

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **June 5, 2007, 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, Community Development Director Michael Kosdrosky, Building Commissioner Rito Alvarez, Wastewater Supt. Charles Johnson, City Engineer Clark Merdes, Police Chief Paul Bican, Service Director Skip Mayer.

Agenda reviewed.

Proposed Ordinance 07-40 was discussed. Service Director Skip Mayer expressed concern with the transferring of this \$40,000. He instead recommended doing asphalt repairs to Rustic Drive this year and putting this money towards salt and fuel. Mayor Luks said that the damage from the recent water main break at Bennett and North Akins is significant and we don't know yet what the cost will be. It is also unknown when we would get reimbursed these monies from Cleveland Water. It was agreed to place this legislation back in the Finance Committee until additional information can be obtained.

Regarding 07-63 and 07-64, Mrs. Bobulsky asked the representatives from R.E. Warner if it would be possible to have the bid documents by August 1st. They responded that August 1st would be very difficult; they are on a very aggressive schedule as it is.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **June 5, 2007**, 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, Community Development Director Michael Kosdrosky, Building Commissioner Rito Alvarez, Wastewater Supt. Charles Johnson, City Engineer Clark Merdes, Police Chief Paul Bican, Service Director Skip Mayer, Recreation Director Ed Swim.

ABSENT: Law Director Thomas O'Donnell, Finance Director Karen Fegan, Fire Chief Michael Fabish, Office on Aging Director Debbie Duffy.

CONSENT AGENDA:

- a. Approval of minutes: **May 15, 2007**
 - b. Receipt and acknowledgement without objection to Ohio Dept. of Liquor Control request for a transfer of D5 permit for Crystal Keg Bar & Grill Inc., 7936 York Road.
 - c. Authorize the Mayor and Service Director to advertise for bids for the 2007 Street Striping.
- No one on Council wished to have an item removed from the Consent Agenda.

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

COMMUNICATIONS: None.

MAYOR'S REPORT:

Mayor Luks reported on the Shopping Center Convention that she and Community Development Director Michael Kosdrosky attended recently. She said that they met with many retailers and there was a high level of interest in our project. She said that they secured some verbal commitments and there are additional retailers who are going to follow up. Once signed commitments are received, we will be able to reveal who they are.

DEPARTMENT HEAD REPORTS: No reports.

PRESIDENT OF COUNCIL'S REPORT:

Mr. Stefanik announced that the Ward 6 Residents meeting will be held on June 12, 2007 at 7:00 p.m. at City Hall.

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 of Council or committee meetings are noted below.***

PUBLIC DISCUSSION: No requests to speak.

LEGISLATION

THIRD READING CONSIDERATION: No Action: 05-187, 07-10.

ORDINANCE 07-40

AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE NO. 07-24 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2007, BY TRANSFERRING APPROPRIATIONS, AND DECLARING AN EMERGENCY. Title read.

Referred to the **Finance Committee**.

SECOND READING CONSIDERATION**ORDINANCE 07-57**

AN ORDINANCE AUTHORIZING THE PURCHASE OF AND THE ACCEPTANCE OF AN EASEMENT FROM JOHN A. KULCZYCKI, PPN 482-08-004, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

FIRST READING CONSIDERATION**ORDINANCE 07-58**

Introduced by: Bobulsky, Gentile, Willey. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 4 WHEEL DRIVE TRACTOR FOR THE SERVICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$23,237.47, 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 Storm Sewer and Drainage Fund #33.

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 07-58**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried**.

ORDINANCE 07-59

Introduced by: Mayor Luks. **AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF NORTH ROYALTON, CUYAHOGA COUNTY, OHIO HEREINAFTER REFERRED TO AS THE MUNICIPALITY, IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT AND REQUESTS THE COOPERATION OF THE COUNTY OF CUYAHOGA BY ITS BOARD OF COUNTY COMMISSIONERS, HEREINAFTER REFERRED TO AS THE COUNTY.**(Sprague Road) Title read.

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 07-59.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-60

Introduced by: Mayor Luks. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A VIDEO COMPETITION AGREEMENT WITH AT&T OHIO, AND DECLARING AN EMERGENCY.** Title read.

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

ORDINANCE 07-61

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWELVE PLANNING AND ZONING CODE, CHAPTER 1262, SECTION 1262.05 REQUIRED DRAWINGS AND OTHER INFORMATION AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz 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. Antoskiewicz, seconded by Mr. Gentile to **amend Ordinance 07-61 by adding Mr. Willey as a sponsor.** 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 07-61 as amended.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-62

Introduced by: Stefanik, Bobulsky, Gentile, Willey, Antoskiewicz. **AN ORDINANCE ACCEPTING THE BID OF KOKOSING CONSTRUCTION COMPANY INC. FOR THE CONSTRUCTION OF THE DRAKE ROAD RESURFACING PROJECT IN THE CITY OF NORTH ROYALTON IN THE AMOUNT OF \$616,657.95 AS THE LOWEST AND BEST BID 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 SCM&R Fund #11.

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 07-62.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-63

Introduced by: Stefanik, Bobulsky, Gentile, Willey. **AN ORDINANCE ACCEPTING THE PROPOSAL OF R.E. WARNER FOR PROFESSIONAL SURVEYING AND ENGINEERING SERVICES FOR THE AVALON AREA-MAPLE LANE DRAINAGE IMPROVEMENT PROJECT IN THE CITY OF NORTH ROYALTON FOR AN AMOUNT NOT TO EXCEED \$11,250.00, 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 Storm Sewer and Drainage Fund #33.

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 07-63**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried**.

ORDINANCE 07-64

Introduced by: Stefanik, Bobulsky, Gentile, Willey. **AN ORDINANCE ACCEPTING THE PROPOSAL OF R.E. WARNER FOR PROFESSIONAL SURVEYING AND ENGINEERING SERVICES FOR THE CHESEPEAKE AREA-GREGORY LANE DRAINAGE IMPROVEMENT PROJECT IN THE CITY OF NORTH ROYALTON FOR AN AMOUNT NOT TO EXCEED \$15,450.00, 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 Storm Sewer and Drainage Fund #33.

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 07-64**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried**.

ORDINANCE 07-65

Introduced by: Gentile. **AN ORDINANCE AMENDING ORDINANCE 06-113 ESTABLISHING AN INTERIM DEVELOPMENT CONTROL DISTRICT (IDC) NO.3, AS AN OVERLAY DISTRICT AS AMENDED BY ORDINANCE 06-114 PURSUANT TO CHAPTER 1268 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON BY EXTENDING IDC NO. 3 FOR AN ADDITIONAL SIX (6) MONTHS PURSUANT TO SECTION 1268.07(g), AND DECLARING AN EMERGENCY**. Title read.

Moved by Mr. Gentile, seconded by Mr. Willey to **amend ordinance 07-65 by adding Mrs. Uffman-Kirsch as a sponsor**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried**.

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

MISCELLANEOUS

Heather Scott of the Cuyahoga County Board of Health addressed Council regarding pandemic (avian) flu. Ms. Scott presented the Mayor with information relative to this topic.

Barb Berry, 7345 Pamela Drive addressed Council regarding the flooding of her property. Ms. Berry asked when work would begin on Pamela Drive

Mayor Luks said that the engineering portion of the Pamela Drive project should be completed by the end of the month. At that point the project will be bid out and once a bid is accepted construction will begin. Mayor Luks said all of this will be completed this year.

Ms. Berry said they are hearing conflicting stories. She said they were told that appropriations were made in December for this project and now they are being told it is a FEMA project.

Mayor Luks said that the project was included in our temporary appropriations Ordinance in December. Since that time, we have been told that the project is scoring very high with FEMA and we should receive word this week if FEMA is going to fund this project. This has absolutely no bearing on the timing of this project. Regardless of how it gets funded, it will be completed this year.

Mrs. Uffman-Kirsch reported that in addition to guests that are scheduled for attendance at the June 12th Ward 6 Meeting, there will be a demonstration of the garbage totes used in the automated garbage system. Council has been deliberating on what to do with our garbage, i.e. privatization, stay with the status quo, or to go with an automated system. There was a pilot program about a year ago in a section of the city and there has been a lot of discussion about the totes. She felt that it would be helpful for everyone to be able to see the totes and give input as to what they think about them.

Mrs. Bobulsky announced that the Oakridge Estates Swim Club is offering Red Cross swimming lessons to a minimum of 10 needy children in the North Royalton area during the 2007 summer season. Eligible families may pick up an application at City Hall. A family would have to qualify at a certain level of the 2007 Federal Health and Human Services poverty guidelines in order to be eligible.

ADJOURNMENT

Moved by Mr. Gentile, seconded Mr. Willey by **to adjourn the June 5, 2007, City Council Meeting**. Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

Meeting adjourned at 8:28 p.m.

APPROVED: _____ DATE APPROVED: ____/____/____
PRESIDENT OF COUNCIL

ATTEST: _____
DIRECTOR OF LEGISLATIVE SERVICES