

**PUBLIC HEARINGS
MONDAY, JANUARY 23, 2023**

7:15 P.M. – Council President Fischer opened the Public Hearing for Resolution No. R-5-23

RESOLUTION NO. R-5-23 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY SUSAN K. SPAETZEL (fka SUSAN SPAETZEL AND BRUCE KLINGSHIRN) TO HAVE CERTAIN LAND OWNED BY HER LOCATED AT 3880 CENTER ROAD, PERMANENT PARCEL NUMBER 10-04-00-013-000-211 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

There being no comments, the Public Hearing for Resolution No. R-5-23 was closed at 7:16 p.m.

7:20 P.M. – Council President Fischer opened the Public Hearing for Resolution No. R-3-23

RESOLUTION NO. R-3-23 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY JUDY A. AND RICHARD R. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3756 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-056 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

There being no comments, the Public Hearing for Resolution No. R-3-23 was closed at 7:21 p.m.

7:25 P.M. – Council President Fischer opened the Public Hearing for Resolution No. R-2-23

RESOLUTION NO. R-2-23 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY JOAN F. BEETLER & JUDY A. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3990 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-170 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

There being no comments, the Public Hearing for Resolution No. R-2-23 was closed at 7:26 p.m.

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD MONDAY, JANUARY 23, 2023
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

The Chairman, Council President Brian Fischer, called the meeting to order and led in the Pledge of Allegiance.

PRESENT:

Council Members: 1st Ward – Jennifer Demaline; Council-at-Large – Tammy Holtzmeier; 2nd Ward – Dennis McBride; 3rd Ward – Anthony Moore; 4th Ward – Scott Radcliffe; Council-at-Large – Craig Witherspoon; Council-at-Large and Council President – Brian Fischer; Mayor - Bryan Jensen; City Engineer – Ryan Cummins; Planning and Economic Development Coordinator – Pam Fechter; Law Director – John Gasior; Finance Director – Steve Presley; Safety/Public Service Director – Duane Streater; Clerk of Council – Barbara Brooks

MINUTES OF THE WORK SESSION OF COUNCIL HELD TUESDAY, JANUARY 3, 2023

A motion was made by Mr. McBride and seconded by Mr. Moore to dispense with the reading of the minutes of the Work Session of Council held Tuesday, January 3, 2023, and to approve said minutes as published, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “yes”.

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

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, JANUARY 9, 2023

A motion was made by Mr. McBride and seconded by Mr. Moore to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, January 9, 2023, and to approve said minutes as published, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

ORDINANCE NO. 4-23 – REAPPROPRIATIONS

The Clerk read Ordinance No. 4-23 by title only, entitled:

**AN ORDINANCE TO AMEND AND SUPPLEMENT
APPROPRIATIONS ORDINANCE NO. 132-22
AND DECLARING AN EMERGENCY**

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Ordinance No. 4-23, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “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. Radcliffe to adopt Ordinance No. 4-23, and the discussion was:

Mr. Presley advised there was a revision since last week to increase the Planning Department Contract Services by \$50,000 to reflect cost estimates for current Plans Applications.

Mrs. Holtzmeier asked what that means.

Mr. Presley advised in discussions with Ms. Fechter, Ms. Rambo-Ackerman and Mr. Cummins they are encumbering each of the plans that come into the Planning Department from the applicants for review and setting a budget for each project individually. He said therefore they are encumbering the funds by each of those plans for the entire duration of the plan so that the Planning Department can better track the costs per project. Mr. Presley stated if the City needs to seek payment of unpaid fees or additional fees, this would be an easier method of tracking. He advised before all these Plans Applications were being put against one Purchase Order and he felt that was a bit cumbersome for Ms. Rambo-Ackerman and Ms. Fechter to break out how much each of those projects cost respectively. Mr. Presley said they are trying this new methodology beginning this year to set each of the plans aside and determine and estimate for each one. He stated as a result, they are looking to have additional appropriations available.

Mrs. Holtzmeier asked Mr. Presley to keep Council informed as he sees how that works itself out.

Mr. Presley said absolutely and added that Ms. Fechter and Ms. Rambo-Ackerman will as well because they have been discussing it for a couple of weeks now. He feels this solution will work much better for everyone including as the processing of the invoices from Chagrin Valley Engineering.

Mrs. Holtzmeier advised she could see some of the advantages of it, but it has never been anything that the City's audit has flagged as deficient, but if Mr. Presley could find better ways to do things that makes the daily operations more streamlined then so be it.

Ms. Fechter added that the reason they would like to do this is that it will make it easier for the Planning Department to bill for the project. She stated previously they had individual sheets stating what it was, but this way they can better track exactly what is going on and go back to that end user and bill for any additional overages.

Mr. Radcliffe clarified that the \$50,000 is an estimate based on the number of projects last year and each took so many hours for them to come up with that \$50,000. He asked if that was an accurate assessment.

Mr. Presley advised no, at this point it is only the current projects that are ongoing or have just come in and getting an estimate from Mr. Cummins as to the cost to review for the duration of each of those applicants. He said previously it may have just been budgeted for the next six months or something like that. Mr. Presley stated he would like to look at it for the duration of that application.

Ms. Fechter advised that also includes estimates for developer's agreements and then all of those costs are paid out of the fund where those monies were collected. She indicated in the past, it was all one pot of money. She felt this would balance itself out in the next month or two once they get a better handle on everything coming in and streamlining what comes through the Planning Department.

Mr. Radcliffe said that number then could go up throughout the year as new projects come on that have not been budgeted because they have not come to the City yet.

Ms. Fechter stated that is correct.

And the vote was: Mr. Moore, "abstain"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mrs. Holtzmeier, "yes"; Mr. McBride, "yes"; Mr. Fischer, "yes".

The vote was 6 for and 1 abstention and the Chairman declared the motion passed.

ORDINANCE NO. 5-23 – TO ACCEPT THE DEDICATION PLAT FOR ADDITIONAL RIGHT OF WAY (0.1021 ACRE) ON CHESTER ROAD IN THE CITY OF AVON

The Clerk read Ordinance No. 5-23 by title only, entitled:

AN ORDINANCE TO ACCEPT THE DEDICATION PLAT FOR ADDITIONAL RIGHT OF WAY (0.1021 ACRE) ON CHESTER ROAD IN THE CITY OF AVON AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to suspend the rules and act on Ordinance No. 5-23, and the vote was: Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mrs. Holtzmeier, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Fischer, "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. Radcliffe to adopt Ordinance No. 5-23, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-2-23 – TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY JOAN F. BEETLER & JUDY A. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3990 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-170 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT

The Clerk read Resolution No. R-2-23 by title only, entitled:

A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY JOAN F. BEETLER & JUDY A. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3990 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-170 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Resolution No. R-2-23, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-2-23, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-3-23 – TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY JUDY A. AND RICHARD R. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3756 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-056 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT

The Clerk read Resolution No. R-3-23 by title only, entitled:

A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY JUDY A. AND RICHARD R. BUZAS TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3756 NAGEL ROAD, PERMANENT PARCEL NUMBER 10-04-00-024-105-056 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Resolution No. R-3-23, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-3-23, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-4-23 – TO ADVERTISE FOR BIDS FOR THE CHERRY STREET, PEAR STREET, WILLO ROAD & JENNIE STREET PAVEMENT RESURFACING PROJECT

The Clerk read Resolution No. R-4-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR THE CHERRY STREET, PEAR STREET, WILLO ROAD & JENNIE STREET PAVEMENT RESURFACING PROJECT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Resolution No. R-4-23, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “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. Moore to adopt Resolution No. R-4-23, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-5-23 – TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY SUSAN K. SPAETZEL (fka SUSAN SPAETZEL AND BRUCE KLINGSHIRN) TO HAVE CERTAIN LAND OWNED BY HER LOCATED AT 3880 CENTER ROAD, PERMANENT PARCEL NUMBER 10-04-00-013-000-211 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT

The Clerk read Resolution No. R-5-23 by title only, entitled:

A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY SUSAN K. SPAETZEL (fka SUSAN SPAETZEL AND BRUCE KLINGSHIRN) TO HAVE CERTAIN LAND OWNED BY HER LOCATED AT 3880 CENTER ROAD, PERMANENT PARCEL NUMBER 10-04-00-013-000-211 DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Resolution No. R-5-23, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-5-23, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-6-23 – TO ADVERTISE FOR BIDS FOR THE PURCHASE AND INSTALLATION OF TWO NEW HVAC SYSTEMS AT 2009 BASEBALL BOULEVARD (MERCY HEALTH STADIUM)

The Clerk read Resolution No. R-6-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR THE PURCHASE AND INSTALLATION OF TWO NEW HVAC SYSTEMS AT 2009 BASEBALL BOULEVARD (MERCY HEALTH STADIUM) 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-6-23, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-6-23, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-7-23 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 1 (THE BOARD OF EDUCATION SOCCER FIELD COMPLEX, AQUATIC FACILITY GROUNDS, FIRE STATION SITE, POLICE STATION SITE AND THE AVON POST OFFICE SITE)

The Clerk read Resolution No. R-7-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 1 (THE BOARD OF EDUCATION SOCCER FIELD COMPLEX, AQUATIC FACILITY GROUNDS, FIRE STATION SITE, POLICE STATION SITE AND THE AVON POST OFFICE SITE) AND DECLARING AN EMERGENCY

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Resolution No. R-7-23, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-7-23, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-8-23 – TO ADVERTISE FOR BIDS FOR 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 read Resolution No. R-8-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR 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 CENER & LITTLE LEAGUE PARK COMPLEX) 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-8-23, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “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. Moore to adopt Resolution No. R-8-23, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-9-23 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 3 (SCHWARTZ ROAD PARK)

The Clerk read Resolution No. R-9-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 3 (SCHWARTZ ROAD PARK) 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-9-23, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. Fischer, “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. Radcliffe to adopt Resolution No. R-9-23, and the vote was: Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-10-23 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 4 (VETERANS MEMORIAL PARK AND ITS ENTRANCE WAY UP TO DETROIT ROAD)

The Clerk read Resolution No. R-10-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 4 (VETERANS MEMORIAL PARK AND ITS ENTRANCE WAY UP TO DETROIT ROAD) 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-10-23, and the vote was: Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “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. Moore to adopt Resolution No. R-10-23, and the vote was: Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-11-23 – TO ADVERTISE FOR BIDS FOR 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 read Resolution No. R-11-23 by title only, entitled:

A RESOLUTION TO ADVERTISE FOR BIDS FOR 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.)) AND DECLARING AN EMERGENCY

A motion was made by Mr. Moore and seconded by Mr. Radcliffe to suspend the rules and act on Resolution No. R-11-23, and the vote was: Mrs. Demaline, “yes”; Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. Radcliffe and seconded by Mr. Witherspoon to adopt Resolution No. R-11-23, and the vote was: Mrs. Holtzmeier, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Radcliffe, “yes”; Mr. Witherspoon, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

REPORTS AND COMMENTS

MAYOR JENSEN reported that in talking with Mr. Cummins over the last couple of weeks, they were looking at different grant opportunities that were coming up. He said most grants deal with infrastructure improvements. Mayor Jensen advised Mr. Cummins found one grant that they thought was a good opportunity. He said Mr. Cummins would elaborate more during his comments, but it has to do with sidewalks. Mayor Jensen stated he knows the importance Council has put on moving forward with the sidewalk improvement program and this could be a great project if the grant is awarded, and he is excited at the prospect.

COUNCIL MEMBERS:

MRS. DEMALINE, WARD 1, advised she looked forward to hearing more about the grant opportunity for sidewalks. She thanked Mayor Jensen for bringing that up.

MRS. HOLTZMEIER, AT LARGE, had no comments.

MR. MCBRIDE, WARD 2, had no comments.

MR. MOORE, WARD 3, advised the reason he abstained on the vote for the reappropriation for Ordinance No. 4-23 is because he serves on the Board for the Village Project, and he wanted to be prudent and abstain from that vote to approve. He thanked the Mayor and Council for their support.

MR. RADCLIFFE, WARD 4, had no comments.

MR. WITHERSPOON, AT LARGE, had no comments.

MR. FISCHER, AT LARGE, reminded everyone there would be no meeting next week as January 30, 2023, is a fifth Monday. The next meeting would be Monday, February 6, 2023.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER, advised as Mayor Jensen alluded to, they have been working with ODOT District 3 over the past couple of weeks to submit a Systemic Safety Grant Application. He said there are a couple different pools of money and the one is for pedestrian access along State Routes. Mr. Cummins stated the project they worked on with ODOT to submit for grant funds would be to add sidewalks along both sides of SR 83 from Kinzel Road to Falcon Crest that would include pedestrian bridges on both sides of the highway bridge over French Creek Road. He advised in total the project would be about 6400 feet of sidewalk including the bridges. Mr. Cummins said it would include the acquisition of an additional 10 feet of right-of-way on either side to make room for the sidewalks for a total of about a \$2.7 million dollar project that ODOT District 3 is evaluating currently, and it will get submitted to the Central Office for a final determination. He stated they hoped to hear back in the next two to three months and they would be looking at the 2025 construction season if awarded.

Mr. Fischer asked to be reminded where Falcon Crest is located.

Mr. Cummins advised it is north of Miller's Nature Preserve. He clarified that the bridge was the SR 83 bridge over French Creek and the project would add pedestrian bridges on either side of that.

MS. FECHTER, ECONOMIC DEVELOPMENT/PLANNING COORDINATOR, had no comments.

MR. GASIOR, LAW DIRECTOR, welcomed Mayor Jensen back from his vacation.

MR. PRESLEY, FINANCE DIRECTOR, had no comments.

MR. STREATOR, SAFETY/PUBLIC SERVICE DIRECTOR, had no comments.

AUDIENCE:

There were no comments from the audience members.

ADJOURN: 7:53 P.M.

A motion was made by Mr. McBride and seconded by Mr. Moore to adjourn the Regular Meeting of Council, and the vote was: Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Mr. Witherspoon, "yes"; Mrs. Demaline, "yes"; Mrs. Holtzmeier, "yes"; Mr. Fischer, "yes".

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