

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **July 15, 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, Finance Director Karen Fegan, Building Commissioner Rito Alvarez, Wastewater Supt. Timothy Tigue, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Kris Kamps, Recreation Director Ed Swim, Office on Aging Director Judith Willey.

Agenda reviewed.

It was agreed to acknowledge receipt of Jim Schaefer's letter regarding sidewalks and the filing of same in the Council Office during the Communications portion of the meeting.

Mr. Willey asked for an explanation of 08-151 which moves the Human Resources Coordinator from the Finance Department to the Law Department. Mr. Kelly explained that this position has more to do with Workers Comp and the legality of employment and is therefore better suited to report to the Law Department.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **July 15, 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, Finance Director Karen Fegan, Community Development Director Thomas Jordan, Wastewater Supt. Timothy Tigue, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Building Commissioner Rito Alvarez, Service Director Kris Kamps, Recreation Director Ed Swim, Office on Aging Director Judith Willey.

**CONSENT AGENDA:**

- a. Approval of minutes: July 1, 2008.
- b. Legislation:

**RESOLUTION 08-147**

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

**RESOLUTION 08-148**

Introduced by: Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris, Mayor Stefanik.  
**A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF DOUGLAS J. STEIGER TO THE POSITION OF LIEUTENANT FOR THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

**RESOLUTION 08-149**

Introduced by: Gentile, Antoskiewicz, Kasaris. **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.

**ORDINANCE 08-165**

Introduced by: Petrusky, Willey, Kasaris. **AN ORDINANCE ACCEPTING AN EASEMENT FROM ROYALTON PLACE, AN OHIO GENERAL PARTNERSHIP, FOR THE INSTALLATION AND MAINTENANCE OF A WATER MAIN EXTENSION FOR THE PURPOSE OF SUPPLYING WATER SERVICE TO WOODCROFT GLEN SUBDIVISION, 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.

Mrs. Haller noted for the record that Ordinance 08-150 was removed from the Consent agenda due to the need for amendments to the legislation.

Moved by Mr. Kasaris, seconded by Mr. Willey to **suspend the rules requiring three 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:** Letter from James Schaefer, Davenport, Iowa, regarding sidewalks was received on July 2, 2008, and is on file in the Council Office.

**MAYOR'S REPORT:** No report.

**DEPARTMENT HEAD REPORTS:** No reports.

**PRESIDENT OF COUNCIL'S REPORT:** No 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 of Council or committee meetings are noted below.***

**Streets Committee:** Mr. Nickell reported that the bids for the Sprague Road resurfacing project will be opened on Monday, July 21, 2008. The chip sealing for Delsy, Lynn and Gabriella Drives is nearing completion.

**LEGISLATION****THIRD READING CONSIDERATION:**

**No Action:** 05-187, 07-73, 07-107, 08-111, 08-112.

**FIRST READING CONSIDERATION****ORDINANCE 08-150**

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO CERTIFY TO THE AUDITOR OF CUYAHOGA COUNTY THE UNPAID COST OF CUTTING OF WEEDS, GRASS AND WOODY VEGETATION FOR LEVY AND COLLECTION, AND DECLARING AN EMERGENCY.** Title read.

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. Petrusky to **amend Ordinance 08-150 by removing PPN 488-08-016 from the list to be certified to the County Auditor.** 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 08-150 as amended.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-151**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING ORDINANCE 90-217, STAFFING AND CLASSIFICATION PLAN FOR THE VARIOUS DEPARTMENTS OF THE CITY OF NORTH ROYALTON, SECTION 4 FINANCE DEPARTMENT AND SECTION 8 LAW DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

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. Kasaris to **adopt Ordinance 08-151.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-152**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING ORDINANCE 07-125, ESTABLISHING RATES OF COMPENSATION FOR THE CITY OF NORTH ROYALTON NON-UNION EMPLOYEES DURING CALENDAR YEARS 2007, 2008 AND 2009, AND DECLARING AN EMERGENCY.** Title read.

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. Kasaris to **adopt Ordinance 08-152.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**RESOLUTION 08-153**

Introduced by: Mayor Stefanik. **A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT AND OTHER RELATIVE DOCUMENTS WITH THE VARIABLE ANNUITY LIFE INSURANCE COMPANY FOR A DEFERRED COMPENSATION PLAN, AND DECLARING AN EMERGENCY.** Title read.

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. Petrusky to **adopt Ordinance 08-153.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-154**

Introduced by: Mayor Stefanik. **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.

Placed on **second reading.**

**ORDINANCE 08-155**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE 08-30 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2008, AS AMENDED BY ORDINANCE 08-83 AND 08-106, BY TRANSFERRING APPROPRIATIONS AND MAKING ADDITIONAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, 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. Kasaris, seconded by Mr. Antoskiewicz to **adopt Ordinance 08-155.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**RESOLUTION 08-156**

Introduced by: Mayor Stefanik. **A RESOLUTION ADOPTING THE DOCUMENT CONTAINING THE ALTERNATIVE TAX BUDGET INFORMATION FOR THE CITY OF NORTH ROYALTON FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2009, AND SUBMITTING THE SAME TO THE AUDITOR OF CUYAHOGA COUNTY, OHIO, AND DECLARING AN EMERGENCY.** Title read.

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. Kasaris, seconded by Mr. Willey to **adopt Ordinance 08-156**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

#### **ORDINANCE 08-157**

Introduced by: Petrusky, Willey, Kasaris. **AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO HAVE PLANS, SPECIFICATIONS, ESTIMATES OF COST AND PROFILES PREPARED FOR THE INSTALLATION OF SANITARY SEWERS ON YORK ROAD IN THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY**. Title read.

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. Petrusky to **adopt Ordinance 08-157**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

#### **ORDINANCE 08-158**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING ORDINANCE 93-179 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH KURTZ BROS., INC. FOR THE OPERATION OF A YARD WASTE COMPOSTING SITE, AND DECLARING AN EMERGENCY**. Title read.

Moved by Mr. Kasaris, 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. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 08-158**.

Mr. Kasaris commended the Mayor and Law Department for correcting this inadequate contract that was originally entered into in 1993. Because of their hard work, the city will save approximately \$350,000 over the next five years.

Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

#### **ORDINANCE 08-159**

Introduced by: Mayor Stefanik. **AN ORDINANCE ESTABLISHING A FUND TO BE KNOWN AS THE CEMETERY MAINTENANCE AND IMPROVEMENT FUND, AND DECLARING AN EMERGENCY**. Title read.

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 08-159**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

#### **ORDINANCE 08-160**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TEN STREETS, UTILITIES AND PUBLIC SERVICES CODE, CHAPTER 1068 MUNICIPAL CEMETERY, SECTION 1068.08 DISPOSITION OF PERMIT FEES, AND DECLARING AN EMERGENCY**. Title read.

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. Petrusky to **adopt Ordinance 08-160**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

**ORDINANCE 08-161**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, CHAPTER 214 GENERAL FEE SCHEDULE, SECTION 214.06 FEES IN THE STREETS, UTILITIES AND PUBLIC SERVICES CODE, PARAGRAPH (k), CEMETERIES, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, 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. Kasaris, seconded by Mr. Willey to **adopt Ordinance 08-161.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-162**

Introduced by: Gentile, McKee, Willey. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, CHAPTER 214 GENERAL FEE SCHEDULE, SECTION 214.08 FEES IN THE BUILDING AND HOUSING CODE, PARAGRAPH (m) ENGINEERING FEES, SUBPARAGRAPH (1) TOPO REVIEW AND FIELD CHECK, AND DECLARING AN EMERGENCY.** Title read.

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. Petrusky to **adopt Ordinance 08-162.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-163**

Introduced by: Petrusky, Willey, Kasaris. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, CHAPTER 214 GENERAL FEE SCHEDULE, SECTION 214.06 FEES IN THE STREETS, UTILITIES AND PUBLIC SERVICES CODE, PARAGRAPH (m) FEES FOR SALE OF COMPOST, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, 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. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 08-163.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 08-164**

Introduced by: Willey, McKee, Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON PART 12 PLANNING AND ZONING CODE, CHAPTER 1284 SIGNS, SECTIONS 1284.05, 1284.10 AND 1284.17, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, 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.**

Mrs. Haller read the following proposed amendments:

- Section 2, paragraph (h), last sentence: "... ~~thirty~~ **ninety** consecutive days."

Moved by Mr. Kasaris, seconded by Mr. Willey to **amend Ordinance 08-164 as read.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 08-164 as amended.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**MISCELLANEOUS**

Mr. Antoskiewicz congratulated the City of North Royalton's Relay For Life Team for being the top fundraiser for the 2008 Route 82 Relay For Life event, raising over \$17,000.00.

**ADJOURNMENT**

Moved by Mr. Willey, seconded by Mr. Kasaris **to adjourn the July 15, 2008, City Council Meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, McKee, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**Meeting adjourned at 8:24 p.m.**

APPROVED /s/ Vincent A. Gentile DATE APPROVED: September 2, 2008  
PRESIDENT OF COUNCIL

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