

REVIEW & OVERSIGHT COMMITTEE MINUTES
July 7, 2009

The Review & Oversight Committee meeting was held on July 7, 2009, at North Royalton City Hall, 13834 Ridge Road. The meeting was called to order at 7:00 p.m.

Present: Members: Chair Vince Gentile, Mike Farrell, Don Willey; Council: Larry Antoskiewicz, Dan Kasaris, Gary Petrusky; Administration: Mayor Robert Stefanik; Other Attendees: Pat Lysobey.

Moved by Mr. Willey, seconded by Mr. Gentile to **excuse Mr. Farrell from voting on the November 5, 2008 Minutes** since he was not a member of Council at that time. Yeas: 2. Nays: 0. **Motion carried.**

APPROVAL OF MINUTES

Moved by Mr. Willey, seconded by Mr. Gentile to **approve the November 5, 2008 Minutes and the Minutes from the April 7, 2009, April 21, 2009 and April 27, 2009 Special Review & Oversight Committee meetings.** Yeas: 3. Nays: 0. **Motion carried.** (Mr. Farrell excused from voting on the November 5, 2008 Minutes.)

NEW BUSINESS

1. Wind Power Resolution

Mr. Gentile stated that since Mr. Willey was not in attendance at the Earth Energy Environment Committee meeting earlier this month, he wanted to bring him up to date as to what was discussed regarding the wind power resolution. Mr. Gentile said the committee decided to remove the last WHEREAS clause that was in the original draft and swap out Section 1 and replace with language provided by Mr. Kasaris. He said these changes remove any type of percentage requirements of power to be provided.

Moved by Mr. Farrell, seconded by Mr. Kasaris to **make a recommendation to Council on the wind power resolution.** Yeas: 3. Nays: 0. **Motion carried.**

2. Do Not Knock Ordinance

Mayor Stefanik said the Law Director put a draft ordinance together mirroring what a few other suburbs do with a do not knock list. He suggested placing this form on our website and any resident who wants to be on this list can fill this form out online with their address and anytime a solicitor comes to the city to get a permit, they will be handed a list of residents who they are not able to solicit. Mayor Stefanik said if solicitors do not abide by this ordinance it will be a minor misdemeanor.

Mr. Gentile asked if a solicitor would be subject to the penalty even if there was a no solicitor sign on the door, but they are not on the list. Mr. Kelly said the way the ordinance was drafted, such a person would be in violation. He said even if there is no sign, but that address is on the list, they are on notice at that point that that particular home is not to be solicited. Mr. Gentile asked Mr. Kelly if he is confident that as a prosecutor he could comfortably prosecute this. Mr. Kelly said yes.

Mr. Kasaris asked if this applies to people running for office. Mr. Kelly said he does not believe it does because that would not be soliciting as they are not selling anything. Mr. Kelly said he can add a very specific exception for candidates running for public office.

Mr. Kasaris said he is in favor of this ordinance and would like to be listed as a sponsor.

Mr. Gentile asked if this ordinance would apply to people going door to door for religious reasons. Mr. Kelly said these people are exercising their freedom of religion and freedom of speech rights. Mr. Kelly said he and Ms. Voza will look at the law to see whether or not representatives of religious affiliation are held at a different level or status.

Mr. Antoskiewicz asked if we can clarify who needs a permit vs. who does not. Mr. Kelly said there are other sections in the chapter that clarify this. Mr. Gentile said we have to define solicitors, canvassers and peddlers. Mr. Kelly said 862.01 through 862.03 set up the definition of solicitors, the requirement for licensing and/or registration and other necessary elements. Mr. Kelly said if we start trying to list all of the exceptions in this resolution, it is possible that someone will be left out and that person will be upset. He said we can always make an amendment, or we can just leave it the way it is.

Mr. Farrell said this resolution is essentially giving residents an option to decide if they want people knocking at their door or not. He said he agrees with Mr. Kelly that we can define this over and over, but not everyone will be happy. He feels this resolution pertains to outside entities that are coming into our city. Mr. Farrell said he believes this resolution is a great idea and said he would like to be listed as a sponsor.

Mr. Gentile said this will be discussed at the July 21st Safety Committee meeting.

3. **Contract Standards**

Mr. Gentile said he has not received anything yet from Bowen regarding contract standards. Mr. Kelly said Mr. Schmitzer is on vacation but he is working on this and is certain that Council will have something soon. Mr. Gentile said the committee will probably have to have a special meeting before the end of the month so this can be discussed. He said he will talk with Mr. Schmitzer to see when he is available and to see where he is with the draft. Mr. Gentile said if Council is not going to have something by this month, Council will begin working on it themselves. Mayor Stefanik said Mr. Schmitzer has been busy with the various engineering projects throughout the city. Mayor Stefanik said if Council wants to make this a priority, they will have the draft one week from Friday.

ADJOURNMENT

Moved by Mr. Farrell, seconded by Mr. Willey to **adjourn the meeting**. Yeas: 3. Nays: 0. **Motion carried**. Meeting adjourned at 7:36 p.m.