

The Council of the City of North Royalton caucused in the North Royalton City Hall Council Chambers, 14600 State Road on **July 18, 2023 at 8:33 p.m.**

PRESENT: Council: President of Council Paul Marnecheck, Council Representatives John Nickell, Joanne Krejci, Jeremy Dietrich, Heidi Webber, Michael Wos, Acting Legislative Services Director Holly Quellos; **Administration:** Mayor Antoskiewicz, Law Director Thomas A. Kelly, Finance Director Jenny Esarey

Agenda reviewed.

Mr. Marnecheck stated Ms. Schroeder is currently at the OMCA Annual Institute. She is on the Executive Board and Professional Development Committee; this is part of her professional development. It is unfortunate that it fell the week of a Council meeting, but fear not, pinch hitting in, we have Holly Quellos who is going to be serving as tonight's Director of Legislative Services. She is totally prepared except for whatever monkey wrench we may throw at her.

Mr. Marnecheck stated he believes we will be amending Ordinances 23-86 and 23-75. He asked Mr. Quellos if we will be amending Ordinance 23-86. Ms. Quellos stated no. Mr. Kelly stated no amendment, he will fix some minor items afterwards.

Mr. Marnecheck stated we will be amending Ordinance 23-75. Ms. Quellos stated yes, by redacting the strikeout in (b)(3). Mr. Marnecheck asked Mr. Nickell if he was still listed as sponsor. Mr. Nickell stated no leave it off; whatever it is, leave it.

Mr. Marnecheck stated Ms. Quellos will read the amendment for Ordinance 23-75 when we make a motion. Ms. Quellos stated yes.

The Council of the City of North Royalton met in the North Royalton City Hall Council Chambers, 14600 State Road on **July 18, 2023 in regular session.** The meeting was called to order at **8:36 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, Joanne Krejci, Jeremy Dietrich, Heidi Webber, Michael Wos, Acting Legislative Services Director Holly Quellos; **Administration:** Mayor Antoskiewicz, Law Director Thomas A. Kelly, Finance Director Jenny Esarey

Moved by Mr. Marnecheck, seconded by Mr. Dietrich to **excuse Ms. Barath from the July 18, 2023 Council Meeting.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Wos) Nays: **None.** (Excused: Barath). **Motion carried.**

CONSENT AGENDA

- a. Approval of Minutes: July 5, 2023
- b. Legislation:

RESOLUTION 23-78

Introduced by: Marnecheck, Nickell, Barath, Krejci, Dietrich, Webber, Wos, Mayor Antoskiewicz. **A RESOLUTION COMMENDING OWEN PATRICK ANDERSON ON THE ATTAINMENT OF THE RANK OF EAGLE SCOUT.** Title read.

RESOLUTION 23-79

Introduced by: Marnecheck, Nickell, Barath, Krejci, Dietrich, Webber, Wos, Mayor Antoskiewicz. **A RESOLUTION COMMENDING CHARLES PAFFORD ON THE ATTAINMENT OF THE RANK OF EAGLE SCOUT.** Title read.

ORDINANCE 23-80

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO CERTIFY TO THE AUDITOR OF CUYAHOGA COUNTY THE UNPAID COST OF CUTTING OF WEEDS, GRASS AND WOODY VEGETATION FOR LEVY AND COLLECTION, 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. 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, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried**. Moved by Mr. Marnecheck, seconded by Ms. Krejci to **adopt the Consent Agenda as presented and read**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried**.

COMMUNICATIONS: None.

MAYOR'S REPORT: No report.

DEPARTMENT HEAD REPORTS: Mr. Kelly stated three Council members at his request are submitting a request for an Executive Session at the end of this meeting tonight; Councilmen Dietrich, Vos and Webber.

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.**

THIRD READING CONSIDERATION

ORDINANCE 23-75

Introduced by: Nickell, Krejci, Webber. **AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART 14 BUILDING AND HOUSING CODE, TITLE SIX MISCELLANEOUS BUILDING REGULATIONS, CHAPTER 1477 REGULATIONS FOR THE USE AND INSTALLATION OF SOLAR ENERGY SYSTEMS, SECTION 1477.04 STANDARDS, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Vos to **amend Ordinance 23-75 that the previously stricken Section (b)(3) be reinstated**. *Mr. Kelly was approached as to the correct verbiage of the amendment.*

Mr. Kelly stated we are amending it to include that provision.

Mr. Nickell stated we do not want the strikeout.

Mr. Kelly stated the strikeout is being removed. The provision remains.

Mr. Marnecheck stated he believes our goal here is to implement the Fire Chief's recommendations to improve the fire safety of the solar panels but to speak nothing about where they may be located on which side of the house.

Mayor Antoskiewicz stated if you strikeout (b)(3) it eliminates that section that talks about the front.

Mr. Nickell stated it is struck out now.

Mr. Marnecheck stated we are unstriking it out.

Mr. Krejci stated, no, you leave it struck out.

Mr. Marnecheck asked if everyone understood the goal and intent here is.

Mr. Nickell stated he doesn't think this is going to get passed right. He doesn't think it is clear.

Ms. Webber stated the amendment was to unredact Section (b)(3) for approval as Mr. Jordan has requested.

Ms. Krejci stated we want to strike out (b)(3).

Mr. Marnecheck and Mr. Nickell stated that we do not. Mr. Nickell stated that is how it is now.

Mr. Kelly stated let the amendment be "**previously stricken Section (b)(3), be reinstated.**"

Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.** Moved by Mr. Marnecheck, seconded by Mr. Dietrich **to adopt Ordinance 23-75 as amended.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

FIRST READING CONSIDERATION

RESOLUTION 23-81

Introduced by: Mayor Antoskiewicz. **A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF MICHAEL HUMENIK, JR. AS A FIREFIGHTER/PARAMEDIC IN THE CITY OF NORTH ROYALTON FIRE DEPARTMENT, AND DECLARING AN EMERGENCY.** Title read.

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, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Krejci **to adopt Resolution 23-81.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

ORDINANCE 23-82

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AMENDING THE ORIGINAL APPROPRIATION ORDINANCE 22-181 AS AMENDED BY ORDINANCES 23-04, 23-12, 23-23, 23-36, 23-47 AND 23-63 FOR THE FISCAL YEAR ENDING DECEMBER 31, 2023 BY TRANSFERRING APPROPRIATIONS AND MAKING ADDITIONAL APPROPRIATIONS, AND DECLARING AN EMERGENCY.** Title read.

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, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Krejci **to adopt Ordinance 23-82.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

ORDINANCE 23-83

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A GRANT AWARD AGREEMENT WITH FEMA, ADMINISTERED BY OHIO EMERGENCY MANAGEMENT AGENCY FOR THE SOIL STABILIZATION PROJECT EAST OF THE INTERSECTION OF ROYALTON ROAD AND NORTH AKINS ROAD; PHASE 1-SURVEY AND DESIGN, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Vos to **suspend the rules requiring three readings and referral to committee.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Webber **to adopt Ordinance 23-83.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

ORDINANCE 23-84

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE ACCEPTING THE BID OF OHIO PAVING AND CONSTRUCTION CO. FOR THE MEMORIAL PARK ALL PURPOSE TRAIL PROJECT FOR AN AMOUNT NOT TO EXCEED \$237,091.45 AS THE LOWEST AND BEST BID, AND DECLARING AN EMERGENCY.** Title read.

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, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.** Moved by Mr. Marnecheck, seconded by Ms. Webber **to adopt Ordinance 23-84.** Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

ORDINANCE 23-85

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT BY AND BETWEEN THE CITY OF NORTH ROYALTON AND THE BOARD OF EDUCATION OF THE NORTH ROYALTON CITY SCHOOL DISTRICT FOR THE RENOVATION AND CONSTRUCTION OF A NEW SENIOR CENTER AT 13220 RIDGE ROAD (ROYALVIEW ELEMENTARY), NORTH ROYALTON OHIO, AND DECLARING AN EMERGENCY.** Title read.

Moved by Mr. Marnecheck, seconded by Mr. Vos to **suspend the rules requiring three readings and referral to committee**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried**.

Placed on **third reading due to absent motion to adopt**

ORDINANCE 23-86

Introduced by: Mayor Antoskiewicz. **AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MAKOVICH & PUSTI ARCHITECTS, INC, 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 \$49,000, AND DECLARING AN EMERGENCY**. Title read.

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, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried**. Moved by Mr. Marnecheck, seconded by Ms. Webber to **adopt Ordinance 23-86**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried**.

MISCELLANEOUS

Moved by Mr. Vos, seconded by Ms. Webber to **recess into an Executive Session to:**

- **consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing. [ORC 121.22(G)(1)]**

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

Mayor Antoskiewicz excused himself from the Executive Session because he believed the subject of the meeting was not relevant to him.

Council meeting recessed at 8:54 p.m.

EXECUTIVE SESSION

Executive Session called to order at 8:59 p.m.

PRESENT: President of Council Paul Marnecheck, Council Representatives John Nickell, Joanne Krejci, Jeremy Dietrich, Heidi Webber, Michael Vos, Acting Legislative Services Director Holly Quellos, Law Director Thomas A. Kelly

- **consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, or the investigation of charges or complaints against a public employee, official, licensee, or regulated individual, unless the public employee, official, licensee, or regulated individual requests a public hearing. [ORC 121.22(G)(1)]**

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

Executive Session adjourned at 9:17 p.m.

Moved by Mr. Marnecheck, seconded by (*not recorded*) to **reconvene the July 18, 2023 City Council Meeting**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath) **Motion carried**.

Council meeting reconvened at 9:17 p.m.

There was no further business pending before Council.

ADJOURNMENT

Moved by Mr. Marnecheck, seconded by **(not recorded)** to **adjourn the July 18, 2023 City Council meeting**. Roll Call: Yeas: **Six** (Marnecheck, Nickell, Krejci, Dietrich, Webber, Vos) Nays: **None**. (Absent: Barath). **Motion carried.**

Meeting adjourned at 9:18 p.m.

APPROVED: /s/ Paul F. Marnecheck DATE APPROVED: September 5, 2023
PRESIDENT OF COUNCIL

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