

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **December 3, 2007, at 7:30 p.m.**

PRESENT: President of Council Vincent Gentile, Council Representatives John Nickell, Gary Petrusky, Don Willey, Kurt McKee, Larry Antoskiewicz, Dan Kasaris, Legislative Services Director Laura Haller, Mayor Robert A. Stefanik, Law Director Thomas O'Donnell, Finance Director Karen Fegan, Building Commissioner Rito Alvarez, Wastewater Manager Thomas Kuehn, City Engineer Clark Merdes, Service Director Skip Mayer, Office on Aging Director Debbie Duffy, Recreation Director Ed Swim.

Agenda reviewed.

Law Director Thomas O'Donnell said that he has reviewed the proposed changes to Ordinance 07-129 as recommended by the County Engineer and advised that Council can proceed with this amendment.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **December 3, 2007, in regular session.** The meeting was called to order at **8:00 p.m.** by President of Council Vince Gentile and opened with **Boy Scout Troop 526** leading the assembly in the Pledge of Allegiance.

PRESENT: Council: President of Council Vincent Gentile, Council Representatives John Nickell, Gary Petrusky, Don Willey, Kurt McKee, Larry Antoskiewicz, Dan Kasaris, Legislative Services Director Laura Haller

Administration: Mayor Robert A. Stefanik, Law Director Thomas O'Donnell, Finance Director Karen Fegan, Building Commissioner Rito Alvarez, Wastewater Manager Thomas Kuehn, City Engineer Clark Merdes, Fire Chief Michael Fabish, Service Director Skip Mayer, Office on Aging Director Debbie Duffy, Recreation Director Ed Swim.

ABSENT: Community Development Director Michael Kosdrosky, Police Chief Paul Bican.

CONSENT AGENDA:

- a. Approval of minutes: November 20, 2007.
 - b. 90 day extension. Final plat approval, Woodcroft Glen Phase 2.
- No one on Council wished to have an item removed from the Consent Agenda.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **excuse Mr. Nickell, Mr. Petrusky, and Mr. Kasaris from voting on the minutes of November 20, 2007.** Roll call: Yeas: **Four** (Gentile, Willey, McKee, Antoskiewicz). Nays: **None.** (Excused: Nickell, Petrusky, Kasaris.) **Motion carried.** Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **adopt the Consent Agenda as presented and read.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

COMMUNICATIONS: None.

MAYOR'S REPORT:

Mayor Stefanik presented Boy Scout Troop 526 with certificates of merit for their participation in this evening's opening ceremony.

DEPARTMENT HEAD REPORTS:

Fire Chief Michael Fabish discussed winter safety issues.

PRESIDENT OF COUNCIL'S REPORT:**Election of President of Council Pro-Tem.**

Moved by Mr. Antoskiewicz, seconded by Mr. Willey to **open nominations for President of Council Pro-Tem.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Nominations are now **open.**

Mr. Antoskiewicz **nominated Mr. Willey.**

There were no additional nominations for President of Council Pro-Tem.

Moved by Mr. Antoskiewicz, seconded by Mr. McKee to **close nominations for President of Council Pro-Tem.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Nominations are now **closed.**

Moved by Mr. Antoskiewicz, seconded by Mr. McKee to **elect Don Willey as President of Council Pro-Tem.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

Moved by Mr. Willey, seconded by Mr. McKee to **suspend the rule requiring 24 hour posting of legislation in the Council Chambers and add Resolutions 07-151 and 07-152 to this evening's agenda.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). 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 of Council or committee meetings are noted below.***

PUBLIC DISCUSSION: None.

LEGISLATION**THIRD READING CONSIDERATION:**

No Action: 05-187, 07-73, 07-102, 07-103, 07-107, 07-121, 07-132.

ORDINANCE 07-129

AN ORDINANCE CONSENTING TO THE ROUTINE MAINTENANCE OF CERTAIN BRIDGES BY THE BOARD OF COUNTY COMMISSIONERS OF CUYAHOGA COUNTY, OHIO, AND DECLARING AN EMERGENCY. Title read.

The Director of Legislative Services read the following proposed amendment:

~~**Section 3.** In consideration of the performance of the above-mentioned bridge maintenance the Municipality agrees to save the Board of County Commissioners harmless from all claims and liability caused by the negligence, errors or omissions of the County Engineer, its agents and/or employees in the operation of all motor vehicles and maintenance equipment; and further, except for the exclusion set forth above the Municipality will defend, at its sole cost, all claims, losses, causes of action, lawsuits, etc. brought against the Board of County Commissioners as a result of the performance or the omission to perform such maintenance services.~~

Section 3. ***In consideration of the performance of the above-mentioned bridge maintenance the Municipality agrees to release the Board of County Commissioners from all claims and liability caused by the negligence, errors or omissions of the County Engineer, its agent and or employees in the performance of such maintenance services. Municipality will be solely responsible for all claims, losses, damages, and expenses incurred by third parties resulting from the negligence and/or recklessness of the Municipality.***

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **amend Ordinance 07-129 as read**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **adopt Ordinance 07-129 as amended**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

SECOND READING CONSIDERATION

ORDINANCE 07-140

AN ORDINANCE MAKING TEMPORARY APPROPRIATIONS FOR THE FIRST QUARTER OF THE YEAR 2008 FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. McKee to **adopt Ordinance 07-140**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 07-143

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR THE IMPROVEMENT OF RIDGE ROAD IN THE CITY BY CONSTRUCTING SANITARY SEWERS, TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

FIRST READING CONSIDERATION

RESOLUTION 07-150

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik. **A RESOLUTION IN SUPPORT OF OHIO S.B. 201 DESIGNATING A PORTION OF STATE ROUTE 3 WITHIN NORTH ROYALTON, OHIO AS THE "CORPORAL JEFFREY A. BOSKOVITCH MEMORIAL HIGHWAY".** Title read.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **adopt Resolution 07-150**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

RESOLUTION 07-151

Introduced by: Gentile, Mayor Stefanik. **A RESOLUTION REQUESTING THE CERTIFICATION OF THE COUNTY AUDITOR PURSUANT TO SECTION 5705.03 OF THE REVISED CODE, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **adopt Resolution 07-151**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

RESOLUTION 07-152

Introduced by: Gentile, Mayor Stefanik. **A RESOLUTION SUBMITTING TO THE ELECTORS OF THE CITY THE QUESTION OF THE RENEWAL OF A 1.7 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING EMERGENCY MEDICAL SERVICE, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **adopt Resolution 07-152**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

MISCELLANEOUS

Dan Langshaw, 4848 Dublin Drive, requested that Council pass a Resolution urging the Ohio General Assembly to pass legislation to fill the financial gap created by the Federal G.I. Bill Education Benefit for all Ohio U.S. military veterans, similar to legislation passed in Parma and Cleveland.

ADJOURNMENT

Moved by Mr. Willey, seconded by Mr. Gentile **to adjourn the December 3, 2007, City Council Meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

Meeting adjourned at 8:15 p.m.

APPROVED: _____ DATE APPROVED: _____
PRESIDENT OF COUNCIL

ATTEST: _____