

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JULY 5, 2005**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order tonight, the North Ridgeville Municipal City Council regular meeting dated July 5, 2005.

INVOCATION: lead by President Ronald Arndt

PLEDGE OF ALLEGIANCE: by all

CALLING OF THE ROLL - ROLL CALL:

Present were Council Members Nancy Buescher, Allen Swindig, Richard Jaenke, Bob Olesen, Bernadine Butkowski, and President Ronald Arndt
Absent was Council Member Andy Young
Also, present were Mayor David Gillock, Safety-Service Director Denny Johnson, Law Director Andrew Crites, Engineer Larry Griffith, Auditor Chris Costin and Clerk of Council Charles Norris

President Arndt: For the benefit of Council and those of us sitting in the audience, you will notice that our young, Councilman Andy Young is not here tonight because earlier today, he and his wife gave birth to their first child, Joseph Liam Young. So, we can understand why he is not here. Having said that, we are tickled and excited for their new addition to their family. If any of you want to wish them well, we would certainly encourage that. Dr. Norris, would you please read the minutes.

MINUTES - Corrections (if any) and Approval:

Clerk of Council Norris: Minutes before Council this evening include:

Public Hearing Minutes of June 20, 2005 re: T 62-2005, T 63-2005 and T 64-2005
 moved by Butkowski, seconded by Jaenke to approve

President Arndt: Is there any discussion?

Clerk of Council Norris: There are two corrections. Two thirds of the way down, on the page regarding T 63, there is a typographical error at the end of that sentence; as it is incorrectly typed as T 62. It should be changed to T 63. The next paragraph regarding T 64, the same error has occurred. It is listed as T 62 again and this one should be T 64.

President Arndt: Those modifications have been noted. Is there any further discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions? Will the Clerk please take roll.

Yes, 5 No, 0 Abstain, 1 (Buescher)

Clerk of Council Norris: Minutes are approved by a vote of five, zero and one abstention.

Public Hearing Minutes of June 20, 2005 re: T 68-2005

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moved by Butkowski, seconded by Olesen to approve

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Council Member Buescher: Abstain.

President Arndt: Will the Clerk please take roll.

Yes, 5 No, 0 Abstain, 1 (Buescher)

Clerk of Council Norris: Minutes are approved by a vote of five, zero and one abstention.

Council Minutes of regular meeting held June 20, 2005

moved by Butkowski, seconded by Jaenke to approve

President Arndt: Is there any discussion? Will the Clerk please take roll.

Yes, 4 No, 0 Abstain, 2 (Buescher, Arndt)

Clerk of Council Norris: Minutes are approved by a vote of four to zero and two abstentions.

Council will also note:

Planning Commission Minutes of regular meeting June 14, 2005;

Civil Service Commission Minutes of regular meeting June 21, 2005;

Board of Zoning and Building Appeals regular meeting June 23, 2005; and

Parks and Recreation Commission Minutes of regular meeting May 25, 2005.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We come to the Mayor and Director's reports. The Chair invites the Mayor and Directors the opportunity to provide Council with their written reports. We would like to begin with the Mayor. Mr. Mayor?

• **Mayor**

Mayor Gillock: Thank you, Mr. President. I would also like to offer my congratulations to Councilman Young and his wife, Michelle, for the birth of their son, Joseph Liam. I was informed last week that according to the census bureau, the population of our great City, has now officially exceeded 25,000. In fact, with young, Joe Young, we are now at 25,205 and counting.

Thanks to the Fire Department for again, sponsoring the North Ridgeville Fireworks display that was held last weekend at South Central. Once again, it was an outstanding show. I received many thank you's for the Fire Department on their behalf. Thanks again.

You have before you at your desk this evening, an ordinance authorizing the purchase of a new sewer vac truck. With the new sewers we are putting in, many are at a depth we cannot reach with our present vac truck. Also, the demands on the present truck are such, that it cannot always keep up. The truck will be paid for through one of the sewer funds and not the general fund. The funds have already been appropriated. We would like to approve this tonight, if possible, as the dealer has indicated to us that there will be a ten percent price increase in August, which would cost the City an additional thirty thousand dollars. We would like to get that truck ordered before the price increase. I would make a motion at this time to suspend By-Laws to add

this ordinance to the agenda under ordinances and resolutions.

moved by Mayor Gillock, seconded by Butkowski to suspend By-Laws tonight to add T
95 to our agenda under Ordinances and Resolutions

President Arndt: Is there any discussion? Mr. Mayor, would you suggest this ordinance be
passed with the emergency as well?

Mayor Gillock: If possible. We would like to get it done so we can order the truck at the
beginning of August. We could do it at the next meeting, but we would like to move ahead with
it.

President Arndt: Is there any further discussion? There being none, all those in favor signify by
yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Mayor Gillock: Whether we did it this evening or the next meeting, either way, it would have to
have the emergency to beat the deadline. If there are any questions, our Superintendent, Chris
Rangus is here this evening, who is very familiar with the truck that we are looking at. That
concludes my report for this evening.

President Arndt: Thank you, Mr. Gillock. We now have the opportunity to hear from our
Safety Service Director, Mr. Johnson.

Safety-Service Director

Safety-Service Director Johnson: Thank you, Mr. President. I hope everyone enjoyed the
Independence Day celebration as much as I did. The fireworks were fantastic again and they
were enjoyed by a large crowd. As a matter of fact, Chris Rangus, our Service Department
Superintendent was in Washington D.C. and he tells me that our's were better.

City employees from several departments worked hard to insure the park was ready for a large
crowd and I'd like to thank them for the extra effort but I'd like to acknowledge Firefighter Bob
Becker who handles the fund-raising every year for our fireworks. Bob works hard to ensure we
have the funds needed to put on a good show and he's come through year after year.

Fund raising is already underway for next year. Donations, large and small, are appreciated and
will help insure a great show next year. Checks can be made out to The North Ridgeville
Fireworks Fund and mailed or dropped off at the Fire Station or City Hall.

Center Ridge paving was to start today, but was delayed by the contractor until July 11th.
Traffic will be maintained, but delays will be unavoidable. The work is scheduled to be
completed well in advance of the busy Corn Festival weekend. Sewer work on Center Ridge is
also scheduled to be completed before the Corn Festival weekend.

That concludes my report.

President Arndt: Thank you, Mr. Johnson. We now have the opportunity to hear from our
Engineer, Mr. Griffith.

• **Engineer**

Engineer Griffith: Since the wonderfully warm days of summer are here at last, here are a few Storm Water Management Tips to keep in mind.

At home, recycle all that you can. Buy recycled products. In summer cleaning, use the least-hazardous products. Save unwanted hazardous products and take them in when we announce a collection. Manage your septic tank. In your garden and yard, use an efficient irrigation system and mulch. Be tolerant of some pest damage and avoid chemical pesticides. Reduce or eliminate chemical fertilizers and herbicides. Use compost and chippers. Service your gas-powered lawn equipment. As you plant your garden, consider a smaller lawn and use native plants. Pick up after your pets and keep livestock out of streams and ditches. Create your own backyard wildlife habitat.

At play, if you are camping, please prevent pollution. Be very careful with outside fires. Never throw cigarettes from a car. Going on a picnic, avoid disposables and leave a clean site. When boating, protect water quality.

In North Ridgeville in general, participate in local environmental activities. Become more informed about your local watershed. Encourage others to learn more about the environment.

Thank you, Mr. President. That concludes my report.

President Arndt: Thank you, Mr. Griffith. We now have the opportunity to hear from our Auditor, Mr. Costin.

• **Auditor**

Auditor Costin: Thank you. There is no report scheduled for this meeting. We do have the annual budget for 2006 that was disseminated to Council last week. We had our Public Hearing today. The budget in fact, is due on July 20. I would request that the budget be passed this evening with the emergency so that we can have it sent to the County in time to meet our deadline. When it has its' first reading, I would be glad to discuss it briefly to explain its' inclusions and exclusions, so that you will have some idea of what is included in the 2006 budget, if you haven't already inquired.

That concludes my oral comment.

President Arndt: Thank you, Mr. Costin. Dr. Norris, would you read our other reports, please.

• **Other Reports**

Clerk of Council Norris: Other reports before Council this evening include:
Police Department Activity Report for May 2005;
Police Department 2004 Annual Report;
Police Department Support Car Report for May 2005;

Water System Operation Report for May 2005; and
Building Department Report for May 2005.

President Arndt: If you will read our Council Committee Reports.

COUNCIL COMMITTEE REPORTS:

Clerk of Council Norris: Council has one committee report before it this evening and it is:

FINANCE COMMITTEE REPORT #5565. We have considered the matter of a tax levy and recommend legislation be drawn authorizing a replacement of the existing 1.95 mill Police levy.
Signed: Chairpersons Butkowski and Members Jaenke and Swindig.

moved by Butkowski, seconded by Jaenke to accept the Finance Committee Report
#5565

President Arndt: Is there any discussion?

Auditor Costin: As for the Committee Report, I recommend its' passage, but in addition thereto; subsequently, when we get to the budget, what you will be made aware of, if you haven't already observed, is our general fund for 2006. We are estimating a nine hundred and ninety three thousand dollar deficit. Accordingly, the Finance Committee has met and arduously tried to determine how we can rectify this situation. As a result, in addition to the Committee report, handed to you prior to this meeting was a resolution, which would be step one in having the replacement levy placed on this August ballot. Accordingly, it is a two step process. In order to meet the deadline without having Council hold a special meeting, it would be necessary to pass the first step, the resolution tonight with the emergency, to request certain information from the County Auditor and then at the second meeting to pass the resolution declaring a necessity to add it to the ballot. So, in addition to the Committee report, if Council would like to conduct that activity, it would be necessary to suspend the By-Laws to introduce that resolution to have its' first reading tonight.

moved by Swindig, seconded by Butkowski to suspend By-Laws to give the referenced resolution its' first reading tonight

President Arndt: Is there any discussion?

Council Member Butkowski: Mr. Chairman, Mr. Costin mistakenly said it was going to be on the August ballot. It will be on the November ballot.

Auditor Costin: If I said that, I apologize. The deadline for the November ballot is August. I must have slipped.

President Arndt: Is there any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Council Member Swindig: Mr. Chairman, could we have that assigned a T number please?

Clerk of Council Norris: That will be T 96.

Auditor Costin: Mr. Chairman, you actually were in the middle of voting on the Finance Committee Report when you had the first reading. I don't know if that is a moot point or how you dispose of the report.

President Arndt: There is a motion on the floor by Mrs. Butkowski and a second by Mr. Jaenke

to accept the Finance Committee Report number 5565. Is there any further discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: Dr. Norris, if you will read our one piece of correspondence.

CORRESPONDENCE:

Clerk of Council Norris: Council has before it this evening, one piece of correspondence, that being:

- 1) Received the 2006 budget from the Auditor's office.

President Arndt: Mr. Costin, is there anything you choose to address with regard to that at this particular point?

Auditor Costin: I can do it now, or when it has its' first reading.

President Arndt: Let's do it when it has its' first reading.

President Arndt: We now find ourselves at New Business. If you will, Dr. Norris, please read.

NEW BUSINESS:

Clerk of Council Norris: One item of New Business this evening is a:

Request for D1 liquor license stock transfer for Donatos Pizzeria LLC, DBA Donatos Pizza, 33701 Center Ridge Road

President Arndt: The Chair, at this point, chooses to ask Council if they have any objections to granting the liquor permit with the change in the stock ownership at this location.

moved by Arndt, seconded by Olesen that we not request a hearing as stated on the application so that this permit can be sent to the State for final disposition

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: The Chair, before we go into our Lobby, has a question directed for the Mayor, Law Director and members of the Planning Commission with regard to the Oster Construction project that was before the Planning Commission for preliminary plan approval. As the Chair, I want to state that I feel very supportive of that process. However, what I will not be supportive of is the potential litany of litigation that the City may be confronted with, should that development be approved and people move into those homes and then discover the noises from the trains, the Auto-Rama and the Ohio Turnpike. So as such, I simply bring up, not so much for discussion, as much as consideration as this goes through the process. Is there some way that the City can enter, into the Subdivider's Agreement, some language that will hold the City harmless from being sued potentially for noise problems and those kinds of issues?

Mayor Gillock: Mr. President, this is not an item on the agenda tonight and I don't think we are

prepared to offer a response to this.

President Arndt: I'm not suggesting a response, Mr. Mayor.

Mayor Gillock: I will say that I don't think it is the City's obligation. It is zoned R-1, buyer beware of the situation such as this. We'll do what we can.

President Arndt: I was not asking for a response as much as making folks aware of what can potentially become a problem.

AUDIENCE PARTICIPATION (Lobby):

President Arndt: We have now reached the audience participation section of our meeting. Any members of our audience tonight are invited to address your Council. We do request that you fill out the lobby form that you can find at the back of the room, because it enables us to contact you personally, should there be a need for follow-up. You are now invited and welcome to approach the podium immediately to the right of Mrs. Buescher. When you do, please clearly state your name and your address and please reserve your comments to three minutes. The lobby is now open.

1) Karen Toich, 36765 Chestnut Ridge Road, expressed her concerns as they relate to the unsightly yard conditions of the Community Health Partner's property.

Mayor Gillock: We'll look into that and I'll take care of that.

2) Ray Diederich, 7388 Maddock Road, expressed his concerns as they relate to traffic problems due to the construction on Center Ridge Road and the damage that has been done to his property due to the construction of the sewers.

Mayor Gillock: Mr. President, I would like to respond a little bit, if I could. We are certainly aware of the delays and inconvenience that have occurred with this project. We do apologize, but they are unavoidable. We are putting in a sewer. We put up signs that state, expect a delay. We put up signs for alternate routes. A big part of the problem is that we decided to do open cuts on the laterals rather than boring. The reason we are doing that is because we can finish that part of the project in August, rather than December; saving ourselves four months of construction of interruption. We felt to save four months of interruption was worth doing the open cuts. What they are doing at the old gas station is not a staging area. They are working on boring under the road to get to the lift station by Becker's. As soon as they get that bored, that should clear out. I'm certainly aware of it. I drive through there. I went through there twice, myself, today. Neither time was I delayed more than ten minutes. You do get delayed, you have to wait and I understand that. We ask you to be patient and cooperate with us. This is a construction project and you are going to have those problems. As far as Mr. Diederich's fence, they took a fence out and we will be taking care of that. Again, I do apologize for any problems that are going on and we will work with the citizens if we can, but this is a sewer project and we are going to have problems. We will do the best we can. Thank you.

Council Member Buescher: Mr. President, the thing that I'm hoping for, because there are so many different areas of construction in the City, that if we are patient, they will all be done at the same time, rather than the lengthy process we went through with the other end of Center Ridge Road. It is unbelievable, because we have things going on everywhere in the City, but,

hopefully, that is what we will accomplish; that it will all be done at once.

President Arndt: Thank you, Mrs. Buescher. Anyone else in our audience who chooses to approach your City Council.

moved by Arndt, seconded by Jaenke to suspend our By-Laws to suspend our recess tonight

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: Dr. Norris, if you will read our Ordinance and Resolution Submittals.

ORDINANCES AND RESOLUTIONS:

• **Ordinances & Resolution Submittals**

Clerk of Council Norris:

T 93-2005 AN ORDINANCE ENACTED BY THE CITY COUNCIL OF THE CITY OF NORTH RIDGEVILLE OF LORAIN COUNTY, OHIO IN THE MATTER OF THE STATED DESCRIBED PROJECT TO IMPROVE STATE ROUTE 83 FROM THE NORTH RIDGEVILLE SOUTH CORPORATION LIMIT TO THE NORTH RIDGEVILLE NORTH CORPORATION LIMIT.

moved by Swindig, seconded by Jaenke to give T 93 tonight, its' first reading

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: Motion is approved.

T 94-2005 AN ORDINANCE ADOPTING AND APPROVING THE BUDGET OF THE CITY OF NORTH RIDGEVILLE, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2006, AND SUBMITTING THE SAME TO THE LORAIN COUNTY AUDITOR.

moved by Swindig, seconded by Jaenke to give T 94 tonight, its' first reading

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

T 95-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO PURCHASE A SEWER VAC TRUCK FROM THE STATE CO-OP, OR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH AN OUTSIDE VENDOR ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, NOT TO EXCEED \$300,000.

moved by Butkowski, seconded by Swindig to give, tonight, T 95 its' first reading

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

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All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: Dr. Norris, if you will begin with our first reading.

• **First Readings**

Clerk of Council Norris:

T 96-2005 A RESOLUTION DECLARING IT NECESSARY TO REPLACE AN
1046-2005 EXISTING TAX FOR THE PURPOSE OF PROVIDING AND MAINTAINING
MOTOR VEHICLES, COMMUNICATIONS, AND OTHER EQUIPMENT
USED DIRECTLY IN THE OPERATION OF THE POLICE DEPARTMENT
OF THE CITY OF NORTH RIDGEVILLE, OHIO AND THE PAYMENT OF
SALARIES OF PERMANENT POLICE PERSONNEL OF THE CITY OF
NORTH RIDGEVILLE OHIO, PURSUANT TO SECTIONS 5705.03,
5705.19(J) AND 5705.192 OF THE REVISED CODE.

First Reading

moved by Swindig, seconded by Butkowski to dispense with the second and third readings tonight on T 96

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 6 No, 0

moved by Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Butkowski to add the emergency tonight due to the time restraints in getting this to the County Auditor and back again

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: In addition we have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt tonight T 96 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: T 96 is adopted with the emergency and becomes permanent resolution 1046-2005.

Permanent Resolution No. 1046-2005

T 93-2005 AN ORDINANCE ENACTED BY THE CITY COUNCIL OF THE CITY OF
4166-2005 NORTH RIDGEVILLE OF LORAIN COUNTY, OHIO IN THE MATTER OF
THE STATED DESCRIBED PROJECT TO IMPROVE STATE ROUTE 83
FROM THE NORTH RIDGEVILLE SOUTH CORPORATION LIMIT TO THE
NORTH RIDGEVILLE NORTH CORPORATION LIMIT.

First Reading

moved by Swindig, seconded by Jaenke to dispense with the second and third readings tonight on T 93

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 6 No, 0

moved by Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Butkowski to add the emergency tonight due to the improvement on the State Route 83 overpass.

President Arndt: Is there any discussion?

Auditor Costin: Mr. Chairman, for the record, this is a preliminary piece of legislation. The funding is not in place for this project. But it is my understanding after speaking with the Engineer, that at some point, once numbers are available, it will come back to Council. At which time, we will also place the funding. Likely, it will be in the form of issuance of bond anticipation notes.

President Arndt: Thank you. Any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

President Arndt: In addition, we have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt tonight T 93 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: T 93 is adopted with the emergency and becomes permanent ordinance 4166-2005.

Permanent Ordinance No. 4166-2005

T 94-2005 AN ORDINANCE ADOPTING AND APPROVING THE BUDGET OF THE
4167-2005 CITY OF NORTH RIDGEVILLE, OHIO FOR THE FISCAL YEAR
 BEGINNING JANUARY 1, 2005, AND SUBMITTING THE SAME TO THE
 LORAIN COUNTY AUDITOR.

First Reading

moved by Swindig, seconded by Olesen to dispense with the second and third readings, tonight, on T 94

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

moved by Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Butkowski to add the emergency tonight due to getting it to the County on time, so it will delay getting the penalty

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those oppose by no. Any abstentions?

Yes, 6 No, 0

President Arndt: In addition we have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt tonight T 94 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: T 94 is adopted with the emergency and becomes permanent ordinance

4167-2005.

Permanent Ordinance No. 4167-2005

T 95-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4168-2005 RIDGEVILLE OHIO TO PURCHASE A SEWER VAC TRUCK FROM THE
STATE CO-OP OR TO ADVERTISE FOR BIDS AND ENTER INTO A
CONTRACT WITH AN OUTSIDE VENDOR ACCORDING TO LAW AND IN
A MANNER PRESCRIBED BY LAW OF NOT TO EXCEED THE SUM OF
\$300,000.

First Reading

moved by Swindig, seconded by Olesen to dispense with the second and third
readings tonight on T 95

President Arndt: Is there any discussion? Would you like to speak, Mr. Rangus?

Service Department Superintendent Rangus: If I might, just real quick. I just want to let Council and the people present know, that this process started three months ago, with this truck. We took the time to invest four manufactures and demo the units. We were looking at what each truck could do for the City. We looked at manufactures, versus service centers, versus where we could get parts, so we weren't locked into a truck that we will regret ten years down the road. I want people to understand that the reason for the emergency is due to the end of the month price increase. But, also that the Administration and myself put the time in here to research these trucks and the Mayor and Denny also came out, when we had them at the Service Garage, to look at them. It's not something that we are going to go out and hurry up and purchase. We looked at the manufacturers, we looked at the service centers and where we could get parts if we had problems with it. We looked at that whole picture overall before we came back and made any decision. (tape did not pick up the end of Mr. Rangus's discussion)

President Arndt: That would be a thirty thousand dollar increase if we don't act now?

Service Department Superintendent Rangus: Yes

President Arndt: Thank you. Is there any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

moved by Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Olesen to add the emergency due to the health,
safety and welfare of the citizens of North Ridgeville with the sewers and to save
the ten percent.

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.
All those oppose by no. Any abstentions?

Yes, 6 No, 0

President Arndt: In addition we have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt tonight T 95 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: T 95 is adopted with the emergency and becomes permanent ordinance
4168-2005.

Permanent Ordinance No. 4168-2005

President Arndt: That concludes our first readings. We now come to our second readings, Dr. Norris.

• **Second Readings**

Clerk of Council Norris: Council has before it one second reading and that being:

T 87-2005 AN ORDINANCE AMENDING SECTION 1240.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH RIDGEVILLE, OHIO KNOWN AS THE ZONING CODE ORDINANCE, TO RE-ZONE THE FOLLOWING LAND: VACANT PROPERTY ON CHESTNUT RIDGE ROAD KNOWN AS PERMANENT PARCELS NUMBER 07-00-036-000-050 AND 07-00-025-106-061 AND PROPERTY LOCATED AT 36721 CHESTNUT RIDGE ROAD KNOWN AS PERMANENT PARCEL NUMBER 07-00-025-106-007 (AS SHOWN BY LEGAL DESCRIPTION BELOW); FROM R-1 RESIDENCE DISTRICT TO B-3 HIGHWAY COMMERCIAL DISTRICT AND OWNED BY COMMUNITY HEALTH PARTNERS PHYSICIANS, INC.
Second Reading

President Arndt: That concludes our second readings. We now come to our third readings. If you will, Dr. Norris.

• **Third Readings**

Clerk of Council Norris: Third readings before Council this evening include:

T 79-2005 AN ORDINANCE APPROVING THE FINAL PLAT OF PIONEER RIDGE,
4169-2005 SUBDIVISION 5 IN WATERBURY PCD FOR RECORDING PURPOSES ONLY.

Third Reading

moved by Butkowski, seconded by Olesen to adopt tonight, T 79

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.
All those opposed by no. Any abstentions?

Yes, 6 No, 0

Clerk of Council Norris: T 79 is adopted becoming permanent ordinance 4169-2005.
Permanent Ordinance No. 4169-2005

T 80-2005 AN ORDINANCE AMENDING ORDINANCE 4050-2004 TO ALLOW FOR
4170-2005 STORAGE SHEDS AND SIMILAR SMALL STRUCTURES ON RESIDENTIAL PROPERTY.

Third Reading

moved by Olesen, seconded by Butkowski to adopt tonight T 80

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.
All those opposed by no. Any abstentions?

Yes, 6 No, 0

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Clerk of Council Norris: T 80 is adopted becoming permanent ordinance 4170-2005.
Permanent Ordinance 4170-2005

OLD BUSINESS:

President Arndt: The Chair asks Council if there is any old business to be brought forward?
There being none, Dr. Norris will you please read our upcoming meeting announcements.

UPCOMING MEETING ANNOUNCEMENTS:

Clerk of Council Norris:
Public Hearing Monday, July 18, 2005 at 7:10 P.M. re: T 79-2005.

Public Hearing Monday, July 18, 2005 at 7:15 P.M. re: T 87-2005.

Next Regular Council Meeting Monday, July 18, 2005 at 7:30 P.M. in Council Chambers.

Buildings and Lands Committee to meet July 11, 2005 at 6:00 P.M. in Council Chambers.

President Arndt: Before we adjourn this evening, the Chair will be unable to preside over our next meeting on July 18th and as such requests President Pro Tem Butkowski to lead the next meeting.

Council Member Butkowski: I'll talk to you after the meeting.

President Arndt: You'll talk to me after the meeting, okay.

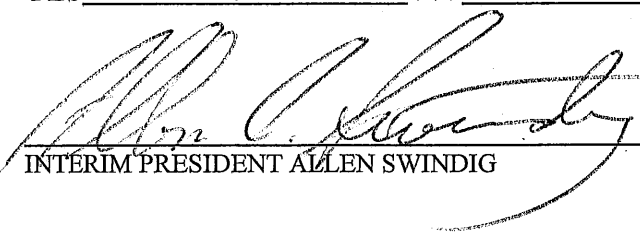
ADJOURN:

moved by Swindig to adjourn
President Arndt: Meeting adjourned.

Meeting adjourned at 8:20 P.M.

MOTION Buescher 2ND Jaenke DATE July 18, 2005

YES 4 NO 0 ABSTAIN 1 - Young


INTERIM PRESIDENT ALLEN SWINDIG


CHIEF DEPUTY CLERK PAULA D. COPE