

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **September 6, 2022 at 7:00 p.m.**

PRESENT: Council: President of Council Paul Marnecheck, Council Representatives John Nickell, Linda Barath, Joanne Krejci, Dawn Carbone-McDonald, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Antoskiewicz, Law Director Thomas Kelly, Finance Director Jenny Esarey

Ms. Schroeder stated that the Mayor will be requesting an Executive Session this evening.

Ms. Schroeder stated Ordinance 22-139 will be placed on second reading and referred to the Finance Committee.

Ms. Schroeder reviewed the remaining agenda.

Ms. Esarey stated in regards to Ordinance 22-135 on this evening's agenda that an Ordinance was passed last year (Ord. 21-14) authorizing a purchase of a 2021 Ram; the vendor notified Mr. Swim (Recreation Director/Parks, Cemetery and Recreation Foreman) that they could no longer provide Mr. Swim with the vehicle. Mr. Swim was able to work with another vendor for a different type of truck, also for an additional cost. This is one of those changes to get the truck, these changes need to be made.

Mr. Kelly stated in regards to Ordinance 22-139; the Administration is looking to remove job descriptions out of the Codified Ordinances because it creates difficulty. We end up trying to hire people for specific positions and essentially, we have to come back to Council to tweak them; it is not the best practice. Mr. Kelly reassured Council that we do have job descriptions for every position.

Ms. Krejci asked if Ordinance No. 22-138 is just a title change. Ms. Schroeder concurred. Ms. Schroeder stated Ordinance 22-139 is changing the Assistant Director of Finance position from part time to full time.

Mayor Antoskiewicz stated with all of the personnel changes we have been making; a lot of retirements, some we are just hiring. We are trying to clean up a lot of stuff that has just been sitting there, stagnant and outdated. This is why Council is getting caught with a lot of this. Part of this is because we weren't doing much hiring for a long time.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **September 6, 2022 in regular session**. The meeting was called to order at **7:05 p.m.** by President of Council Paul Marnecheck and opened with the Pledge of Allegiance.

PRESENT: Council: President of Council Paul Marnecheck, Council Representatives John Nickell, Linda Barath, Joanne Krejci, Dawn Carbone-McDonald, Michael Wos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Antoskiewicz, Law Director Thomas Kelly, Finance Director Jenny Esarey

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

CONSENT AGENDA

- a. Approval of Minutes: July 19, 2022.
- b. Authorize the rejection of the bids submitted for Drake Road sanitary sewers due to the cost to construct. The County Board of Health and City of North Royalton have determined sanitary sewers are not accessible for these residents.
- c. Authorize the Mayor and City Engineer to advertise for bids for the Valley Lane Basin Force Main project.
- d. Legislation:

RESOLUTION 22-126

Introduced by: Marnecheck, Nickell, Barath, Krejci, Dietrich, Carbone-McDonald, Wos, Mayor Antoskiewicz. **A RESOLUTION ACKNOWLEDGING THE COMMUNITY SERVICE OF PAUL MCCONAHY.** Title read.

RESOLUTION 22-127

Introduced by: Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF ALLEN GERA AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 22-128

Introduced by: Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF CONNOR DONAHUE AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 22-129

Introduced by: Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF VALERIY LYASHKO AS A POLICE OFFICER IN THE CITY OF NORTH ROYALTON POLICE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

ORDINANCE 22-130

Introduced by: Mayor Antoskiewicz. **A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR, 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 Mr. Wos to excuse Ms. Barath from voting on the July 19, 2022 Council minutes. Roll Call: Yeas: **Five** (Marnecheck, Nickell, Krejci, Carbone-McDonald, Wos). Nays: **None**. (Excused: Barath) (Absent: Dietrich). **Motion carried.**

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

COMMUNICATIONS: None

MAYOR'S REPORT: Mayor Antoskiewicz stated he is requesting an Executive Session this evening following the regular order of business on the following matters:

- **To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. [ORC 121.22(G)(2)]**
- **To discuss disputes involving the public body that are the subject of pending or imminent court action. [ORC 121.22(G)(3)]**

Moved by Mr. Marnecheck, seconded by Ms. Barath to hold an Executive Session immediately following the regular order of business. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Wos). Nays: **None**. (Absent: Dietrich). **Motion carried.**

DEPARTMENT HEAD REPORTS: No report.

PRESIDENT OF COUNCIL'S REPORT: No report.

COMMITTEE REPORTS:

All Boards and Commissions announced the dates and times of their next regularly scheduled meetings. 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**FIRST READING CONSIDERATION****ORDINANCE 22-131**

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AMENDING ORDINANCE 22-33 AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE PINESTREAM SUBDIVISION STORM SEWER IMPROVEMENT PROJECT, 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: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Carbone-McDonald to **adopt Ordinance 22-131.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-132

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY COST-SHARE AGREEMENT WITH THE NORTHEAST OHIO REGIONAL SEWER DISTRICT FOR THE ROCKY RIVER STREAM STABILIZATION AND SEWER PROTECTION PROJECT, 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: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Barath to **adopt Ordinance 22-132.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-133

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE ACCEPTING OPIOID SETTLEMENT FUNDS AND DIRECTING PLACEMENT OF SUCH FUNDS IN A SEPARATE FUND, 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: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Carbone-McDonald to **adopt Ordinance 22-133.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-134

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE ACCEPTING OPIOID SETTLEMENT FUNDS AND DIRECTING PLACEMENT OF SUCH FUNDS IN A SEPARATE FUND, 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: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Barath to **adopt Ordinance 22-134.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-135

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2022 GMC SIERRA K35 CREW WITH DUMP BODY FOR THE NORTH ROYALTON RECREATION DEPARTMENT FOR AN AMOUNT NOT TO EXCEED \$43,947.20, VENDOR TOTH BUICK GMC, REPEALING ORDINANCE 21-14, 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 **Rec Capital Improvement Fund #431.**

Moved by Mr. Marnecheck, seconded by Ms. Krejci to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Barath to **amend Ordinance 22-135 by changing 22-14 to 21-14 in the 3rd Whereas Clause.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Vos to **adopt Ordinance 22-135.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-136

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ONE (1) 2022 FORD F550 DUMP TRUCK FOR THE NORTH ROYALTON WASTEWATER DEPARTMENT FOR AN AMOUNT NOT TO EXCEED \$91,701.00, VENDOR VALLEY FORD TRUCK, INC., REPEALING ORDINANCE 22-58, 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 **Wastewater Maintenance Fund #552.**

Moved by Mr. Marnecheck, seconded by Ms. Carbone-McDonald to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Krejci to **adopt Ordinance 22-136.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-137

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH FMC ARCHITECTS LLC, TO PROVIDE PERSONAL AND PROFESSIONAL SERVICES AS ARCHITECT OF RECORD FOR THE DEVELOPMENT OF PLANS AND COST ESTIMATES FOR THE SENIOR CENTER PROJECT FOR A COST NOT TO EXCEED \$50,000, 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 **General Fund #101.**

Moved by Mr. Marnecheck, seconded by Ms. Barath to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Barath to **adopt Ordinance 22-137.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None.** (Absent: Dietrich). **Motion carried.**

ORDINANCE 22-138

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCE OF THE CITY OF NORTH ROYALTON PART 2 ADMINISTRATION CODE CHAPTER 252 DIVISION OF MUNICIPAL PARKS, PROPERTIES, CEMETERIES AND RECREATION, SECTION 252.01, AMENDING ORDINANCE 10-103 STAFFING AND CLASSIFICATION PLAN FOR THE VARIOUS DEPARTMENTS OF THE CITY OF NORTH ROYALTON SECTION 9 RECREATION DEPARTMENT, AND AMENDING ORDINANCE 03-139 ESTABLISHING THE SALARY RANGES OF VARIOUS DEPARTMENT HEADS OF THE CITY OF NORTH ROYALTON, 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: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**. Moved by Mr. Marnecheck, seconded by Ms. Barath to **adopt Ordinance 22-138**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**.

ORDINANCE 22-139

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON PART 2 ADMINISTRATION CODE, CHAPTER 232 DEPARTMENT OF FINANCE, AMENDING ORDINANCE 10-103 STAFFING AND CLASSIFICATION PLAN FOR THE VARIOUS DEPARTMENTS OF THE CITY OF NORTH ROYALTON SECTION 4 FINANCE DEPARTMENT, AND AMENDING ORDINANCE 21-182 ESTABLISHING RATES OF COMPENSATION FOR NON UNION EMPLOYEES OF THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY**. Title read.

Placed on **second reading and referred to Finance Committee**.

ORDINANCE 22-140

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE ENACTED BY THE CITY OF NORTH ROYALTON, CUYAHOGA COUNTY, OHIO HEREINAFTER REFERRED TO AS THE LOCAL PUBLIC AGENCY (LPA), IN THE MATTER OF THE STATED DESCRIBED PROJECT TO CONSTRUCT SIDEWALK/PATHWAY ON THE WEST SIDE OF BENNETT ROAD (CR-109) CONNECTING EXISTING PATHS FROM VALLEY PARKWAY TO SOUTH AKINS ROAD IN THE CITY OF NORTH ROYALTON, AND DECLARING AN EMERGENCY**. Title read.

Moved by Mr. Marnecheck, seconded by Ms. Carbone-McDonald to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**. Moved by Mr. Marnecheck, seconded by Ms. Carbone-McDonald to **adopt Ordinance 22-140**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**.

MISCELLANEOUS

Moved by Mr. Marnecheck, seconded by Ms. Barath to **recess into an Executive Session**:

- **To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. [ORC 121.22(G)(2)]**
- **To discuss disputes involving the public body that are the subject of pending or imminent court action. [ORC 121.22(G)(3)]**

Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**.

Council meeting recessed at 7:21 p.m.

EXECUTIVE SESSION

Executive Session called to order at 7:22 p.m.

PRESENT: Council: President of Council Paul Marnecheck, Council Representatives John Nickell, Linda Barath, Joanne Krejci, Dawn Carbone-McDonald, Michael Vos, Legislative Services Director Dana Schroeder; **Administration:** Mayor Antoskiewicz, Law Director Thomas Kelly, Finance Director Jenny Esarey

- **To consider the purchase of property for public purposes, or for the sale of property at competitive bidding, if premature disclosure of information would give an unfair competitive or bargaining advantage to a person whose personal, private interest is adverse to the general public interest. [ORC 121.22(G)(2)]**
- **To discuss disputes involving the public body that are the subject of pending or imminent court action. [ORC 121.22(G)(3)]**

Moved by Mr. Marnecheck, seconded by Mr. Vos to **adjourn the Executive Session**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Vos). Nays: **None**. (Absent: Dietrich). **Motion carried**.

Executive Session adjourned at 7:45 p.m.

Moved by Mr. Marnecheck, seconded by Mr. Wos to **reconvene the September 6, 2022 City Council Meeting**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Wos). Nays: **None**. (Absent: Dietrich). **Motion carried.**

Council meeting reconvened at 7:46 p.m.

Mr. Marnecheck stated *only the deliberations upon the stated subject(s) were discussed in the September 6, 2022 Executive Session.*

There was no further business pending before Council.

ADJOURNMENT

Moved by Mr. Marnecheck, seconded by Mr. Wos to **adjourn the September 6, 2022 City Council meeting**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Barath, Krejci, Carbone-McDonald, Wos). Nays: **None**. (Absent: Dietrich). **Motion carried.**

Meeting adjourned at 7:47 p.m.

APPROVED: /s/ Paul F. Marnecheck DATE APPROVED: September 20, 2022
PRESIDENT OF COUNCIL

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