

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **March 5, 2008, 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 A. Kelly, Assistant Prosecutor Donna Vozar, Finance Director Karen Fegan, City Engineer Ken Tyrpak, Community Development Director Thomas Jordan, Building Commissioner Rito Alvarez, Wastewater Manager Thomas Kuehn, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Kris Kamps, Director of Office on Aging Judith Willey.

Agenda reviewed.

It was agreed to hold an Executive Session this evening to discuss the purchase of property.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **March 5, 2008, in regular session.** The meeting was called to order at **8:00 p.m.** by President of Council Vince Gentile and opened with 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 A. Kelly, Assistant Prosecutor Donna Vozar, Finance Director Karen Fegan, City Engineer Ken Tyrpak, Community Development Director Thomas Jordan, Building Commissioner Rito Alvarez, Wastewater Manager Thomas Kuehn, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Kris Kamps, Director of Office on Aging Judith Willey.

ABSENT: Recreation Director Ed Swim.

CONSENT AGENDA:

- a. Approval of minutes: February 19, 2008.
- b. 90 day extension site plan approval for an addition. Nick and Rosa Carosielli, 13862-13872 Bennett Road.
- c. 90 day extension final plat approval. Woodcroft Glen Phase 2, Royalton Road.
- d. Motion to approve the appointment of Mayor Stefanik as delegate and Finance Director Karen Fegan as alternate to the Regional Income Tax Agency Regional Council of Governments.
- e. Authorize the release of the sidewalk bond for Florence Lane Extension as approved by the Engineering department.
- f. Legislation:

RESOLUTION 08-44

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF MICHAEL BENDER.
Title read.

RESOLUTION 08-45

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF DENISE BOBULSKY.
Title read.

RESOLUTION 08-46

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF DEBBY DUFFY. Title read.

RESOLUTION 08-47

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF ELWOOD "BUTCH" MAYER. Title read.

RESOLUTION 08-48

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF WILLIAM "SKIP" MAYER. Title read.

RESOLUTION 08-49

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF THOMAS J. KELLY. Title read.

RESOLUTION 08-50

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF CATHY LUKS. Title read.

RESOLUTION 08-51

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF JAMES J. MCDONNELL. Title read.

RESOLUTION 08-52

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF CLARK MERDES. Title read.

RESOLUTION 08-53

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF THOMAS P. O'DONNELL. Title read.

RESOLUTION 08-54

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF DONALD RAMM. Title read.

RESOLUTION 08-55

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF LISA UFFMAN-KIRSCH. Title read.

RESOLUTION 08-56

Introduced by: Mayor Stefanik. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF THOMAS P. O'DONNELL TO FILL THE UNEXPIRED TERM OF PATRICIA RILEY AS A MEMBER OF THE BOARD OF TRUSTEES OF PARMA COMMUNITY HOSPITAL EFFECTIVE MARCH 3, 2008, REPEALING RESOLUTION 08-38, AND DECLARING AN EMERGENCY.** Title read.

- No one in the audience wished to have a legislative item removed from the Consent Agenda.
- No one on Council wished to have an item removed from the Consent Agenda for discussion.

Moved by: Mr. Antoskiewicz, seconded by Mr. Willey to **suspend the rules requiring 3 readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Petrusky 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 thanked the voters for their support of the EMS levy.

DEPARTMENT HEAD REPORTS: No reports.

PRESIDENT OF COUNCIL'S REPORT:

Moved by Mr. Willey, seconded by Mr. Petrusky 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** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None.** **Motion carried.**

President of Council **Vince Gentile** also thanked the voters for their support of the EMS levy.

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.**

- **Building & Building Codes Committee:** rescheduled from March 17, 2008, at 6:30 p.m. to March 24, 2008 at 6:30 p.m.

LEGISLATION**THIRD READING CONSIDERATION:**

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

ORDINANCE 08-30

Introduced by: Mayor Stefanik. **AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NORTH ROYALTON, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2008, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Willey, seconded by Mr. Kasaris to **adopt Ordinance 08-30.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None.** **Motion carried.**

SECOND READING CONSIDERATION**ORDINANCE 08-43**

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWELVE PLANNING AND ZONING CODE, CHAPTER 1246 DESIGN STANDARDS, SECTION 1246.03 SCHEDULE OF RIGHT-OF-WAY PAVEMENT, CURB AND SIDEWALK DIMENSIONS AND TYPES, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading.**

FIRST READING CONSIDERATION

(08-44 through 08-56 were adopted under the approval of the Consent Agenda).

ORDINANCE 08-57

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF TWO (2) 2008 FORD F-250 PICKUP TRUCKS FOR THE SERVICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$58,212.00, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability has been signed by the Finance Director stating that funds are available or are in the process of being collected in the SCM&R Fund #11 and the Storm Sewer Drainage Fund #33.

Moved by Mr. Petrusky, seconded by Mr. Willey 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. Antoskiewicz, seconded by Mr. Willey to **adopt Ordinance 08-57**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 08-58

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF TWO (2) SNOW PLOWS FOR THE SERVICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$22,000, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability has been signed by 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. Petrusky 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. Petrusky to **adopt Ordinance 08-58**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 08-59

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2007 ELGIN STREET SWEEPER FOR THE SERVICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$156,199.50, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability has been signed by 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. Kasaris, seconded by Mr. Willey 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 Ordinance 08-59**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 08-60

Introduced by: Kasaris, Petrusky, Nickell. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2008 FORD EXPEDITION FOR THE POLICE DEPARTMENT FOR AN AMOUNT NOT TO EXCEED \$30,000, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability has been signed by the Finance Director stating that funds are available or are in the process of being collected in the Police Levy Fund #15.

Moved by Mr. Willey, seconded by Mr. Kasaris 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 Ordinance 08-60**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 08-61

Introduced by: Kasaris, Petrusky, Nickell. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF FIVE (5) 2008 CHEVROLET IMPALAS FOR THE POLICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$132,000, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability has been signed by the Finance Director stating that funds are available or are in the process of being collected in the Police Levy Fund #15.

Moved by Mr. Kasaris, seconded by Mr. Willey 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. Kasaris, seconded by Mr. Willey to **adopt Ordinance 08-61**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

ORDINANCE 08-62

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2008 FORD BULLET 4500 1¼ TON DUMP TRUCK FOR THE SERVICE DEPARTMENT FROM VALLEY FREIGHTLINER TRUCKS OF CLEVELAND FOR AN AMOUNT NOT TO EXCEED \$35,680.00, AND DECLARING AN EMERGENCY**. Title read.

Certificate of Availability has been signed by 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. Kasaris 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. Petrusky to **adopt Ordinance 08-62**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

ORDINANCE 08-63

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF EQUIPMENT AND PLOW FOR A 2008 FORD BULLET 4500 1¼ TON DUMP TRUCK FOR THE SERVICE DEPARTMENT THROUGH THE OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES, OHIO COOPERATIVE PURCHASING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$32,600.00, AND DECLARING AN EMERGENCY**. Title read.

Certificate of Availability has been signed by 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. 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 Ordinance 08-63**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

MISCELLANEOUS

Geno Zaccardelli, 7245 Akins Road, spoke to Council in opposition of privatizing rubbish collection. He stated that in 2006, the City of Parma paid \$207,000 more than in 2005; \$123,000 more in 2007 than in 2006, and \$545,000 more in 2008 than in 2007. He felt we could better control costs if we kept this program in-house.

Also, regarding the money paid for the Medical Mart in Cleveland through county taxes, Mr. Zaccardelli urged Council to tell the County Commissioners that we want our money returned to the North Royalton coffers should this project fall through.

Moved by Mr. Willey, seconded by Mr. Antoskiewicz to **recess into an Executive Session to consider the purchase of property for public purposes [ORC 121.22(G)(3)]**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

Council meeting recessed at 8:21 p.m.

EXECUTIVE SESSION

Executive Session called to order at 8:24 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 Kelly, Assistant Prosecutor Donna Vozar, Finance Director Karen Fegan, Fire Chief Michael Fabish, Community Development Director Thomas Jordan.

- **The purchase of property for public purposes was discussed. [ORC 121.22(G)(3)].**

Moved by Mr. Kasaris, seconded by Mr. Willey to **adjourn the Executive Session**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried.**

Executive Session adjourned at 8:55 p.m.

Moved by Mr. Gentile, seconded by Mr. Petrusky to **reconvene the March 5, 2008, City Council Meeting**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried.**

Council meeting reconvened at 8:55 p.m.

Moved by Mr. Kasaris, seconded by Mr. Willey to **authorize the Mayor and Fire Chief to seek an appraisal for, and to negotiate for the purchase of, property for the public purpose (property #1) at the location discussed in Executive Session and for the amount discussed in Executive Session**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried.**

Moved by Mr. Petrusky, seconded by Mr. Antoskiewicz to **authorize the Mayor and Fire Chief to negotiate for the purchase of property for the public purpose (property #2) at the location discussed in Executive Session and for the amount discussed in Executive Session**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried.**

ADJOURNMENT

Moved by Mr. Kasaris, seconded by Mr. Willey to **adjourn the March 5, 2008, City Council Meeting**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried.**

Meeting adjourned at 8:57 p.m.

APPROVED /s/ Vincent A. Gentile DATE APPROVED: March 18, 2008
PRESIDENT OF COUNCIL

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES