August. It wasn't
 8 mentioned in finance.
 9 MAYOR LICASTRO: That's correct. We
 18:45:58 10 have time to talk about that with our bond
 11 counsel going forward. We have the ability to
 12 bond that out ourselves and not clutter the
 13 November ballot or rush it to the May ballot.
 14 MS. MEADE: So does that mean you're
 18:46:10 15 going to do the first payment in August?
 16 MAYOR LICASTRO: We have the ability to
 17 bond it out, so the first payment would not be
 18 due until '24. So we can bond it out without a
 19 tax initiative and Keith is well-versed in that.
 18:46:23 20 I sent an email from Ryan Callender that gave us
 21 a clear path and we have time to discuss that
 22 going forward.
 23 MS. MEADE: So there may be no action
 24 needed this year.
 18:46:32 25 MAYOR LICASTRO: That's correct. Well,
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1 no, I didn't say that. They as a Council can
 2 bond this out with their own motion, so the first
 3 payment on it is not due until '24, but it does
 4 not need a ballot initiative to do so.
 18:46:48 5 MR. BENJAMIN: Correct.
 6 MAYOR LICASTRO: Right, Keith?
 7 MR. BENJAMIN: Yes. There are basically
 8 three options that Council will need to consider
 9 over the course of the next few months so we're
 18:46:58 10 prepared. And we'll have Ryan Callender come to
 11 a meeting and explain all of those options and
 12 then we can discuss them and make a decision. If
 13 they're bonding them out short-term, bonding them
 14 out long-term, you know, do we sell these as a
 18:47:16 15 note? Obviously interest rates are a little high
 16 right now, but whatever we bond out even
 17 long-term we can always refinance if interest
 18 rates drop.
 19 MS. MEADE: So when you -- again, this
 18:47:28 20 isn't my area, so when you talk about bonding out
 21 short-term, long-term.
 22 MAYOR LICASTRO: It converts notes to
 23 bonds.
 24 MR. BENJAMIN: Correct.
 18:47:36 25 MS. MEADE: But it's not putting
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1 additional taxes --
 2 MAYOR LICASTRO: No.
 3 MS. MEADE: -- asking from residents.
 4 MAYOR LICASTRO: No.
 18:47:43 5 MR. BENJAMIN: No.
 6 MS. MEADE: So it's coming out of the
 7 general fund.
 8 MR. BENJAMIN: Correct.
 9 MS. COOKS: The fees for it.
 18:47:47 10 MR. BENJAMIN: Yes. The interest, the
 11 interest and principal would have to be paid out
 12 of our general fund every year.
 13 MAYOR LICASTRO: In '24.
 14 MS. MEADE: Okay. Thank you.
 18:47:56 15 MAYOR LICASTRO: Thank you. So I was
 16 waxing poetically. I'll continue. So under
 17 statutory law, I'm the President of Council.
 18 However, we every year elect a president pro tem
 19 of Council, whose primary, if not sole purpose is
 18:48:12 20 to serve if something happens to the individual
 21 holding the office of Mayor. So we're at that
 22 point in the agenda.
 23 Would someone like to nominate someone
 24 to be considered for president pro tem of
 18:48:23 25 Council?
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1 MS. BURKE-JONES: I would like to
 2 nominate Keith Benjamin.
 3 MR. YONCHAK: Second.
 4 MS. HOEFLING: Second.
 18:48:29 5 MAYOR LICASTRO: Thank you. Any other
 6 nominations? Then how about you approve it by an
 7 acclamation.
 8 MR. McDONALD: Do it.
 9 MS. BURKE-JONES: Aye.
 18:48:41 10 MR. BENJAMIN: I don't feel good voting
 11 for myself, but I'll say aye. Okay.
 12 MAYOR LICASTRO: That was a pretty weak
 13 acclamation. Acclamation is usually a hearty
 14 absolutely, let him have it. (Laughter.)
 18:48:54 15 Congratulations, Keith.
 16 MR. BENJAMIN: Thank you very much.
 17 MAYOR LICASTRO: I'll let you know how
 18 I'm feeling, okay? (Laughter.)
 19 Okay. So Ms. Hoefling -- actually, Ms.
 18:49:09 20 Burke-Jones, so Keith did the first one. Could
 21 you do Resolution 1282 and I can explain it if
 22 it's not self-explanatory.
 23 MS. BURKE-JONES: Introducing 1282 for
 24 suspension, a Resolution accepting donations to
 18:49:24 25 the Village of Bratenahl and declaring an
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1 emergency.
 2 MAYOR LICASTRO: Is there a second on
 3 suspension?
 4 MR. YONCHAK: Second.
 18:49:30 5 MAYOR LICASTRO: Roll call on
 6 suspension, please.
 7 MS. COOKS: Mr. Benjamin?
 8 MR. BENJAMIN: Aye.
 9 MS. COOKS: Ms. Burke-Jones?
 10 MS. BURKE-JONES: Aye.
 11 MS. COOKS: Ms. Hoefling?
 12 MS. HOEFLING: Aye.
 13 MS. COOKS: Ms. Huffman?
 14 MS. HUFFMAN: Aye.
 15 MS. COOKS: Mr. McDonald?
 16 MR. McDONALD: Aye.
 17 MS. COOKS: Mr. Yonchak?
 18 MR. YONCHAK: Aye.
 19 MS. BURKE-JONES: Introducing Resolution
 18:49:43 20 Number 1282 for approval.
 21 MR. YONCHAK: Second.
 22 MAYOR LICASTRO: This was a donation
 23 given by two residents to the police department,
 24 \$1,000 to offset the cost of the police bicycles
 18:49:56 25 and \$1,000 to help offset the cost of EDGE, Jerry
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1 Unger and Diane Tracy. As you know, we have to
 2 have legislation accepting money. Any further
 3 comments? There being none, roll call on
 4 passage, please.
 5 MS. COOKS: Mr. Benjamin?
 6 MR. BENJAMIN: Aye.
 7 MS. COOKS: Ms. Burke-Jones?
 8 MS. BURKE-JONES: Aye.
 9 MS. COOKS: Ms. Hoefling?
 10 MS. HOEFLING: Aye.
 11 MS. COOKS: Ms. Huffman?
 12 MS. HUFFMAN: Aye.
 13 MS. COOKS: Mr. McDonald?
 14 MR. McDONALD: Aye.
 15 MS. COOKS: Mr. Yonchak?
 16 MR. YONCHAK: Aye.
 17 MAYOR LICASTRO: Ms. Hoefling, if you
 18 would, 1283.
 19 MS. HOEFLING: Introducing Resolution
 18:50:25 20 1283 for suspension. A Resolution authorizing
 21 the Mayor to enter into a management consultant
 22 agreement with Clemans Nelson & Associates,
 23 Incorporated for management and/or fiscal
 24 consulting services and labor, employment and
 18:50:36 25 other areas as might be requested for a period of
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1 January 1, 2023, through December 31, 2023, and
 2 declaring an emergency.
 3 MR. McDONALD: Second.
 4 MAYOR LICASTRO: Roll call on
 5 suspension, please.
 6 MS. COOKS: Mr. Benjamin?
 7 MR. BENJAMIN: Aye.
 8 MS. COOKS: Ms. Burke-Jones?
 9 MS. BURKE-JONES: Aye.
 10 MS. COOKS: Ms. Hoefling?
 11 MS. HOEFLING: Aye.
 12 MS. COOKS: Ms. Huffman?
 13 MS. HUFFMAN: Aye.
 14 MS. COOKS: Mr. McDonald?
 15 MR. McDONALD: Aye.
 16 MS. COOKS: Mr. Yonchak?
 17 MR. YONCHAK: Aye.
 18 MS. HOEFLING: Introducing Resolution
 19 1283 for passage.
 18:51:02 20 MR. BENJAMIN: Second.
 21 MAYOR LICASTRO: And I will forward per
 22 your request, Ms. Huffman, the detailed document,
 23 which we can always tweak going forward. Any
 24 further comments? There being none, roll call on
 18:51:14 25 passage, please.

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1 MS. COOKS: Mr. Benjamin?
 2 MR. BENJAMIN: Aye.
 3 MS. COOKS: Ms. Burke-Jones?
 4 MS. BURKE-JONES: Aye.
 5 MS. COOKS: Ms. Hoefling?
 6 MS. HOEFLING: Aye.
 7 MS. COOKS: Ms. Huffman?
 8 MS. HUFFMAN: Aye.
 9 MS. COOKS: Mr. McDonald?
 10 MR. McDONALD: Aye.
 11 MS. COOKS: Mr. Yonchak?
 12 MR. YONCHAK: Aye.
 13 MAYOR LICASTRO: Ms. Huffman, if you
 14 would, 1284.
 18:51:36 15 MS. HUFFMAN: Introducing Resolution
 16 Number 1284, a Resolution authorizing the Mayor
 17 to renew a Village architect services agreement
 18 with Van Auken Akins Architects, LLC for
 19 architect and related services to increase the
 18:51:51 20 hourly rate and declaring an emergency for
 21 suspension.
 22 MR. BENJAMIN: Second.
 23 MAYOR LICASTRO: Roll call on
 24 suspension, please.
 18:52:00 25 MS. COOKS: Mr. Benjamin?

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1 MR. BENJAMIN: Aye.
 2 MS. COOKS: Ms. Burke-Jones?
 3 MS. BURKE-JONES: Aye.
 4 MS. COOKS: Ms. Hoefling?
 5 MS. HOEFLING: Aye.
 6 MS. COOKS: Ms. Huffman?
 7 MS. HUFFMAN: Aye.
 8 MS. COOKS: Mr. McDonald?
 9 MR. McDONALD: Aye.
 10 MS. COOKS: Mr. Yonchak?
 11 MR. YONCHAK: Aye.
 12 MS. HUFFMAN: Introducing Resolution
 13 number 1284 for passage.
 14 MS. HOEFLING: Second.
 18:52:19 15 MAYOR LICASTRO: Discussion? There
 16 being none, roll call on passage, please.
 17 MS. COOKS: Mr. Benjamin?
 18 MR. BENJAMIN: Aye.
 19 MS. COOKS: Ms. Burke-Jones?
 20 MS. BURKE-JONES: Aye.
 21 MS. COOKS: Ms. Hoefling?
 22 MS. HOEFLING: Aye.
 23 MS. COOKS: Ms. Huffman?
 24 MS. HUFFMAN: Aye.
 25 MS. COOKS: Mr. McDonald?

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1 MR. McDONALD: Aye.
 2 MS. COOKS: Mr. Yonchak?
 3 MR. YONCHAK: Aye.
 4 MAYOR LICASTRO: Mr. McDonald, if you
 18:52:34 5 would, Ordinance 4172.
 6 MR. McDONALD: Introducing Ordinance
 7 Number 4172, an Ordinance amending Ordinance
 8 Numbers 3294, 3650 and 3949 to update the hourly
 9 rates charged by Chagrin Valley Engineering for
 18:52:52 10 Village engineer service and declaring an
 11 emergency.
 12 MR. BENJAMIN: Second.
 13 MAYOR LICASTRO: Roll call on
 14 suspension, please.
 18:53:08 15 MS. COOKS: Mr. Benjamin?
 16 MR. BENJAMIN: Aye.
 17 MS. COOKS: Ms. Burke-Jones?
 18 MS. BURKE-JONES: Aye.
 19 MS. COOKS: Ms. Hoefling?
 20 MS. HOEFLING: Aye.
 21 MS. COOKS: Ms. Huffman?
 22 MS. HUFFMAN: Aye.
 23 MS. COOKS: Mr. McDonald?
 24 MR. McDONALD: Aye.
 25 MS. COOKS: Mr. Yonchak?

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1 MR. YONCHAK: Aye.
 2 MAYOR LICASTRO: Passage.
 3 MR. McDONALD: A motion for passage,
 4 please.
 18:53:21 5 MR. BENJAMIN: Second.
 6 MS. HOEFLING: Second.
 7 MR. BENJAMIN: Give it to Tracy.
 8 MAYOR LICASTRO: Discussion? There
 9 being none, roll call on passage, please.
 18:53:28 10 MS. COOKS: Mr. Benjamin?
 11 MR. BENJAMIN: Aye.
 12 MS. COOKS: Ms. Burke-Jones?
 13 MS. BURKE-JONES: Aye.
 14 MS. COOKS: Ms. Hoefling?
 15 MS. HOEFLING: Aye.
 16 MS. COOKS: Ms. Huffman?
 17 MS. HUFFMAN: Aye.
 18 MS. COOKS: Mr. McDonald?
 19 MR. McDONALD: Aye.
 20 MS. COOKS: Mr. Yonchak?
 21 MR. YONCHAK: Aye.
 22 MAYOR LICASTRO: Mr. Yonchak, before you
 23 introduce 4173, I would like to offer Dave
 24 Maund's name as Street Commissioner. Dave has
 18:53:50 25 been head of the department now as our Service
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1 Director for a number of months. He's done a
 2 great job. Great to work with, attentive,
 3 responsive. We're lucky to have him.
 4 So I would like to offer his name for
 18:54:03 5 consideration. And Council needs to confirm,
 6 which, of course, is what Ordinance 4173 does.
 7 Mr. Yonchak.
 8 MR. YONCHAK: For suspension, Ordinance
 9 Number 4173, an Ordinance confirming the
 18:54:14 10 appointment by the Mayor of David Maund as Street
 11 Commissioner for the year 2023, and declaring an
 12 emergency.
 13 MS. HOEFLING: Second.
 14 MAYOR LICASTRO: Roll call on
 15 suspension, please.
 16 MS. COOKS: Mr. Benjamin?
 17 MR. BENJAMIN: Aye.
 18 MS. COOKS: Ms. Burke-Jones?
 19 MS. BURKE-JONES: Aye.
 20 MS. COOKS: Ms. Hoefling?
 21 MS. HOEFLING: Aye.
 22 MS. COOKS: Ms. Huffman?
 23 MS. HUFFMAN: Aye.
 24 MS. COOKS: Mr. McDonald?
 25 MR. McDONALD: Aye.
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1 MS. COOKS: Mr. Yonchak?
 2 MR. YONCHAK: Aye.
 3 MR. YONCHAK: For passage, introducing
 4 Ordinance 4173.
 18:54:40 5 MS. HOEFLING: Second.
 6 MAYOR LICASTRO: Questions? Roll call
 7 on passage, please.
 8 MS. COOKS: Mr. Benjamin?
 9 MR. BENJAMIN: Aye.
 10 MS. COOKS: Ms. Burke-Jones?
 11 MS. BURKE-JONES: Aye.
 12 MS. COOKS: Ms. Hoefling?
 13 MS. HOEFLING: Aye.
 14 MS. COOKS: Ms. Huffman?
 15 MS. HUFFMAN: Aye.
 16 MS. COOKS: Mr. McDonald?
 17 MR. McDONALD: Aye.
 18 MS. COOKS: Mr. Yonchak?
 19 MR. YONCHAK: Aye.
 18:54:54 20 MAYOR LICASTRO: And how about a round
 21 of applause for Dave. (Applause.)
 22 He hates when I do this. Dave, anything
 23 you'd like to share with us?
 24 MR. MAUND: Nothing to share. I
 18:55:08 25 appreciate the opportunity and I look forward to
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1 another year of servicing.
 2 MAYOR LICASTRO: Servicing. Is that a
 3 verb?
 4 MS. COOKS: Yes.
 18:55:18 5 MAYOR LICASTRO: It is. Then, Mr.
 6 Benjamin, back to you for -- well, what about the
 7 other two, do you have copies of --
 8 MS. COOKS: 74 is next.
 9 MAYOR LICASTRO: 4174, Mr. Benjamin.
 18:55:30 10 MR. BENJAMIN: Ordinance 4174, an
 11 ordinance amending Ordinance Number 4148, as it
 12 relates to employee compensation, and declaring
 13 an emergency. I move suspension.
 14 MS. HOEFLING: Second.
 18:55:42 15 MR. McDONALD: Second.
 16 MAYOR LICASTRO: Roll call on
 17 suspension, please.
 18 MS. COOKS: Mr. Benjamin?
 19 MR. BENJAMIN: Aye.
 20 MS. COOKS: Ms. Burke-Jones?
 21 MS. BURKE-JONES: Aye.
 22 MS. COOKS: Ms. Hoefling?
 23 MS. HOEFLING: Aye.
 24 MS. COOKS: Ms. Huffman?
 25 MS. HUFFMAN: Aye.
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1 MS. COOKS: Mr. McDonald?
 2 MR. McDONALD: Aye.
 3 MS. COOKS: Mr. Yonchak?
 4 MR. YONCHAK: Aye.
 18:55:54 5 MR. BENJAMIN: Ordinance 4174 I move
 6 passage.
 7 MR. McDONALD: Second.
 8 MAYOR LICASTRO: Discussion? There
 9 being none, roll call on passage, please.
 18:56:04 10 MS. COOKS: Mr. Benjamin?
 11 MR. BENJAMIN: Aye.
 12 MS. COOKS: Ms. Burke-Jones?
 13 MS. BURKE-JONES: Aye.
 14 MS. COOKS: Ms. Hoefling?
 15 MS. HOEFLING: Aye.
 16 MS. COOKS: Ms. Huffman?
 17 MS. HUFFMAN: Aye.
 18 MS. COOKS: Mr. McDonald?
 19 MR. McDONALD: Aye.
 20 MS. COOKS: Mr. Yonchak?
 21 MR. YONCHAK: Aye.
 22 MAYOR LICASTRO: Thank you. Ms.
 23 Burke-Jones, if you would, 4175.
 24 MS. BURKE-JONES: Okay. Is this pay
 18:56:20 25 claims?
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1 MAYOR LICASTRO: It is.
 2 MS. BURKE-JONES: Okay. Introducing
 3 Ordinance Number 4175 for suspension, the
 4 following claim against the Village of Bratenahl
 18:56:31 5 are hereby directed from the funds of the Fiscal
 6 Officer is hereby authorized and directed to draw
 7 her warrants for payments, to wit, at the amount
 8 of \$124,474.92.
 9 MR. YONCHAK: Second.
 18:56:55 10 MR. McDONALD: Second.
 11 MAYOR LICASTRO: Roll call on
 12 suspension, please.
 13 MS. COOKS: Mr. Benjamin?
 14 MR. BENJAMIN: Aye.
 15 MS. COOKS: Ms. Burke-Jones?
 16 MS. BURKE-JONES: Aye.
 17 MS. COOKS: Ms. Hoefling?
 18 MS. HOEFLING: Aye.
 19 MS. COOKS: Ms. Huffman?
 20 MS. HUFFMAN: Aye.
 21 MS. COOKS: Mr. McDonald?
 22 MR. McDONALD: Aye.
 23 MS. COOKS: Mr. Yonchak?
 24 MR. YONCHAK: Aye.
 18:57:09 25 MS. BURKE-JONES: Introducing Ordinance
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1 Number 4175 for passage.
 2 MR. YONCHAK: Second.
 3 MAYOR LICASTRO: Any further discussion?
 4 There being none, roll call on passage, please.
 18:57:20 5 MS. COOKS: Mr. Benjamin?
 6 MR. BENJAMIN: Aye.
 7 MS. COOKS: Ms. Burke-Jones?
 8 MS. BURKE-JONES: Aye.
 9 MS. COOKS: Ms. Hoefling?
 10 MS. HOEFLING: Aye.
 11 MS. COOKS: Ms. Huffman?
 12 MS. HUFFMAN: Aye.
 13 MS. COOKS: Mr. McDonald?
 14 MR. McDONALD: Aye.
 15 MS. COOKS: Mr. Yonchak?
 16 MR. YONCHAK: Aye.
 17 MAYOR LICASTRO: Now, we have 4176 and
 18 77 to add. Does anyone have copies of those?
 19 Let's be expedient. If you have a copy, just
 18:57:41 20 proceed with 4176.
 21 MR. YONCHAK: For suspension, this is an
 22 Ordinance amending Section 1133.03 titled
 23 recording of minors, of a minor subdivision of
 24 the planning and zoning to add clarification and
 18:57:59 25 declaring an emergency.
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1 Should I read the -- do you want me to
 2 read the language so people know what it's about?
 3 Okay. It's a paragraph.
 4 The new language is it's after approval
 18:58:13 5 of a minor subdivision application, application
 6 is the new word, the developer shall, new
 7 language, submit either a meets and bounds, deed
 8 description, N/or plat in compliance with all
 9 applicable county and state standards.
 10 Continued regular language. Is
 11 certified by a registered engineer, it shall be
 12 approved as herein provided. If not so
 13 certified, it shall be presented to the Village
 14 engineer who our engineer for new language review
 18:58:52 15 crossing out approval of description.
 16 New language. If it is found to conform
 17 to the approved application and is otherwise
 18 satisfactory to the Village engineer, he shall so
 19 certify his approval thereon. That's the new
 18:59:10 20 language.
 21 MAYOR LICASTRO: This is part of an
 22 upgrade we did to make amendments to get our code
 23 more current and meet the current standard.
 24 Do you have any comments to this, Mr.
 18:59:18 25 Bierut?
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1 MR. BIERUT: No, that's normally done in
2 other communities.
3 MAYOR LICASTRO: Thank you. Did you
4 offer that for suspension?
18:59:24 5 MR. YONCHAK: Offer suspension.
6 MS. BURKE-JONES: Second.
7 MAYOR LICASTRO: Roll call on
8 suspension, please.
9 MS. COOKS: Mr. Benjamin?
10 MR. BENJAMIN: Aye.
11 MS. COOKS: Ms. Burke-Jones?
12 MS. BURKE-JONES: Aye.
13 MS. COOKS: Ms. Hoefling?
14 MS. HOEFLING: Aye.
15 MS. COOKS: Ms. Huffman?
16 MS. HUFFMAN: Aye.
17 MS. COOKS: Mr. McDonald?
18 MR. McDONALD: Aye.
19 MS. COOKS: Mr. Yonchak?
20 MR. YONCHAK: Aye.
21 Introducing for suspension Ordinance
22 Number 4177, an Ordinance amending Ordinance --
23 MAYOR LICASTRO: We need to call the
24 roll call on passage.
18:59:53 25 MR. YONCHAK: Oh, I'm sorry, for
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1 MR. YONCHAK: Do you want me to read it,
2 the changes? There's a change in section four,
3 the language that was deleted, I'll read the
4 current. The language is, the maximum height of
19:00:52 5 an off premise sign measured from, it's deleted,
6 the average grade beneath the sign, it's changed
7 to the elevation of I-90 perpendicular to the
8 I-90 right-of-way directly north of the location
9 of the sign, that's the new language, shall not
19:01:11 10 be greater than 30 feet.
11 MAYOR LICASTRO: This is our continued
12 effort to make sure we don't end up with a
13 billboard. This would be a lot shorter.
14 MR. BENJAMIN: SO this takes into
19:01:23 15 account digital signs as well.
16 MAYOR LICASTRO: That's correct.
17 MR. YONCHAK: For suspension.
18 MS. BURKE-JONES: Second.
19 MAYOR LICASTRO: Roll call on
19:01:30 20 suspension, please.
21 MS. COOKS: Mr. Benjamin?
22 MR. BENJAMIN: Aye.
23 MS. COOKS: Ms. Burke-Jones?
24 MS. BURKE-JONES: Aye.
25 MS. COOKS: Ms. Hoefling?
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1 passage, Ordinance Number 4176.
2 MR. BENJAMIN: Second.
3 MAYOR LICASTRO: Roll call on passage,
4 please.
19:00:01 5 MS. COOKS: Mr. Benjamin?
6 MR. BENJAMIN: Aye.
7 MS. COOKS: Ms. Burke-Jones?
8 MS. BURKE-JONES: Aye.
9 MS. COOKS: Ms. Hoefling?
10 MS. HOEFLING: Aye.
11 MS. COOKS: Ms. Huffman?
12 MS. HUFFMAN: Aye.
13 MS. COOKS: Mr. McDonald?
14 MR. McDONALD: Aye.
15 MS. COOKS: Mr. Yonchak?
16 MR. YONCHAK: Aye.
17 MAYOR LICASTRO: Bob, you're on a roll,
18 so continue.
19 MR. YONCHAK: Got you. For suspension,
19:00:15 20 Ordinance Number 4177, an Ordinance amending
21 Ordinance 4089 and Section 1159.04(c)(4) of the
22 planning and zoning commission to include an
23 amendment made on the floor and declaring an
24 emergency.
19:00:39 25 MR. McDONALD: Second.
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1 MS. HOEFLING: Aye.
2 MS. COOKS: Ms. Huffman?
3 MS. HUFFMAN: Aye.
4 MS. COOKS: Mr. McDonald?
5 MR. McDONALD: Aye.
6 MS. COOKS: Mr. Yonchak?
7 MR. YONCHAK: Aye.
8 MAYOR LICASTRO: Passage.
9 MR. YONCHAK: Oh, for passage, 4177.
19:01:48 10 MAYOR LICASTRO: We're working you too
11 hard.
12 MR. YONCHAK: Yeah, it's too much. I'm
13 on vacation already. Come on.
14 MAYOR LICASTRO: Any further comments?
19:01:55 15 There being none, roll call on passage, please.
16 MS. COOKS: Mr. Benjamin?
17 MR. BENJAMIN: Aye.
18 MS. COOKS: Ms. Burke-Jones?
19 MS. BURKE-JONES: Aye.
20 MS. COOKS: Ms. Hoefling?
21 MS. HOEFLING: Aye.
22 MS. COOKS: Ms. Huffman?
23 MS. HUFFMAN: Aye.
24 MS. COOKS: Mr. McDonald?
25 MR. McDONALD: Aye.
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1 MS. COOKS: Mr. Yonchak?
 2 MR. YONCHAK: Aye.
 3 MAYOR LICASTRO: Anyone else on Council?
 4 MR. YONCHAK: I'd just like to
 19:02:12 5 respectfully ask the Mayor, the Clerk of Courts
 6 and any Committee of the Whole, first of all,
 7 with regard to the rec levy, to present the levy,
 8 the actual levy in the November, before the May
 9 meeting. And also in the May before the November
 19:02:29 10 meeting, so the Council has time to consider it.
 11 And I'd ask that the Clerk, the Mayor, or any
 12 committee of Council also be in tune with any
 13 levy and that it's presented in a timely basis,
 14 you know, at least six months before the time so
 19:02:45 15 that we can consider and plan it appropriately.
 16 That's just a request.
 17 MAYOR LICASTRO: That's well said,
 18 because we have a four mill renewal. We might
 19 decide to make it 4.5.
 19:02:58 20 MR. YONCHAK: I'd like a copy. Let's
 21 get a copy of these levies.
 22 MAYOR LICASTRO: You will. Thank you,
 23 sir. Ms. Cooks.
 24 MS. COOKS: Even though it's detrimental
 19:03:07 25 to my illness right now, I want to state for the
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1 record that in September and October of 2021, I
 2 presented to Finance and to Council about the
 3 recreation levy. It apparently fell on deaf
 4 ears. And even before that, I spoke with the
 19:03:28 5 then Recreation Director and the Chair of the
 6 Recreation Commission about the fact that the
 7 levy would be expiring and that a decision needed
 8 to be made about that. Also, as a point of
 9 order, it's the Clerk of Council, not the Clerk
 19:03:45 10 of Courts.
 11 MR. YONCHAK: Sorry. Thank you so much.
 12 And I appreciate that and I just ask that in
 13 addition to, and you are diligent and I do
 14 remember that, that the actual levy be presented
 19:03:55 15 for consideration, because we lose these things.
 16 We lose them in our mind. I know I -- this is
 17 your full-time job. Not that it's your
 18 responsibility. It's the Council's. We all just
 19 need to know this language, you know. Again, I
 19:04:12 20 was new to Council at the time and it just went
 21 way over my head. I just think that it's
 22 important that I want the operational levy in my
 23 hands well before so I can consider it. It's not
 24 just the rec levy. I want that.
 19:04:26 25 MAYOR LICASTRO: It's a very fair
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1 request, sir. We agree. Anyone else on Council?
 2 Anyone in the audience? Mr. Galestock.
 3 MR. GALESTOCK: Good evening. I have
 4 two questions. First one is the agreement with
 19:04:40 5 Van Auken Akins, is that a renewal of a contract?
 6 MAYOR LICASTRO: Yes. It's a slight
 7 increase in rates, but basically it's a renewal.
 8 MR. GALESTOCK: What is the purpose of
 9 the contract?
 19:04:52 10 MAYOR LICASTRO: So they are our
 11 resident architect, if you will. They're on
 12 retainer and they fill any needs we have
 13 architecturally within a certain scope.
 14 MR. GALESTOCK: So this is something
 19:05:01 15 that happens regularly.
 16 MAYOR LICASTRO: They've been on with us
 17 I think three years.
 18 MS. BURKE-JONES: Actually more than
 19 that. Since '19. Actually, when we wanted to
 19:05:11 20 get information, just ask a question of an
 21 architect before, we practically have to have
 22 legislation to do that. So we thought, hey, we
 23 have an engineer we can ask questions of. We
 24 need to have just a consultant that we can use
 19:05:28 25 that we can ask questions of from an
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1 architectural perspective before any large
 2 contract would be let out for bid for proposals.
 3 MR. GALESTOCK: My second question was I
 4 did not have the ability to get here to listen to
 19:05:48 5 the Finance meeting. And what I did ascertain is
 6 that Council declined to entertain the idea of
 7 putting a levy on the May ballot. I'm wondering
 8 what reasons were given.
 9 MAYOR LICASTRO: My God, we talked about
 19:06:10 10 it for a half an hour.
 11 MR. GALESTOCK: What were the main
 12 reasons?
 13 MAYOR LICASTRO: Keith, you can review
 14 the minutes. The fact we have money in the bank.
 19:06:19 15 They committed to funding it further. The fact
 16 that the May ballot is very quick to arrive. The
 17 concern that we lost a ballot initiative in
 18 November that might carry-over and make this
 19 harder to pass, other topics, but it was a very
 19:06:31 20 detailed conversation. Anyone else? Chief.
 21 CHIEF LOBELLO: I'd like to commend
 22 Council, and particularly Finance, for passing
 23 some substantial and very well-deserved market
 24 adjustments for most employees' compensation for
 19:06:49 25 2023. And I want to throw it out there that I'm
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1 very much looking forward to the police
2 department's conversation for our market
3 adjustments for the men and women of that
4 department. Thank you.

19:07:00 5 MAYOR LICASTRO: Thank you, Chief.
6 Anyone else? All right. Then I'll entertain a
7 motion to adjourn.

8 MR. McDONALD: So move.

9 MS. BURKE-JONES: Second.

19:07:08 10 MR. YONCHAK: Second.

11 MAYOR LICASTRO: I will call the roll.
12 Mr. Benjamin?

13 MR. BENJAMIN: Aye.

14 MAYOR LICASTRO: Ms. Burke-Jones?

19:07:09 15 MS. BURKE-JONES: Aye.

16 MAYOR LICASTRO: Ms. Hoefling?

17 MS. HOEFLING: Aye.

18 MAYOR LICASTRO: Ms. Huffman?

19 MS. HUFFMAN: Aye.

19:07:09 20 MAYOR LICASTRO: Mr. McDonald?

21 MR. McDONALD: Aye.

22 MAYOR LICASTRO: Mr. Yonchak?

23 MR. YONCHAK: Aye.

19:07:19 24 MAYOR LICASTRO: And again, Keith,
25 congratulations.

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1 MR. BENJAMIN: Thank you.
2 MAYOR LICASTRO: Everyone have a nice
3 evening.

4 (Meeting adjourned at 7:07 p.m.)

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1 CERTIFICATE

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I, Nancy L. Molnar, do hereby certify that
as such Reporter I took down in Stenotypy all of
the proceedings had in the foregoing transcript;
that I have transcribed my said Stenotype notes
into typewritten form as appears in the foregoing
transcript; that said transcript is the complete
form of the proceedings had in said cause and
constitutes a true and correct transcript therein.

Nancy L. Molnar

Nancy L. Molnar, Notary Public

within and for the State of Ohio

My commission expires July 15, 2023.

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