

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **June 15, 2021 at 7:26 p.m.**

PRESENT: Council: President of Council Paul Marnecheck, Council Representatives Jessica Fenos, Linda Barath, Jeremy Dietrich, Vincent Weimer, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Larry Antoskiewicz, Law Director Thomas Kelly

Agenda reviewed.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **June 15, 2021 in regular session.** The meeting was called to order at **7:27 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, Jeremy Dietrich, Vincent Weimer, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Larry Antoskiewicz, Law Director Thomas Kelly

Moved by Mr. Marnecheck, seconded by Ms. Barath to **excuse Mr. Krejci.** Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Wos). Nays: **None.** (Excused: Krejci). **Motion carried.**

CONSENT AGENDA

- a. Approval of Minutes: May 18, 2021 and June 1, 2021
- b. Authorize the Mayor and City Engineer to advertise for bids for the Pinestream Subdivision Storm Sewer Improvement Project.
- c. Legislation:

RESOLUTION 21-98

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF LUDWIG "LUD" ZAJC.
Title read.

RESOLUTION 21-99

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF THOMAS SARGENT.
Title read.

RESOLUTION 21-100

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION COMMENDING CHRISTIAN GRABER ON THE ATTAINMENT OF THE RANK OF EAGLE SCOUT. Title read.

RESOLUTION 21-101

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION COMMENDING KYLE MARES ON THE ATTAINMENT OF THE RANK OF EAGLE SCOUT. Title read.

RESOLUTION 21-102

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF MICHAEL KOVELLO TO THE POSITION OF LIEUTENANT FOR THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY. Title read.

RESOLUTION 21-103

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz.
A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF ANDREW PROTSMAN AS A FIREFIGHTER/PARAMEDIC IN THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY. Title read

RESOLUTION 21-104

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF TYLER DUBRAVETZ AS A FIREFIGHTER/PARAMEDIC IN THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-105

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF JEFFREY GOVERN AS A FIREFIGHTER/PARAMEDIC IN THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-106

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF GEORGE PETERS, JR. AS A FIREFIGHTER/PARAMEDIC IN THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-107

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF BRANDEN PALME AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-108

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF COLIN GREGORY AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-109

Introduced by: Marnecheck, Fenos, Barath, Krejci, Dietrich, Weimer, Wos, Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF KATHLEEN HERKER AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read

RESOLUTION 21-110

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, 2022, 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. Marnecheck, seconded by Ms. Barath to **suspend the rules requiring three readings and referral to committee for those legislative items on the Consent Agenda.** Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Wos). Nays: **None**. Absent: Krejci **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Weimer to **adopt the Consent Agenda as presented and read.**

Mr. Weimer asked that Mr. Marnecheck explain to the many students in the audience the definition of Declaring an Emergency. Mr. Marnecheck stated he will cover this item during his report.

Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Wos). Nays: **None**. Absent: Krejci. **Motion carried.**

COMMUNICATIONS: None

MAYOR'S REPORT: Mayor Antoskiewicz stated he will be presenting a Proclamation to Gabriel White this evening for her many special accomplishments. Mayor proceeded to read the Proclamation and thanked Ms. White for her service and proclaimed Wednesday, June 16, 2021

as Gabriel A. White Day in celebration of her accomplishments. He asked that everyone join him in wishing Gabriel a long and happy career and thanked her for her service to our country.

DEPARTMENT HEAD REPORTS: Mr. Kelly stated as of sometime this afternoon, the Special Master in the Court of Claims in the matter of Langshaw v. the City of North Royalton has filed his report and recommendation. In a 10-page opinion which is available on the Court of Claims website, the City prevailed in every respect and the Special Master went on to mention certain things that I think you should listen to. He said at one point “other than suspicion and speculation, Langshaw offers no evidence that he did not receive all responsive records.” He also goes on to say “Langshaw’s mere disbelief in a public office assertion of nonexistent does not constitute clear and convincing evidence.” Mr. Kelly stated the bottom line is that Mr. Langshaw’s effort in this regard as to this public records request, which is only one of multiple public records requests that he has filed and from what history tells us, may continue to file has failed and failed dramatically. It is representative of his incessant desire to make something out of nothing and to deflect the interests and attention of the people and of all of us from the fact that he himself ignominiously brought upon himself the shame of his own resignation for the conduct he participated in that he in fact was the author of. Mr. Kelly stated he wanted to thank Ms. Vozar for all of her efforts in the preparation and the assistance she brought and the expertise that she brought to bear in the documents and the pleadings that she filed with him.

PRESIDENT OF COUNCIL’S REPORT: Mr. Marnecheck stated we had a long-time member of City Council, Don Willey – Ward 3, and anytime he would see a student or practically anyone in the audience he would give them a copy of the Constitution/Declaration of Independence. He was far more eloquent than I was but he would say it’s the owner’s manual, it’s the guide we all use when we do our business. Mr. Marnecheck stated he believes this is the 1st time he has gotten to do this since he took office, but definitely since COVID had started. He thanked the students in attendance and stated we move pretty quick here and if you would like to meet afterwards in the 1st Community Room, he’d be happy to go over it and also their assignments; make sure they have all of the information.

Mr. Marnecheck then explained to the audience why we have emergency clauses.

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:

ORDINANCE 21-78

Introduced by: Dietrich, Weimer, Marnecheck. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 2 ADMINISTRATION CODE, CHAPTER 212 PUBLIC MEETINGS, SECTION 212.03 OPEN MEETINGS REQUIRED; MINUTES, AND DECLARING AN EMERGENCY.** Title read.

No action

SECOND READING CONSIDERATION:

ORDINANCE 21-96

Introduced by: Barath, Fenos, Krejci. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART EIGHT BUSINESS REGULATION AND TAXATION CODE, TITLE TWO BUSINESS REGULATION, CHAPTER 845 ENTITLED MOBILE FOOD UNIT REGULATIONS, SECTION 845.05 OPERATION OF MOBILE FOOD UNITS PARAGRAPH (f), AND DECLARING AN EMERGENCY.** Title read.

Placed on **third reading.**

FIRST READING CONSIDERATION:**ORDINANCE 21-111**

Introduced by: Barath, Fenos, Krejci. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2022 CHEVROLET TRAVERSE FOR THE NORTH ROYALTON BUILDING DIVISION FOR AN AMOUNT NOT TO EXCEED \$27,035.00, VENDOR TIM LALLY CHEVROLET, 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 **General Fund #101**.

Moved by Mr. Marnecheck, seconded by Mr. Dietrich to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Vos). Nays: **None**. Absent: Krejci. **Motion carried**. Moved by Mr. Marnecheck, seconded by Ms. Barath to **adopt Ordinance 21-111**. Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Vos). Nays: **None**. Absent: Krejci. **Motion carried**.

ORDINANCE 21-112

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE DIRECTOR OF COMMUNITY DEVELOPMENT TO OFFER 13900 STONEY CREEK DRIVE, PPN 488-23-095 FOR SALE TO THE HIGHEST BIDDER IN ACCORD WITH THE STATUTORY REQUIREMENTS FOR THE SALE OF MUNICIPAL REAL ESTATE, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Dietrich to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Vos). Nays: **None**. Absent: Krejci. **Motion carried**. Moved by Mr. Marnecheck, seconded by Mr. Vos to **adopt Ordinance 21-112**. Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Vos). Nays: **None**. Absent: Krejci. **Motion carried**.

ORDINANCE 21-113

Introduced by: Vos, Krejci, Dietrich. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 16 FIRE PREVENTION CODE, CHAPTER 1610 STANDARDS, SECTION 1610.17 STORAGE LIMITS FOR FLAMMABLE MATERIALS, PARAGRAPH (d), AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Dietrich to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Five** (Marnecheck, Fenos, Barath, Dietrich, Vos). Nays: **Weimer**. Absent: Krejci. **Motion defeated**.

Placed on **second reading**.

MISCELLANEOUS: None

ADJOURNMENT

Moved by Mr. Marnecheck, seconded by Ms. Barath to **adjourn the June 15, 2021 City Council meeting**. Roll Call: Yeas: **Six** (Marnecheck, Fenos, Barath, Dietrich, Weimer, Vos). Nays: **None**. Absent: Krejci. **Motion carried**.

Meeting adjourned at 7:45 p.m.

APPROVED: /s/ Paul F. Marnecheck DATE APPROVED: July 6, 2021
PRESIDENT OF COUNCIL

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