

PUBLIC HEARINGS
MONDAY, JANUARY 22, 2024

7:20 P.M. – RESOLUTION NO. R-6-24 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY ROY E. MILLER, TRUSTEE, TO HAVE CERTAIN LAND OWNED BY HIM LOCATED ON CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-107-015, CONSISTING OF 0.2 ACRES AND AT 3041 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-107-016, CONSISTING OF 30.63 ACRES, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

7:25 P.M. – RESOLUTION NO. R-5-24 – A RESOLUTION TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY JAMES E. AND MARY C. BRADY TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3332 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-105-063, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

AGENDA
AVON CITY COUNCIL
REGULAR MEETING
MONDAY, JANUARY 22, 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	Barbara Brooks, Clerk of Council
- 3. CORRESPONDENCE
 - 1.
 - 2.
- 4. ADDITIONS AND DELETIONS TO THE AGENDA

1. Motion to amend the agenda	1.	2.
2. Motion to accept the agenda as amended	1.	2.
- 5. MINUTES OF THE WORK SESSION OF COUNCIL HELD TUESDAY, JANUARY 2, 2024

Motion to dispense with the reading of the minutes of the Work Session of Council held Tuesday, January 2, 2024, and to approve said minutes as published.

1.	2.
----	----
- 6. MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY JANUARY 8, 2024

Motion to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, January 8, 2024, and to approve said minutes as published.

1.	2.
----	----
- 7. 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.
The Chair declares this to be the second of three readings of Ordinance No. 2-24.

- Motion to suspend the rules and act on Ordinance No. 2-24. 1. 2.
- Motion to adopt Ordinance No. 2-24. 1. 2.
8. [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.
The Chair declares this to be the second of three readings of Ordinance No. 3-24.
Motion to suspend the rules and act on Ordinance No. 3-24. 1. 2.
- Motion to adopt Ordinance No. 3-24. 1. 2.
9. [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 second of three readings of Ordinance No. 4-24.
A Public Hearing will be held for Ordinance No. 4-24 on Monday, February 12, 2024 at 7:25 p.m.
10. [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 second 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.
11. [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.
The Chair declares this to be the second of three readings of Ordinance No. 7-24.
Motion to suspend the rules and act on Ordinance No. 7-24. 1. 2.
- Motion to adopt Ordinance No. 7-24. 1. 2.
12. [ORDINANCE NO 8-24 – TO AUTHORIZE THE OHIO DEPARTMENT OF TRANSPORTATION TO REVIEW AND APPROVE A POSTED SPEED LIMIT OF 45 MPH ON STATE ROUTE 254 \(DETROIT ROAD\) FROM SLM 2.81 \(RR AT GRADE CROSSING\) TO SLM 4.61 \(0.12 MILES WEST OF HAYES STREET\)](#)
The Clerk will read Ordinance No. 8-24 by title only.
Motion to suspend the rules and act on Ordinance No. 8-24. 1. 2.
- Motion to adopt Ordinance No. 8-24. 1. 2.
13. [ORDINANCE NO 9-24 – TO AUTHORIZE THE OHIO DEPARTMENT OF TRANSPORTATION TO REVIEW AND APPROVE A POSTED SPEED LIMIT OF 35 MPH ON STATE ROUTE 254 \(DETROIT ROAD\) FROM SLM 4.61 \(0.12 MILES WEST OF HAYES STREET\) TO SLM 6.63 \(MIDDLETON ROAD\)](#)
The Clerk will read Ordinance No. 9-24 by title only.
Motion to suspend the rules and act on Ordinance No. 9-24. 1. 2.

- Motion to adopt Ordinance No. 9-24. 1. 2.
14. [ORDINANCE NO. 10-24](#) – TO AUTHORIZE THE OHIO DEPARTMENT OF TRANSPORTATION TO REVIEW AND APPROVE A POSTED SPEED LIMIT OF 40 MPH ON STATE ROUTE 254 (DETROIT ROAD) FROM SLM 6.63 (MIDDLETON ROAD) TO SLM 8.82 (LORAIN/CUYAHOGA COUNTY LINE)
The Clerk will read Ordinance No. 10-24 by title only.
Motion to suspend the rules and act on Ordinance No. 10-24. 1. 2.
- Motion to adopt Ordinance No. 10-24. 1. 2.
15. [ORDINANCE NO. 11-24](#) – TO AWARD A BID AND ENTER INTO A JOINT CONSTRUCTION PROJECT WITH AVON LAKE REGIONAL WATER FOR THE MILLER ROAD WATER MAIN IMPROVEMENT PROJECT
The Clerk will read Ordinance No. 11-24 by title only.
Motion to suspend the rules and act on Ordinance No. 11-24. 1. 2.
- Motion to adopt Ordinance No. 11-24. 1. 2.
16. [ORDINANCE NO. 12-24](#) – TO AMEND THE SPECIAL USE PERMIT GRANTED TO B & L TRIO PROPERTIES, LLC (MISENICK FUNERAL HOME, LESSEE) TO ALLOW CONSTRUCTION OF A SIX (6) FOOT FENCE ALONG THE PROPERTY LINE AT 36363 DETROIT ROAD
The Clerk will read Ordinance No. 12-24 by title only.
Motion to suspend the rules and act on Ordinance No. 12-24. 1. 2.
- Motion to adopt Ordinance No. 12-24. 1. 2.
17. [ORDINANCE NO. 13-24](#) – TO ACCEPT IMPROVEMENTS IN CONCORD VILLAGE NO 3, FOR THE CONSTRUCTION/INSTALLATION OF PUBLIC UTILITIES CONSISTING OF PUBLIC WATERLINE AND ALL APPURTENANCES THERETO
The Clerk will read Ordinance No. 13-24 by title only.
Motion to suspend the rules and act on Ordinance No. 13-24. 1. 2.
- Motion to adopt Ordinance No. 13-24. 1. 2.
18. [RESOLUTION NO. R-5-24](#) – TO APPROVE, WITH MODIFICATION, THE RENEWAL APPLICATION MADE BY JAMES E. AND MARY C. BRADY, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 3332 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-105-063, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT
The Clerk will read Resolution No. R-5-24 by title only.
Motion to suspend the rules and act on Resolution No. R-5-24. 1. 2.
- Motion to adopt Resolution No. R-5-24. 1. 2.
19. [RESOLUTION NO. R-6-24](#) – TO APPROVE WITH MODIFICATION THE RENEWAL APPLICATION MADE BY ROY E. MILLER, TRUSTEE, TO HAVE CERTAIN LAND OWNED BY HIM LOCATED ON CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-107-015, CONSISTING OF 0.2 ACRES AND AT 3041 CENTER ROAD, PERMANENT PARCEL NO. 10-04-00-014-107-016, CONSISTING OF 30.63 ACRES, DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT
The Clerk will read Resolution No. R-6-24 by title only.
Motion to suspend the rules and act on Resolution No. R-6-24. 1. 2.
- Motion to adopt Resolution No. R-6-24. 1. 2.

20. RESOLUTION NO. R-7-24 – 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 will read Resolution No. R-7-24 by title only.
Motion to suspend the rules and act on Resolution No. R-7-24. 1. 2.
- Motion to adopt Resolution No. R-7-24. 1. 2.
21. RESOLUTION NO. R-8-24 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 2 (THE AVON ISLE, THE COMMUNITY CENTER, AVON CEMETERY, STATE ROUTE 83 RIGHT-OF-WAY IN THE NORTHWEST QUADRANT OF 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 Resolution No. R-8-24 by title only.
Motion to suspend the rules and act on Resolution No. R-8-24. 1. 2.
- Motion to adopt Resolution No. R-8-24. 1. 2.
22. RESOLUTION NO. R-9-24 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 3 (SCHWARTZ ROAD PARK)
The Clerk will read Resolution No. R-9-24 by title only.
Motion to suspend the rules and act on Resolution No. R-9-24. 1. 2.
- Motion to adopt Resolution No. R-9-24. 1. 2.
23. RESOLUTION NO. R-10-24 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 4 (VETERANS MEMORIAL PARK AND ITS ENTRANCE WAY UP TO DETROIT ROAD)
The Clerk will read Resolution No. R-10-24 by title only.
Motion to suspend the rules and act on Resolution No. R-10-24. 1. 2.
- Motion to adopt Resolution No. R-10-24. 1. 2.
24. RESOLUTION NO. R-11-24 – 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 will read Resolution No. R-11-24 by title only.
Motion to suspend the rules and act on Resolution No. R-11-24. 1. 2.
- Motion to adopt Resolution No. R-11-24. 1. 2.
25. RESOLUTION NO. R-12-24 – TO ADVERTISE FOR BIDS FOR AVON PARKS MOWING CONTRACT NO. 6 (EAGLE POINT PARK AND ITS ENTRANCE WAY UP TO DETROIT ROAD)
The Clerk will read Resolution No. R-12-24 by title only.
Motion to suspend the rules and act on Resolution No. R-12-24. 1. 2.
- Motion to adopt Resolution No. R-12-24. 1. 2.
26. 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:

27. ADJOURN:
Motion to adjourn the Regular Meeting of Council

1.

2.