

PUBLIC HEARING

7:25 P.M. – RESOLUTION NO. R-1-24 – A RESOLUTION TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY KILDEER LANE PROPERTIES, LLC (THOMAS DEMALINE), TO HAVE CERTAIN LAND OWNED BY IT LOCATED AT 4676 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-013-000-037, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

**AGENDA
AVON CITY COUNCIL
REGULAR MEETING
MONDAY, JANUARY 8, 2024**

7:30 P.M.

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

2. ROLL CALL

Mary Berges, At Large	Bryan Jensen, Mayor
Jennifer Demaline, Ward 1	Ryan Cummins, City Engineer
Dennis McBride, Ward 2	Pam Fechter, Planning/Economic Development Coordinator
Anthony Moore, Ward 3	John Gasior, Law Director
Michelle Patton, At Large	Steve Presley, Finance Director
Scott Radcliffe, Ward 4	Duane Streater, Safety/Public Service Director
Brian Fischer, At Large, Council President	Gail Hayden, Assistant Clerk of Council

3. APPOINTMENTS TO COMMITTEES OF COUNCIL

The President of Council announces the Committee Chairs and Members for a two-year term, from January 1, 2024 to December 31, 2025.

ECONOMIC DEVELOPMENT	FINANCE – AUDIT	LEGAL
<i>Chair</i>	<i>Chair</i>	<i>Chair</i>
PARKS AND RECREATION	SAFETY	SERVICE
<i>Chair</i>	<i>Chair</i>	<i>Chair</i>

4. APPOINTMENTS OF COUNCIL REPRESENTATIVES TO BOARDS AND COMMISSIONS

The President of Council announces Council Representatives for various Boards and Commissions for two-year terms, from January 1, 2024 to December 31, 2025.

1. ADA Review Board -
2. French Creek Development Association -
3. Lorain County Community Alliance -
4. Lorain County Office on Aging -
5. Senior Citizens' Advisory Commission – (Repealed)
6. Planning Commission -
7. Tree Commission -

5. CORRESPONDENCE
 - 1.
 - 2.
6. ADDITIONS AND DELETIONS TO THE AGENDA
 1. Motion to amend the agenda 1. 2.
 2. Motion to accept the agenda as amended 1. 2.
7. MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, DECEMBER 18, 2023

Motion to dispense with the reading of the minutes of the Work Session of Council held Monday, December 18, 2023, and to approve said minutes as published. 1. 2.
8. MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY DECEMBER 18, 2023

Motion to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, December 18, 2023, and to approve said minutes as published. 1. 2.
9. MINUTES OF THE ORGANIZATIONAL MEETING OF COUNCIL HELD TUESDAY, JANUARY 2, 2024

Motion to dispense with the reading of the minutes of the Organizational Meeting of Council held Tuesday, January 2, 2024, and to approve said minutes as published. 1. 2.
10. ORDINANCE NO. 1-24 – GRANTING A SPECIAL USE PERMIT TO CCT AVON II, LLC TO AUTHORIZE THEIR TENANT, CARICO, LLC, d.b.a. CARIBOU COFFEE TO CONSTRUCT A 778 SQ. FT. RESTAURANT WITH NO INDOOR SEATING, A DRIVE-THRU AND AN OUTDOOR SEATING AREA, TO BE LOCATED AT 35091 CHESTER ROAD

The Clerk will read Ordinance No. 1-24 by title only.

Motion to suspend the rules and act on Ordinance No. 1-24. 1. 2.

Motion to adopt Ordinance No. 1-24. 1. 2.
11. ORDINANCE NO. 2-24 – TO AMEND SECTION 1040.01(a) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO INCREASE THE RATES CHARGED FOR WATER SERVICE IN THE CITY OF AVON FOR THE YEARS 2024 AND 2025

The Clerk will read Ordinance No. 2-24 by title only.

Motion to suspend the rules and act on Ordinance No. 2-24. 1. 2.

Motion to adopt Ordinance No. 2-24. 1. 2.
12. ORDINANCE NO 3-24 – TO AMEND SECTION 1042.02(i) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO INCREASE SANITARY SEWER RATES FOR THE YEARS 2024 AND 2025

The Clerk will read Ordinance No. 3-24 by title only.

Motion to suspend the rules and act on Ordinance No. 3-24. 1. 2.

Motion to adopt Ordinance No. 3-24. 1. 2.
13. ORDINANCE NO 4-24 – TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969 COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON, OHIO, AS AMENDED, REZONING TWO PARCELS OF LAND CONSISTING OF APPROXIMATELY 16.93 ACRES OF LAND LOCATED AT 34925 CHESTER ROAD, PERMANENT PARCEL NOS. 04-00-021-000-255 & 04-00-021-000-266 FROM C-4/O-2 GENERAL BUSINESS/PLANNED OFFICE RESEARCH OFFICE PARK TO C-4/O-2/M-1 GENERAL BUSINESS/PLANNED OFFICE RESEARCH OFFICE PARK/GENERAL INDUSTRIAL OVERLAY

The Clerk will read Ordinance No. 4-24 by title only.

The Chair declares this to be the first of three readings of Ordinance No. 4-24.

A Public Hearing will be held on Monday, February 12, 2024 at 7:25 p.m.

14. [ORDINANCE NO 5-24](#) – TO AMEND ORDINANCE NO. 413-68, PASSED JANUARY 15, 1969 COMMONLY KNOWN AS THE ZONING ORDINANCE OF THE CITY OF AVON, OHIO, AS AMENDED, REZONING LAND CONSISTING OF AN 0.02300 ACRE PORTION OF PERMANENT PARCEL NO. 04-00-015-108-043 FROM C-2 FRENCH CREEK/CENTRAL BUSINESS DISTRICT TO R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT
The Clerk will read Ordinance No. 5-24 by title only.
The Chair declares this to be the first of three readings of Ordinance No. 5-24.
A Public Hearing will be held for Ordinance No. 5-24 on Monday, February 12, 2024 at 7:20 p.m.
15. [ORDINANCE NO 6-24](#) – EXTENDING THE TEMPORARY MORATORIUM ON THE FUTURE DEVELOPMENT OR CONSTRUCTION OF ANY HOTEL, MOTEL, EXTENDED STAYS, BOARDING HOUSES OR THE LIKE WITHIN THE CITY OF AVON
The Clerk will read Ordinance No. 6-24 by title only.
Motion to suspend the rules and act on Ordinance No. 6-24. 1. 2.

Motion to adopt Ordinance No. 6-24. 1. 2.
16. [ORDINANCE NO 7-24](#) – TO AMEND SECTION 210.01(e)(7)(A)(1) & (2) OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO ESTABLISH RATES FOR THE USE OF THE CITY'S AQUATIC CENTER IN THE YEAR 2024
The Clerk will read Ordinance No. 7-24 by title only.
Motion to suspend the rules and act on Ordinance No. 7-24. 1. 2.

Motion to adopt Ordinance No. 7-24. 1. 2.
17. [RESOLUTION NO. R-1-24](#) – TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY KILDEER LANE PROPERTIES, LLC (THOMAS DEMALINE), TO HAVE CERTAIN LAND OWNED BY IT LOCATED AT 4676 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-013-000-037, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT
The Clerk will read Resolution No. R-1-24 by title only.
Motion to suspend the rules and act on Resolution No. R-1-24. 1. 2.

Motion to adopt Resolution No. R-1-24. 1. 2.
18. [RESOLUTION NO. R-2-24](#) – TO ADVERTISE FOR BIDS FOR THE LONG ROAD PAVEMENT RESURFACING PROJECT
The Clerk will read Resolution No. R-2-24 by title only.

Motion to suspend the rules and act on Resolution No. R-2-24. 1. 2.

Motion to adopt Resolution No. R-2-24. 1. 2.
19. [RESOLUTION NO. R-3-24](#) – TO ADVERTISE FOR BIDS FOR THE SCHWARTZ ROAD PAVEMENT RESURFACING PROJECT
The Clerk will read Resolution No. R-3-24 by title only.
Motion to suspend the rules and act on Resolution No. R-3-24. 1. 2.

Motion to adopt Resolution No. R-3-24. 1. 2.
20. [RESOLUTION NO. R-4-24](#) – AUTHORIZING THE CITY OF AVON'S DIRECTOR OF FINANCE TO ENTER INTO AN AGREEMENT WITH THE LORAIN COUNTY AUDITOR AND COUNTY TREASURER'S OFFICE FOR ACH AND ELECTRONIC TRANSACTIONS
The Clerk will read Resolution No. R-4-24 by title only.
Motion to suspend the rules and act on Resolution No. R-4-24. 1. 2.

Motion to adopt Resolution No. R-4-24. 1. 2.

21. REPORTS AND COMMENTS

MAYOR JENSEN

COUNCIL MEMBERS:

MS. BERGES, AT LARGE

MRS. DEMALINE, WARD 1

MR. MCBRIDE, WARD 2

MR. MOORE, WARD 3

MS. PATTON, AT LARGE

MR. RADCLIFFE, WARD 4

MR. FISCHER, AT LARGE

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER

MS. FECHTER, PLANNING/ECONOMIC DEVELOPMENT COORDINATOR

MR. GASIOR, LAW DIRECTOR

MR. PRESLEY, FINANCE DIRECTOR

MR. STREATOR, SAFETY DIRECTOR/PUBLIC SERVICE DIRECTOR

AUDIENCE:

22. EXECUTIVE SESSION

Motion to Enter Into Executive Session for the Purpose of Discussing the Threat of Imminent Litigation

1. 2.

23. RECONVENE

Motion to Reconvene the Regular Meeting of Council

1. 2.

24. ADJOURN:

Motion to adjourn the Regular Meeting of Council

1. 2.