

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **February 15, 2005, at 7:30 p.m.**

PRESENT: President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Thomas Koch, Lisa Uffman-Kirsch, Robin Zaccardelli; Legislative Services Director Laura Haller, Mayor Cathy Luks, Finance Director Karen Fegan, Law Director Thomas O'Donnell, Service Director Skip Mayer, City Engineer Clark Merdes, Interim Building Commissioner Rick Arrendale, Police Chief Paul Bican, Fire Chief Michael Fabish, Community Development Director Michael Kosdrosky, Office on Aging Director Debbie Duffy.

Agenda reviewed.

Discussion was held regarding proposed Ordinance 04-183. Mrs. Haller asked if this legislation was removed from committee the night before. Mr. Gentile said it was still in the Finance Committee, but the alternate version was removed from committee and was to be placed on file in the Council Office. Mrs. Uffman-Kirsch said that it was her understanding that the committee had removed it from committee last night. Since the status was unclear, it was decided to leave this Ordinance on the agenda until the minutes of the committee meeting are transcribed.

Regarding proposed Resolution 05-12, Mr. Willey asked how much the city's 20% would be. Mr. Kosdrosky said it would be \$15,000. Discussion was held regarding the timeline for submission of this request. Mr. Kosdrosky said that the application was due last Friday, February 11, 2005, with the deadline for the adoption of legislation being March 1, 2005. Mr. Willey asked if the money was in the budget. Mrs. Fegan replied that it is not plugged in at this time, but should we receive the grant, we would make an effort to locate the funds.

Mr. Stefanik said that in the future it would be helpful if Council received some type of supporting documentation on items such as this. All we knew was that we were responsible for 20%...but 20% of what?

Mr. Kosdrosky agreed to provide Council with information regarding this grant. He outlined the scope of the project as being the incorporation of sidewalks to connect the High School, Middle School and Metro Parks to the new proposed downtown center.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **February 15, 2005, in regular session.** The meeting was called to order at 8:00 p.m. by President of Council Robert A. Stefanik and opened with the Pledge of Allegiance.

PRESENT: Council: President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Thomas Koch, Robin Zaccardelli, Lisa Uffman-Kirsch, Legislative Services Director Laura Haller.

Administration: Mayor Cathy Luks, Law Director Thomas O'Donnell, Finance Director Karen Fegan, City Engineer Clark Merdes, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Skip Mayer, Community Development Director Michael Kosdrosky, Office on Aging Director Debbie Duffy, Wastewater Superintendent Charles Johnson, Acting Recreation Director Ed Swim, Interim Building Commissioner Rick Arrendale.

APPROVAL OF CONSENT AGENDA

- a. Approval of minutes: February 1, 2005
 - b. A motion to authorize the Mayor and Service Director to advertise for bids for the 2005 Equipment Rental and Material Bid Program.
 - c. A motion to authorize the Mayor and Wastewater Superintendent to advertise for bids for installation of a new System Control and Data Acquisition system for Wastewater Plant B and replacement of the existing system in use at Wastewater Plant A and Pump Stations.
- No one on Council wished to have an item removed from the Consent Agenda.

Moved by Mr. Willey, seconded by Mr. Gentile to **excuse Council Representative Zaccardelli from voting on the minutes of February 1, 2005**. Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, Koch, Uffman-Kirsch). Nays: **None**. (Absent: Zaccardelli). **Motion carried**.

Moved by Mr. Willey, seconded by Mr. Koch to **adopt the Consent Agenda as presented and read**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None**. **Motion carried**.

COMMUNICATIONS: None.

MAYOR'S REPORT:

Mayor Luks announced that Governor Taft is proposing a 20% cut in local government funds in the next budget. She said that a 20% cut would equal 7% of our general fund and urged Council and the residents to let the State Legislature know that these cuts are inappropriate.

DEPARTMENT HEAD REPORTS:

Acting Recreation Director Ed Swim reported on activities and events occurring in the Recreation Department.

PRESIDENT OF COUNCIL'S REPORT: No report.

COMMITTEE REPORTS

All Committees, Boards, and Commissions announced the dates and times of their next regularly scheduled meetings. All meetings are held at City Hall, 13834 Ridge Road, unless otherwise noted. A complete meeting schedule is available from the Council Office.

LEGISLATION

THIRD READING CONSIDERATION: No action: 04-183, 04-194, 04-211, 05-1, 05-8.

FIRST READING CONSIDERATION**RESOLUTION 05-11**

Introduced by: Gentile, Willey. **A RESOLUTION URGING THE MAYOR TO EXPAND SANITARY SEWER SERVICE TO ALL OF NORTH ROYALTON BASED ON A PRIMARILY GRAVITY BASED SYSTEM DESIGN**. Title read.

Placed on **second reading** and referred to the **Utilities Committee**.

RESOLUTION 05-12

Introduced by: Mayor Luks. **A RESOLUTION AUTHORIZING THE MAYOR AND THE DIRECTOR OF COMMUNITY DEVELOPMENT TO FILE AN APPLICATION WITH THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FOR FUNDS THROUGH THE TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE (TLCI) PLANNING GRANT FOR THE TRANSPORTATION AND PEDESTRIAN LINKAGES STUDIES ASSOCIATED WITH THE CITY OF NORTH ROYALTON'S PROPOSED MIXED USE TRADITIONAL TOWN CENTER DISTRICT, AND DECLARING AN EMERGENCY**. Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **amend Resolution 05-12 by adding Bobulsky, Gentile, Koch, and Uffman-Kirsch as sponsors.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mrs. Uffman-Kirsch, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Gentile, seconded by Mr. Koch to **adopt Resolution 05-12 as amended.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 05-13

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING VARIOUS PENALTY SECTIONS OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON PERTAINING TO MISDEMEANANT CRIMES, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading** and referred to the **Safety Committee.**

ORDINANCE 05-14

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, CHAPTER 1242 ADMINISTRATION, ENFORCEMENT AND PENALTY, SECTION 1242.05 FEES FOR SERVICES TO ALLEVIATE AND IMPROVE STORM SEWER DRAINAGE PROBLEMS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Koch to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Gentile, seconded by Mrs. Uffman-Kirsch to **amend Ordinance 05-14 by adding Uffman-Kirsch as a sponsor.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Koch, seconded by Mr. Gentile to **adopt Ordinance 05-14 as amended.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 05-15

Introduced by: Gentile, Koch, Stefanik, Willey. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWELVE PLANNING AND ZONING CODE, CHAPTER 1246 DESIGN STANDARDS, SECTION 1246.02 STREETS, PARAGRAPH (h) CUL-DE-SACS, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading** and referred to the **Planning Commission.**

ORDINANCE 05-16

Introduced by: Gentile, Koch. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWELVE PLANNING AND ZONING CODE, CHAPTER 1284 SIGNS, SECTION 1284.06 ILLUMINATION, PARAGRAPH (b), AND SECTION 1284.07 SIGNS IN RESIDENTIAL DISTRICTS, PARAGRAPH (h), AND DECLARING AN EMERGENCY.** Title read.

The Director of Legislative Services read the following proposed amendments:

Section 2. 1284.07 Signs in Residential Districts

Add the following sentence as follows: **"...and not less than 100 feet from any occupied residence. *Illumination of signs must be from a ground mounted light source that washes only the front of the sign.*"**

Moved by Mr. Gentile, seconded by Mr. Willey to **amend Ordinance 05-16 as read.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Placed on **second reading** and referred to the **Planning Commission.**

ORDINANCE 05-17

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING CHAPTER 880 EARNED INCOME TAX, SECTION 880.27 DISBURSEMENT OF FUNDS, OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading** and referred to the **Finance Committee**.

ORDINANCE 05-18

Introduced by: Mayor Luks. **AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NORTH ROYALTON, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2005 AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading** and referred to the **Finance Committee**.

ORDINANCE 05-19

Introduced by: Koch, Gentile, Willey. **AN ORDINANCE ACCEPTING DEDICATION OF 1,428 FEET OF EVERGREEN TRAIL, 725 FEET OF BUCKEYE TRAIL AND 229 FEET OF A YET UNNAMED STREET IN THE TIMBERLANE ESTATES SUBDIVISION, PHASE 4 FROM TIMBERLANE FARMS, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading** and referred to **the Streets Committee and the Planning Commission**.

MISCELLANEOUS

AL Bendzak, 11431 Villa Grande, addressed Council regarding "equal protection of the law".

ADJOURNMENT

Moved by Mr. Gentile, seconded by Miss Zaccardelli **to adjourn the February 15, 2005, Council Meeting.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, Koch, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Meeting adjourned at 8:20 p.m.

APPROVED: _____ DATE APPROVED: _____
PRESIDENT OF COUNCIL

ATTEST: _____
DIRECTOR OF LEGISLATIVE SERVICES