

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

PRESENT: President of Council Robert Stefanik, Council Representatives Denise Bobulsky, Vincent Gentile, Don Willey, Kurt McKee, Larry Antoskiewicz 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, Service Director Skip Mayer, Wastewater Supt. Charles Johnson, Building Commissioner Rito Alvarez, Economic Development Director Michael Kosdrosky, Office on Aging Director Debbie Duffy.

Agenda reviewed.

Mrs. Uffman-Kirsch announced that she would be withdrawing her sponsorship to Ordinances 05-181 and 05-182.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **October 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, Larry Antoskiewicz, 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, Building Commissioner Rito Alvarez, Police Chief Paul Bican, Service Director Skip Mayer, Fire Chief Michael Fabish, Office on Aging Director Debbie Duffy, Wastewater Supt. Charles Johnson, Community Development Director Mike Kosdrosky.

ABSENT: Recreation Director Ed Swim.

CONSENT AGENDA

- a. Approval of minutes: September 5, 2006; September 19, 2006.
- b. 90-day extension revised scope of work. Cleveland Water Department stand-by generator unit project. 15980 Ridge Road.
- c. 90-day extension allocation of areas for public use. Abbeyville Townhouses.
- d. 90-day extension revised preliminary plan approval. Abbeyville Townhouses.
- e. Legislation:

RESOLUTION 06-136

Introduced by: Mayor Luks. **A RESOLUTION DECLARING THE NECESSITY OF APPROPRIATION OF A TEMPORARY EASEMENT INTEREST (QUICK-TAKE PROCEDURE) IN REAL PROPERTY FOR SANITARY SEWER CONSTRUCTION IN THE RIGHT OF WAY OF A PORTION OF PPN 489-01-004, AND DECLARING AN EMERGENCY.**
Title read.

RESOLUTION 06-137

Introduced by: Mayor Luks. **A RESOLUTION DECLARING THE NECESSITY OF APPROPRIATION OF A TEMPORARY EASEMENT INTEREST (QUICK-TAKE PROCEDURE) IN REAL PROPERTY FOR SANITARY SEWER CONSTRUCTION IN THE RIGHT OF WAY OF A PORTION OF PPN 489-01-003 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. McKee, seconded by Mr. Willey to **excuse Council Representative Antoskiewicz from voting on the minutes of September 19, 2006.** Roll Call: Yeas: **Six** (Stefanik, Bobulsky, Gentile, Willey, McKee, Uffman-Kirsch). Nays: **None.** (Excused: Antoskiewicz). **Motion carried.**

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

MAYOR'S REPORT: No report.

DEPARTMENT HEAD REPORTS:

Office on Aging Director **Debbie Duffy** reported on the department's annual flu shot program.

Fire Chief **Michael Fabish** discussed Fire Safety Week.

PRESIDENT OF COUNCIL'S 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. **Any changes to the regular schedule are noted below.**

- Recreation Board – October 31, 2006 - **changed from 7:00 p.m. to 5:30 p.m.**
- Safety Committee – October 17, 2006 – **canceled.**

PUBLIC DISCUSSION: No discussion.

LEGISLATION**THIRD READING CONSIDERATION**

No Action: 05-183, 05-187, 06-45, 06-64, 06-89, 06-107, 06-111, 06-112, 06-114.

Mr. Stefanik announced that sponsorship has been withdrawn from Ordinances 05-181 and 05-182.

Mrs. Uffman-Kirsch explained that both of these Chapters are currently undergoing a complete rewrite by the Wastewater Supt. and the Law Director and she will bring back her input on this when the legislation comes to Council.

FIRST READING CONSIDERATION (*Resolutions 06-136 and 06-137 were adopted under the approval of the Consent Agenda.*)

ORDINANCE 06-138

Introduced by: Mayor Luks. **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$300,000 AGGREGATE PRINCIPAL AMOUNT OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS AND THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, TO PAY COSTS OF THE IMPROVEMENT OF RIDGE ROAD IN THE CITY OF NORTH ROYALTON BY CONSTRUCTING SANITARY SEWERS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.** Title read.

The Fiscal Officers Certificate has been signed by the Finance Director, was presented to Council prior to their consideration of this Ordinance and is on file in the Council Office.

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, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Gentile to **adopt Ordinance 06-138.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 06-139

Introduced by: Mayor Luks. **AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$1,000,000 AGGREGATE PRINCIPAL AMOUNT OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF CONSTRUCTING ROAD IMPROVEMENTS AT THE INTERSECTION OF STATE ROAD AND WALLINGS ROAD, INCLUDING PAVING AND CURBING IMPROVEMENTS AND CONSTRUCTING AND INSTALLING STORM SEWER IMPROVEMENTS, WATERLINE IMPROVEMENTS, SIDEWALKS, FIRE HYDRANTS, AND INCLUDING ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY.** Title read.

The Fiscal Officers Certificate has been signed by the Finance Director, was presented to Council prior to their consideration of this Ordinance and is on file in the Council Office.

Moved by Mr. Gentile, seconded by Mr. Willey to **suspend the rules requiring 3 readings and referral to committee.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. McKee to **adopt Ordinance 06-139.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

MISCELLANEOUS

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

Mrs. Fegan said that while she applauds Mr. Miller for being involved, she wished he would stop his selective way of giving information that tries to elicit an emotional response from the residents. She said to give them the facts so that they can make an informed decision and not a knee jerk emotional decision based on catch phrases and gimmicky slogans.

In response to statements made by Mr. Miller, Mrs. Fegan said no one in this city writes a check after they complete line 3 of their tax return. This money is never collected by RITA and this money never comes to the city. It is a part of the complex calculation of taxes due and is only one step in the total equation. The credit is figured in long before there is a check written or the total amount is due. Mrs. Fegan said that we are not giving that money back; the money was never collected. There are residents in the city whose tax rate will go from 1% to 2% and Mr. Miller is saying everyone else in the city is getting a "free ride". Those other residents are already paying 2.75% or even up to 3.75% in total municipal income taxes between their work community and home community. Mrs. Fegan asked how it could be a free ride when they are paying up to 3.75% and Mr. Miller is only paying 1%. Mrs. Fegan said that Mr. Miller keeps mentioning his scenario, but he knows that what is contained in 06-107 is scenario that is going to the voters. She said that Mr. Miller was at every Finance Committee meeting and he knows very well that there were over 8 different scenarios contemplated by this Council and the Administration. This was the proposal chosen as the best alternative to meet the needs of the city and that which would garner the most support from our residents. Mrs. Fegan said regarding to Mr. Miller's "contest", she suggests that he donate the \$100 to charity because his scenario will not raise the funds that he says it will. We have figures from RITA that state this scenario will not raise the necessary funds that the city needs to work on roads, to tackle some of our flooding issues, or to provide necessary basic residential services.

Mrs. Uffman-Kirsch said that she is extremely concerned about Mr. Miller's approach of mentioning that \$8.7 million will be raised. She said that income tax issues are confusing enough for voters and for Mr. Miller to put this out there not once, but twice, is wrong and is a serious disservice to our residents.

ADJOURNMENT

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

Meeting adjourned at 8:23 p.m.

APPROVED: _____ DATE APPROVED: _____
PRESIDENT OF COUNCIL

ATTEST: _____
DIRECTOR OF LEGISLATIVE SERVICES