

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **March 1, 2016, at 7:15 p.m.**

PRESENT: Council: President of Council Larry Antoskiewicz, Council Representatives John Nickell, Dan Langshaw, Paul Marnecheck, Steve Muller, Dan Kasaris, Legislative Services Director Laura Haller. **Administration:** Mayor Robert Stefanik, Law Director Thomas Kelly, Finance Director Eric Dean.

Agenda reviewed.

Mrs. Haller explained that the fee for Certificate of Occupancy in Exhibit A of Ordinance 16-54 had been updated by the Building Commissioner subsequent to its discussion in the Building & Building Codes Committee. Rather than \$20.00 for reissue/reprint, he has increased it to \$25.00.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **March 1, 2016 in regular session.** The meeting was called to order at **7:30 p.m.** by President of Council Larry Antoskiewicz and opened with the Pledge of Allegiance.

PRESENT: Council: President of Council Larry Antoskiewicz, Council Representatives John Nickell, Dan Langshaw, Paul Marnecheck, Steve Muller, Dan Kasaris, Legislative Services Director Laura Haller. **Administration:** Mayor Robert Stefanik, Law Director Thomas Kelly Finance Director Eric Dean.

Moved by Mr. Kasaris, seconded by Mr. Langshaw to **excuse Mr. Petrusky.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None.** (Excused: Petrusky) **Motion carried.**

CONSENT AGENDA

- a. Approval of Minutes: February 16, 2016.
- b. Legislation:

FIRST READING CONSIDERATION

ORDINANCE 16-44

Introduced by Muller, Antoskiewicz, Nickell. **AN ORDINANCE ACCEPTING THE BID OF CROSSROADS ASPHALT RECYCLING, INC. FOR THE 2016 ROAD SUPPLY PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 16-45

Introduced by Muller, Antoskiewicz, Nickell. **AN ORDINANCE ACCEPTING THE BID OF DURA MARK, INC. FOR THE 2016 ROAD SUPPLY PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 16-46

Introduced by Muller, Antoskiewicz, Nickell. **AN ORDINANCE ACCEPTING THE BID OF KOKOSING MATERIALS, INC. FOR THE 2016 ROAD SUPPLY PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 16-47

Introduced by Muller, Antoskiewicz, Nickell. **AN ORDINANCE ACCEPTING THE BID OF TRI-COUNTY CONCRETE FOR THE 2016 ROAD SUPPLY PROGRAM AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 16-48

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.

ORDINANCE 16-49

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO DEPOSITORY AGREEMENTS WITH FIFTH THIRD BANK FOR THE DEPOSIT OF ACTIVE, INACTIVE OR INTERIM PUBLIC FUNDS, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 16-50

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO DEPOSITORY AGREEMENTS WITH PNC BANK FOR THE DEPOSIT OF ACTIVE, INACTIVE OR INTERIM PUBLIC FUNDS, 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 Consent Agenda for discussion.

Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **suspend the rules requiring three readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None.** (Excused: Petrusky) **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt the Consent Agenda as presented and read.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None.** (Excused: Petrusky) **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 and reviewed items currently on their agendas. All meetings are held at City Hall, 14600 State 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.***

PUBLIC DISCUSSION

Kevin Lynch, AT&T, 45 Erieview Plaza, Cleveland Ohio addressed Council regarding Ordinance 16-55. Mr. Lynch said that AT&T leases space on these towers and these additional fees would be passed on as higher rent to carriers who are attempting to build ubiquitous networks with broadband and cell phone services to the residents of North Royalton. Higher rent costs will force carriers to look at other more economically advantageous locations which could possibly result in local consumers getting inferior services in the long term. Mr. Lynch stated that AT&T opposes this ordinance and encourages Council to vote no. Mayor Stefanik asked Mr. Lynch if AT&T has taken out many of their towers in Seven Hills, Brecksville or Broadview Hts. Mr. Lynch said that they don't own the towers, they are just lessees on them. Mayor Stefanik said that those communities he stated have much higher fees than what we are proposing, so he was thinking that North Royalton should have a huge influx of providers coming into North Royalton if our fees are the lowest around. Mr. Lynch said that they were unaware of some of these other ordinances or they would have opposed them as well.

LEGISLATION**FIRST READING CONSIDERATION****ORDINANCE 16-51**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE 15-102 AS AMENDED BY ORDINANCE 16-22 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2016 BY TRANSFERRING APPROPRIATIONS AND MAKING ADDITIONAL APPROPRIATIONS, 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: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt Ordinance 16-51**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

ORDINANCE 16-52

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENERGY MANAGEMENT AGREEMENT BETWEEN ENERNOC, INC. AND THE CITY OF NORTH ROYALTON, 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: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt Ordinance 16-52**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

ORDINANCE 16-53

Introduced by Muller, Antoskiewicz, Nickell. **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 CONCORD ROAD EQUIPMENT FOR THE NORTH ROYALTON SERVICE DEPARTMENT, 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 **SCM&R Fund #211**.

Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt Ordinance 16-53**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

ORDINANCE 16-54

Introduced by Nickell, Kasaris, Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWO ADMINISTRATION CODE, CHAPTER 214 GENERAL FEE SCHEDULE, SECTION 214.08 FEES IN THE BUILDING AND HOUSING CODE, PARAGRAPH (b)(3), 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: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt Ordinance 16-54**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

ORDINANCE 16-55

Introduced by Nickell, Kasaris, Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TWELVE PLANNING AND ZONING CODE, CHAPTER 1290 WIRELESS TELECOMMUNICATIONS FACILITIES, SECTION 1290.02 GENERAL REQUIREMENTS BY CREATING NEW PARAGRAPHS (u), (v) AND (w), 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: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adopt Ordinance 16-55**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

ADJOURNMENT

Moved by Mr. Kasaris, seconded by Mr. Marnecheck to **adjourn the March 1, 2016 City Council Meeting**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None**. (Excused: Petrusky) **Motion carried**.

Meeting adjourned at 7:41 p.m.

APPROVED: /s/ Larry Antoskiewicz DATE APPROVED: March 15, 2016
PRESIDENT OF COUNCIL

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