

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **June 16, 2020, at 10:32 p.m.**

**PRESENT: Council:** President of Council Paul Marnecheck, Council Representatives Jessica Fenos, Linda Barath, Dan Langshaw, Jeremy Dietrich, Vincent Weimer, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Larry Antoskiewicz, Law Director Thomas Kelly, Finance Director Eric Dean, Police Chief Ken Bilinovich, Fire Chief Robert Chegan, Community Development

Agenda reviewed.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **June 16, 2020 in regular session.** The meeting was called to order at **10:34 p.m.** by President of Council Paul Marnecheck and opened with the Pledge of Allegiance.

**PRESENT: Council:** President of Council Paul Marnecheck, Council Representatives Jessica Fenos, Linda Barath, Dan Langshaw, Jeremy Dietrich, Vincent Weimer, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Larry Antoskiewicz, Law Director Thomas Kelly, Finance Director Eric Dean, Police Chief Ken Bilinovich, Fire Chief Robert Chegan.

#### **CONSENT AGENDA**

- a. Approval of Minutes: June 2, 2020
- b. Motion to authorize Kelly Tesar to act as Council's designee for the purpose of attending the required three-hour training sessions to be held by the Ohio Attorney General's Office for public records training under the requirements of House Bill 9.
- c. Legislation:

#### **FIRST READING CONSIDERATION**

##### **RESOLUTION 20-83**

Introduced by: Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION IN SUPPORT OF OHIO H.B. 669 WHICH EXPANDS THE AUTHORITY FOR SALE OF ALCOHOLIC BVERAGES FOR ON-PREMISES CONSUMPTION, AND DECLARING AN EMERGENCY.** Title read.

##### **RESOLUTION 20-84**

Introduced by: Mayor Antoskiewicz. **A RESOLUTION ADOPTING THE DOCUMENT CONTAINING THE ALTERNATIVE TAX BUDGET INFORMATION FOR THE CITY OF NORTH ROYALTON FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021, 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 Consent Agenda for discussion.

Moved by Mr. Weimer, seconded by Mr. Dietrich to **suspend the rules requiring three readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). Nays: **None. Motion carried.** Moved by Mr. Weimer, seconded by Mr. Dietrich to **adopt the Consent Agenda as presented and read.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). Nays: **None. Motion carried.**

**MAYOR'S REPORT:** No report.

**DEPARTMENT HEAD REPORTS:** No report.

**PRESIDENT OF COUNCIL'S REPORT:** Mr. Marnecheck stated there will be a Special Council meeting scheduled for Friday, June 19, 2020 at 5:15 p.m. in North Royalton City Council Chambers, 14600 State Road re: Ordinances 20-89 and 20-90.

**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.***

Mr. Dietrich stated there will be a Special Review and Oversight Committee meeting scheduled for July 21, 2020 at 6:00 p.m.

**LEGISLATION****THIRD READING CONSIDERATION:****ORDINANCE 20-79**

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE BID OF TRANSPORT SERVICES INC. AND THERRIEN PROPERTIES FOR THE PURCHASE OF CERTAIN REAL PROPERTY KNOWN AS PERMANENT PARCEL NO. 483-23-011 PURSUANT TO OHIO REVISED CODE CHAPTER 721 AND ORDINANCE 20-46 FOR THE SUM OF \$350,000, AND DECLARING AN EMERGENCY.** Title read.

No action.

**FIRST READING CONSIDERATION:****ORDINANCE 20-85**

Introduced by: Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION AFFIRMING THAT FUNDS FROM THE CORONAVIRUS RELIEF DISTRIBUTION FUND WILL BE EXPENDED ONLY TO COVER COSTS OF THE CITY OF NORTH ROYALTON, OHIO CONSISTENT WITH THE REQUIREMENTS OF SECTION 5001 OF THE CARES ACT AS DESCRIBED IN 42 U.S.C 601 (D), AND ANY APPLICABLE REGULATIONS AS IS NECESSARY PURSUANT TO H.B. 481 BEFORE RECEIVING SAID FUNDS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Langshaw, seconded by Mr. Weimer to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.** Moved by Ms. Barath, seconded by Mr. Wos to **adopt Ordinance 20-85.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.**

**ORDINANCE 20-86**

Introduced by: Marnecheck, Barath, Wos. **AN ORDINANCE ESTABLISHING A LOCAL CORONAVIRUS RELIEF FUND, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Langshaw, seconded by Mr. Wos to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Langshaw to **adopt Ordinance 20-86.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.**

**ORDINANCE 20-87**

Introduced by: Barath, Fenos, Langshaw. **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 GRUNWELL-CASHERO CO., FOR THE NORTH ROYALTON CEMETERY RECEIVING VAULT REPAIRS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Ms. Barath to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Weimer to **adopt Ordinance 20-87.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.**

**ORDINANCE 20-88**

Introduced by: Wos, Dietrich, Weimer. **AN ORDINANCE ACCEPTING A STORM SEWER FACILITIES EASEMENT AGREEMENT FOR PPN 482-31-060 FROM TRADITIONS' AT ROYALTON PLACE, LLC, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Langshaw to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Wos to **adopt Ordinance 20-88.**

Mr. Langshaw stated I see Gross Builders is here and I want to thank them even though your facility is not in my ward, the amount of work that you have done for storm water management definitely benefits the industrial parkway. You guys have gone above and beyond. So, thank you for all that you are doing. This easement will help, so thank you.

Mr. Dietrich stated Mr. Mayor, on 20-88 are we with creating this easement, are we tying ourselves to this as far as maintain this here on out; we will be using city employees, correct? I am wondering if we are on the hook for this with this easement.

Mr. Jordan stated the easement does obligate the city to perform maintenance. What happened, basically was, at Traditions' as you know is an age restricted housing for seniors; they could build detention basins so they said would satisfy the requirements for that facility by itself. We have a long-standing problem with water coming down from that hill and hitting the culvert that goes under York Road. What happens is that the water comes down the hill and picks up the shale....

Mr. Dietrich states so you are asking them to make it larger than it needed to be.

Mr. Jordan states that is correct and it was approved through the Planning Commission and also filed with the Ohio EPA as a regional detention facility, not as a detention facility for Traditions'.

Mr. Dietrich stated but there is no need for the city to create an easement since those have already been...

Mr. Jordan states they still own the property so the easement gives us the ability to go on and maintain the regional detention.

Mr. Dietrich stated why would we sign up to maintain that?

Mr. Jordan stated because it benefits the city not that particular property. The reason, what has happened in the city is that, all of the new development we require under state law to build their own detention facilities. However, we have retroactively built a number of storm water areas/detention facilities. But we don't have the area or the land to do any more of them. So, when we have the opportunity in this instance where the developer was proposing development near that problem area, we asked them to build the detention facility and we agreed to maintain it because the area that is benefiting is well outside of the land owned on the development site.

Mr. Dietrich stated this would have been voted on at that time I would have imagined, or should've been voted on at that time.

Mr. Jordan stated well no, actually what happened was as Traditions' went thru the development approval process thru Planning Commission it was at that time, we requested the developer to include some area for a regional detention facility. The legal easement that was between the city and the developer had to be negotiated specific terms under the agreement, anything over \$5000 which is a major overhaul detention facility. There is some participation level. So, the terms had to be negotiated between the developer and the city on the actual formal easement. Very frequently after the development goes in that we enter into these easement agreements.

Mr. Dietrich stated so this ties indefinite?

Mr. Jordan stated absolutely, this is regional....

Mr. Dietrich stated this is a big decision. I know you are saying this is a hand shake agreement; this was already discussed and they have already built us what we requested.

Mr. Jordan stated that is correct and we filed and approved applications at the Ohio EPA to build a regional detention facility. But this formalizes the city's obligations relative to the maintenance of that facility.

Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Wos). **Motion carried.**

**ORDINANCE 20-89**

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF NORTH ROYALTON AND FRATERNAL ORDER OF POLICE, LODGE #15, AND DECLARING AN EMERGENCY.**  
Title read.

Placed **on second reading**

**ORDINANCE 20-90**

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF NORTH ROYALTON AND THE CITY OF PARMA, OHIO FOR PRISONER HOUSING SERVICES, AND DECLARING AN EMERGENCY.**  
Title read.

Placed **on second reading**

**MISCELLANEOUS:** None.

**ADJOURNMENT**

Moved by Mr. Marnecheck, seconded by Mr. Weimer to **adjourn the June 16, 2020 City Council meeting.** Roll Call: Yeas: **Seven** (Marnecheck, Fenos, Barath, Langshaw, Dietrich, Weimer, Vos). Nays: **None. Motion carried.**

**Meeting adjourned at 10:48 p.m.**

APPROVED: /s/ Paul F. Marnecheck DATE APPROVED: July 7, 2020  
PRESIDENT OF COUNCIL

ATTEST: /s/ Dana A. Schroeder  
DIRECTOR OF LEGISLATIVE SERVICES