

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **January 3, 2006, at 7:30 p.m.**

**PRESENT:** President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Kurt McKee, Lisa Uffman-Kirsch, Legislative Services Director Laura Haller, Mayor Cathy Luks, Law Director Thomas O'Donnell, Finance Director Karen Fegan, City Engineer Clark Merdes, Police Chief Paul Bican, Fire Chief Michael Fabish, Office on Aging Director Debbie Duffy, Building Commissioner Rito Alvarez, Service Director Skip Mayer.

Agenda reviewed.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **January 3, 2006, 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, Kurt McKee, Lisa Uffman-Kirsch, Legislative Services Director Laura Haller.

Moved by Mr. Willey, seconded by Mr. Gentile to **excuse Council Representative Zaccardelli.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

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

#### **APPROVAL OF CONSENT AGENDA**

- a. Approval of minutes: December 20, 2005
- b. Legislation:

##### **RESOLUTION 06-1**

Introduced by: Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch, Mayor Luks. **A RESOLUTION COMMENDING THOMAS J. KOCH FOR OUTSTANDING COMMUNITY SERVICE.** Title read.

##### **ORDINANCE 06-2**

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 2, ADMINISTRATION CODE, CHAPTER 232, DEPARTMENT OF FINANCE, SECTION 232.07, PETTY CASH FUNDS, PARAGRAPH (a) ITEM (9), AND DECLARING AN EMERGENCY.** Title read.

- No one in the audience wished to have a legislative item removed from the consent agenda for discussion.
- No one on Council wished to have an item removed from the consent agenda for discussion.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

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

**COMMUNICATIONS:** None.

**MAYOR'S REPORT:** No report.

**DEPARTMENT HEAD REPORTS:** No reports.

**PRESIDENT OF COUNCIL'S REPORT:**

Mr. Stefanik announced that the Ward 1 Meeting will be held January 10, 2006, at 7:00 p.m.

#### **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: 05-82, 05-83, 05-84, 05-158, 05-159, 05-166, 05-181, 05-182, 05-183, 05-184, 05-187.

#### **ORDINANCE 06-3**

Introduced by: Willey. **AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT FOR CUSTOM COLOR & COLLISION CENTER, PROPERTY OWNER ALPHA PROPERTIES LTD, PPN 483-14-004, 13390 YORK ROAD, GENERAL INDUSTRIAL ZONING FOR THE PURPOSE OF RELOCATING AN AUTO BODY REPAIR SHOP, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Willey, seconded by Mr. Gentile to **adopt Ordinance 06-3.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

#### **ORDINANCE 06-4**

Introduced by: Willey. **AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT FOR GMR SPEED, PROPERTY OWNER ALPHA PROPERTIES LTD, PPN 483-14-004, 13390 YORK ROAD, GENERAL INDUSTRIAL ZONING FOR THE PURPOSE OF RELOCATING A CUSTOM HI-PERFORMANCE AUTOMOTIVE SHOP AND OFFICE, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Willey, seconded by Mr. Gentile to **adopt Ordinance 06-4.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

#### **ORDINANCE 06-5**

Introduced by: Mayor Luks. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER NO. 14) RELATING TO THE WORK PERFORMED BY DUNLOP & JOHNSTON, INC. FOR THE RENOVATION OF FIRE STATION NO. 1 AND THE CONSTRUCTION OF FIRE STATION NO. 2, AND DECLARING AN EMERGENCY.** Title read.

**Certificate of Availability of Funds** has been received from the Finance Director stating that funds are available or are in the process of being collected in the Fire Capital Improvement Fund #34.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Willey, seconded by Mr. McKee to **adopt Ordinance 06-5.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

**ORDINANCE 06-6**

Introduced by: Mayor Luks. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER NO. 15) RELATING TO THE WORK PERFORMED BY DUNLOP & JOHNSTON, INC. FOR THE RENOVATION OF FIRE STATION NO. 1 AND THE CONSTRUCTION OF FIRE STATION NO. 2, AND DECLARING AN EMERGENCY.** Title read.

**Certificate of Availability of Funds** has been received from the Finance Director stating that funds are available or are in the process of being collected in the Fire Capital Improvement Fund #34.

Moved by Mr. Willey, seconded by Mr. McKee to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Gentile, seconded by Mr. Willey to **adopt Ordinance 06-6.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

**ORDINANCE 06-7**

Introduced by: Mayor Luks. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER NO. 4) RELATING TO THE WORK PERFORMED BY IMPERIAL HEATING AND COOLING FOR THE RENOVATION OF FIRE STATION NO. 1 AND THE CONSTRUCTION OF FIRE STATION NO. 2, AND DECLARING AN EMERGENCY.** Title read.

**Certificate of Availability of Funds** has been received from the Finance Director stating that funds are available or are in the process of being collected in the Fire Capital Improvement Fund #34.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Willey, seconded by Mr. McKee to **adopt Ordinance 06-7.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

**ORDINANCE 06-8**

Introduced by: Mayor Luks. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER #7) RELATING TO THE WORK PERFORMED BY SOUTH SHORE ELECTRIC FOR THE RENOVATION OF FIRE STATION NO. 1 AND THE CONSTRUCTION OF FIRE STATION NO. 2, AND DECLARING AN EMERGENCY.** Title read.

**Certificate of Availability of Funds** has been received from the Finance Director stating that funds are available or are in the process of being collected in the Fire Capital Improvement Fund #34.

Moved by Mr. Willey, seconded by Mr. McKee to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.** Moved by Mr. Willey, seconded by Mr. McKee to **adopt Ordinance 06-8.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

**ORDINANCE 06-9**

Introduced by: Stefanik, Mayor Luks. **AN ORDINANCE TO AMEND SECTIONS 880.01, 880.03, 880.04, 880.17, AND 880.27 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, OHIO, IN ORDER TO PROVIDE FOR A ONE PERCENT INCREASE IN THE CURRENT LEVY ON INCOME, TO A RATE OF TWO PERCENT, EFFECTIVE JULY 1, 2006 THROUGH AND INCLUDING DECEMBER 31, 2016, FOR THE PURPOSE OF PAYING COSTS OF CONSTRUCTING, RECONSTRUCTING, WIDENING, GRADING, DRAINING, PAVING, RESURFACING, MAINTAINING, REPAIRING, AND OTHERWISE IMPROVING STREETS, SIDEWALKS, CURBS AND GUTTERS, AND RELATED INFRASTRUCTURE IMPROVEMENTS, COSTS OF CONSTRUCTING AND INSTALLING STORM WATER IMPROVEMENTS, COSTS OF ACQUIRING RELATED EQUIPMENT AND OTHER RELATED MUNICIPAL STREET AND STORM WATER OPERATING EXPENSES, AND DECLARING AN EMERGENCY.** Title read.

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

**RESOLUTION 06-10**

Introduced by: Stefanik, Mayor Luks. **RESOLUTION DECLARING THE NECESSITY OF AN ELECTION ON THE QUESTION OF APPROVING THE PASSAGE OF AN ORDINANCE TO AMEND SECTIONS 880.01, 880.03, 880.04, 880.17, AND 880.27 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, OHIO, IN ORDER TO PROVIDE FOR A ONE PERCENT INCREASE IN THE CURRENT LEVY ON INCOME, TO A RATE OF TWO PERCENT EFFECTIVE JULY 1, 2006 THROUGH AND INCLUDING DECEMBER 31, 2016, FOR THE PURPOSE OF PAYING COSTS OF CONSTRUCTING, RECONSTRUCTING, WIDENING, GRADING, DRAINING, PAVING, RESURFACING, MAINTAINING, REPAIRING, AND OTHERWISE IMPROVING STREETS, SIDEWALKS, CURBS AND GUTTERS, AND RELATED INFRASTRUCTURE IMPROVEMENTS, COSTS OF CONSTRUCTING AND INSTALLING STORM WATER IMPROVEMENTS, COSTS OF ACQUIRING RELATED EQUIPMENT AND OTHER RELATED MUNICIPAL STREET AND STORM WATER OPERATING EXPENSES, AND DECLARING AN EMERGENCY.** Title read.

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

**ORDINANCE 06-11**

Introduced by: Stefanik, Mayor Luks. **AN ORDINANCE AMENDING SECTIONS 880.20 AND 880.26 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, OHIO, IN ORDER TO INCREASE THE MUNICIPAL INCOME TAX CREDIT TO 100% OF THE MUNICIPAL INCOME TAX UNDER CHAPTER 880 OF THE CODIFIED ORDINANCES OF THE CITY UP TO 1.25%.** Title read.

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

**MISCELLANEOUS**

**Guy Gallo**, 14180 Catherine Ct. presented Council with a petition (copy attached to these minutes) signed by residents of Catherine Ct. in opposition to how the city is currently plowing their street.

Service Director Skip Mayer said that he and Mrs. Uffman-Kirsch have a meeting scheduled with Mr. Gallo tomorrow to review the situation.

**ADJOURNMENT**

Moved by Mr. Willey, seconded by Mr. Gentile **to adjourn the January 3, 2006, City Council Meeting.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Absent: Zaccardelli). **Motion carried.**

**Meeting adjourned at 8:20 p.m.**

APPROVED: \_\_\_\_\_ DATE APPROVED: \_\_\_\_\_  
PRESIDENT OF COUNCIL

ATTEST: \_\_\_\_\_  
DIRECTOR OF LEGISLATIVE SERVICES