

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **May 5, 2015, at 7:20 p.m.**

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

Agenda reviewed.

Mr. Kasaris stated that he would like to have a separate roll call on the motion for Bowen on the Consent Agenda. It was agreed to vote on this item separately.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **May 5, 2015 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, Gary Petrusky, Dan Langshaw, Paul Marnecheck, Steve Muller, Dan Kasaris, Legislative Services Director Laura Haller. **Administration:** Mayor Robert A. Stefanik, Law Director Thomas Kelly.

CONSENT AGENDA

- a. Approval of Minutes: April 21, 2015.
- b. Legislation:

FIRST READING CONSIDERATION

RESOLUTION 15-52

Introduced by: Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris, Mayor Stefanik. **A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF EDWARD CHESSAR.** Title read.

- 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. Petrusky to **suspend the rules requiring three readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Seven** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky to **adopt the Consent Agenda as presented and read.**

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

Request of R.L. Bowen and Associates to represent its client Brookpark Builders LLC, 9664 Akins Road, in its efforts to expand its facilities within the City of North Royalton upon such terms and conditions, approved by the Law Director, as will secure compliance with all state and municipal laws and ordinances, avoid any conflict of interest and at no additional expense to the city.

Moved by Mr. Marnecheck, seconded by Mr. Kasaris to **approve the request.**

Mr. Kelly explained that the city has an agreement with R.L. Bowen and Associates to serve as our City Engineer. As part of this agreement, Bowen has agreed that they will do no work in the City of North Royalton without prior consent of Council in an effort to avoid even an appearance of a conflict. Mr. Kelly said that he was approached a few weeks ago by Don Tyson, who is a principle at Bowen, and he informed Mr. Kelly that Bowen's client, Brookpark Design Builders, LLC, whose facility is located 9664 Akins Road, desires to move their business into 2 new buildings to be located on the same property. Mr. Kelly said that he advised Mr. Tyson that neither Mr. Schmitzer nor Mr. Collins could play any role in this project. Under the proposal, the Mayor would select a separate, independent engineering firm to handle the function of City Engineer just for this project. The owner/applicant must put up a deposit for plan review. This

deposit would be used to pay for the engineer selected by the city to perform the plan review. If the engineering firm selected should charge more than what Bowen would charge, then Bowen agrees to pay the difference should the owner/applicant choose not to do so or if it is in excess of what the owner/applicant was required to pay. The city would not be at risk for any financial burden. Mr. Antoskiewicz asked if Bowen has any say in who the city selects to be the engineer for this project. Mr. Kelly said no, they have no say so in this matter. Mr. Langshaw asked if the Law Department is ok with all of this. Mr. Kelly said he is satisfied that this is exactly the way that this should be done and it is the intent of the provision included in the agreement. Mr. Langshaw said that he supports this motion. Mr. Nickell said that he appreciates the full disclosure in this matter.

Roll Call: Yeas: **Six** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller). Nays: **One.** (Kasaris) **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.***

LEGISLATION

THIRD READING CONSIDERATION: No Action 15-33.

ORDINANCE 15-38

AN ORDINANCE VACATING THE FORMER ETHEL AVENUE IN THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY. Title read.

Moved by Mr. Kasaris, seconded by Mr. Petrusky **to adopt Ordinance 15-38.** Roll Call: Yeas: **Seven** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None.** **Motion carried.**

SECOND READING CONSIDERATION

ORDINANCE 15-50

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP BY CHANGING THE ZONING CLASSIFICATION OF PERMANENT PARCEL NO. 487-10-002/003 FROM ITS PRESENT RESIDENTIAL MULTI-FAMILY DISTRICT ZONING CLASSIFICATION TO SENIOR CITIZEN DISTRICT ZONING CLASSIFICATION AS REQUESTED BY PROPERTY OWNER PARMA COMMUNITY GENERAL HOSPITAL ASSOCIATION AND ROYALTON SENIOR LIVING, INC., AND DECLARING AN EMERGENCY. Title read.

Placed on **third reading.**

FIRST READING CONSIDERATION

ORDINANCE 15-53

Introduced by: Mayor Stefanik. **AN ORDINANCE GRANTING THE MAYOR AND FINANCE DIRECTOR AUTHORITY TO AGREE TO AND APPROVE CERTAIN CONTRACT CHANGES (CHANGE ORDER #9) RELATING TO THE WORK PERFORMED BY TRI MOR CORPORATION FOR THE ROADWAY RESURFACING IMPROVEMENTS FOR THE SPRAGUE ROAD (CR-67) RESURFACING PROJECT (STATE ROAD TO BROADVIEW ROAD), 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 **Issue 1 Sprague Road Fund #451.**

Moved by Mr. Kasaris, seconded by Mr. Petrusky to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Seven** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None. Motion carried.** Moved by Mr. Kasaris, seconded by Mr. Petrusky **to adopt Ordinance 15-53**. Roll Call: Yeas: **Seven** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None. Motion carried.**

MISCELLANEOUS

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

ADJOURNMENT

Moved by Mr. Petrusky, seconded by Mr. Kasaris to **adjourn the May 5, 2015 City Council meeting**. Roll Call: Yeas: **Seven** (Antoskiewicz, Nickell, Petrusky, Langshaw, Marnecheck, Muller, Kasaris). Nays: **None. Motion carried.**

Meeting adjourned at 7:49 p.m.

APPROVED: /s/ Larry Antoskiewicz DATE APPROVED: May 19, 2015
PRESIDENT OF COUNCIL

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