

**PUBLIC HEARINGS
MONDAY, MARCH 14, 2022**

7:10 P.M. – RESOLUTION NO. R-10-22 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY LESTER AND MARILYN DEMALINE, TRUSTEES, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED ON CENTER ROAD, PERMANENT PARCEL NOS. 10-04-00-013-000-076, 10-04-00-013-000-147, 10-04-00-013-000-191, 10-04-00-013-000-036 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 39.01 ACRES AND DECLARING AN EMERGENCY

7:15 P.M. – RESOLUTION NO. R-9-22 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY BARBARA J. DEMALINE TO HAVE CERTAIN LAND OWNED BY HER LOCATED ON STONEY RIDGE ROAD, PERMANENT PARCEL NO. 10-04-00-012-103-122, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 27.14 ACRES AND DECLARING AN EMERGENCY

7:20 P.M. – RESOLUTION NO. R-8-22 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY THOMAS L. AND BARBARA J. DEMALINE, TRUSTEES, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED ON CENTER ROAD, PERMANENT PARCEL NOS. 10-04-00-013-000-149, 10-04-00-013-000-148, 10-04-00-013-000-038, AND 10-04-00-013-000-168 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 35.49 ACRES AND DECLARING AN EMERGENCY

7:25 P.M. – ORDINANCE NO. 14-22 – AN ORDINANCE TO ADD SECTION 1222.02(b)(44a) AND TO AMEND SECTION 1270.03(b)(3) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON, TO PERMIT DRIVE-THRU BANKING IN THE C-4 GENERAL BUSINESS DISTRICT WHEN NOT ASSOCIATED WITH A PRINCIPAL USE ON THE PROPERTY

**AGENDA
AVON CITY COUNCIL
REGULAR MEETING
MONDAY, MARCH 14, 2022**

7:30 P.M.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE
2. ROLL CALL

Jennifer Demaline, Ward 1	Bryan Jensen, Mayor
Tammy Holtzmeier, At Large	Ryan Cummins, City Engineer
Dennis McBride, Ward 2	Pam Fechter, Planning/Economic Development Coordinator
Anthony Moore, Ward 3	John Gasior, Law Director
Scott Radcliffe, Ward 4	Bill Logan, Finance Director
Craig Witherspoon, At Large	Duane Streater, Safety/Public Service Director
Brian Fischer, At Large, Council President	Barbara Brooks, Clerk of Council

3. CORRESPONDENCE
 - 1.
 - 2.
4. ADDITIONS AND DELETIONS TO THE AGENDA
 1. Motion to amend the agenda
 2. Motion to accept the agenda as amended

1.	2.
1.	2.

5. MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, FEBRUARY 21, 2022
Motion to dispense with the reading of the minutes of the Work Session of Council held Monday, February 21, 2022, and to approve said minutes as published. 1. 2.
6. MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, FEBRUARY 28, 2022
Motion to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, February 28, 2022, and to approve said minutes as published. 1. 2.
7. ORDINANCE NO. 14-22 – TO ADD SECTION 1222.02(b)(44a) AND TO AMEND SECTION 1270.03(b)(3) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON, TO PERMIT DRIVE-THRU BANKING IN THE C-4 GENERAL BUSINESS DISTRICT WHEN NOT ASSOCIATED WITH A PRINCIPAL USE ON THE PROPERTY
The Clerk will read Ordinance No. 14-22 by title only.
The Chairman declares this to be the third of three readings of Ordinance No. 14-22.
Motion to adopt Ordinance No. 14-22. 1. 2.
8. ORDINANCE NO. 28-22 –AUTHORIZING THE MAYOR TO TAKE ALL ACTIONS NECESSARY TO ACCEPT THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT(S)
The Clerk will read Ordinance No. 28-22 by title only.
Motion to suspend the rules and act on Ordinance No. 28-22. 1. 2.

Motion to adopt Ordinance No. 28-22. 1. 2.
9. THE CHAIRMAN ANNOUNCES A PUBLIC HEARING ON MONDAY, MARCH 21, 2022 AT 7:25 P.M.- FOR THE EXTENSION OF THE TIF AGREEMENT NO. 6/7 BY ORDINANCE NO. 29-22 – TO AMEND ORDINANCE NO. 38-10 TO EXTEND THE EXEMPTION FROM TAXATION OF IMPROVEMENTS PROVIDED FOR BY OHIO REVISED CODE SECTION 5709.40 FOR CERTAIN PARCELS COMPRISING THE CITY’S TAX INCREMENT FINANCING AGREEMENT NO. 6/7, PURSUANT TO OHIO REVISED CODE SECTION 5709.51
10. ORDINANCE NO. 30-22 – TO AWARD THE BID FOR THE AVON PARKS MOWING CONTRACT NO. 1 (THE AVON BOARD OF EDUCATION SOCCER FIELD COMPLEX, AQUATIC FACILITY GROUNDS, FIRE STATION SITE, POLICE STATION SITE, AND THE AVON POST OFFICE SITE)
The Clerk will read Ordinance No. 30-22 by title only.
Motion to suspend the rules and act on Ordinance No. 30-22. 1. 2.

Motion to adopt Ordinance No. 30-22. 1. 2.
11. ORDINANCE NO. 31-22 – TO AWARD THE BID FOR THE 2022 AVON PARKS MOWING CONTRACT NO. 2 (THE AVON ISLE, THE COMMUNITY CENTER, AVON CEMETERY, STATE ROUTE (SR) 83 RIGHT-OF-WAY IN NORTHWEST QUADRANT OF THE SR 83 & SR 254 INTERSECTION, STONEY RIDGE ROAD GAZEBO SITE, OLD VILLAGE HALL, AND THE SENIOR CENTER & LITTLE LEAGUE PARK COMPLEX)
The Clerk will read Ordinance No. 31-22 by title only.
Motion to suspend the rules and act on Ordinance No. 31-22. 1. 2.

Motion to adopt Ordinance No. 31-22. 1. 2.
12. ORDINANCE NO. 32-22 – TO AWARD THE BID FOR THE 2022 AVON PARKS MOWING CONTRACT NO. 3 (SCHWARTZ ROAD PARK)
The Clerk will read Ordinance No. 32-22 by title only.
Motion to suspend the rules and act on Ordinance No. 32-22. 1. 2.

- Motion to adopt Ordinance No. 32-22. 1. 2.
13. ORDINANCE NO. 33-22 – TO AWARD THE BID FOR THE 2022 AVON PARKS MOWING CONTRACT NO. 4 (VETERAN’S MEMORIAL PARK AND ITS ENTRANCEWAY UP TO DETROIT ROAD)
 The Clerk will read Ordinance No. 33-22 by title only.
 Motion to suspend the rules and act on Ordinance No. 33-22. 1. 2.
- Motion to adopt Ordinance No. 33-22. 1. 2.
14. ORDINANCE NO. 34-22 – TO AWARD THE BID FOR THE 2022 AVON PARKS MOWING CONTRACT NO. 5 (THE AVON CITY HALL COMPLEX INCLUDING THE AREA ADJACENT TO THE MIDDLE ROAD RIGHT-OF-WAY, THE NORTHGATE COMMUNITY CENTER SITE, NORTHGATE PARK, THE OLD COLORADO RIGHT-OF-WAY AT EATON DRIVE, AND THE CRUSHER STADIUM COMPLEX INCLUDING THE RECREATION LANE ENTRANCE UP TO STATE ROUTE 611 (COLORADO AVE.))
 The Clerk will read Ordinance No. 34-22 by title only.
 Motion to suspend the rules and act on Ordinance No. 34-22. 1. 2.
- Motion to adopt Ordinance No. 34-22. 1. 2.
15. ORDINANCE NO. 35-22 – AUTHORIZING THE MAYOR TO EXTEND THE CONCESSIONS AGREEMENT BETWEEN THE BIG SHOW LTD AND THE CITY OF AVON ENTERED INTO ON MAY 8, 2017 PURSUANT TO ORDINANCE NO. 36-17
 The Clerk will read Ordinance No. 35-22 by title only.
 Motion to suspend the rules and act on Ordinance No. 35-22. 1. 2.
- Motion to adopt Ordinance No. 35-22. 1. 2.
16. RESOLUTION NO. R-8-22 – TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY THOMAS L. AND BARBARA J. DEMALINE, TRUSTEES, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED ON CENTER ROAD, PERMANENT PARCEL NOS. 10-04-00-013-000-149, 10-04-00-013-000-148, 10-04-00-013-000-038, AND 10-04-00-013-000-168 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 35.49 ACRES
 The Clerk will read Resolution No. R-8-22 by title only.
 Motion to suspend the rules and act on Resolution No. R-8-22. 1. 2.
- Motion to adopt Resolution No. R-8-22. 1. 2.
17. RESOLUTION NO. R-9-22 – TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY BARBARA J. DEMALINE TO HAVE CERTAIN LAND OWNED BY HER LOCATED ON STONEY RIDGE ROAD, PERMANENT PARCEL NO. 10-04-00-012-103-122 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 27.14 ACRES
 The Clerk will read Resolution No. R-9-22 by title only.
 Motion to suspend the rules and act on Resolution No. R-9-22. 1. 2.
- Motion to adopt Resolution No. R-9-22. 1. 2.
18. RESOLUTION NO. R-10-22 – TO APPROVE, WITH MODIFICATION THE RENEWAL APPLICATION MADE BY LESTER AND MARILYN DEMALINE, TRUSTEES, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED ON CENTER ROAD, PERMANENT PARCEL NOS. 10-04-00-013-000-076, 10-04-00-013-000-147, 10-04-00-013-000-191, AND 10-04-00-013-000-036 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT, CONSISTING OF 39.01 ACRES
 The Clerk will read Resolution No. R-10-22 by title only.
 Motion to suspend the rules and act on Resolution No. R-10-22. 1. 2.

Motion to adopt Resolution No. R-10-22. 1. 2.

19. RESOLUTION NO. R-11-22 – TO ADVERTISE FOR BIDS FOR THE JAYCOX ROAD SOUTH PAVEMENT RESURFACING PROJECT

The Clerk will read Resolution No. R-11-22 by title only.

Motion to suspend the rules and act on Resolution No. R-11-22. 1. 2.

Motion to adopt Resolution No. R-11-22. 1. 2.

20. RESOLUTION NO. R-12-22 – TO ADVERTISE FOR BIDS FOR THE SHAKESPEARE LANE PAVEMENT RESURFACING PROJECT

The Clerk will read Resolution No. R-12-22 by title only.

Motion to suspend the rules and act on Resolution No. R-12-22. 1. 2.

Motion to adopt Resolution No. R-12-22. 1. 2.

21. RESOLUTION NO. R-13-22 – TO ADVERTISE FOR BIDS FOR THE NORTH EATON DRIVE AND SHAKESPEARE LANE SEWER REHABILITATION PROJECT

The Clerk will read Resolution No. R-13-22 by title only.

Motion to suspend the rules and act on Resolution No. R-13-22. 1. 2.

Motion to adopt Resolution No. R-13-22. 1. 2.

22. REPORTS AND COMMENTS

MAYOR JENSEN

COUNCIL MEMBERS:

MRS. DEMALINE, WARD 1

MRS. HOLTZMEIER, AT LARGE

MR. MCBRIDE, WARD 2

MR. MOORE, WARD 3

MR. RADCLIFFE, WARD 4

MR. WITHERSPOON, AT LARGE

MR. FISCHER, AT LARGE

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER

MS. FECHTER, ECONOMIC DEVELOPMENT/PLANNING COORDINATOR

MR. GASIOR, LAW DIRECTOR

MR. LOGAN, FINANCE DIRECTOR

MR. STREATOR, SAFETY/PUBLIC SERVICE DIRECTOR

AUDIENCE:

- 23. EXECUTIVE SESSION
Motion to Enter Into Executive Session for the Purpose of Discussing the Threat of Imminent Litigation
1. 2.
- 24. RECONVENE
Motion to Reconvene the Regular Meeting of Council
1. 2.
- 25. ADJOURN:
Motion to adjourn the Regular Meeting of Council
1. 2.