

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **September 4, 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, Law Director Thomas O'Donnell, Finance Director Karen Fegan, Community Development Director Michael Kosdrosky, Building Commissioner Rito Alvarez, Wastewater Supt. Charles Johnson, City Engineer Clark Merdes, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Skip Mayer, Office on Aging Director Debbie Duffy.

Agenda reviewed.

Ordinance 07-98 was discussed. Law Director Thomas O'Donnell stated that this policy was based on the attorney general's model ordinance, but he made a few minor modifications. Council requested that this be placed on second reading in order to allow for additional review.

Ordinance 07-101 was reviewed. Mr. Stefanik asked what happens if the applicant fails to create or maintain jobs as stated on page 4, Item 2. Mrs. Uffman-Kirsch felt that this was addressed under Item 17. Mr. O'Donnell said that Item 17 addresses the question in part and said that there is an annual review by the Enterprise Zone Committee to ensure that all conditions are being met. It was agreed to take action on this legislation this evening.

Mrs. Haller reported that Mrs. Uffman-Kirsch has requested to be added as a sponsor to Ordinance 07-98 and that Mrs. Uffman-Kirsch and Mrs. Bobulsky have requested to be added as sponsors to Ordinance 07-99. It was agreed to add all of Council as sponsors to Ordinance 07-99. These Ordinances need to be amended this evening to provide for these sponsor additions.

Mrs. Haller reported that Mrs. Uffman-Kirsch requested to be removed as a sponsor to Ordinance 07-103. This request was handled prior to the final distribution of the agenda and no further action is needed.

Mrs. Haller stated that the final Exhibit A has been received from the Finance Department for Ordinance 07-71. This legislation will need to be amended to incorporate this finalized document.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **September 4, 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: Law Director Thomas O'Donnell, Finance Director Karen Fegan, Community Development Director Michael Kosdrosky, Building Commissioner Rito Alvarez, Wastewater Supt. Charles Johnson, City Engineer Clark Merdes, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Skip Mayer, Office on Aging Director Debbie Duffy, Recreation Director Ed Swim.

ABSENT: Mayor Cathy Luks.

CONSENT AGENDA:

- a. **Approval of minutes:** July 17, 2007
- b. Receipt and acknowledgement without objection to **Ohio Dept. of Liquor Control** request for a transfer of C1 and C2 permit for Royal Park Beverage, 12770 Royalton Road.
- c. **Legislation:**

RESOLUTION 07-87

Introduced by: Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch, Mayor Luks. **A RESOLUTION COMMENDING BAIN MATTHEWS FOR OUTSTANDING COMMUNITY SERVICE.** Title read.

RESOLUTION 07-88

Introduced by: Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch, Mayor Luks. **A RESOLUTION COMMENDING ROBERT PAINTER FOR OUTSTANDING COMMUNITY SERVICE.** Title read.

RESOLUTION 07-89

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF FRANK M. CASTROVILLARI AS A MEMBER OF THE CITY OF NORTH ROYALTON'S ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 07-90

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF EDWARD A. KUNDLA AS A MEMBER OF THE CITY OF NORTH ROYALTON'S ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 07-91

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF RAYMOND PRIEST AS THE ALTERNATE MEMBER OF THE CITY OF NORTH ROYALTON'S ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 07-92

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S REAPPOINTMENT OF PAULA RECKER AS A MEMBER OF THE CITY OF NORTH ROYALTON'S BOARD OF ZONING APPEALS, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 07-93

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF EDWARD CHESSAR TO FILL THE UNEXPIRED TERM OF THOMAS BOYNE AS A MEMBER OF THE CIVIL SERVICE COMMISSION, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 07-94

Introduced by: Mayor Luks. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF TODD ALTHOUSE AS A MEMBER OF THE CITY OF NORTH ROYALTON'S RECREATION BOARD, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 07-95

Introduced by: Gentile, Bobulsky, Antoskiewicz. **AN ORDINANCE ACCEPTING AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF A SANITARY SEWER ACROSS PPN 488-18-003 OWNED BY BEAVER VALLEY ESTATES, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 07-96

Introduced by: Gentile, Bobulsky, Antoskiewicz. **AN ORDINANCE ACCEPTING AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF A SANITARY SEWER ACROSS PPN 488-14-018 OWNED BY GEORGE AND ATHENA CALLAS, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 07-97

Introduced by: Gentile, Bobulsky, Antoskiewicz. **AN ORDINANCE ACCEPTING AN EASEMENT FOR THE INSTALLATION AND MAINTENANCE OF A SANITARY SEWER ACROSS PPN 488-14-001 OWNED BY THE CALLAS FAMILY TRUST, AND DECLARING AN EMERGENCY.** Title read.

- No one on Council wished to remove an item from the Consent Agenda.
- No one in the audience requested to remove a legislative item from the Consent Agenda.

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. Gentile, seconded by Mr. Willey 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.**

COMMUNICATIONS:

A letter was received from Dennis Gerlich, Parma CERT Team Communications Chair, thanking the North Royalton CERT Team for their assistance August 7-10, 2007. This letter was read into the record and a copy is on file in the Council Office.

MAYOR'S REPORT: No report.

DEPARTMENT HEAD REPORTS:

- Office on Aging Director Debbie Duffy reported on the annual flu shot program.
- Community Development Director Michael Kosdrosky urged Council to adopt Ordinance 07-101 approving the Enterprise Zone Agreement with Laszeray Technology, Inc., and thanked the company representatives in attendance for their commitment to North Royalton.

PRESIDENT OF COUNCIL'S REPORT:

Mr. Stefanik reported that the Ward 3 meeting will be held on September 11, 2007, 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. ***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, 07-73.

ORDINANCE 07-71

AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO CERTIFY TO THE AUDITOR OF CUYAHOGA COUNTY THE UNPAID DELINQUENT SEWER CHARGES FOR LEVY AND COLLECTION, AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Willey, seconded by Mr. Gentile to **amend Ordinance 07-71 by replacing the Original Exhibit A with the finalized Exhibit A.** 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 07-71.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None.** **Motion carried.**

FIRST READING CONSIDERATION

ORDINANCE 07-98

Introduced by: Mayor Luks. **AN ORDINANCE ADOPTING A PUBLIC RECORD POLICY IN COMPLIANCE WITH OHIO HOUSE BILL 9, AND DECLARING AN EMERGENCY.** Title read.

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

Placed on **second reading.**

RESOLUTION 07-99

Introduced by: Mayor Luks. **A RESOLUTION AUTHORIZING THE MAYOR TO SEEK FINANCIAL ASSISTANCE FROM THE STATE ISSUE 1 INFRASTRUCTURE BOND PROGRAM FOR FUNDING OF VARIOUS CAPITAL INFRASTRUCTURE IMPROVEMENT PROJECTS, 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: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. McKee, seconded by Mr. Willey to **add all of Council as sponsors of this legislation.** 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 07-99 as amended.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-100

Introduced by: Mayor Luks. **AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE NO. 07-24 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2007, AS AMENDED BY ORDINANCES 07-40 AND 07-72 BY TRANSFERRING AND MAKING ADDITIONAL APPROPRIATIONS, 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: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. McKee, seconded by Mr. Willey to **adopt Ordinance 07-100.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-101

Introduced by: Bobulsky, Willey. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENTERPRISE ZONE AGREEMENT WITH LASZERAY TECHNOLOGY, INC., 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: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Gentile to **adopt Ordinance 07-101.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

ORDINANCE 07-102

Introduced by: Stefanik, Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 14 BUILDING AND HOUSING CODE, CHAPTER 1492 CONTROLLING RIPARIAN SETBACKS AND WETLANDS SETBACKS, SECTION 1492.11, VARIANCES WITHIN RIPARIAN SETBACK AND WETLAND SETBACK BY AMENDING PARAGRAPH (f) AND CREATING A NEW PARAGRAPH (h), AND DECLARING AN EMERGENCY.** Title read.

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

ORDINANCE 07-103

Introduced by: Willey, McKee. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, CHAPTER 1284 SIGNS, SECTIONS 1284.01, 1284.03, 1284.05, 1284.07, 1284.10, 1284.13, 1284.14, 1284.15, 1284.16, 1284.17, 1284.21, 1284.23, 1284.24 AND CREATING NEW SECTIONS 1284.25 THROUGH 1284.29, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading.**

ADJOURNMENT

Moved by Mr. Gentile, seconded Mr. Antoskiewicz by **to adjourn the September 4, 2007, City Council Meeting.** Roll Call: Yeas: **Seven** (Stefanik, Bobulsky, Gentile, Willey, McKee, Antoskiewicz, Uffman-Kirsch). Nays: **None. Motion carried.**

Meeting adjourned at 8:15 p.m.

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

ATTEST: _____
DIRECTOR OF LEGISLATIVE SERVICES