

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **January 17, 2006, at 7:30 p.m.**

PRESENT: President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Kurt McKee, Robin Zaccardelli, Lisa Uffman-Kirsch; Legislative Services Director Laura Haller, Finance Director Karen Fegan, City Engineer Clark Merdes, Office on Aging Director Debbie Duffy, Building Commissioner Rito Alvarez, Service Director Skip Mayer, Recreation Director Ed Swim.

Agenda reviewed.

Mrs. Haller reported that the Police Chief has recommended that Council request a hearing to be held in our county seat for the liquor permit transfer for Remedy Lounge. Therefore Item (b) will be removed from the Consent Agenda and considered under the Communications portion of the meeting.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **January 17, 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, Robin Zaccardelli, Lisa Uffman-Kirsch; Legislative Services Director Laura Haller.

Administration: Law Director Thomas O'Donnell, Finance Director Karen Fegan, City Engineer Clark Merdes, Building Commissioner Rito Alvarez, Office on Aging Director Debbie Duffy, Recreation Director Ed Swim, Service Director Skip Mayer, Wastewater Superintendent Charles Johnson.

ABSENT: Mayor Cathy Luks, Fire Chief Michael Fabish, Police Chief Paul Bican, Community Dev. Director Michael Kosdrosky.

APPROVAL OF CONSENT AGENDA

- a. Approval of minutes: December 10, 2005 and January 3, 2006
- **b. Receipt and acknowledgement without objection to Ohio Dept. of Liquor Control request for a transfer of permit for Petos Remedy Lounge 7936 York Road. (****Removed from Consent Agenda and considered under the Communications portion of the meeting**).
- c. 90-day extension recreation allocation, Abbeyville Townhouses, 11349 Abbey Road, Multi-Family Zoning
- d. 90-day extension preliminary plan approval, Abbeyville Townhouses, 11349 Abbey Road, Multi-Family Zoning
- e. Legislation:

RESOLUTION 06-12

Introduced by: Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch, Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF EDWARD W. MCGRATH AS A MEMBER OF THE NORTH ROYALTON PLANNING COMMISSION, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 06-13

Introduced by: Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch, Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF NEIL E. PRICE AS A MEMBER OF THE CITY OF NORTH ROYALTON'S BOARD OF ZONING APPEALS, AND DECLARING AN EMERGENCY.** Title read.

- No one in the audience wished to have a legislative item removed from the consent agenda for discussion.
- Mrs. Haller announced that Item (b) will be removed from the consent agenda and considered under the Communications portion of the meeting.

Moved by Mr. Willey, seconded by Mr. Gentile **to excuse Ms. Zaccardelli from voting on the minutes of January 3, 2006.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Excused: Zaccardelli). **Motion carried.**

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

COMMUNICATIONS:

- a. **Receipt and acknowledgement without objection to Ohio Dept. of Liquor Control request for a transfer of permit for Petos Remedy Lounge 7936 York Road.**

Moved by Mr. Willey, seconded by Mrs. Bobulsky **to request a hearing on the advisability of issuing this permit and request that the hearing be held in our County Seat.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

MAYOR'S REPORT: No report.

DEPARTMENT HEAD REPORTS: No reports.

PRESIDENT OF COUNCIL'S REPORT:

Mr. Stefanik announced that the Ward 2 Meeting will be held January 30, 2006, at 7:00 p.m.

Moved by Mr. Willey, seconded by Mr. Gentile **to hold an Executive Session immediately following the regular order of business to discuss the purchase of property for public purpose.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

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. Any changes to the regular schedule are noted below.

PUBLIC DISCUSSION

Ed Miller, 10613 Tudor Circle, read a statement into the record regarding the proposed income tax increase. A copy of this statement is attached to these minutes.

Finance Director Karen Fegan and Council Representatives Uffman-Kirsch, Willey and McKee responded to Mr. Miller's statement.

LEGISLATION

THIRD READING CONSIDERATION: No Action: **05-82, 05-83, 05-84, 05-166, 05-181, 05-182, 05-183, 05-184, 05-187.**

ORDINANCE 05-158

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TEN STREETS, UTILITIES AND PUBLIC SERVICES CODE, BY REPEALING THE EXISTING CHAPTER 1062 MUNICIPAL PARKS AND RECREATIONAL FACILITIES AND ENACTING A NEW CHAPTER 1062 MUNICIPAL PARKS AND RECREATIONAL FACILITIES, AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **amend 05-158 by replacing the original Exhibit A with the final Exhibit A as recommended by the Streets Committee.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Gentile, seconded by Mr. Willey to **adopt Ordinance 05-158 as amended.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 05-159

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 2 ADMINISTRATION, CHAPTER 214 GENERAL FEE SCHEDULE, SECTION 214.06 FEES IN THE STREETS, UTILITIES AND PUBLIC SERVICES CODE, PARAGRAPH (I), AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **adopt Ordinance 05-159.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli). Nays: **One** (Uffman-Kirsch). **Motion carried.**

SECOND READING CONSIDERATION

ORDINANCE 06-9

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 **third reading.**

RESOLUTION 06-10

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 **third reading.**

ORDINANCE 06-11

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 **third reading.**

FIRST READING CONSIDERATION

(Resolutions 06-12 and 06-13 were adopted under the approval of the Consent Agenda.)

ORDINANCE 06-14

Introduced by: Mayor Luks. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS IN THE AMOUNT OF \$11,245.65 TO PRECISION DISASTER RECOVERY, INC. FOR REMEDIAL SERVICES PERFORMED AT 11759 BECKENHAM ROAD, NORTH ROYALTON, OHIO, AS A RESULT OF A SANITARY SEWER BACK UP, 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 Wastewater Maintenance Fund #52.

Moved by Mr. Willey, seconded by Mr. Gentile to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Miss Zaccardelli to **adopt Ordinance 06-14.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

MISCELLANEOUS

Camille Price, 4887 Dublin Drive, presented the city with \$6,000 from the Fine Arts Committee to use towards the cost of the construction of the new gazebo.

Ed Miller, 10613 Tudor Circle, addressed Council regarding the town center district.

Mr. Stefanik and Mrs. Uffman-Kirsch addressed Mr. Miller's comments.

Moved by Mr. Willey, seconded by Mr. Gentile to **recess the Council meeting into Executive Session.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Council Meeting recessed at 8:35 p.m.

EXECUTIVE SESSION

Present: President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Kurt McKee, Robin Zaccardelli, Lisa Uffman-Kirsch; Legislative Services Director Laura Haller, Law Director Thomas O'Donnell, Finance Director Karen Fegan.

- Matters regarding the purchase of property for public purpose were discussed.

Moved by Mr. Gentile, seconded by Mr. Willey to **adjourn the Executive Session.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Executive Session adjourned at 8:57 p.m.

Moved by Mr. Gentile, seconded by Mr. Willey to **reconvene the January 17, 2006, City Council Meeting.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Council meeting reconvened at 8:57 p.m.

There was no further business pending before Council.

ADJOURNMENT

Moved by Mr. Willey, seconded by Miss Zaccardelli to **adjourn the January 17, 2006, City Council Meeting.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Zaccardelli, Uffman-Kirsch). Nays: **None. Motion carried.**

Meeting adjourned at 8:58 p.m.

APPROVED: _____ DATE APPROVED: _____
PRESIDENT OF COUNCIL

ATTEST: _____
DIRECTOR OF LEGISLATIVE SERVICES