

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **December 1, 2009, at 7:30 p.m.**

**PRESENT:** President of Council Vincent Gentile, Council Representatives John Nickell, Gary Petrusky, Don Willey, Paul Marnecheck, Larry Antoskiewicz, Dan Kasaris, Legislative Services Director Laura Haller, Mayor Robert A. Stefanik, Law Director Thomas A. Kelly, Finance Director Karen Fegan, Community Development Director Thomas Jordan, Building Commissioner Rito Alvarez, Wastewater Supt. Timothy Tigue, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Kris Kamps, Office on Aging Director Judith Willey, Safety Director Bruce Campbell.

Agenda reviewed.

Council agreed to place Ordinance 09-121 on third reading and take final action at the December 15, 2009 meeting.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **December 1, 2009, in regular session.** The meeting was called to order at 8:00 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, Paul Marnecheck, 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, Building Commissioner Rito Alvarez, Wastewater Supt. Timothy Tigue, City Engineer Mark Schmitzer, Police Chief Paul Bican, Fire Chief Michael Fabish, Service Director Kris Kamps, Office on Aging Director Judith Willey, Safety Director Bruce Campbell.

**ABSENT:** Recreation Director Ed Swim.

#### **CONSENT AGENDA**

- a. Approval of minutes: November 17, 2009.
- b. Authorize the Mayor and Service Director to advertise for bids for the 2010 Road Maintenance Program.
- c. Legislation: **RESOLUTION 09-122**

Introduced by: Mayor Stefanik. **A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE ALL TAX REVENUES FROM THE PROCEEDS OF TAX LEVIES COLLECTED IN 2010 PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.** Title read.

#### **RESOLUTION 09-123**

Introduced by: Mayor Stefanik. **A RESOLUTION REQUESTING THE COUNTY AUDITOR TO ADVANCE ALL SPECIAL ASSESSMENT REVENUES FROM THE PROCEEDS OF TAX LEVIES COLLECTED IN 2010 PURSUANT TO SECTION 321.34 OF THE OHIO REVISED CODE, 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.

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

**COMMUNICATIONS:** None.

**MAYOR'S REPORT:**

Mayor Stefanik welcomed new Council member Paul Marnecheck.

**DEPARTMENT HEAD REPORTS:**

Community Development Director reported that the Valley Parkway Trail Study is now available for viewing on the city's website. He said that the next stage of the project will be to find sources of funding.

**PRESIDENT OF COUNCIL'S REPORT:**

**ELECTION OF PRESIDENT OF COUNCIL PRO TEM**

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

Moved by Mr. Petrusky, seconded by Mr. Nickell to **nominate Don Willey for the position of President of Council Pro Tem.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

There were no further nominations put forward.

Moved by Mr. Kasaris, seconded by Mr. Antoskiewicz to **close nominations for the position of President of Council Pro Tem.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

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

Mr. Gentile welcomed new Council member Paul Marnecheck and presented him with an American flag lapel pin.

**COMMITTEE REPORTS:** No 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.***

**LEGISLATION**

**SECOND READING CONSIDERATION**

**ORDINANCE 09-118**

**AN ORDINANCE ACCEPTING AN EASEMENT FOR THE 20 FOOT EXTENSION OF A STORM SEWER AT 9400 CHESAPEAKE DRIVE OWNED BY CARMELO AND ANGELA CARIO, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Antoskiewicz, seconded by Mr. Willey to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Antoskiewicz to **adopt Ordinance 09-118.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 09-121**

**AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 4 TRAFFIC CODE, CHAPTER 434 OVI/RECKLESS OPERATION/SPEED, BY CREATING A NEW SECTION 434.026 TEXTING OR TYPING ON MOBILE COMMUNICATION DEVICES DRIVING PROHIBITED, HAND HELD WIRELESS TELEPHONE, MINORS PROHIBITED, AND DECLARING AN EMERGENCY.** Title read.

Placed on **third reading.**

**FIRST READING CONSIDERATION****ORDINANCE 09-124**

Introduced by: Kasaris, Petrusky, Nickell. **AN ORDINANCE ACCEPTING THE BID OF FIRE FORCE, INC. FOR THE PURCHASE OF SELF CONTAINED BREATHING APPARATUS (SCBA) AND ACCESSORIES FOR THE NORTH ROYALTON FIRE DEPARTMENT IN THE AMOUNT OF \$155,498.00 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 **Fire Capital Improvement Fund #434.**

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, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 09-124.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**ORDINANCE 09-125**

Introduced by: Mayor Stefanik. **AN ORDINANCE MAKING TEMPORARY APPROPRIATIONS FOR THE FIRST QUARTER OF THE YEAR 2010 FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY.** Title read.

Placed on **second reading.**

**ORDINANCE 09-126**

Introduced by: Nickell, Antoskiewicz, Gentile. **AN ORDINANCE ACCEPTING THE DEDICATION OF 635 FEET OF BENTLEY DRIVE, 581 FEET OF RICHLAND DRIVE AND 129 FEET OF YORKSHIRE WAY IN THE VILLAS OF WORTHINGTON SUBDIVISION PHASE 2A FROM PRIDE ONE YORK ROYALTON LLC, AND DECLARING AN EMERGENCY.** Title read.

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

**MISCELLANEOUS**

For the benefit of those in the audience, Mr. Willey provided an overview of the Council Committee and Council Meeting process.

Mr. Marnecheck thanked his family and friends for all their support during his campaign and election to the position of Ward 4 Council Representative.

**ADJOURNMENT**

Moved by Mr. Gentile, seconded by Mr. Antoskiewicz to **adjourn the December 1, 2009 City Council Meeting.** Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

**Meeting adjourned at 8:11 p.m.**

APPROVED /s/ Vincent A. Gentile DATE APPROVED: December 15, 2009  
PRESIDENT OF COUNCIL

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