

**MINUTES OF THE SPECIAL MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD TUESDAY, JULY 5, 2016
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
IMMEDIATELY FOLLOWING THE WORK SESSION**

The Chairman, Council President Craig Witherspoon, called the meeting to order and led the Pledge of Allegiance.

PRESENT

Council Members: 3rd Ward – Mary Berges; 1st Ward – Bob Butkowski; Council-at-Large – Brian Fischer; Council-at-Large – Tammy Holtzmeier; 2nd Ward – Dennis McBride; 4th Ward – Scott Radcliffe; Council-at-Large – Craig Witherspoon; Mayor – Bryan Jensen; Parks Director – Diane Corrao; City Engineer – Ryan Cummins; Service Director – Mike Farmer; Law Director – John Gasior; Finance Director – William Logan; Clerk of Council – Barbara Brooks

ABSENT

Planning and Economic Development Coordinator - Pam Fechter

EXECUTIVE SESSION

A motion was made by Mr. McBride and seconded by Mr. Butkowski to enter into Executive Session to discuss the Sale of Municipal Property, and the vote was: Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

RECONVENE

A motion was made by Mr. McBride and seconded by Ms. Berges to Reconvene the Special Meeting of Council, and the vote was: Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 83-16 - TO AUTHORIZE THE MAYOR TO ENTER INTO AN OPTION TO SELL MUNICIPAL PROPERTY AND DEVELOPMENT AGREEMENT WITH T3 HOLDINGS, LLC

The Clerk read Ordinance No. 83-16 by title only, entitled:

AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN OPTION TO SELL MUNICIPAL PROPERTY AND DEVELOPMENT AGREEMENT WITH T3 HOLDINGS, LLC AND DECLARING AN EMERGENCY

The Chairman declared this to be the second of three readings of Ordinance No. 83-16.

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Ordinance No. 83-16, and the vote was: Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

A motion was made by Mr. McBride and seconded by Mr. Butkowski to adopt Ordinance No. 83-16, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fisher, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ORDINANCE NO. 84-16 – TO AUTHORIZE THE FINAL PLAT AND SUBDIVIDERS AGREEMENT FOR NORTON PLACE SUBDIVISION NO. 1

Mr. Gasior indicated they would like to have first reading on this legislation tonight to show good faith that the City is trying to move this project forward and cooperate as much as possible with the developer. He indicated if the requirements are met by the July 11th meeting then Council could act on its adoption at that time, otherwise the developer may have to wait until August when the construction season would be nearing a close.

The Clerk read Ordinance No. 84-16 by title only, entitled:

AN ORDINANCE TO AUTHORIZE THE FINAL PLAT AND A SUBDIVIDER’S AGREEMENT FOR NORTON PLACE SUBDIVISION NO. 1 AND DECLARING AN EMERGENCY

The Chairman declared this the first of three readings of Ordinance No. 84-16.

RESOLUTION NO. R-19-16 – TO ADVERTISE FOR BIDS FOR THE STATE ROUTE 83 (CENTER ROAD) PAVEMENT REPAIR PROJECT

The Clerk read Resolution No. R-19-16 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR THE STATE ROUTE 83 (CENTER ROAD) PAVEMENT REPAIR PROJECT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Resolution No. R-19-16, and the vote was: Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman motion passed.

A motion was made by Mr. McBride and seconded by Ms. Berges to adopt Resolution No. R-19-16, and the vote was: Mr. Butkowski, “yes”; Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.

ADJOURN

A motion was made by Mr. Fischer and seconded by Ms. Berges to adjourn the Special Meeting of Council, and the vote was: Mr. Fischer, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Butkowski, “yes”; Mr. Witherspoon, “yes”.

The vote was 7 for and 0 against and the Chairman declared the motion passed.