

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JULY 21, 2003**

CALL TO ORDER: 8:00 P.M.

President of Council David Gillock: I would like to call this regular meeting of the North Ridgeville City Council to order. Would you please stand for the Invocation and Pledge of Allegiance.

INVOCATION: lead by Council Member Nancy Buescher.

PLEDGE OF ALLEGIANCE: by all.

CALLING OF THE ROLL - ROLL CALL:

Present were Council Members Nancy Buescher, Allen Swindig, Josanne Pagel, Bob Olesen, Denny Johnson and President of Council David Gillock.

Absent was Council Member Bernadine Butkowski.

Also, present were Mayor Deanna Hill, Safety-Service Director Jim Johnson, Law Director Eric Zagrans was represented by Assistant Law Director Toni Morgan, Engineer Larry Griffith, Auditor Chris Costin and Clerk of Council Chuck Norris.

MINUTES - Corrections and Approval:

President Gillock: You have before you the
Public Hearing Minutes of July 7, 2003 regarding the 2004 Budget
motion to approve by Olesen, 2nd by Johnson

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Minutes are approved by a vote of six, zero.

President Gillock:

Regular Council Minutes of July 7, 2003
motion to approve by Johnson, 2nd by Olesen

President Gillock: Are there any corrections or additions? If not, please call the vote.

Yes, 6 No, 0

Clerk of Council Norris: Minutes are approved by a vote of six to zero.

President Gillock: Please note:

Planning Commission Minutes of special meeting held July 1, 2003; regular meeting of July 8, 2003; and their special meeting of July 8, 2003; and
Board of Zoning & Building Appeals Minutes of regular meeting June 26, 2003

COMMITTEE REPORTS:

Clerk of Council Norris:

FINANCE COMMITTEE REPORT #4203 Members of Council: We have considered the matter of Mildred Street extension and the appropriation of \$9,000.00 to cover the cost of a survey, real estate attorney fees and transfer fees and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Chairperson Bernadine Butkowski, Members Allen C. Swindig and Dennis L. Johnson.
motion by Swindig, 2nd by Johnson to approve

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Report is approved by a vote of six to zero.

QUESTIONS FOR THE FOLLOWING WRITTEN REPORTS:

President Gillock: We have no written reports, this evening, from the administrative. Auditor's report.

AUDITOR'S REPORT:

Auditor's Written Financial Report for June 2003

motion by Swindig, 2nd by Johnson to approve

President Gillock: Is there any discussion in regards to the Auditor's Financial Report? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Report is approved by a vote of six to zero.

President Gillock: Mr. Costin, do you have anything to add to your written report.

Auditor Costin: No comments, Mr. Chairman.

OTHER REPORTS:

President Gillock: Other reports, please note:

Water System Operation Report for June 2003;

Service Department Activity Report for June 30, 2003 through July 13, 2003; and

Fire Department Report for June 2003.

Planning Commission Liaison Report: Regular Meeting of July 8, 2003

APPLICANT: Pulte Homes, Rob Izer; GBC Design, Inc.; Matthew L. Weber,
30575 Bainbridge Road, Solon 44139

OWNER: Sugar Chestnut LLC, 50 Public Square, Cleveland 44113

REQUEST: Final improvement plan for Belton Place at Waterbury PCD

LOCATION: All of Block "M" in Waterbury Subdivision No. 3, R-1 and PCD
Permanent Parcels No. 07-00-035-102-004 and 07-00-035-102-069

PC ACTION: Approved

motion by Olesen, 2nd by Johnson to approve

Page 3

Yes, 6 No, 0

Yes, 6 No, 0

Yes, 6 No, 0

Permanent Parcels No. 07-00-042-000-003 and 07-00-042-000-002

Page 4

Clerk of Council Norris: Report is approved by a vote of six to zero.

Planning Commission Liaison Report: Special Meeting of July 8, 2003

APPLICANT: R. W. Beckett Corporation, 38251 Center Ridge Road,
P. O. Box 1289, Elyria, Ohio 44036

OWNER: Same

REQUEST: Street vacation of Taylor Woods Industrial Parkway from Race Road westerly a distance of approximately 1,260 feet to its westerly terminus, and the property and easements on which the Parkway and related improvements are located, as submitted by Council for Planning Commission consideration/recommendation

LOCATION: Taylor Woods Industrial Parkway property
Permanent Parcel No. 07-00-038-000-094

PC ACTION: Approved contingent upon easement negotiated with the City
motion to approve by Pagel, 2nd by Olesen

Yes, 6 No, 0

Clerk of Council Norris: Report is approved by a vote of six to zero.

OLD BUSINESS:

President Gillock: We have no old business this evening so, we'll move right into new business.

NEW BUSINESS:

Clerk of Council Norris:

T 91-2003	AN ORDINANCE AMENDING SECTION 1294.03(d) OF THE CODIFIED ORDINANCES OF NORTH RIDGEVILLE, RELATING TO DETACHED PRIVATE GARAGE.
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Mayor Hill: Mr. President, I would request that this be referred to committee.

President Gillock: REFER THIS TO BUILDINGS AND LANDS COMMITTEE.

T 92-2003 A RESOLUTION DECLARING IT NECESSARY TO LEVY AN ADDITIONAL
TAX FOR THE PURPOSE OF PROVIDING FOR THE PAYMENT OF
SALARIES OF PERMANENT POLICE PERSONNEL AND PROVIDING AND
MAINTAINING EQUIPMENT USED DIRECTLY IN THE OPERATION OF
THE POLICE DEPARTMENT.

motion by Swindig, 2nd by Pagel to suspend By-Laws to give this a first reading tonight

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
REGULAR MEETING**

JULY 21, 2003

Page 5

President Gillock: Is there any discussion? Please call the roll.

Yes, 4 No, 1 (Johnson) Abstain, 1 (Gillock)

Clerk of Council Norris: Fails by lack of two-thirds majority.

T 93-2003 AN ORDINANCE AMENDING ORDINANCE NO. 3840-2002 REGARDING THE CONSTRUCTION OF A SANITARY SEWER ON CHESTNUT RIDGE ROAD, BY INCREASING THE AMOUNT FROM \$330,000.00 TO \$815,000.00, AND INCLUDING HOMES ON BAINBRIDGE ROAD THAT DO NOT HAVE EXISTING SEWER CONNECTIONS.

motion by Olesen, 2nd by Swindig to suspend By-Laws to give T 93 a first reading

President Gillock: Is there any discussion? Mr. Johnson?

Council Member Johnson: I would like, since the Engineer wasn't here for the first meeting, I'd like for him to expand on other possibilities that might be available to us for the sewer. I realize it's kind of impromptu but, we'd like to hear your expertise on it.

President Gillock: Mr. Griffith, would you like to respond?

Engineer Griffith: There really are no other alternates that would not, eventually, cost the City more money.

Council Member Johnson: What do you mean, eventually?

Engineer Beutler: The only other alternate you have to a gravity flow system is a pumping system and pumping systems you go to only as a last resort because they are a budget eater from the standpoint of maintenance. They can eat you alive from a maintenance standpoint. Any time that you can get a gravity system built, you should build a gravity system.

Council Member Johnson: Mr. President, I'd like to ask the Engineer if he is aware that we have several force mains and lift systems throughout the City. Are you recommending we remove them?

Engineer Griffith: When it becomes possible, absolutely.

Council Member Johnson: From what you're saying, a financial liability right now.

Engineer Griffith: Yes, they are. There are some times when you have no choice. You cannot get that, for example, we are going to be replacing the one at 83 and Center Ridge.

Council Member Johnson: The one that feeds this building.

Engineer Griffith: That's correct. This building would not have a sewer if it weren't for that pump station. At the same time, if we had gravity flow going down Avon Belden Road, we wouldn't have to put up with that pump station. It would be much better dollar wise.

President Gillock: Thank you. Mr. Costin, I mentioned this in the Work Session, my concern is that I don't want to deplete the sewer fund and you mentioned that we could probably sell bonds to finance this. Is that the way we would go?

Auditor Costin: I would recommend that Council approve the issuance of bond anticipation notes of at least 300,000 dollars to be applied to this project so that we'd have that amount of money remaining in the sewer improvement fund. We could pass this project because we have the monies to cover it. If it would be Council's wish, I could have that legislation for you. At your first meeting in August, you would have to pass it promptly.

President Gillock: We don't meet in August.

Auditor Costin: I'm sorry, September you'd have to pass it promptly. Then we could issue the notes to pay 300,000 dollars of this project.

President Gillock: If this passes, then I would ask that you do that and submit it for Council's consideration. Mr. Johnson?

Council Member Johnson: I concur.

President Gillock: Anyone else? We have a motion to suspend By-Laws to give this a first reading. Would you please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

T 94-2003 AN ORDINANCE AMENDING CHAPTER 1046 REGARDING WATER METERS.

T 95-2003 AN ORDINANCE AMENDING AND ADDING A PENALTY SECTION TO NORTH RIDGEVILLE CODIFIED ORDINANCE SECTION 1444.17, GRADING PLAN APPROVAL PRIOR TO BUILDING PERMIT ISSUANCE; SEEDING AND MULCHING; CONFLICTS OF LAWS.

President Gillock: REFERRED TO BUILDINGS AND LANDS COMMITTEE.

T 96-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF GARDNER ESTATES SUBDIVISION FOR APPROVAL AND FOR RECORDING PURPOSES.

T 97-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF STONE CREEK ESTATES SUBDIVISION, PHASE 2, FOR APPROVAL AND FOR RECORDING PURPOSES.

T 98-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF BELTON PLACE AT WATERBURY PCD FOR APPROVAL AND FOR RECORDING PURPOSES.

T 99-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF WINDSOR POINT SUBDIVISION NO. 2 FOR APPROVAL AND FOR RECORDING PURPOSES.

T 100-2003 A RESOLUTION OF SUPPORT FOR ISSUE TWO PROJECT PRIORITIES.

motion by Swindig, 2nd by Olesen to suspend By-Laws to give this a first reading

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

President Gillock: We also have a motion from Mr. Johnson asking that T 100 be amended by substitution with Exhibit A. I would entertain a motion to do this.

motion by Swindig, 2nd by Olesen to amend T 100 by substituting Exhibit A

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

Mayor Hill: Mr. President, I hope that all Council Members got a copy of the introduction of legislation authorizing the Mayor to take bids for refuse collection, solid waste collection. I would appreciate it if that could be added to the agenda tonight.

President Gillock: Would you like to make a motion to suspend By-Laws to add this particular ordinance to the agenda?

motion by Mayor Hill, 2nd by Pagel to address an ordinance in regards to waste collection

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero. It will be T 101.

President Gillock: Will you give it a first reading?

Council Member Pagel: Point of order, Mr. Chairman. I believe you need a motion to suspend By-Laws to have its first reading tonight.

President Gillock: You're correct.

motion by Pagel, 2nd by Swindig to give this a first reading

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

CORRESPONDENCE:

Clerk of Council Norris: There are three items of correspondence before Council this evening.

1) Received notice from the Ohio Department of Commerce, Division of Liquor Control that all permits to sell alcoholic beverages will expire on October 1, 2003 and further explaining the permit process for permit holders and rights of the legislative authority to object and request a hearing.

2) Received a letter from James Wilson, President of LASER Inc. introducing their nonprofit research and education organization and submitting the LASER's 2nd issue of The Contractors Critic.

3) Received a letter from Council Member Bob Olesen asking for Council's support for an amendment in appropriations for the Chestnut Ridge sanitary sewer project due to receiving bids much higher than estimated costs done without boring samples.

LOBBY:

President Gillock: We now come to the lobby portion of our meeting. Anyone is welcome to address Council. We ask that you sign one of the lobby sign-in sheets in the back. You'll be given three minutes and please approach the podium. Anyone wishing to speak is now welcome to do so. No one wishes to we will dispense with the lobby session. We will now recess until 20 till.

RECESS: from 7:26 P.M. until 7:40 P.M.

FIRST READINGS:

Clerk of Council Norris:

T 83-2003 AN ORDINANCE PROVIDING FOR THE VACATION OF TAYLOR WOODS
3932-2003 INDUSTRIAL PARKWAY FROM RACE ROAD WESTERLY A DISTANCE
OF APPROXIMATELY 1,260 FEET; APPROVING A RELATED AGREEMENT
BETWEEN THE CITY OF NORTH RIDGEVILLE AND R.W. BECKETT
CORPORATION.

First Reading

motion by Mayor Hill, 2nd by Swindig to dispense with second and third readings

President Gillock: Is there any discussion? Mayor Hill?

Mayor Hill: According to John Larson, our bond counsel from Squire, Sanders and Dempsey who's been bond counsel for this City for over 14 years, this is in our best interest, especially T 84 but, you cannot pass T 84 until T 83 is passed. The remark he made to me this past week concerning these two pieces of legislation is, not only do you need to pass 83 before 84 but, the sooner the better. The market is not going to get better. This is in our best interest as far as the market is concerned, according to our bond counsel.

President Gillock: Thank you. Any other discussion? Please call the roll on dispensing with second and third.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

motion by Pagel, 2nd by Swindig to adopt

President Gillock: Is there any discussion? If not, please call the roll.

motion by Mayor Hill, 2nd by Swindig to add the emergency

President Gillock: Mr. Costin, you might be able to add some information here as to why we are adding the emergency? I believe the bond counsel normally asks for this.

Auditor Costin: We're in the process of refinancing our outstanding bonds. You may recall legislation was passed a short time ago and the payoff of these assessments will also be tied to the refinancing of those bonds. With these ordinances, with T 84-2003, have the ability to collect the portion of the bonds that relates to the original assessment on the Beckett property. It's anticipated that this will be going forward, likely in the month of August. We will need the emergency on these to include that and to move ahead with the reissuing of the bonds.

President Gillock: Thank you. Is there any other discussion on adding the emergency? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

President Gillock: Is there any discussion on the adoption? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 83 is adopted by a vote of six to zero with the emergency and becomes permanent ordinance number 3932-2003.

Permanent Ordinance No. 3932-2003

T 84-2003 AN ORDINANCE PROVIDING FOR THE FUNDING AND CASH
3933-2003 DEFEASANCE OF THE \$215,000 OF OUTSTANDING STREET
IMPROVEMENT BONDS, SERIES 1995, THAT ARE STATED TO MATURE
ON DECEMBER 1 IN EACH OF THE YEARS FROM 2003 THROUGH 2007,
2010 AND 2015, AND WERE ISSUED AS A PART OF THE
CONSOLIDATED ISSUE OF \$3,670,000 VARIOUS PURPOSE
IMPROVEMENT BONDS, SERIES 1995, DATED AS OF SEPTEMBER 1,
1995, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL
ASSESSMENTS TO PAY THE PROPERTY OWNERS PORTION OF THE
COST OF IMPROVING TAYLOR WOODS INDUSTRIAL PARKWAY
BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, CURBING,
PAVING AND CONSTRUCTING STORM SEWERS, A WATER MAIN AND
WATER SERVICE LATERALS AND DRIVEWAY APRONS, WHERE
NECESSARY, AND BY MAKING STORM WATER DRAINAGE
IMPROVEMENTS IN CERTAIN ADJACENT EASEMENTS OF THE CITY,
IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES
AND WORK INCIDENTAL THERETO; AUTHORIZING AND DIRECTING
THE CALL FOR OPTIONAL REDEMPTION ON DECEMBER 1, 2005 OF
ALL OF THE DEFEASED BONDS MATURING AFTER THAT DATE;
AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW
AGREEMENT WITH RESPECT TO THE FUNDING AND DEFEASANCE OF
THE OUTSTANDING BONDS.

First Reading

motion by Swindig, 2nd by Pagel to dispense with second and third readings

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero

motion by Pagel, 2nd by Pagel to adopt

President Gillock: Is there any discussion? Mr. Swindig?

motion by Swindig, 2nd by Pagel to add the emergency

President Gillock: Is there any discussion? Please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

President Gillock: Is there any further discussion on the adoption? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 84 is adopted by a vote of six to four with the emergency and becomes
permanent ordinance 3933-2003

Permanent Ordinance No. 3933-2003

T 89-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3934-2003 RIDGEVILLE, OHIO, TO ENTER INTO AN AGREEMENT WITH MICHAEL J.
 SMITH AND BRETT J. SMITH OF STONE RIVER HOMES INC. AND STONE
 RIVER CONDO PROPERTIES LLC, FOR A SEWER EASEMENT.

First Reading

motion by Mayor Hill, 2nd by Swindig to dispense with second and third readings

President Gillock: Is there any discussion?

Mayor Hill: Yes, Mr. President. This is an easement in order to complete the Lorain Road restoration drainage project.

President Gillock: Thank you. Any other discussion? If not, call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

motion by Swindig, 2nd by Pagel to adopt

President Gillock: Is there any discussion? Please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 89 is adopted by a vote of six to zero becoming permanent ordinance 3934-2003.

Permanent Ordinance No. 3934-2003.

T 93-2003 AN ORDINANCE AMENDING ORDINANCE NO. 3840-2002 REGARDING
3935-2003 THE CONSTRUCTION OF A SANITARY SEWER ON CHESTNUT RIDGE
 ROAD, BY INCREASING THE AMOUNT FROM \$330,000.00 TO \$815,000.00,
 AND INCLUDING HOMES ON BAINBRIDGE ROAD THAT DO NOT HAVE
 EXISTING SEWER CONNECTIONS.

First Reading

motion by Olesen, 2nd by Swindig to dispense with second and third readings

President Gillock: Is there any discussion? Mrs. Pagel?

Council Member Pagel: I feel that the City Engineer gave a very ample reasoning why this would have to be gravity flow as oppose to force flow and I feel that this is a necessity that we need to do.

President Gillock: Anyone else? Please call the roll on the suspension.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

motion by Swindig, 2nd by Olesen to adopt

motion by Swindig to add the emergency due to the time restraints of the grant money that we are going to have to use by the end of the year, 2nd by Olesen

President Gillock: Is there any discussion on the emergency? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

President Gillock: Is there any other discussion on the adoption? Please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 93 is adopted with the emergency by a vote of six to zero becoming permanent ordinance 3935-2003.

Permanent Ordinance No. 3935-2003

T 100-2003 A RESOLUTION OF SUPPORT FOR ISSUE TWO PROJECT PRIORITIES.

981-2003 First Reading

 motion by Swindig, 2nd by Olesen to dispense second and third readings

President Gillock: Is there any discussion on dispensing with second and third? If not, please call the roll.

 Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

 motion by Swindig to adopt as amended with the substitution of Exhibit A, 2nd by
 Pagel

President Gillock: Is there any discussion? Mr. Johnson?

Council Member Johnson: I'm going to vote to approve but, for the record, I would have preferred to have seen number four as number one, number three as number two and then number one and number two following. In other words, I would have changed the order putting Chestnut Ridge, Lear Nagle intersection on top and the Root Road, Lorain Road intersection next, followed by the Case Road reconstruction phase two and then Lorain Road reconstruction phase two.

Mayor Hill: Mr. President, you have to figure what you are most likely to receive from Issue Two funds as approved by the Integrating Committee. If you look at the issue two portion, that's what you have to look at to determine approximately, based on prior years, what you can expect to receive. Secondly, the Integrating Committee is most likely to approve second phases or third phases of something that's already been approved by them. Case Road was the first phase, was approved. Therefore, they're more likely, based on their portion to approve this order.

Council Member Johnson: Mr. President, with that in mind I would suggest that the Chestnut Ridge, Lear Nagle intersection be called phase twelve, thirteen, whatever Lear Nagle Road project.

President Gillock: Is there any other discussion on the adoption? If not, please call the roll.

 Yes, 6 No, 0

Clerk of Council Norris: T 100 is adopted by a vote of six to zero becoming permanent resolution number 981-2003.

Permanent Resolution No. 981-2003

T 101-2003 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS

3936-2003 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
 MANNER PRESCRIBED BY LAW FOR THE COLLECTION AND DISPOSAL
 OF SOLID WASTE AND COLLECTION AND PROCESSING OF RECYCLABLE
 MATERIALS FOR EACH RESIDENTIAL UNIT WITHIN THE CITY OF NORTH
 RIDGEVILLE, OHIO.

 First Reading

 motion by Mayor Hill, 2nd by Swindig to dispense with second and third readings

President Gillock: Is there any discussion? Mayor Hill?

Mayor Hill: The reason to move this along, I briefly explained in a memo to Council MemberS, in addition it takes time between the Utilities Department and the Mayor's office and Safety-Service

Director to very carefully go through the bid specs to make sure we cover as much as possible. That's going to take time on top of the bid process itself.

President Gillock: Will this come back to Council for approval before the contract is signed? Does Council get their input into it?

Mayor Hill: Council does not negotiate so, you're authorizing the Mayor to negotiate a contract and let out a bid just like for everything else.

President Gillock: But, Council does have a right to negotiate when it regards utilities and I know several Council Members have expressed an interest in reviewing the waste collection plan.

Mayor Hill: You are certainly free to review anything that's public record. However, I would caution you that we had this discussion with Council's in the past that if you negotiate something, that means you're taking away your right to approve or disapprove.

President Gillock: I don't think Council really wants to negotiate it. I think they just want to have an input or review.

Mayor Hill: Then my best suggestion is that Council ask the Council Clerk for a copy of the current contract and read it over and submit your suggestions. Its negotiations process.

President Gillock: Mr. Johnson?

Safety-Service Director Johnson: Yes, and it would be bid out so it would have to be given to the lowest and best bidder. Once you give the Mayor authorization to do that there would be a bid on it and that will be how she will determine which contract to approve.

Mayor Hill: We will pass it through the Law Department as well. I would request that if Council Members have certain recommendations or suggestions or things that you've noticed that could be done better, before we prepare the bid specs, that you give that to us in writing so that we can include it because it has to be in the bid specs.

Council Member Johnson: Mr. President, it's not mandatory of course but, I would like to point out that past administrations have invited Council Members to the bid opening process to go through the bids and determined the lowest and best.

Mayor Hill: Mr. President, you are always free to attend any bid openings.

President Gillock: Thank you. That will be fine as long as we know when that is. Just let us know for sure. Thank you. Any other discussion? Please call the roll on dispensing with the second and third reading.

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved by a vote of six to zero.

motion by Mayor Hill, 2nd by Swindig to adopt

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 101 is adopted by a vote of six to zero becoming permanent ordinance 3936-2003.

Permanent Ordinance No. 3936-2003

SECOND READINGS:

T 90-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF AVALON ESTATES
PHASE II FOR APPROVAL AND FOR RECORDING PURPOSES.

Second Reading

THIRD READINGS:

T 71-2003 AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED ORDINANCE
3937-2003 SECTION 1272.06 "LOT AND YARD REQUIREMENTS."

Third Reading

motion by Olesen, 2nd by Johnson to adopt

President Gillock: Is there any discussion? Please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 71 is adopted six to zero becoming permanent ordinance 3937-2003

Permanent Ordinance No. 3937-2003

T 72-2003 AN ORDINANCE REPEALING NORTH RIDGEVILLE CODIFIED ORDINANCE
3938-2003 SECTION 1274.03 "PROHIBITED USES."

Third Reading

motion by Olesen to adopt, 2nd by Pagel

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 72 is adopted by a vote of six, zero, permanent ordinance 3938-2003.

Permanent Ordinance No. 3938-2003

T 73-2003 AN ORDINANCE REPEALING NORTH RIDGEVILLE CODIFIED ORDINANCE
3939-2003 174.12 "CERTIFICATES OF OCCUPANCY; BUILDING PERMITS."

Third Reading

motion by Olesen to adopt, 2nd by Pagel

President Gillock: Is there any discussion? Please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 73 is adopted by a vote of six to zero becoming permanent ordinance number 3938-2003.

Permanent Ordinance No. 3939-2003

T 74-2003 AN ORDINANCE REPEALING NORTH RIDGEVILLE CODIFIED ORDINANCE
3940-2003 SECTION 1274.13 "STREETS; INSTALLATION OF CURBS AND GUTTERS."

Third Reading

motion by Pagel to adopt, 2nd by Olesen

President Gillock: Is there any discussion? If not, please call the roll.

Yes, 6 No, 0

Clerk of Council Norris: T 74 is adopted by a vote of six to zero becoming permanent ordinance 3940-2003.

Permanent Ordinance No. 3940-2003

T 78-2003 AN ORDINANCE AMENDING SUBSECTIONS OF CHAPTER 618

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
REGULAR MEETING JULY 21, 2003**

Page 14

3941-2003 REGARDING ANIMALS.

Third Reading

motion by Pagel to adopt, 2nd by Olesen

President Gillock: Is there any discussion? Mrs. Pagel.

Council Member Pagel: I'd like to take this time to thank Toni Morgan and our Police Chief for working very hard on this ordinance and bringing it to us like this. It's a really good ordinance.

Assistant Law Director Morgan: Mr. Chairman, thank you.

President Gillock: Is there any other discussion? If not, please call the roll on the adoption of T 78.

Yes, 6 No, 0

Clerk of Council Norris: T 78 is adopted by a vote of six to zero becoming permanent ordinance 3941-2003.

Permanent Ordinance No. 3941-2003

UNFINISHED BUSINESS:

COMMITTEE MEETING ANNOUNCEMENTS:

Clerk of Council Norris:

There will be a Public Hearing Tuesday, September 2, 2003 at 7:25 P.M. regarding Belton Place in Waterbury PCD

Next Council Work Session Tuesday, September 2, 2003 at 7:30 P.M.

Next Regular Council Meeting Tuesday, September 2, 2003 at 8:00 P.M.

ADJOURNMENT:

motion to adjourn by Swindig

President Gillock: Meeting adjourned.

Meeting adjourned at 9:01 P.M.

MOTION _____ Pagel _____ 2ND _____ Johnson _____ DATE _____ September 2, 2003
(as corrected)

YES _____ 6 _____ NO _____ 0 _____ ABSTAIN _____ 1 - Butkowski _____



PRESIDENT OF COUNCIL



CLERK OF COUNCIL