

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **July 16, 2019, at 7:00 p.m.**

PRESENT: Council: President of Council Larry Antoskiewicz, Council Representatives John Nickell, Gary Petrusky, Dan Langshaw, Paul Marnecheck, Dan Kasaris, Legislative Services Director Laura Haller; **Administration:** Mayor Robert Stefanik, Law Director Thomas Kelly, Finance Director Eric Dean, City Engineer Mark Schmitzer, Community Development Director Thomas Jordan, Service Director Nick Cinquepalmi, Assistant Wastewater Supt. Scott Shantery.

Agenda reviewed.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **July 16, 2019 in regular session.** The meeting was called to order at **7:01 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, Gary Petrusky, Dan Langshaw, Paul Marnecheck, Dan Kasaris, Legislative Services Director Laura Haller; **Administration:** Mayor Robert Stefanik, Law Director Thomas Kelly, Finance Director Eric Dean, City Engineer Mark Schmitzer, Community Development Director Thomas Jordan, Service Director Nick Cinquepalmi, Assistant Wastewater Supt. Scott Shantery.

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

CONSENT AGENDA

- a. Approval of Minutes: July 2, 2019
 - b. Motion to recess Council and Committee meetings for the month of August 2019.
 - c. 90 day extension The Swim of Things. Preliminary site plan approval for a parking lot enlargement and addition of a second egress.
- 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 **adopt the Consent Agenda as presented and read.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

MAYOR'S REPORT:

Mayor Stefanik reported that there are members from the NEORS D present this evening. He said that they were instrumental in helping us with the recent rain event and thanked them for all their efforts. He said that the NEORS D has been working hard on the Royal Valley area and will be coming up with recommendations and a preliminary report possibly by late summer. He said that we are prepared to take immediate action as soon as we receive the report.

DEPARTMENT HEAD REPORTS: No reports.

PRESIDENT OF COUNCIL'S REPORT:

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rule requiring 24 our advance posting of legislation and add Ordinance 19-67 to this evening's agenda.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

Mr. Antoskiewicz provided information about a program known as Wreaths Across America that will take place at the North Royalton Cemetery on Saturday, December 14, 2019. A copy of this information is on file in the Council Office.

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.**

LEGISLATION**SECOND READING CONSIDERATION****ORDINANCE 19-59**

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 12 PLANNING AND ZONING CODE, CHAPTER 1270 RESIDENTIAL DISTRICTS (OTHER THAN SENIOR CITIZEN AND RURAL RESIDENTIAL DISTRICTS) SECTION 1270.12 YARDS FOR ACCESSORY BUILDINGS AND USES, PARAGRAPH (a)(B), AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading**.

FIRST READING CONSIDERATION**ORDINANCE 19-60**

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE 18-117 AS AMENDED BY ORDINANCES 19-37, AND 19-53 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2019 BY TRANSFERRING APPROPRIATIONS AND MAKING ADDITIONAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-60.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-61

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE ROYALTON ROAD STORM IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-61.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-62

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE STATE ROAD STORM SEWERS PROJECT, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-62.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-63

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A GRANT AGREEMENT WITH NOPEC, INC. FOR A CHARGING STATION AND RATIFYING SAME, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-63.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-64

Introduced by Marnecheck, Nickell, Kasaris. **AN ORDINANCE ACCEPTING THE BID OF COLD HARBOR BUILDING COMPANY FOR THE NORTH ROYALTON WASTEWATER FILTER BUILDING UPGRADE PROJECT FOR AN AMOUNT NOT TO EXCEED \$3,063,879.00 AS THE LOWEST AND BEST BID, CONTINGENT UPON BEING APPROVED FOR A LOAN FROM THE OHIO WATER DEVELOPMENT AUTHORITY, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-64.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-65

Introduced by: Mayor Stefanik. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AND SALE AGREEMENT WITH THE COUNTY OF CUYAHOGA, OHIO FOR CERTAIN REAL ESTATE DEFINED AS PPN 483-28-006, 14875 YORK ROAD FOR THE AMOUNT OF \$250,000, AND DECLARING AN EMERGENCY.** Title read.

Certificate of Availability of Funds has been signed by the Finance Director stating that these funds are available or are in the process of being collected in the **Future Capital Improvement Fund #432.**

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt Ordinance 19-65.** Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None.** (Excused: Hannan). **Motion carried.**

ORDINANCE 19-66

Introduced by: Mayor Stefanik. **AN ORDINANCE AMENDING ORDINANCE 14-96, WHICH AUTHORIZED THE MAYOR TO ENTER INTO AN AGREEMENT WITH STAR2STAR COMMUNICATIONS FOR SOFTWARE AND APPLICATIONS, VOICE AND DATA AND MAINTENANCE FOR THE CITY WIDE INTEGRATED PHONE SYSTEM FOR A MONTHLY SERVICE CHARGE NOT TO EXCEED \$1,418.28, BY ADDING THE POLICE DEPARTMENT PHONE SYSTEM TO THIS AGREEMENT FOR AN ADDITIONAL \$1,057.97 MONTHLY SERVICE CHARGE, EXTENDING THIS AMENDED AGREEMENT FOR AN ADDITIONAL 3 YEARS, AUTHORIZING THE MAYOR TO ENTER IN TO THIS AMENDED AGREEMENT, AND DECLARING AN EMERGENCY.** Title read.

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

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **amend the Title, 2nd Whereas Clause and Section 1 of Ordinance 19-66** as follows:

AN ORDINANCE AMENDING ORDINANCE 14-96, WHICH AUTHORIZED THE MAYOR TO ENTER INTO AN AGREEMENT WITH STAR2STAR COMMUNICATIONS FOR SOFTWARE AND APPLICATIONS, VOICE AND DATA AND MAINTENANCE FOR THE CITY WIDE INTEGRATED PHONE SYSTEM FOR A MONTHLY SERVICE CHARGE NOT TO EXCEED \$1,418.28, BY **INCREASING THE MONTHLY SERVICE CHARGE FOR CITY HALL TO \$1,507.70** AND ADDING THE POLICE DEPARTMENT PHONE SYSTEM TO THIS AGREEMENT FOR AN ADDITIONAL ~~\$1,057.97~~ **\$1,002.40** MONTHLY SERVICE CHARGE, EXTENDING THIS AMENDED AGREEMENT FOR AN ADDITIONAL 3 YEARS, AUTHORIZING THE MAYOR TO ENTER IN TO THIS AMENDED AGREEMENT, AND DECLARING AN EMERGENCY

WHEREAS: It is necessary to amend this ordinance **by increasing the monthly service charge for City Hall to \$1,507.70, and** to add the Police Department phone system to this agreement for an additional ~~\$1,057.97~~ **\$1,002.40** monthly service charge; and

Section 1. Ordinance 14-96 which authorized the Mayor to enter into an agreement with Star2Star Communications for software and applications, voice and data and maintenance for the city wide integrated phone system for a monthly service charge not to exceed \$1,418.28 is hereby amended by **increasing the monthly service charge for City Hall to \$1,507.70 and** adding the Police Department phone system to this agreement for an additional ~~\$1,057.97~~ **\$1,002.40** monthly service charge for a new total monthly service charge of ~~\$2,476.25~~ **\$2,510.10**.

Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None**. (Excused: Hannan).

Certificate of Availability of Funds has been signed by the Finance Director stating that these funds are available or are in the process of being collected in the **General Fund #101**.

Moved by Mr. Kasaris, seconded by Mr. Petrusky **to adopt Ordinance 19-66 as amended**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None**. (Excused: Hannan). **Motion carried**.

ORDINANCE 19-67

Introduced by: Mayor Stefanik. **AN ORDINANCE ACCEPTING THE PROPOSAL OF HORIZON LIGHTING SYSTEMS FOR THE PURCHASE OF HOLIDAY LIGHTING DECORATIONS FOR THE CITY OF NORTH ROYALTON AS THE LOWEST AND BEST PROPOSAL, AND DECLARING AN EMERGENCY**. Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky **to suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None**. (Excused: Hannan). **Motion carried**. Moved by Mr. Kasaris, seconded by Mr. Petrusky **to adopt Ordinance 19-67**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None**. (Excused: Hannan). **Motion carried**.

MISCELLANEOUS

Matt Shaver, Deputy Director of Watershed Programs, Donna Friedman, Watershed Team Leader for North Royalton and Keith McClintock, Manager of Watershed Programs from NEORS were present and available for questions from Council. Mr. Nickell said that our residents were greatly impacted by the recent storm and many of these residents don't understand how the storm water fee is actually benefiting them. He asked how the fee is coming back to North Royalton and how is it helping our residents. He said that we have a lot of areas that need work. He said a stream on Oakridge and Thornhurst needs to be addressed before it does damage to the Oakridge pool. He said that there are places in the Lynn/Delsy/Abbey Roads area that need attention as well because the Chesapeake basin overflowed 4-5 inches. Bunker Road between Ridge and State has probably an 18-ton truck load of riprap in the middle of the stream that we need cleaned. He said a resident in the area has a house that is 3 feet away where it has washed out almost to her foundation. She has even put up her own wall at the cost of \$30,000. He said that it is going to get worse with each new storm. He again asked what we are getting for the storm water fee we are all paying.

Mayor Stefanik said that we are all passionate about storm water. He said that Council unanimously approved the sewer fee so it was not forced on to us; we joined the sewer district in this endeavor. He said that he knows they are working on different stormwater studies throughout the region. He asked Mr. Shaver to bring us up to date on the Royal Valley and Oakridge area.

Mr. Shaver said that they certainly understand the frustration and are empathetic to the situation. The Regional Stormwater Management Program includes North Royalton along with 54 other communities. The reason the regional approach was taken is so that we can address these issues on a watershed basis. He said that the program has three prongs. One of the most important parts of the program and what the fees go towards is for stormwater master planning. We have several master planning areas and North Royalton is part of the Rocky River Master Plan and the Cuyahoga North Master Plan. The Cuyahoga North plan is coming to an end. It was a 2-year study where we model the regional system, which includes every stream that has drainage of 300 acres or more. North Royalton has over 20 miles of streams that we are responsible to maintain and convey storm flows. He said that they have already taken the model that they have created for this plan, looked at the alternatives and recommendations that came out of the plan, and have started the necessary positioning to implement the plan. He said that they have already approached two homeowners and acquired their properties in the Thornhurst/Sprague area to help alleviate the flooding that is being experienced in the area. This is just Phase 1 of this particular project. There will be additional projects that will need to be implemented to solve this issue in its entirety. He said that this is an example of where some of the fee money is being orchestrated to bring results to North Royalton. He said another example is our stormwater and maintenance group. They clear large woody debris and excessive sediment from the regional

system and are very active in North Royalton. He said that this group was deployed over the weekend after the July 5th rain event. They were inspecting and in the field looking at the hotspots. He said that they coordinate with the city's Service Department and this is a continuing effort. He said that this is the second prong. The third prong is the pro-stormwater construction plan. He said that they take the plan studies and move them into design and then on into construction. He said that they have a nomination process that occurs in August where they nominate projects across the 355 square mile service area in 55 communities with 476 miles of regional system in the entire network. He said that they have to prioritize projects based on their annual budget. He said some North Royalton projects are in the mix, are already moving into the design stage and will be coming into construction soon.

In terms of the Community Cost Share, Mr. Shaver said that 25% of every dollar fee that comes in to the district is set aside in a separate account as a reimbursement grant program for local storm water improvements. He said that there are two pieces of legislation on Council's agenda tonight that utilize this money. These are dollars that are meant to be administered by the district for the municipalities to implement local stormwater measures that compliment the regional effort. He said that the program has been improved such that if a community does not have the money in their community cost share account to execute a large scale project or multiple projects, they have developed an allocation agreement where a city can request dollars beyond what has been collected already so that you can implement projects faster than what might be possible based on what is in your account. He said that efforts are being made to enable local communities to attack local stormwater measures that would complement the regional effort.

Mr. Petrusky said that he has been contacted by someone who wants to donate a couple of POW flags to the city. He asked if we can fly them at various locations in the city. Mayor Stefanik said yes, he will see that they are flown.

ADJOURNMENT

Moved by Mr. Marnecheck, seconded by Mr. Kasaris to **adjourn the July 16, 2019 City Council meeting**. Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Kasaris). Nays: **None**. (Excused: Hannan). **Motion carried.**

Meeting adjourned at 7:35 p.m.

APPROVED: /s/ Larry Antoskiewicz DATE APPROVED: September 3, 2019
PRESIDENT OF COUNCIL

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