

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **March 3, 2009, at 7:30 p.m.**

PRESENT: President of Council Vincent Gentile, Council Representatives John Nickell, Gary Petrusky, Don Willey, Mike Farrell, Larry Antoskiewicz, Dan Kasaris, Legislative Services Director Laura Haller, Mayor Robert A. Stefanik, Law Director Thomas A. Kelly, Finance Director Karen Fegan, City Engineer Mark Schmitzer, Fire Chief Michael Fabish, Safety Director Bruce Campbell, Service Director Kris Kamps, Recreation Director Ed Swim, Office on Aging Director Judith Willey.

Agenda reviewed.

Law Director Thomas Kelly stated that due to some questions that have been raised regarding the safety record of the low bidder, he is recommending that proposed Ordinance 09-29 be referred to the Streets Committee to allow for further discussion and review.

Based on the above request of the Law Director it was agreed to schedule a special Streets Committee meeting for Tuesday, March 10, 2009, at 6:00 p.m. to discuss and review proposed Ordinance 09-29.

Mrs. Haller reported that the Streets Committee recommended approval of Ordinance 09-18 at their meeting last evening and therefore action can be taken on this item this evening.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **March 3, 2009, to conduct a Public Hearing.** The hearing was called to order at 8:00 p.m. by President of Council Vincent Gentile.

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

Administration: Mayor Robert A. Stefanik, Law Director Thomas A. Kelly, Finance Director Karen Fegan, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Community Development Director Thomas Jordan, Building Commissioner Rito Alvarez, Wastewater Supt. Timothy Tigue, Safety Director Bruce Campbell, Service Director Kris Kamps, Recreation Director Ed Swim, Office on Aging Director Judith Willey.

PUBLIC HEARING

A. APPLICATION SUBMITTED BY DAVID GRAYSON FOR PLACEMENT OF APPROXIMATELY 55 ACRES LOCATED AT 16393 STATE ROAD IN THE CITY OF NORTH ROYALTON, PPN 487-23-001 AND 487-29-006, IN AN AGRICULTURAL DISTRICT PURSUANT TO SECTION 929.02 OF THE OHIO REVISED CODE.

- Public Hearing notice published, posted and mailed as required.

President of Council Gentile recognized those wishing to be heard on this matter.

A resident from the audience commented that they wish for this item to move to the next step in the process.

No one else wished to be heard on this matter.

Moved by Mr. Kasaris, seconded by Mr. Willey to **refer this application to the Building & Building Codes Committee for review at their March 16, 2009 meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

B. APPLICATION SUBMITTED BY ROBERT D. KOSMAN FOR PLACEMENT OF APPROXIMATELY 44 ACRES LOCATED AT 3409 W. EDGERTON ROAD IN THE CITY OF NORTH ROYALTON, PPN 486-18-006, 486-18-007, 486-18-008, AND 486-22-001, IN AN AGRICULTURAL DISTRICT PURSUANT TO SECTION 929.02 OF THE OHIO REVISED CODE.

- Public Hearing notice published, posted and mailed as required.

President of Council Gentile recognized those wishing to be heard on this matter.

A resident from the audience commented that they wish for this item to move to the next step in the process.

No one else wished to be heard on this matter.

Moved by Mr. Kasaris, seconded by Mr. Willey to **refer this application to the Building & Building Codes Committee for review at their March 16, 2009 meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

C. APPLICATION SUBMITTED BY MARK AND CINDY ELLIS FOR PLACEMENT OF APPROXIMATELY 28 ACRES LOCATED AT 18375 STATE ROAD IN THE CITY OF NORTH ROYALTON, PPN 486-19-004 AND 486-19-008, IN AN AGRICULTURAL DISTRICT PURSUANT TO SECTION 929.02 OF THE OHIO REVISED CODE.

- Public Hearing notice published, posted and mailed as required.

President of Council Gentile recognized those wishing to be heard on this matter.

No one wished to be heard on this matter.

Moved by Mr. Kasaris, seconded by Mr. Willey to **refer this application to the Building & Building Codes Committee for review at their March 16, 2009 meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ADJOURNMENT

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

Public Hearing adjourned at 8:03 p.m.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **March 3, 2009, in regular session.** The meeting was called to order at 8:03 p.m. by President of Council Vincent Gentile and opened with the Pledge of Allegiance.

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

Administration: Mayor Robert A. Stefanik, Law Director Thomas A. Kelly, Finance Director Karen Fegan, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Community Development Director Thomas Jordan, Building Commissioner Rito Alvarez, Wastewater Supt. Timothy Tigue, Safety Director Bruce Campbell, Service Director Kris Kamps, Recreation Director Ed Swim, Office on Aging Director Judith Willey.

CONSENT AGENDA

- a. Approval of minutes: February 17, 2009
- b. Receipt and acknowledgement without objection to Ohio Dept. of Liquor Control request for a Liquor Agency Contract for Royal Park Beverage, 12770 Royalton Road.
- c. Receipt and acknowledgement without objection to Ohio Dept. of Liquor Control request for a new D1 and D2 permit for Royal Park Beverage, 12770 Royalton Road.
- d. 120 day extension parking lot expansion plan approval. ManorCare Health Services, Inc., PPN 482-05-002 Sprague Road.
- e. Legislation:

ORDINANCE 09-19

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF COOK PAVING, FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-20

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF SPECIALIZED CONSTRUCTION, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-21

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF DURA MARK, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-22

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF KONSTRUCTION KING, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-23

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF L & S CONCRETE, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-24

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF NATIONAL LIME & STONE CO. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-25

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF PAVEMENT TECHNOLOGY, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-26

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF PERRIN CONCRETE SERVICES FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-27

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF ROBINSON PIPE SERVICES, INC. FOR THE 2009 ROAD MAINTENANCE PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 09-28

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE AUTHORIZING THE CITY OF NORTH ROYALTON TO PARTICIPATE IN OHIO DEPARTMENT OF TRANSPORTATION CONTRACTS FOR THE PURCHASE OF MACHINERY, MATERIALS, SUPPLIES, OR OTHER ARTICLES, AND DECLARING AN EMERGENCY.** Title read.

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

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, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Antoskiewicz to **adopt the Consent Agenda as presented and read.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

COMMUNICATIONS: None.

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: Chairman Nickell announced that there will be a **Special Streets Committee meeting on March 10, 2009 at 6:00 p.m.**

Mr. Nickell also reported that spring road repair projects were discussed at their last meeting. The street sweeper will soon begin working on Royalton Road.

LEGISLATION

THIRD READING CONSIDERATION: No Action: 07-107.

SECOND READING CONSIDERATION**ORDINANCE 09-18**

AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER #2) RELATING TO THE WORK PERFORMED BY CAMINO CONSTRUCTION INC., FOR THE GREGORY LANE DRAINAGE IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Kasaris, seconded by Mr. Farrell to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Petrusky to **adopt Ordinance 09-18.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

FIRST READING CONSIDERATION**ORDINANCE 09-29**

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE BID OF S.E.I. EXCAVATING FOR THE STATE ROAD CULVERT #139 REPLACEMENT PROJECT FOR AN AMOUNT NOT TO EXCEED \$113,559.55 AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability of Funds has been signed by the Finance Director stating that funds are available or are in the process of being collected in the Stormwater Drainage Fund #33.

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

MISCELLANEOUS

Momcilo Kadojkovic, 8389 Akins Road, addressed Council over concerns he has regarding the construction of a shed on his property, and the blockage of the swale in front of his home.

Mr. Gentile recommended that Mr. Kadojkovic speak with the City Engineer and the Service Director immediately following the meeting in order to get answers to his questions and address his concerns.

ADJOURNMENT

Moved by Mr. Willey, seconded by Mr. Farrell **to adjourn the March 3, 2009, City Council Meeting**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Farrell, Antoskiewicz, Kasaris). Nays: **None**. **Motion carried**.

Council Meeting adjourned at 8:13 p.m.

APPROVED /s/ Vincent A. Gentile DATE APPROVED: March 17, 2009
PRESIDENT OF COUNCIL

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