PUBLIC HEARING
MONDAY, JANUARY 26, 2026

7:25 P.M. – RESOLUTION NO. R-3-26 – A RESOLUTION TO APPROVE WITH MODIFICATION THE NEW APPLICATION MADE BY DONALD & ANGELINE BURGE, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 37180 CHESTER ROAD, PPN NOS. 04-00-009-000-024 AMD 04-00-009-000-025, CONSISTING OF 20 ACRES DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT

Council President Fischer opened the Public Hearing for Resolution No. R-3-26 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, JANUARY 26, 2026 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 – Anne Marie Etienne; 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 Streator; Clerk of Council – Barbara Brooks

CORRESPONDENCE

1. Mayor Jensen recognized the Little League parents, players and coaches in attendance saying that he appreciated their presence, acknowledging the efforts of the volunteers who make the Little League successful in Avon. He expressed his gratitude for their significant contribution to the community, emphasizing the positive impact they have on both boys and girls participating in the League. Mayor Jensen also highlighted the collaboration with the City of Avon and other partners, such as Ford Motor Company, which enables community-based projects and developments. He encouraged continued cooperation and support for initiatives that benefit the City's youth and commended the turnout at the meeting, especially on a cold evening.

   Mike Burcewicz of 3008 Clearbrook Drive and lead representative of the Avon Little League organization presented Mayor Jensen and City Council with a check for $75,000 donated to the Little League organization by the Ford Motor Company to use toward upgrading the Little League Park inside Veterans Park with lights and batting cages. Group photos were taken with the Mayor, City Council and all those in attendance representing the Avon Little League.

2. The Clerk reported she received three requests from the Ohio Division of Liquor Control:

   - A Transfer of Ownership (TRFO) from In Forno Studio LLC to In Forno Pizza Studio LLC at 35840 Chester Road, Unit D for D3, D2, and D1 liquor licenses.
   - A NEW liquor license request for The Big Show, LTD, Nelly Belly, at 1010 Center Road for D5 and D6 liquor licenses.
   - A NEW liquor license request for Alora Nail Bar Inc., at 35860 Detroit Road for a D2 liquor license.

There were no comments and no requests for a hearing were made.

MINUTES OF THE WORK SESSION OF COUNCIL HELD MONDAY, JANUARY 5, 2026

A motion was made by Mr. Radcliffe and seconded by Mr. Moore to dispense with the reading of the minutes of the Work Session of Council held Monday, January 5, 2026, and to approve said minutes as published, and the vote was: Ms. Berges, "yes"; Mrs. Demaline, "yes"; Ms. Etienne, "yes"; Mr. Moore, "yes"; Mr. Radcliffe, "yes"; Ms. Patton, "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, JANUARY 12, 2026

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to dispense with the reading of the minutes of the Regular Meeting of Council held Monday, January 12, 2026, and to approve said minutes as published, and the vote was: Mrs. Demaline, "yes"; Ms. Etienne, "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. 112-25 – 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 A 5.09 ACRE PARCEL OF LAND LOCATED ON THE NORTHWEST CORNER OF NAGEL & CHESTER, PPN: 04-00-021-000-264 FROM M-1 GENERAL INDUSTRIAL TO C-4/M-1 GENERAL BUSINESS DISTRICT OVERLAY/GENERAL INDUSTRIAL DISTRICTS

The Clerk read Ordinance No. 112-25 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 A5.09 ACRE PARCEL OF LAND LOCATED ON THE NORTHWEST CORNER OF NAGEL & CHESTER, PPN 04-00-021-000-264 FROM M-1 GENERAL INDUSTRIAL TO C-4/M-1 GENERAL BUSINESS DISTRICT OVERLAY/GENERAL INDUSTRIAL DISTRICTS

A motion was made by Mr. Radcliffe and seconded by Ms. Berges to adopt Ordinance No. 112-25, and the vote was: Ms. Etienne, "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.

ORDINANCE NO. 2-26 – TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1264.07(f) – ADDITIONAL REGULATIONS FOR ATTACHED SINGLE-FAMILY DWELLINGS, 1264.08(e) – ADDITIONAL REGULATIONS FOR MULTI-FAMILY DWELLINGS, AND SECTION 1292.14(c) – IMPROVEMENT AND MAINTENANCE STANDARDS AS THEY RELATE TO ILLUMINATION ON PEDESTRIAN PATHS AND OPEN AREAS

The Clerk read Ordinance No. 2-26 by title only, entitled:

AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1264.07(f) – ADDITIONAL REGULATIONS FOR ATTACHED SINGLE-FAMILY DWELLINGS, 1264.08(e) – ADDITIONAL REGULATIONS FOR

MULTI-FAMILY DWELLINGS, AND SECTION 1292.14(c) – IMPROVEMENT AND MAINTENANCE STANDARDS AS THEY RELATE TO ILLUMINATION ON PEDESTRIAN PATHS AND OPEN AREAS

The Chair declared this to be the second of three readings of Ordinance No. 2-26.
A Public Hearing will be held on Monday, February 9, 2026, at 7:25 p.m.

ORDINANCE NO. 4-26 – TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1222.02 DEFINITIONS, 1270.03(b)(12), SCHEDULE OF PERMITTED USES, 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS, AND 1280.06(nn) TO REQUIRE A SPECIAL USE PERMIT FOR ANIMAL BOARDING IN THE M-1 DISTRICT
The Clerk read Ordinance No. 4-26 by title only, entitled:

AN ORDINANCE TO AMEND THE PLANNING AND ZONING CODE SECTIONS 1222.02 DEFINITIONS, 1270.03(b)(12), SCHEDULE OF PERMITTED USES, 1280.05 MINIMUM LOT AND YARD REGULATIONS FOR SPECIAL USES IN NON-RESIDENTIAL DISTRICTS, AND 1280.06(nn) TO REQUIRE A SPECIAL USE PERMIT FOR ANIMAL BOARDING IN THE M-1 DISTRICT

The Chair declared this to be the second of three readings of Ordinance No. 4-26.
A Public Hearing will be held on Monday, February 9, 2026, at 7:20 p.m.

Ms. Fechter explained that the legislation has been updated since the previous presentation. Changes included adding a definition of animal boarding, removing animal boarding from the C-4 zoning district (which previously had a 5-acre requirement and 300-foot setback), and creating a separate line item for animal boarding in the M-1 zoning district without acreage requirements or setbacks. The parking requirements were also updated. Ms. Fechter invited Council to review the changes and provide feedback at their next meeting.

ORDINANCE NO. 6-26 – TO AMEND AND SUPPLEMENT APPROPRIATIONS ORDINANCE NO. 106-25
The Clerk read Ordinance No. 6-26 by title only, entitled:

AN ORDINANCE TO AMEND AND SUPPLEMENT APPROPRIATIONS ORDINANCE NO. 106-25 AND DECLARING AN EMERGENCY

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to suspend the rules and act on Ordinance No. 6-26, and the vote was: Mr. Moore, “yes”; Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Ms. Etienne, “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. Radcliffe and seconded by Mr. Moore to adopt Ordinance No. 6-26, and the vote was: Ms. Patton, “yes”; Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Ms. Etienne, “yes”; Mr. Moore, “yes”; Mr. Fischer, “yes”.

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

ORDINANCE NO. 7-26 – AUTHORIZING THE CITY TO RETAIN TRUAX LAW GROUP TO REPRESENT THE CITY IN ALL MATTERS RELATED TO THE CONSTRUCTION OF A 2ND FIRE STATION

The Clerk read Ordinance No. 7-26 by title only, entitled:

AN ORDINANCE AUTHORIZING THE CITY TO RETAIN TRUAX LAW GROUP TO REPRESENT THE CITY IN ALL MATTERS RELATED TO THE CONSTRUCTION OF A 2ND FIRE STATION AND DECLARING AN EMERGENCY

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to suspend the rules and act on Ordinance No. 7-26, and the vote was: Mr. Radcliffe, “yes”; Ms. Berges, “yes”; Mrs. Demaline, “yes”; Ms. Etienne, “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.

A motion was made by Mr. Radcliffe and seconded by Mr. Moore to adopt Ordinance No. 7-26, and the vote was: Ms. Berges, “yes”; Mrs. Demaline, “yes”; Ms. Etienne, “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.

ORDINANCE NO. 8-26 – AUTHORIZING THE HIRING OF PERSPECTUS TO PROVIDE BASIC ARCHITECTURAL SERVICES IN PREPARATION FOR THE CONSTRUCTION OF A NEW FIRE STATION (NO. 2) TO BE LOCATED AT MIDDLETON ROAD AND PENDLETON COURT

The Clerk read Ordinance No. 8-26 by title only, entitled:

AN ORDINANCE AUTHORIZING THE HIRING OF PERSPECTUS TO PROVIDE BASIC ARCHITECTURAL SERVICES IN PREPARATION FOR THE CONSTRUCTION OF A NEW FIRE STATION (NO. 2) TO BE LOCATED AT MIDDLETON ROAD AND PENDLETON COURT AND DECLARING AN EMERGENCY

A motion was made by Mr. Radcliffe and seconded by Ms. Berges to suspend the rules and act on Ordinance No. 8-26, and the vote was: Mrs. Demaline, “yes”; Ms. Etienne, “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.

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to adopt Ordinance No. 8-26, and the vote was: Ms. Etienne, “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.

RESOLUTION NO. R-3-26 – TO APPROVE WITH MODIFICATION THE NEW APPLICATION MADE BY DONALD & ANGELINE BURGE, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 37180 CHESTER ROAD, PPN NOS. 04-00-009-000-024 AND 04-00-009-000-025, CONSISTING OF 20 ACRES DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT

The Clerk read Resolution No. R-3-26 by title only, entitled:

A RESOLUTION TO APPROVE WITH MODIFICATION THE NEW APPLICATION MADE BY DONALD & ANGELINE BURGE, TO HAVE CERTAIN LAND OWNED BY THEM LOCATED AT 37180 CHESTER ROAD, PPN NOS. 04-00-009-000-024 AND 04-00-009-000-025, CONSISTING OF 20 ACRES DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT AND DECLARING AN EMERGENCY

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to suspend the rules and act on Resolution No. R-3-26, and the vote was: Mr. Moore, "yes"; Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mrs. Demaline, "yes"; Ms. Etienne, "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. Radcliffe and seconded by Mr. Moore to adopt Resolution No. R-3-26, and the vote was: Ms. Patton, "yes"; Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mrs. Demaline, "yes"; Ms. Etienne, "yes"; Mr. Moore, "yes"; Mr. Fischer, "yes".

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

RESOLUTION NO. R-4-26 – OPPOSING FIRST ENERGY'S REQUEST TO THE PUBLIC UTILITIES COMMISSION OF OHIO FOR LONGER RESTORATION TIMES FOR CITY OF AVON RESIDENTS

The Clerk read Resolution No. R-4-26 by title only, entitled:

A RESOLUTION APPOSING FIRST ENERGY'S REQUEST TO THE PUBLIC UTILITIES COMMISSION OF OHIO FOR LONGER RESTORATION TIMES FOR CITY OF AVON RESIDENTS AND DECLARING AN EMERGENCY

A motion was made by Mr. Radcliffe and seconded by Ms. Berges to suspend the rules and act on Resolution No. R-4-26, and the vote was: Mr. Radcliffe, "yes"; Ms. Berges, "yes"; Mrs. Demaline, "yes"; Ms. Etienne, "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.

A motion was made by Mr. Radcliffe and seconded by Ms. Etienne to adopt Resolution No. R-4-26, and the vote was: Ms. Berges, "yes"; Mrs. Demaline, "yes"; Ms. Etienne, "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.

REPORTS AND COMMENTS

MAYOR JENSEN thanked the Ford Motor Company for working cooperatively with the City of Avon and expressed appreciation for their confidence in the City by their donation. He also thanked the Avon Little League volunteers for their service to the children in the community, noting the impressive number of boys and girls served by the organization.

The Mayor encouraged Council Members to contact him directly with their Ward concerns and goals before involving the Law Director or City Engineer to save costs. He mentioned that some Council Members already meet with him regularly to discuss issues.

Mayor Jensen concluded by thanking the snowplow crews who had been working throughout the weekend to clear roads. He noted they may only get a few hours of rest before continuing their work and expressed pride in their efforts.

COUNCIL MEMBERS:

MS. BERGES, AT LARGE, echoed the Mayor's comments about the Little League, expressing appreciation for the volunteers and the attendees who came despite the cold weather.

She called attention to the Traxler Family Arboretum Education Center model on display in the lobby, created by long-time Avon resident Mr. Paul Burik, retired architect, which shows the proposed design with a removable roof to see the interior layout.

Ms. Berges reported that according to the Chronicle, a chart of the Lorain County property taxes would decrease for Avon property owners by $44.25 for each $100,000 of home valuation, which she noted was significant as most communities were seeing increases.

She concluded by thanking the snowplow operators for their hard work since November, emphasizing the importance of their service in keeping streets safely passable.

MRS. DEMALINE, WARD 1, shared the same sentiments regarding the Little League and acknowledged the sacrifices made by snowplow operators, noting that her spouse is a municipal employee in another City who works in snowplow operations.

She announced a meet and greet with Council Members at the Avon Library on Thursday and she also requested a Service Committee Meeting on Monday, February 2, at 6:30 p.m. to discuss the 2026 sidewalk program and to gain a better understanding of the City's process for fiber companies pulling permits, referring to last week's conversation with Ripple Fiber.

MS. ETIENNE, WARD 2, expressed her appreciation for the Little League attendance at the meeting as she was once a D1 softball player and she asked Mr. Streator to thank the road crews for the excellent condition of the streets during the recent snowfall.

MR. MOORE, WARD 3, congratulated the Little League and thanked Mr. Cummins for his work with Ford Motor Company. He expressed appreciation for the partnership between the organizations.

MS. PATTON, AT LARGE, congratulated the Little League on securing funding for lights and agreed that the street crews did an excellent job clearing the main arteries.

MR. RADCLIFFE, WARD 4, expressed appreciation for the cooperation between the Little League, the City, and the Ford Motor Company, noting that such partnerships make the community great. He also commended the work done on the streets over the weekend and announced he would not be present at the February 9th voting meeting due to work travel.

MR. FISCHER, AT LARGE, concurred with the previous comments, congratulating Little League, thanking Ford Motor Company, and expressing gratitude to the road crews for their excellent work.

DIRECTORS/ADMINISTRATION:

MR. CUMMINS, CITY ENGINEER, had nothing to report.

MS. FECHTER, PLANNING/ECONOMIC DEVELOPMENT COORDINATOR, reminded Council that Qdoba on Detroit Road next to Jersey Mike's is now open, with a Grand Opening/Ribbon Cutting ceremony scheduled for Saturday, January 31st at noon.

MR. GASIOR, LAW DIRECTOR, had nothing to report.

MR. PRESLEY, FINANCE DIRECTOR, had nothing to report.

MR. STREATOR, SAFETY DIRECTOR/PUBLIC SERVICE DIRECTOR, thanked Council for their comments about the snow removal efforts and said he would pass the appreciation along to his team. He noted that they were still working within subdivisions and side streets, and while melting snow might create slush, they would continue working to clear all areas, though it might not be bare pavement for some time.

AUDIENCE COMMENTS:

There were no public comments made from those in the audience.

ADJOURN: 7:56 p.m.
A motion was made by Mr. Radcliffe and seconded by Mrs. Demaline to Adjourn the Regular Meeting of Council, and the vote was: Mrs. Demaline, “yes”; Ms. Etienne, “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.

PASSED:______________________________

SIGNED BY:________________________________
Brian Fischer, President of Council

ATTEST: _______________________________
Barbara J. Brooks, Clerk of Council