

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

VILLAGE COUNCIL MEETING

JANUARY 19, 2022
7:00 p.m.

KEITH BENJAMIN, PRESIDENT PRO TEM
JOYCE BURKE-JONES
TRACY HOEFLING
GINA HUFFMAN
TOM McDONALD
ROD TAYLOR

DAVID J. MATTY, ESQ.
NANCY L. MOLNAR, RPR, CLR

3

1 witnessed him missing a meeting.

2 MR. BENJAMIN: So we can't think of the
3 last time he missed a meeting. So this is a
4 rarity.

5 Is there a Mayor's Court report tonight?

6 MS. COOKS: There is. This is the
7 Mayor's Court report for the month of December,
8 2021. Mayor's Court fines, \$6,840; cost
9 \$2,319.08; Court Computer Fund, \$417; the Mayor's
10 favorite Indigent Driver Support Fund, \$1,120.

11 That completes the report for Mayor's Court.

12 MR. BENJAMIN: Thank you, Madam Clerk.

13 Item three on the agenda is the annual
14 election of Council President Pro Tem.

15 MS. BURKE-JONES: I would like to
16 nominate Keith Benjamin --

17 MR. McDONALD: Second.

18 MR. TAYLOR: Second.

19 MS. HUFFMAN: Second.

20 MS. HOEFLING: Second.

21 MS. BURKE-JONES: -- for that position.

22 MR. BENJAMIN: I didn't expect so many
23 seconds. (Laughter.)

24 Well, I am sure I won't be serving as
25 many years as my predecessor did. Six?

2

1 MR. BENJAMIN: Calling to order the
2 Village Council meeting of Wednesday, January 19,
3 2022. It's 7:00 p.m.

4 Can we stand for the Pledge of
5 Allegiance, please.

6 (Pledge of Allegiance.)

7 MR. BENJAMIN: Madam Finance Director
8 Clerk, roll call, please.

9 MS. COOKS: Mr. Benjamin?

10 MR. BENJAMIN: Here.

11 MS. COOKS: Ms. Burke-Jones?

12 MS. BURKE-JONES: Here.

13 MS. COOKS: Ms. Hoefling?

14 MS. HOEFLING: Here.

15 MS. COOKS: Ms. Huffman?

16 MS. HUFFMAN: Here.

17 MS. COOKS: Mr. McDonald?

18 MR. McDONALD: Here.

19 MS. COOKS: Mr. Taylor?

20 MR. TAYLOR: Here.

21 MR. BENJAMIN: All are present. And if
22 you haven't noticed, our Mayor Licastro is not
23 here tonight. And I believe this might be the
24 first time. You were on Council for eight years.

25 MR. PUFFENBERGER: Yeah, I've never

4

1 MR. PUFFENBERGER: Six.

2 MR. BENJAMIN: Six years president pro
3 tem. I appreciate the fact that you're willing
4 to let me serve as Council President Pro Tem.
5 Maybe one time in the next year I'll get to do
6 this again. So it's been moved and seconded.

7 Any other comments or questions?

8 MS. HOEFLING: Congratulations.

9 MR. BENJAMIN: Thank you. Hearing none,
10 roll call on the motion.

11 MS. COOKS: Mr. Benjamin? Does Mr.
12 Benjamin vote on this?

13 MR. BENJAMIN: Yeah, do I vote on this?

14 MR. MATTY: Yes, please.

15 MS. COOKS: Okay. Ms. Burke-Jones?

16 MS. BURKE-JONES: Aye.

17 MS. COOKS: Ms. Huffman?

18 MS. HUFFMAN: Aye.

19 MS. COOKS: I'm sorry. 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. Taylor?

1 MR. TAYLOR: Aye.
 2 MR. BENJAMIN: I didn't say aye though.
 3 MS. COOKS: You did not? You didn't
 4 vote for yourself?
 5 MR. BENJAMIN: No. Officially I just
 6 don't think it came out of my mouth.
 7 MS. COOKS: I thought it did.
 8 MR. BENJAMIN: It did though.
 9 MS. BURKE-JONES: We didn't give you
 10 chance to say no.
 11 MS. COOKS: For the record, how did you
 12 vote for the record?
 13 MR. BENJAMIN: Aye. Yes.
 14 MS. COOKS: Thank you.
 15 MR. BENJAMIN: So the next item on the
 16 agenda is the appointments to the Recreation
 17 Commission. I lost my connection to my Hotspot.
 18 Sue, so I know that Keith Galestock is
 19 one.
 20 MS. CAPELLO: Keith Galestock, Candace
 21 Miller. And Dave Kozinski and Brad DiFranco want
 22 to redo their terms.
 23 MR. BENJAMIN: So we're renewing the
 24 terms of three members.
 25 MS. CAPELLO: Two members.
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1 MR. BENJAMIN: Two members.
 2 MS. CAPELLO: Dave and Brad. And then
 3 Keith Galestock and Candace Miller are new
 4 commissioners if you'll approve them.
 5 MR. BENJAMIN: Wonderful. Details of
 6 other rec commission appointments were sent in an
 7 e-mail in the last week or so.
 8 Are there any questions regarding the
 9 appointments?
 10 Hearing none, is there a motion to
 11 appoint and reappoint the said members of the
 12 Recreation Commission?
 13 MR. McDONALD: So move.
 14 MR. BENJAMIN: Do these separately?
 15 MR. MATTY: Do them all together.
 16 MR. BENJAMIN: Do them all together,
 17 okay.
 18 MR. McDONALD: So move.
 19 MR. TAYLOR: Second.
 20 MR. BENJAMIN: It's been moved and
 21 seconded. Roll call, please.
 22 MS. COOKS: Mr. Benjamin?
 23 MR. BENJAMIN: Aye.
 24 MS. COOKS: Ms. Burke-Jones?
 25 MS. BURKE-JONES: Aye.
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1 MS. COOKS: Ms. Hoefling?
 2 MS. HOEFLING: Aye.
 3 MS. COOKS: Ms. Huffman?
 4 MS. HUFFMAN: Aye.
 5 MS. COOKS: Mr. McDonald?
 6 MR. McDONALD: Aye.
 7 MS. COOKS: Mr. Taylor?
 8 MR. TAYLOR: Aye.
 9 MR. BENJAMIN: Very good. Next on the
 10 agenda is the appointment of Joseph Zalar as
 11 Street Commissioner. We discussed this at the
 12 Committee of the Whole meeting.
 13 Are there any more comments or
 14 questions?
 15 Any comments or questions on the
 16 appointment of Joseph Zalar as Street
 17 Commissioner?
 18 MS. BURKE-JONES: No.
 19 MR. BENJAMIN: Hearing none, is there a
 20 motion to appoint Joseph Zalar as Street
 21 Commissioner for fiscal year 2022?
 22 MR. McDONALD: So move.
 23 MS. BURKE-JONES: Second.
 24 MR. BENJAMIN: Roll call, please.
 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. Taylor?
 11 MR. TAYLOR: Aye.
 12 MR. BENJAMIN: Thank you. Moving back
 13 to motion to approve Council appointments to
 14 committees and commissions. Again, I have lost
 15 my WiFi, but the committee assignments were
 16 emailed by Mayor Licastro a couple weeks ago.
 17 Would you like to read them for the
 18 record? Thank you.
 19 MS. COOKS: For finance, Mr. McDonald is
 20 the chair, Mr. Benjamin and Ms. Hoefling are
 21 committee members. Public improvement, Ms.
 22 Burke-Jones is the chair, Ms. Huffman and Mr.
 23 Taylor. Public Safety, Mr. Taylor is the chair,
 24 Ms. Huffman, Mr. McDonald. Economic and
 25 Community Development, Ms. Huffman is the chair,
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1 Ms. Hoefling, Mr. Benjamin. Planning Commission,
 2 liaison is Ms. Burke-Jones. For Shade Tree is
 3 Ms. Hoefling. Recreation is Mr. Taylor. And for
 4 Stormwater is Ms. Burke-Jones.
 5 MR. BENJAMIN: Thank you. Any other
 6 comments or questions regarding committee
 7 appointments?
 8 MR. McDONALD: Move approval.
 9 MR. BENJAMIN: It's been moved. Is
 10 there a second?
 11 MS. HOEFLING: Second.
 12 MR. BENJAMIN: Second. Roll call,
 13 please.
 14 MS. COOKS: Mr. Benjamin?
 15 MR. BENJAMIN: Aye.
 16 MS. COOKS: Ms. Burke-Jones?
 17 MS. BURKE-JONES: Aye.
 18 MS. COOKS: Ms. Hoefling?
 19 MS. HOEFLING: Aye.
 20 MS. COOKS: Ms. Huffman?
 21 MS. HUFFMAN: Aye.
 22 MS. COOKS: Mr. McDonald?
 23 MR. McDONALD: Aye.
 24 MS. COOKS: Mr. Taylor?
 25 MR. TAYLOR: Aye.

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1 MR. BENJAMIN: Motion passes. Before we
 2 get started with new business, are there any
 3 comments from the public on agenda items?
 4 Hearing none, we'll move to new
 5 business. Councilwoman Burke-Jones, would you
 6 like to handle Resolution 1241?
 7 MS. BURKE-JONES: Yes. Introducing
 8 1241, a resolution authorizing the Mayor to renew
 9 the Village architect services agreement with Van
 10 Auden Akins Architects, LLC for architect and
 11 related services and declaring an emergency.
 12 That's for -- I forgot the word.
 13 MR. BENJAMIN: For suspension.
 14 MS. BURKE-JONES: For suspension, that's
 15 exactly what I wanted to say. For suspension.
 16 MR. BENJAMIN: Second.
 17 MS. BURKE-JONES: Introducing 1241.
 18 MS. COOKS: I did not hear a second.
 19 MR. BENJAMIN: Oh, I second.
 20 MS. COOKS: Did you?
 21 MR. BENJAMIN: Yes.
 22 MS. COOKS: I thought you were calling
 23 for a second.
 24 MR. BENJAMIN: Yeah. I'm sorry, I'm not
 25 used to having two roles. Yes, I seconded. Roll

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1 call, please.
 2 MS. COOKS: Okay. Mr. Benjamin?
 3 MR. BENJAMIN: Aye.
 4 MS. COOKS: Ms. Burke-Jones?
 5 MS. BURKE-JONES: Aye.
 6 MS. COOKS: Ms. Hoefling?
 7 MS. HOEFLING: Aye.
 8 MS. COOKS: Ms. Huffman?
 9 MS. HUFFMAN: Aye.
 10 MS. COOKS: Mr. McDonald?
 11 MR. McDONALD: Aye.
 12 MS. COOKS: Mr. Taylor?
 13 MR. TAYLOR: Aye.
 14 MS. BURKE-JONES: Okay. Introducing
 15 Resolution Number 1241 for approval.
 16 MR. BENJAMIN: Second. And by that I'm
 17 seconding. Roll call, 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. Taylor?
 4 MR. TAYLOR: Aye.
 5 MR. BENJAMIN: Thank you. Next up is
 6 Resolution 1242, Councilwoman Hoefling, would you
 7 take that, please.
 8 MS. HOEFLING: Sure. Introducing
 9 Resolution 1242, it's a resolution authorizing
 10 the Mayor to enter into a management consultant
 11 agreement with Clemans Nelson & Associates for
 12 management and/or fiscal consulting services in
 13 labor, employment and other areas as might be
 14 requested and declaring an emergency. For
 15 suspension.
 16 MR. McDONALD: So move.
 17 MR. TAYLOR: Second.
 18 MR. BENJAMIN: It's been moved and
 19 seconded. Roll call.
 20 MS. COOKS: Mr. Benjamin?
 21 MR. BENJAMIN: Aye.
 22 MS. COOKS: Ms. Burke-Jones?
 23 MS. BURKE-JONES: Aye.
 24 MS. COOKS: Ms. Hoefling?
 25 MS. HOEFLING: Aye.

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1 MS. COOKS: Ms. Huffman?
 2 MS. HUFFMAN: Aye.
 3 MS. COOKS: Mr. McDonald?
 4 MR. McDONALD: Aye.
 5 MS. COOKS: Mr. Taylor?
 6 MR. TAYLOR: Aye.
 7 MS. HOEFLING: Introducing Resolution
 8 1242.
 9 MR. BENJAMIN: For passage.
 10 MS. HOEFLING: For passage.
 11 MR. BENJAMIN: Is there a second?
 12 MR. McDONALD: Second.
 13 MR. BENJAMIN: Seconded by Councilman
 14 McDonald. Roll call, please.
 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. Taylor?
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1 MR. TAYLOR: Aye.
 2 MR. BENJAMIN: It passes. Next on the
 3 agenda is Ordinance 4131, Councilwoman Huffman.
 4 MS. HUFFMAN: 4130.
 5 MR. BENJAMIN: Oh, 4130. Thank you.
 6 MS. HUFFMAN: Sure. Ordinance Number
 7 4130, an ordinance confirming the appointment by
 8 the Mayor of Joseph Zalar as Street Commissioner
 9 for the year 2022 and declaring an emergency. I
 10 move -- I forgot the word.
 11 MR. BENJAMIN: For suspension.
 12 MS. HUFFMAN: Suspension.
 13 MS. BURKE-JONES: A mental block from
 14 everybody.
 15 MR. McDONALD: Second.
 16 MR. BENJAMIN: Seconded by Councilman
 17 McDonald. Roll call on suspension.
 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. Taylor?
 4 MR. TAYLOR: Aye.
 5 MS. HUFFMAN: Ordinance Number 4130 for
 6 passage.
 7 MR. McDONALD: Second.
 8 MR. BENJAMIN: Moved and seconded. Roll
 9 call.
 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. Taylor?
 21 MR. TAYLOR: Aye.
 22 MR. BENJAMIN: Councilman McDonald,
 23 would you like to take Ordinance 4131?
 24 MR. McDONALD: Ordinance Number 4131, an
 25 ordinance enacting and adding Section 161.07 of
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1 the Administrative Code to create the position of
 2 Chief Magistrate of Mayor's Court and declaring
 3 an emergency.
 4 MS. BURKE-JONES: Second.
 5 MR. BENJAMIN: Did you move suspension?
 6 MR. McDONALD: Move suspension.
 7 MR. BENJAMIN: Seconded.
 8 MS. BURKE-JONES: Second.
 9 MR. BENJAMIN: Roll call, please.
 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. Taylor?
 21 MR. TAYLOR: Aye.
 22 MR. McDONALD: Move Ordinance Number
 23 4131 for passage.
 24 MS. BURKE-JONES: Second.
 25 MR. BENJAMIN: Been moved and seconded.
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1 Roll call, please.
 2 MS. COOKS: Mr. Benjamin?
 3 MR. BENJAMIN: Aye.
 4 MS. COOKS: Ms. Burke-Jones?
 5 MS. BURKE-JONES: Aye.
 6 MS. COOKS: Ms. Hoefling?
 7 MS. HOEFLING: Aye.
 8 MS. COOKS: Ms. Huffman?
 9 MS. HUFFMAN: Aye.
 10 MS. COOKS: Mr. McDonald?
 11 MR. McDONALD: Aye.
 12 MS. COOKS: Mr. Taylor?
 13 MR. TAYLOR: Aye.
 14 MR. BENJAMIN: Thank you. Next up is
 15 Ordinance 4132, Councilman Taylor.
 16 MR. TAYLOR: I'd like to introduce
 17 Ordinance Number 4132, an ordinance confirming
 18 the appointment by the Mayor of Chuck
 19 Bauernschmidt as Chief Magistrate of Mayor's
 20 Court with duties as set forth in Codified
 21 Ordinance 161.07 with the such appointment
 22 effective January 19, 2022, and declaring an
 23 emergency. I move suspension.
 24 MR. McDONALD: Second.
 25 MR. BENJAMIN: It's been seconded. Roll
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1 call.
 2 MS. COOKS: Mr. Benjamin?
 3 MR. BENJAMIN: Aye.
 4 MS. COOKS: Ms. Burke-Jones?
 5 MS. BURKE-JONES: Aye.
 6 MS. COOKS: Ms. Hoefling?
 7 MS. HOEFLING: Aye.
 8 MS. COOKS: Ms. Huffman?
 9 MS. HUFFMAN: Aye.
 10 MS. COOKS: Mr. McDonald?
 11 MR. McDONALD: Aye.
 12 MS. COOKS: Mr. Taylor?
 13 MR. TAYLOR: Aye. Ordinance Number 4132
 14 for passage.
 15 MS. HOEFLING: Second.
 16 MR. BENJAMIN: It's been moved and
 17 seconded. Any questions or comments?
 18 Hearing none, roll call, please.
 19 MS. COOKS: Mr. Benjamin?
 20 MR. BENJAMIN: Aye.
 21 MS. COOKS: Ms. Burke-Jones?
 22 MS. BURKE-JONES: Aye.
 23 MS. COOKS: Ms. Hoefling?
 24 MS. HOEFLING: Aye.
 25 MS. COOKS: Ms. Huffman?
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1 MS. HUFFMAN: Aye.
 2 MS. COOKS: Mr. McDonald?
 3 MR. McDONALD: Aye.
 4 MS. COOKS: Mr. Taylor?
 5 MR. TAYLOR: Aye.
 6 MR. BENJAMIN: And finally Ordinance
 7 4133, Councilmember Burke Jones.
 8 MS. BURKE-JONES: Yes. Introducing
 9 Ordinance Number 4133 for suspension. That the
 10 following claims against the Village of Bratenahl
 11 are hereby directed from the funds and the Fiscal
 12 Officer is hereby authorized and directed to draw
 13 her warrants for payment, to wit: In the amount
 14 of \$135,648.64.
 15 MR. McDONALD: Second.
 16 MR. BENJAMIN: Moved and seconded on
 17 suspension. Any comments or questions? Roll
 18 call, please.
 19 MS. COOKS: Mr. Benjamin?
 20 MR. BENJAMIN: Aye.
 21 MS. COOKS: Ms. Burke-Jones?
 22 MS. BURKE-JONES: Aye.
 23 MS. COOKS: Ms. Hoefling?
 24 MS. HOEFLING: Aye.
 25 MS. COOKS: Ms. Huffman?
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1 MS. HUFFMAN: Aye.
 2 MS. COOKS: Mr. McDonald?
 3 MR. McDONALD: Aye.
 4 MS. COOKS: Mr. Taylor?
 5 MR. TAYLOR: Aye.
 6 MS. BURKE-JONES: And finally,
 7 introducing for passage Ordinance Number 4133.
 8 MS. HOEFLING: Second.
 9 MR. BENJAMIN: Moved and seconded. Any
 10 comments or questions? Roll call on Ordinance
 11 4133.
 12 MS. COOKS: Mr. Benjamin?
 13 MR. BENJAMIN: Aye.
 14 MS. COOKS: Ms. Burke-Jones?
 15 MS. BURKE-JONES: Aye.
 16 MS. COOKS: Ms. Hoefling?
 17 MS. HOEFLING: Aye.
 18 MS. COOKS: Ms. Huffman?
 19 MS. HUFFMAN: Aye.
 20 MS. COOKS: Mr. McDonald?
 21 MR. McDONALD: Aye.
 22 MS. COOKS: Mr. Taylor?
 23 MR. TAYLOR: Aye.
 24 MR. BENJAMIN: All right. That
 25 concludes new business on the agenda tonight.
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1 Before we adjourn, are there any comments from
2 members of the public?

3 Hearing none, is there a motion to
4 adjourn tonight's meeting?

5 MR. TAYLOR: So move.

6 MR. McDONALD: Second.

7 MR. BENJAMIN: Moved and seconded. Roll
8 call, 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. Taylor?

20 MR. TAYLOR: Aye.

21 MS. COOKS: Thank you.

22 MR. BENJAMIN: We are adjourned. Thank
23 you so much for coming.

24 (Meeting adjourned at 7:17 p.m.)

25 ~ ~ ~ ~ ~

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1 CERTIFICATE

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3

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

12

13

14

15 Nancy L. Molnar

16 Nancy L. Molnar, Notary Public

17 within and for the State of Ohio

18

19 My commission expires July 15, 2023.

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