

The Council of the City of North Royalton met in the North Royalton City Hall caucus room, 13834 Ridge Road on **July 20, 2010, at 6:45 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, 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, Safety Director Bruce Campbell.

Agenda reviewed.

Ordinance 10-80 was discussed. Mr. Petrusky requested that this legislation be referred to the Finance Committee and remain there until we see what the bargaining units who have not settled are going to do. He said that he does not feel that everyone has taken the 10% pay cut.

Mr. Antoskiewicz said that we have to act on this prior to the August 1st deadline. Any additional time beyond that will result in money spent that we can't get back. He said that if the remaining unions don't take the 10% pay cut, there are other things that can be done contractually to achieve this.

Mr. Petrusky said that this can be placed on the August 3, 2010 Special Meeting agenda and make it retroactive to August 1st.

Mr. Gentile said that this will just delay the inevitable. There is no support for raises this year. He said we need to reel in every dollar. Mr. Gentile said that we have to stop allowing the bargaining units to control the budget.

Mr. Kasaris agreed with waiting until the August 3rd special meeting.

Mayor Stefanik said that this would be a slap in the face to those employees who have taken the 10% pay cut. He said that he has not heard one good reason to hold this up.

It was agreed to refer this matter to the Finance Committee.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 13834 Ridge Road on **July 20, 2010, in regular session**. The meeting was called to order at 7:10 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, 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, Safety Director Bruce Campbell.

ABSENT: Office on Aging Director Judith Willey, Community Development Director Thomas Jordan.

CONSENT AGENDA

- a. Approval of minutes: July 6, 2010
- b. Legislation:

FIRST READING CONSIDERATION**RESOLUTION 10-87**

Introduced by: Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris, Mayor Stefanik. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF JAMES C. CUTLER TO THE POSITION OF POLICE LIEUTENANT IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

RESOLUTION 10-88

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, 2011, AND SUBMITTING THE SAME TO THE AUDITOR OF CUYAHOGA COUNTY, OHIO, AND DECLARING AN EMERGENCY.** Title read.

- No one on Council wished to have an item removed from the Consent Agenda for discussion.
- No one in the audience wished to have a legislative item removed from the 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, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Willey 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 wished to acknowledge the city employees in the audience this evening, many of which are from the AFSCME union. He said that Council will be voting on the addendum to their contract this evening, Ordinance 10-89. Mayor Stefanik thanked the employees for coming to terms with the furlough days. He said we appreciate the hard work they do every day for the city and we are hoping that the other units will also realize that these are difficult financial times, not only for North Royalton, but for all communities throughout the state and country.

Mayor Stefanik said that it is his understanding that Ordinance 10-80 will not be voted on. He said that some members of Council wanted to take this to an August meeting. He said that he will be calling for a special Council meeting later this week so that Council can vote on this legislation, which is a reduction of compensation for appointed departments heads, salaried employees and contract employees. He said that AFSCME has stepped up to the plate and agreed to the concessions and he feels that it is only fair that we begin the concessions for the non union and department heads beginning August 1st.

DEPARTMENT HEAD REPORTS: No reports.

PRESIDENT OF COUNCIL'S REPORT:

Mr. Gentile also wished to welcome the city employees present this evening and said that he appreciates their service to the community. He said we will try to retain all city jobs during these tough economic times.

Mr. Gentile announced that due to the downturn in revenue and economic crisis that the city is facing, the Council Office will utilize their furlough days by closing two Fridays per month (predominately the first and third Fridays of the month) beginning in August through the end of the year.

Mr. Gentile announced that there will be a Special Council meeting August 3, 2010 at 6:45 p.m. to vote on an amendment to the appropriation ordinance to further cut the city's budget.

COMMITTEE REPORTS:

All Committees, Boards, and Commissions announced the dates and times of their next regularly scheduled meetings and reviewed items currently on their agendas. 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: Meeting of September 20, 2010 at 7:00 p.m. has been rescheduled to September 14, 2010 at 6:30 p.m. to be held in Council Chambers.

Finance Committee: Special meeting scheduled for August 3, 2010 at 6:30 p.m.

Mr. Petrusky said that the Finance Committee has asked the Finance Director to pull together information in order to find out where we are financially, specifically how "red" the number is. Mr. Petrusky said the number is not black, it is not rosy, it is red. The Finance Director is pulling together past, present and future debt, what our revenues look like so we can project where we need to be and what we need to do today, tomorrow and down the road to keep this city moving forward.

LEGISLATION**SECOND READING CONSIDERATION****ORDINANCE 10-80**

AN ORDINANCE AUTHORIZING THE REDUCTION OF COMPENSATION FOR APPOINTED DEPARTMENT HEADS, SALARIED EMPLOYEES AND CONTRACT EMPLOYEES OF THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading** and referred to the **Finance Committee**.

ORDINANCE 10-83

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, CHAPTER 1286 NON CONFORMING USES, SECTION 1286.05 RESTORATION OF DAMAGED STRUCTURES, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

ORDINANCE 10-84

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, CHAPTER 1262 ADMINISTRATION, ENFORCEMENT AND PENALTY BY CREATING A NEW SECTION 1262.12 LICENSING PERMITS, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

ORDINANCE 10-85

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, BY CREATING A NEW CHAPTER 1292 WIND ENERGY TURBINES, AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

ORDINANCE 10-86

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 **third reading**.

FIRST READING CONSIDERATION

(Resolutions 10-87 and 10-88 were adopted under the approval of the Consent Agenda.)

ORDINANCE 10-89

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDED CONTRACT WITH AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, OHIO COUNCIL 8, AND LOCAL 3410 FOR CERTAIN MEMBERS OF THE WASTEWATER AND SERVICE DEPARTMENTS, AMENDING ORDINANCE 10-71, 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, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Willey, seconded by Mr. Marnecheck to **adopt Ordinance 10-89.**

Mr. Antoskiewicz said he would personally like to thank AFSCME for the sacrifice they are making and said that it is appreciated.

Mr. Willey thanked the city employees for the fine work they do and the good relationships they have with the residents. He too commends them for the sacrifice they are making and for choosing furloughs over laying off fellow employees.

Mr. Marnecheck said that as a first term Councilman, he thanks the employees for helping him and treating him with respect during this learning process. He too commended the decision of furloughs over layoffs.

Mr. Kasaris said that as a county employee he understands what it is like to take furlough days as he has taken them last year and this year. He said that he commends the employees on their sacrifice and decision so that all of the employees can benefit.

Mr. Nickell thanked the bargaining units for cooperating and encourage the remaining units to follow suit. He said that he knows this is not easy and he wishes they were not in the position to have to make cuts, but the reality is the income is not coming in. If the numbers are correct, we have over 2500 unemployment claims. He said that he is a school employee and their unions have forgone any pay increases for at least two years. He said that before the levy was approved, they had layoffs. He said that he appreciates the decision to take furloughs vs. layoffs. He said that he knows that the safety forces literally put their lives on the line but these are tough times. There is no hidden money. We need cooperation. Council will be voting to cut; there is no division here. He said that hopefully this is a short lived situation and if we all take equal cuts then there will be less resentment down the line. As the economy and our income recover, so will our salaries. We are all in the same boat.

Mr. Petrusky wanted to inform those present from the AFSCME union that Ordinance 10-80 was not acted on this evening and referred to the Finance Committee for one very important reason and that is to make sure that everybody takes their fair share. He wants to make sure that everything is fair across the board. That is why they are referring it to Finance and having the Finance Director gather information; because if it's not fair he hopes that they file a grievance and come back after the city because you were not treated fairly.

Mr. Gentile thanked the city employees as well. He said that we do not want to layoff anyone. It would be detrimental in this economy. Our revenue is truly going down and our expenses are rapidly overtaking the income. These cuts are necessary. He said that we are just the custodians and we are temporary; it's the employees who have been here and will continue to be here long after we are gone. We want to come out of this all together and in one piece.

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

ORDINANCE 10-90

Introduced by: Gentile, Kasaris, Willey. **AN ORDINANCE ACCEPTING THE RECOMMENDATION OF THE CUYAHOGA COUNTY PLANNING COMMISSION'S REDISTRICTING STUDY, ALTERNATIVE 1, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Marnecheck 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. Willey, seconded by Mr. Kasaris to **adopt Ordinance 10-90**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

ORDINANCE 10-91

Introduced by: Mayor Stefanik. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER #1) RELATING TO THE WORK PERFORMED BY R.J. PLATTEN CONTRACTING CO., FOR THE YORK ROAD BASEBALL FIELD PARKING LOT PROJECT, 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 Recreation Capital Improvement Fund #431.

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. Willey to **adopt Ordinance 10-91**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

MISCELLANEOUS

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

ADJOURNMENT

Moved by Mr. Kasaris, seconded by Mr. Antoskiewicz to **adjourn the July 20, 2010 City Council Meeting**. Roll Call: Yeas: **Seven** (Gentile, Nickell, Petrusky, Willey, Marnecheck, Antoskiewicz, Kasaris). Nays: **None. Motion carried.**

Meeting adjourned at 7:28 p.m.

APPROVED: /s/ Vincent A. Gentile DATE APPROVED: September 8, 2010
PRESIDENT OF COUNCIL

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