

**PUBLIC HEARINGS
AVON CITY COUNCIL
MONDAY, SEPTEMBER 9, 2024**

7:15 P.M. – ORDINANCE NO. 75-24 - AN ORDINANCE 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 THE 2.58 ACRE PARCEL OF LAND LOCATED ON DETROIT ROAD, NEAR JAYCOX (ACROSS FROM MARTIN’S DELI), PERMANENT PARCEL NO. 10-04-00-022-102-083 FROM R-1 SINGLE-FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD BUSINESS DISTRICT (WASILKO)

Mr. Fischer opened the Public Hearing for Ordinance No. 75-24 at 7:15 p.m.

Mr. Fischer explained that all of City Council and the Clerk received a letter from an abutting property owner about this rezoning request who wished to provide comments, but he was unable to attend the public hearing. Mr. Fischer requested the Clerk read the letter into the record.

The Clerk read the letter as follows:

To: Barbara Brooks, Clerk of Council
Re: Notice of Public Hearing for Ordinance No. 75-24

I am concerned that the Proposed rezoning to commercial would create significant traffic and safety problems.

My house and driveway are on the parcel east of the property proposed to be rezoned and when the light at Jaycox is red the west bound traffic on Detroit backs up past my driveway during most of the day. At various times during the day, cars back up to Joseph street. My neighbors to the east also complain about not being able to get out as well.

I believe cars entering and exiting the proposed commercial property would experience the same problem, add to the congestion, and cause traffic to back up in both east and west bound lanes.

In addition, Detroit road is curved in this area which prevents me from seeing cars coming from the west when the traffic backs up. If someone is kind enough to stop and let me out, I cannot see oncoming traffic from the west and have to risk getting hit by this east bound traffic.

Will you consider doing a traffic study before approving a change to commercial zoning?

Finally, as a lifelong Avon resident I understand that commercial is good for the city but it saddens me to see it encroaching on residential areas with its unavoidable traffic, noise, and light pollution when there is still plenty of existing commercial land available along Chester and other areas that were well planned out by the city of Avon.

Richard Herbst
Adjacent Property Owner
34710 Detroit Road

There being no further comments the Public Hearing was closed at 7:19 p.m.

7:20 P.M. – ORDINANCE NO. 74-24 – AN ORDINANCE TO AMEND SECTIONS 1222.02, 1270.03, 1270.08, 1280.05, AND 1280.06 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO PROHIBIT CERTAIN USES THEREIN IMMEDIATELY ADJACENT TO OR WITHIN 500 FEET OF DETROIT ROAD

Mr. Fischer opened the Public Hearing for Ordinance No. 74-24 at 7:20 p.m.
There being no comments the Public Hearing was closed at 7:21 p.m.

7:25 P.M. – ORDINANCE NO. 73-24 - AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE SECTION 1270.03 “SCHEDULE OF PERMITTED USES” AND SECTION 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT FOR URGENT CARE CLINICS IN THE C-2 DISTRICT

Mr. Fischer opened the Public Hearing for Ordinance No. 73-24 at 7:25 p.m.
There being no comments the Public Hearing was closed at 7:26 p.m.

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL
OF THE CITY OF AVON, OHIO, HELD MONDAY, SEPTEMBER 9, 2024
IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
AT 7:30 P.M.**

The Chair, Council President Brian Fischer, called the meeting to order and led in the pledge of allegiance.

PRESENT:

Council Members: Council-at-Large Mary Berges; 1st Ward – Jennifer Demaline; 2nd Ward – Dennis McBride; 3rd Ward – Anthony Moore; Council-at-Large Michelle Patton; 4th Ward – Scott Radcliffe; 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

RECOGNITION OF BOB HILL

Mayor Jensen acknowledged that many Council Members remember Mr. Hill for his consistent presence in the Council Chambers over the years. He was instrumental in creating the colorful metal benches with decorative motifs placed throughout the City, as well as the metal surrounds over the planters along Detroit Road. Mayor Jensen emphasized that these contributions were significant to the City.

Tonight, Mayor Jensen wished to honor Bob Hill. Although Bob is currently in a nursing home battling health issues, his wife, Marlene, accepted the award on his behalf. The Mayor praised Bob for his remarkable strength and positive attitude stating that Bob’s enduring spirit and commitment to the community have been an inspiration to many, including himself and City Council.

Mayor Jensen presented a Community Spotlight award to Mrs. Hill for display in the lobby of City Hall and previously arranged for a framed award to be given directly to Bob as a personal keepsake.

Applause was given and pictures were taken with Mayor Jensen, City Council and Marlene Hill holding the award.

Mr. Fischer added that Mr. Hill was one of his very first football coaches as they were both from Lakewood. He said to be honoring Mr. Hill tonight is very special and he wished him Godspeed.

You can read more about Mr. Hill’s Community Spotlight award [here](#).

ADDITIONS/DELETIONS

A motion was made by Mr. McBride and seconded by Ms. Berges to remove agenda item #9 – Ordinance No. 74-24 – “An Ordinance To Amend Sections 1222.02, 1270.03, 1270.08, 1280.05, and 1280.06 of The Codified Ordinances of The City of Avon To Prohibit Certain Uses Therein Immediately Adjacent To or Within 500 Feet of Detroit Road”, and the discussion was:

Mr. Gasior advised he asked Council President Fischer for Ordinance No. 74-24, which relate to refueling stations within 500 feet of Detroit Road, to be removed from the agenda tonight. He said Mr. Radcliffe brought up to him last week that this prohibition could have an impact on restaurants, drug stores and the like that may want to have two or three electric vehicle charging stations in their parking lot as an added incentive for their customers. Mr. Gasior stated taking that scenario into consideration, he asked that Council vote to remove this item from tonight’s agenda. He advised he may have another version of the Ordinance for Council’s consideration at next Monday’s Work Session of Council to be held on Monday, September 16, 2024. Mr. Gasior said his thought is to insert some language in the accessory use category, and they could discuss it further and go from there. He stated he would have something for their consideration next Monday and if everything was acceptable Council could move forward with third reading and consideration of adoption on September 23, 2024.

And the vote was: Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to accept the agenda as amended, and the vote was: Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Fischer, “yes”.

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

MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, AUGUST 5, 2024

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 Monday, August 5, 2024, and to approve said minutes as published, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY, AUGUST 12, 2024

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, August 12, 2024, and to approve said minutes as published, and the vote was: Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

ORDINANCE NO. 73-24 – TO AMEND THE PLANNING AND ZONING CODE SECTION 1270.03 “SCHEDULE OF PERMITTED USES” AND SECTION 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT FOR URGENT CARE CLINICS IN THE C-2 DISTRICT

The Clerk read Ordinance No. 73-24 by title only, entitled:

**AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE
SECTION 1270.03 “SCHEDULE OF PERMITTED USES” AND SECTION 1280.05
MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-
RESIDENTIAL DISTRICTS TO REQUIRE A SPECIAL USE PERMIT
FOR URGENT CARE CLINICS IN THE C-2 DISTRICT**

The Chair declared this to be the third of three readings of Ordinance No. 73-24.

A motion was made by Mr. McBride and seconded by Mr. Moore to adopt Ordinance No. 73-24, and the vote was: Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

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

~~ORDINANCE NO. 74-24 – TO AMEND SECTIONS 1222.02, 1270.03, 1270.08, 1280.05, AND 1280.06 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON TO PROHIBIT CERTAIN USES THEREIN IMMEDIATELY ADJACENT TO OR WITHIN 500 FEET OF DETROIT ROAD~~

This item was removed from the agenda.

ORDINANCE NO. 75-24 – 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 THE 2.58 ACRE PARCEL OF LAND LOCATED ON DETROIT ROAD, NEAR JAYCOX (ACROSS FROM MARTIN’S DELI), PERMANENT PARCEL NO. 10-04-00-022-102-083 FROM R-1 SINGLE-FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD BUSINESS DISTRICT (WASILKO)

The Clerk read Ordinance No. 75-24 by title only, entitled:

AN ORDINANCE 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 THE 2.58 ACRE PARCEL OF LAND LOCATED ON DETROIT ROAD, NEAR JAYCOX (ACROSS FROM MARTIN'S DELI), PERMANENT PARCEL NO. 10-04-00-022-102-083 FROM R-1 SINGLE-FAMILY RESIDENTIAL TO C-1 NEIGHBORHOOD BUSINESS DISTRICT (WASILKO)

The Chair declared this to be the third of three readings of Ordinance No. 75-24.

A motion was made by Mr. McBride and seconded by Mr. Moore to adopt Ordinance No. 75-24, and the discussion was:

Since the letter provided by Mr. Herbst was received and read into the record earlier tonight, Mayor Jensen wanted to advise Council that it is going to be very important, if this legislation passes that the City look at where the entrance will be located, and he noted that the City will not look kindly on adding a separate drive. He felt there would need to be some sort of agreement in place regarding the use of an existing drive that connects and try to work with both of those landowners. Mayor Jensen agreed it would be difficult if another curb cut was made in that area so the City will be working with both of those landowners to try to reach an agreement that benefits everyone and to remain cognizant of the housing along that area as well.

And the vote was: Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Fischer, "yes".

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

ORDINANCE NO. 82-24 – TO AMEND SECTION 206.02 OF THE CODIFIED ORDINANCES OF THE CITY OF AVON DELINEATING WARD BOUNDARIES

The Clerk read Ordinance No. 82-24 by title only, entitled:

**AN ORDINANCE TO AMEND SECTION 206.02 OF
THE CODIFIED ORDINANCES OF THE CITY OF
AVON DELINEATING WARD BOUNDARIES**

The Chair declared this to be the first of three readings of Ordinance No. 82-24.

ORDINANCE NO. 83-24 – TO AUTHORIZE A DEVELOPER'S AGREEMENT WITH ODG AVON I, LLC FOR THE CONSTRUCTION OF PUBLIC IMPROVEMENTS, TO WIT: A ONE THOUSAND FOOT EXTENSION OF AVON COMMERCE PARKWAY FROM ITS CURRENT EASTERN TERMINUS

The Clerk read Ordinance No. 83-24 by title only, entitled:

**AN ORDINANCE TO AUTHORIZE A DEVELOPER'S AGREEMENT
WITH ODG AVON I, LLC FOR THE CONSTRUCTION OF PUBLIC
IMPROVEMENTS, TO WIT: A ONE THOUSAND FOOT EXTENSION OF AVON
COMMERCE PARKWAY FROM ITS CURRENT EASTERN TERMINUS
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. 83-24, and the vote was: Ms. Berges, "yes"; Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Mr. Fischer, "yes".

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 83-24, and the vote was: Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mr. Fischer, "yes".

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

ORDINANCE NO. 84-24 – TO AMEND AND SUPPLEMENT APPROPRIATIONS

The Clerk read Ordinance No. 84-24 by title only, entitled:

**AN ORDINANCE TO AMEND AND SUPPLEMENT
APPROPRIATIONS ORDINANCE NO. 120-23
AND DECLARING AN EMERGENCY**

A motion was made by Mr. McBride and seconded by Mr. Moore to suspend the rules and act on Ordinance No. 84-24, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 84-24, and the vote was: Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

ORDINANCE NO. 85-24 – TO ACCEPT THE TENTATIVE AGREEMENT IN THE
MATTER OF THE CITY OF AVON AND THE FRATERNAL ORDER OF POLICE, OHIO
LABOR COUNCIL, INC., (FOP/OLC), (DISPATCHERS), SERB CASE NO: 2023-MED-12-
1132

The Clerk read Ordinance No. 85-24 by title only, entitled:

**AN ORDINANCE TO ACCEPT THE TENTATIVE AGREEMENT IN
THE MATTER OF THE CITY OF AVON AND THE FRATERNAL
ORDER OF POLICE, OHIO LABOR COUNCIL, INC., (FOP/OLC),
(DISPATCHERS), SERB CASE NO: 2023-MED-12-1132
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. 85-24, and the vote was: Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Ordinance No. 85-24, and the vote was: Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-21-24 – TO ADVERTISE FOR BIDS FOR THE AVON COMMERCE
PARKWAY EXTENSION PROJECT

The Clerk read Resolution No. R-21-24 by title only, entitled:

**A RESOLUTION TO ADVERTISE FOR BIDS FOR THE
AVON COMMERCE PARKWAY EXTENSION 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-21-24, and the vote was: Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Resolution No. R-21-24, and the vote was: Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mr. Fischer, “yes”.

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

RESOLUTION NO. R-22-24 – SUPPORTING THE SUBMISSION OF AN OHIO PUBLIC WORKS COMMISSION (OPWC) STATE ISSUE ONE FUNDING APPLICATION FOR THE DETROIT ROAD WIDENING PROJECT AT THE AVON HIGH SCHOOL WESTERN ENTRANCE

The Clerk read Resolution No. R-22-24 by title only, entitled:

A RESOLUTION SUPPORTING THE SUBMISSION OF AN OHIO PUBLIC WORKS COMMISSION (OPWC) STATE ISSUE ONE FUNDING APPLICATION FOR THE DETROIT ROAD WIDENING PROJECT AT THE AVON HIGH SCHOOL WESTERN ENTRANCE 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-22-24, and the vote was: Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. Fischer, “yes”.

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

A motion was made by Mr. McBride and seconded by Mr. Radcliffe to adopt Resolution No. R-22-24, and the vote was: Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Fischer, “yes”.

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

REPORTS AND COMMENTS

MAYOR JENSEN advised a couple of months ago, the part-time Accounts Payable Clerk position was vacated, and the Finance Department has been trying to fill that position as a group. He said they are finding it more difficult to keep doing that with how busy they are so, the City is actively looking to fill the part-time Accounts Payable Clerk position. Mayor Jensen stated he hoped to report to Council in a few weeks of a new hire to fill that role.

COUNCIL MEMBERS:

MS. BERGES, AT LARGE, had no comments.

MRS. DEMALINE, WARD 1, advised she would like to talk about the 2025 Sidewalk Program. She felt the 2024 Sidewalk Program had a late start for which she takes ownership of as the Chair of the Service Committee. Mrs. Demaline said she would like to avoid that kind of delay for the 2025 program, and she was wondering when the City might be prepared to have a Service Committee Meeting to discuss that topic.

Mayor Jensen advised he felt over the course of the next two months, they should get that started. He said he would meet with Mr. Cummins this week to discuss the proposed 2025 Sidewalk Program and try to determine a good time to set a Service Committee Meeting that fits within everyone’s schedule.

Mrs. Demaline advised her preference would be early October since time slips away quickly.

MR. McBRIDE, WARD 2, had no comments.

MR. MOORE, WARD 3, had no comments.

MS. PATTON, AT LARGE, advised she knows there has been some interest in the community in getting some solid surfacing at Every Child’s Playground to make it more accessible. She asked if there is an update on that situation.

Mayor Jensen advised as Council was aware, there was some new playground equipment installed at Every Child’s Playground this past year with the little houses. He said the City changed the surface around the little houses from mulch to more of a turf surface. Mayor Jensen stated updating the surface at that playground is on the City’s list of things to do. He advised he is meeting with the Recreation Coordinator and her staff this Friday to discuss adding a couple more pieces of equipment at that playground over the next year making sure it is a turf surface or

something that would be handicap accessible. Mayor Jensen said then the following year, they will look at replacing the existing mulch area. He advised it is difficult as the budget is set by Council as to how much money can be spent. Mayor Jensen said resurfacing the area where the swings are located, and the area mentioned in the email from an Avon resident, is close to \$300,000 to resurface. He stated that replacement cost takes away the ability to do other projects for that year. Mayor Jensen advised they are hopeful that doing it a little at a time will be a good solution. He said there is also a playground at Schwartz Road Park, Veterans Memorial Park, among other areas and they need to find funding for all these projects. Mayor Jensen stated it is the City's intention at some point to resurface that area at Every Child's Playground. He advised when he talked to the person who wrote that letter, her child has a disability where she is unable to get her child to the swing set and the City is looking at putting an ADA compliant or an all-inclusive adaptive swing in a separate area that would be more accessible. Mayor Jensen mentioned other equipment that are accessible for those with disabilities such as the teeter totter and the merry-go-round at Every Child's Playground and the City is looking at installing a swing closer to those accessible pieces of equipment and it would have a concrete surface. He reminded them to keep in mind that the budget is limited and that they want to do as much as they can with the money that the Parks and Recreation Department is allotted each year.

Ms. Patton thanked Mayor Jensen.

MR. RADCLIFFE, WARD 4, advised he knows there is some construction going on off Schwartz Road with new housing. He said the trucks driving back and forth are throwing a lot of rocks and gravel. Mr. Radcliffe asked if someone from the City could reach out to those contractors and remind them that they need to keep that loose gravel from falling onto the main road that was just resurfaced.

Mr. Streator advised he would contact those contractors in the morning.

MR. FISCHER, AT LARGE, had no comments.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER, had no comments.

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

MR. GASIOR, LAW DIRECTOR, had no comments.

MR. PRESLEY, FINANCE DIRECTOR, had no comments.

MR. STREATOR, SAFETY DIRECTOR/PUBLIC SERVICE DIRECTOR, advised on Wednesday, September 11, 2024, there would be a ceremony in remembrance of September 11, 2001, noting that the City will be doing a condensed version this year. He said there will be a flag lowering ceremony at 7:00 a.m. at the Veterans Memorial located behind the Fire Station. Mr. Streator stated it will be a quick ceremony remembering the terrible events that occurred 23 years ago.

Mr. Fischer asked what Mr. Streator meant by a condensed ceremony.

Mr. Streator explained the Avon High School students were not scheduled to be part of the ceremony this year so it will be a shortened program.

AUDIENCE COMMENTS:

There were no comments from the audience members.

EXECUTIVE SESSION: 7:53 p.m.

A motion was made Mr. McBride and seconded by Mrs. Demaline to Enter into Executive Session for the Purpose of Discussing Pending and Imminent Litigation, and for the Purpose of Discussing the Purchase of Real Estate inviting Mayor Jensen, Mr. Gasior, Mr. Cummins, Ms. Fechter, Mr. Presley and Mr. Streator, and the vote was: Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mrs. Demaline, "yes"; Mr. McBride, "yes"; Mr. Moore, "yes"; Mr. Fischer, "yes".

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

RECONVENE: 8:01 p.m.

A motion was made Mr. McBride and seconded by Ms. Berges to Reconvene the Regular Meeting of Council, and the vote was: Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Fischer, “yes”.

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

ADJOURN: 8:02 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: Ms. Berges, “yes”; Mrs. Demaline, “yes”; Mr. McBride, “yes”; Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Mr. Fischer, “yes”.

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

PASSED: _____

SIGNED BY: _____
Brian Fischer, President of Council

ATTEST: _____
Barbara J. Brooks, Clerk of Council