

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JUNE 6, 2005**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order, our North Ridgeville Municipal City Council regular meeting dated Monday, June 6, 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, Andy Young and President Ronald Arndt.

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.

MINUTES - Corrections (if any) and Approval:

Clerk of Council Norris: Council has before it this evening:

Public Hearing Minutes of May 16, 2005 re: T 36-2005

 moved by Buescher, seconded by Jaenke to approve the Public Hearing Minutes of May 16, 2005

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

 Yes, 7 No, 0

Clerk of Council Norris: Minutes are approved.

Council Minutes of regular meeting held May 16, 2005

 moved by Butkowski, seconded by Olesen to approve the Council Minutes of our regular meeting dated May 16, 2005

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

 Yes, 7 No, 0

Clerk of Council Norris: Minutes are approved as presented.

Clerk of Council Norris: Council will also please note:

Civil Service Commission Minutes of regular meeting May 19, 2005

Parks and Recreation Commission Minutes of regular meeting April 27, 2005

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now come to the Mayor and Director's report section of our meeting and the Chair invites our Mayor and Directors the opportunity to speak and to provide your Council with their oral reports. We would like to begin tonight with our Mayor, Mr. Gillock.

• **Mayor**

Mayor Gillock: Thank you, Mr. President. Pride Day was again a huge success. Besides the participation that Mr. Johnson will mention in his report, I wanted to mention just a couple specific items. At the Service Garage, we collected over 450 old tires to be disposed of at no cost to the City or our residents. In addition, we had over 90 residents take advantage of the Shred-It truck we provided. In fact, one resident wrote a short note on her utility bill; "providing the shred-it truck was great, hope you continue to do it at least once a year, thank you." We will certainly try to bring it back again next year.

Tonight, you will find two ordinances before you, which will buy new equipment for the Fire Department. T 81 and T 82 are made possible by the efforts of Chief Miller and his staff in obtaining grant money. T 81 will purchase twelve new self-contained breathing apparatus with extra cylinders and face pieces at a cost of 52,000 dollars. The City will only pay 10 percent. T 82 will purchase a breathing air compressor system at a cost of 42,500 dollars. Again, the City will only have to pay 10 percent and the grant will pay the other 90 percent. So, between the two ordinances, the City will pay 9,450 dollars of a total cost of 94,500 dollars with 85,050 dollars being provided through the grants. Thanks to the Chief for his hard work and diligence in stretching his dollars and saving our residents thousands of dollars.

Lastly, speaking of dollars, there is one man with his staff that does more than anyone to make sure our dollars are expended properly, helps put together our budgets, keeps us informed as to how we are staying within our budgets and producing all the necessary paperwork that keeps us legal. Our Auditor, Chris Costin, is the man that the State Auditors call when they have questions. For the fourth year in a row, Chris and his staff have received the prestigious Government Finance Officer's Association Certificate of Achievement for Excellence in Financial Reporting. Although, Chris instructed his staff not to give me the award as he does not seek public approbation, they realize, as do I, and I'm sure Council, that recognition such as this should not go unnoticed. As Mr. Costin does work for Council, Mr. Arndt has your award this year.

President Arndt: Chris, if you will come forward, please. As you heard Mayor Gillock describe just a few moments ago, Mr. Costin is one of those people who really feels that we keep this quiet and not bring much attention to him and this opportunity. It's a missed opportunity from our perspective, because as I think we all know that so many times, the excellence that goes on in our City is unreported and this is an opportunity to acknowledge Chris and his team of incredibly hard working, future-focused, concentrated-on-this-City employees and so this achievement is a Certificate of Achievement for Excellence in Financial Reporting presented to the City of North Ridgeville for its' comprehensive annual financial report for the fiscal year ended December 31,

2003. Now, what's important is the inscription as it says "a Certificate of Achievement for Excellence in Financial Reporting is presented by the Government Finance Officer's Association of the United States and Canada to Government Units in Public Employee Retirement Systems who's comprehensive annual financial reports achieve the incredibly highest standards in Government Accounting and Financial Reporting." So, it's with a great sense of pride and honor, I, as the Chair of Council along with all of our Council Members and City Administration are delighted to present this acknowledgment to Chris and his team. Mr. Costin.

Auditor Costin: I just have to say that this is being accepted by me, but it is accepted on behalf of the City and the Department Heads in our Auditor's office. The Auditor's position is way, way too big for one person to handle and there is a tremendous amount of diligence and hard work and effort that goes on by the Department Heads as well as our office and Administration and I thank you for this.

Mayor Gillock: Thank you and I take great pleasure in that over the four years; two as a Mayor and two as President of Council, I was able to present the award to him and they are certainly well deserved. Mr. President, that concludes my report.

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

• **Safety-Service Director**

Safety-Service Director Johnson: Thank you, Mr. President. These past few weeks we've experienced an increase in complaints from residents concerning BFI garbage pickup. This morning Utilities Supervisor Jim Whitlock and myself met with representatives of BFI to discuss the various problems our residents have experienced. BFI has pledged to address our concerns and we've agreed to substantially increase communications between the City and BFI leadership until service returns to a level our residents expect. I'm really upbeat of how the meeting went and I think we will see an improvement in services from them.

Also as a result of this meeting, I'd like to point out that regular Tuesday pickup will be delayed by one full day when it follows a holiday. Those of us that have been here a while, remember a time when some pick up happened on the day after a holiday. Well, that has stopped, so we can stop putting our garbage out on a day after a holiday. For instance, Independence Day falls on a Monday this year, garbage pickup will not occur until Wednesday, July 6th.

Smoke testing of sanitary sewers will begin on Wednesday in the Noll, Behm and Aurensen area. Residents in that area should have already been notified of the test and will receive another notification the day of the test. City crews will be available while the test is in progress to assist and answer any questions resident may have. This work is being done to help us identify rain and groundwater infiltration that is taxing our sanitary sewer system and threatening to flood homes with sewage.

I want to add my sincere thanks to all who helped beautify our community on pride day. I saw

residents, City employees, scouts and service organizations volunteering throughout the City. I also want to thank Home Depot for again agreeing to volunteer manpower and material. Last year they focused on South Central Park. This year they helped at Shady Drive Baseball complex. Thanks again to all who lent a hand to make our community a bit nicer.

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: I have no report tonight.

President Arndt: Thank you, Mr. Griffith. Mr. Costin, our Auditor.

- **Auditor**

Auditor Costin: Yes, Mr. Chairman. No Auditor's report is scheduled for tonight.

- **Other Reports**

Clerk of Council Norris: Council will also please note the:

Public Water System Operation Report for April 2005;
Police Department Activity Report for April 2005; and
Building Department Report for April 2005.

COUNCIL COMMITTEE REPORTS:

Clerk of Council Norris: We have one committee report this evening.

1) **BUILDINGS AND LANDS COMMITTEE REPORT #5564** We have considered the matter of rezoning vacant land on Chestnut Ridge Road, known as Permanent Parcels No. 07-00-036-000-050 and No. 07-00-025-106-061 and 36721 Chestnut Ridge Road from R-1 Residence District to B-3 Highway Commercial District as petitioned by Ellis Trustee and now owned by Community Health Partners Physicians, Inc. and recommend that this request be approved and proper legislation be drawn authorizing the above.

moved by Jaenke, seconded by Olesen to accept the Buildings and Lands Committee Report #5564

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

Yes, 7 No, 0

President Arndt: We now move to our correspondence and we have four pieces of

correspondence. Dr. Norris, if you will please read.

CORRESPONDENCE:

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

- 1) Received a letter from the North Ridgeville Board of Education and School Administration requesting a joint meeting to discuss options that could provide maximum return to our constituents with minimal cost impact to the tax base.
- 2) Received from Lorain County Board of Elections, the Certificate of Result of Election on the Tax Levy in Excess of the Ten Mill Limitation for a replacement of a portion of an existing levy, being a reduction of 0.1 mill to constitute a tax for the benefit of the City of North Ridgeville for the purpose of providing and maintaining fire apparatus, appliances and buildings and sites therefor and payment of permanent, part-time and volunteer firemen. For the tax levy: 2,833. Against the tax levy: 1,922.
- 3) Received from Lorain County Board of Elections, the Certificate of Result of Election on the Tax Levy in Excess of the Ten Mill Limitation for a replacement of a portion of an existing levy, being a reduction of 0.1 mill to constitute a tax for the benefit of the City of North Ridgeville for the purpose of general construction, reconstruction, resurfacing and repair of streets, roads, and bridges. For the tax levy: 4,834. Against the tax levy 2,759.
- 4) Received from Lorain County Board of Elections the Certificate of Result of Election on the question of an ordinance providing for an increase from 1% to 1 ½% levy on income to provide funds to pay general municipal operating expenses, costs of capital improvements and debt charges on securities and other obligations of the City, be passed? Votes for the income tax: 1,959. Votes against the income tax: 2,849.

President Arndt: Thank you, we now move onto New Business.

NEW BUSINESS:

Clerk of Council Norris: New Business before Council this evening:

Parks & Recreation Commission request for Council approval of the expenditure to be paid from the Park and Recreation Improvement Fund for the renovation of one soccer field at the Soccer Complex.

 moved by Butkowski, seconded by Swindig to approve the Park and Recreation Commission request for the expenditure of funds from the Park and Rec Improvement Fund

President Arndt: Is there any discussion?

Mayor Gillock: Mr. President, I just asked the Auditor if we needed a dollar amount to be

included in this.

Auditor Costin: I believe you do. I apologize. I didn't catch this coming up on the agenda. I went right over it, but it's going to be required that Council does approve a dollar amount.

 moved by Arndt, seconded by Young to modify the motion on the floor for the Park and Recreation Commission request for Council approval of expenditures up to 4,000 dollars from the Park and Recreation Improvement Fund

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

 Yes, 7 No, 0

 moved by Butkowski, seconded by Swindig to approve the Park and Recreation Commission request for Council approval of the expenditure up to 4,000 dollars to be paid from the Park and Recreation Improvement Fund

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, 7 No, 0

AUDIENCE PARTICIPATION (Lobby):

President Arndt: We now come to the audience participation section of our meeting tonight. Any members of the audience, tonight are invited and certainly are welcome to address your City Council. We do request that you fill out the lobby form that you can find at the back of the room. It gives us the opportunity to contact you personally should there be a need for us to follow-up. You are now invited and welcome to approach the podium immediately to the right of Mrs. Buescher. However, when you do come forward, please clearly state your name and your address and please limit your comments to three minutes. The lobby is now open for any of those who would choose to visit with us.

1) Norbert G. Dennerll explained that his wife is the owner of Yellow Barrel of Magic at 38883 Center Ridge Road in the Ridgeview Shopping Center that is being rezoned. Expressed his thanks to the Mayor, Fire and Police Departments, and the developer for the future development of the shopping center. He stated that many of their customers are very happy that something is finally being done with that shopping center and just wanted to express his thanks.

President Arndt: I think it has to be stated. What an absolutely delightful turn of events to have somebody pass on such positive comments. Speaking for this Council person, I really want to thank you and acknowledge you for letting us know that there is something positive that you feel good about.

2) Cheryl Sotherland, 36815 Chestnut Ridge Road explained her concern with the rezoning of Chestnut Ridge for the medical center and her concern in the City's decisions that have affected the residential area surrounding her residence.

3) Karen Toich, 36765 Chestnut Ridge Road spoke regarding a home occupation application

that was discussed during the last Board of Zoning and Building Appeals meeting as it related to taking adjacent residential home owners into consideration when making those decisions.

4) Boyd Lewis, 36695 Chestnut Ridge asked if any of the Council members actually came out to the site to see what the Community Health Center wants to do. He expressed his concerns with the traffic in that area and how no one seems to care about what will happen.

moved by Arndt, seconded by Young to suspend our By-Laws and dispense with 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, 7 No, 0

President Arndt: We now move into our Ordinances and Resolutions. Dr. Norris, if you will read our submittals, please.

ORDINANCES AND RESOLUTIONS:

• **Ordinances & Resolution Submittals**

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

moved by Olesen, seconded by Jaenke to suspend By-Laws to give T 80 its' first reading 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, 7 No, 0

Clerk of Council Norris: Motion is approved

T 81-2005 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE PURCHASE OF 12 SELF-CONTAINED BREATHING APPARATUS WITH 12 EXTRA CARBON PIECES AND 20 EXTRA FACE PIECES, NOT TO EXCEED \$52,000.00.

moved by Young, seconded by Swindig to suspend By-Laws tonight to give T 81 its' first reading

President Arndt: Is there any discussion? Mr. Mayor, is this something that you feel needs to be passed tonight and with the emergency?

Mayor Gillock: I don't believe we need the emergency.

Council Member Young: Mr. President, I actually spoke to the Fire Chief this evening and he said he would like to have this equipment as soon as possible for emergency purposes. He felt

that if we could do it, he would like to have it.

Council Member Buescher: Mr. President, the Fire Chief explained that the process won't go through until September and his opportunity to take advantage of these funds runs out in October. So, he did request the emergency.

Council Member Butkowski: Mr. Chairman, the money to purchase this is coming from FEMA Fire Federal Grant. As the Mayor explained before, that is ninety percent of the cost and only ten percent of the cost comes from the City. So, this is a great help for all of us and we do need the emergency on this.

President Arndt: Thank you. Is there any further discussion? There is a motion on the floor by Mr. Young, seconded by Mr. Swindig to suspend our By-Laws tonight to give T 81 its' first reading. All those in favor, signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 82-2005 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE PURCHASE OF A BREATHING AIR COMPRESSOR SYSTEM WITH FILL STATION AND A 4-BOTTLE CASCADE SYSTEM FOR THE FIRE DEPARTMENT, NOT TO EXCEED \$42,500.00.

moved by Olesen, seconded by Young to suspend By-Laws tonight to give T 82 its' first reading

President Arndt: Is there any discussion?

Council Member Butkowski: Mr. Chairman, the funds for this ordinance also comes from the FEMA Fire Federal Grant at ninety percent with only ten percent coming from the General Fund. We need the emergency on this one too.

President Arndt: Thank you. Is there any other discussion? All those in favor, signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 83-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW, AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND INSTALL FULL DEPTH CONCRETE PADS TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO

moved by Swindig, seconded by Butkowski to suspend By-Laws to give T 83 its' first reading

President Arndt: Mr. Mayor has some comments.

Mayor Gillock: Yes, our City Engineer asks if Council will give this consideration for passing with the emergency clause, tonight, as we are going out for bids for this tomorrow and we will

need the funds as soon as possible.

Council Member Butkowski: Mr. Chairman, the funds for this comes from the Street Levy.

President Arndt: Thank you.

Council Member Young: Mr. President, a question for the Mayor. Where are we going to be putting these concrete pads?

Mayor Gillock: I will defer that to the Engineer.

Engineer Griffith: I am sorry to say that it will be placed in some cul-de-sacs, but, I can't remember which ones.

Mayor Gillock: This is something that we do every year, concrete pad replacement. We set aside an ex-amount of dollars that replace where they are needed the worst. It's just that we are going for bids tomorrow. Once we go for bids, we have thirty days to enter into contract. We will need the funds to do that.

Council Member Young: Just for future reference, in the whereas clause, if you could specify where this stuff is going, it would be greatly appreciated.

President Arndt: Mr. Costin?

Auditor Costin: What happens on certain ordinances such as this is, we will bid this for a twelve month period and accordingly, there may be some streets that pop up throughout the course of the season that would be repaired on a priority basis and unfortunately, the amount of streets that we do, are also limited to the funds that are available. It's really a continuing process. When we go through appropriations, the Street Department prioritizes and determines what they would like to do and so forth, and unfortunately, we don't have the money to do them all. We will only go down and do the ones that we have and we do that throughout the entire summer. Thank you.

President Arndt: Any other comments?

Safety-Service Director Johnson: This is not for any particular concrete pads. This is to set a price for the price of the concrete pads through the bidding procedure. The pads will go where they are needed. We haven't really fully determined all the streets we will be using them on at this time. Even if we did, that may change as we go along.

Engineer Griffith: In order for the contractor to have some kind of an idea of what area or under what conditions he will be working under, we try to list several locations for him to be able to look at so he can better qualify what his numbers will be with no guarantee that, that will be exactly where the work will be done.

President Arndt: Any other questions? We have a motion on the floor by Mr. Swindig, a second by Mrs. Butkowski to suspend our By-Laws tonight to give T 83 its' first reading. All those in favor, signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 84-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE AND ENTER INTO A CONTRACT, FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW, AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF STORM WATER PIPE AND RELATED PARTS TO BE

USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

moved by Swindig, seconded by Jaenke to suspend By-Laws tonight to give T 84 its' first reading

President Arndt: Is there any discussion?

Council Member Butkowski: Mr. Chairman, the funds for this will be coming from the Surface Drainage Fund.

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, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 85-2005 AN ORDINANCE AMENDING ORDINANCE 4128-2005 AND SECTION 1062.12 "GRAVE MARKERS; FLOWER POT HOLDERS."

moved by Swindig, seconded by Young to suspend By-Laws tonight to give T 85 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, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 86-2005 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS.

moved by Swindig, seconded by Jaenke to suspend By-Laws tonight to give T 86 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, 7 No, 0

Clerk of Council Norris: Motion is approved.

President Arndt: Now, we move into our first readings and Dr. Norris, if you will begin with T 79, please.

• **First Readings**

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

First Reading

Council Member Young: Mr. President, just for clarification for the audience, the reason we aren't approving this tonight is because when you are dealing with final plats, you have to have all three readings. This is also the same principle as the second ordinance, which is the Ridgeview Shopping Center. A question came up as to why we don't do that and if we could, we

would right away, but we have to go through all three readings as well as a public hearing.
President Arndt: Thank you.

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

T 81-2005 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4154-2005 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW FOR THE PURCHASE OF 12 SELF-
CONTAINED BREATHING APPARATUS WITH 12 EXTRA CARBON
PIECES AND 20 EXTRA FACE PIECES, NOT TO EXCEED \$52,000.00.
First Reading
moved by Young, seconded by Swindig to dispense with our second and third
readings tonight on T 81

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

Yes, 7 No, 0

moved by Young, seconded by Swindig to adopt
moved by Young, seconded by Swindig to add the emergency for the purpose of
having the funds available so the Fire Chief can begin getting the bids as it takes
time to get this equipment. He would like to have this equipment as soon as
possible.

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

Yes, 7 No, 0

President Arndt: In addition, we have a motion on the floor by Mr. Young, a second by Mr.
Swindig to adopt tonight T 81 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, 7 No, 0

Clerk of Council Norris: T 81 is adopted with the emergency and becomes permanent ordinance
4154-2005.

Permanent Ordinance No. 4154-2005

T 82-2005 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4155-2005 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW FOR THE PURCHASE OF A
BREATHING AIR COMPRESSOR SYSTEM WITH FILL STATION AND A
4-BOTTLE CASCADE SYSTEM FOR THE FIRE DEPARTMENT, NOT TO
EXCEED \$42,500.00.
First Reading

moved by Young, seconded by Swindig to dispense with the second and third readings tonight on T 82

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

Yes, 7 No, 0

moved by Young, seconded by Swindig to adopt

moved by Young, seconded by Swindig to add the emergency for the same purpose as T 81

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

Yes, 7 No, 0

President Arndt: We also have a motion on the floor by Mr. Young, a second by Mr. Swindig to adopt tonight T 82 with the emergency. Any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 82 is passed with the emergency and becomes permanent ordinance 4155-2005.

Permanent Ordinance No. 4155-2005

T 83-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4156-2005 RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A
CONTRACT, FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW,
AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND INSTALL
FULL DEPTH CONCRETE PADS TO BE USED BY THE CITY OF NORTH
RIDGEVILLE, OHIO

First Reading

moved by Swindig, seconded by Young to dispense with the second and third readings tonight on T 83

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

Yes, 7 No, 0

moved by Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Butkowski to add the emergency due to time constraints of getting the bids for the pads where we need them for the health, safety and welfare of the residents

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

Yes, 7 No, 0

President Arndt: We also have a motion on the floor by Mr. Swindig, a second by Mrs. Butkowski to adopt tonight T 83 with the emergency. Any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 83 is adopted with the emergency and becomes permanent ordinance 4156-2005.

Permanent Ordinance No. 4156-2005

T 84-2005 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4157-2005 RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE AND
ENTER INTO A CONTRACT, FOR A TWELVE-MONTH PERIOD,
ACCORDING TO LAW, AND IN A MANNER PRESCRIBED BY LAW, FOR
THE PURCHASE OF STORM WATER PIPE AND RELATED PARTS TO BE
USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

First Reading

moved by Butkowski, seconded by Swindig to dispense with the second and third readings tonight on T 84

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

Yes, 7 No, 0

moved by Butkowski, seconded by Swindig to adopt

moved by Butkowski, seconded by Olesen to add the emergency so we can get the necessary parts to beat the weather

Council Member Young: Mr. President, a question for the Mayor. Is this one of the ones you wanted the emergency as well. I don't remember hearing that.

Mayor Gillock: I didn't mention the emergency. By the same token, as with the other ones, these are pieces of equipment we need to make repairs throughout the year. Mr. Johnson, do you know if they were out of pipe?

Safety-Service Director Johnson: I don't know what the status is on the pipe, but, with the other one being passed by emergency, I think it would be efficient to advertise both at the same time.

President Arndt: That makes sense. Any other discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

President Arndt: Additionally, we have a motion on the floor by Mrs. Butkowski, a second by Mr. Swindig to adopt tonight T 84 with the emergency. Any further discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Council has adopted T 84 with the emergency and becomes permanent ordinance 4157-2005.

Permanent Ordinance No. 4157-2005

T 85-2005 AN ORDINANCE AMENDING ORDINANCE 4128-2005 AND SECTION
4158-2005 1062.12 "GRAVE MARKERS; FLOWER POT HOLDERS."

First Reading

moved by Olesen, seconded by Jaenke to dispense the second and third readings tonight on T 85

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

Yes, 7 No, 0

moved by Olesen, seconded by Young to adopt

President Arndt: All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 85 is adopted and becomes permanent ordinance 4158-2005.

Permanent Ordinance No. 4158-2005

T 86-2005 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS.

1043-2005 First Reading

moved by Swindig, seconded by Young to dispense the second and third readings tonight on T 85

President Arndt: Is there any discussion?

Council Member Swindig: Mr. President, we have thirty days to pay these. I think it's thirty days.

Auditor Costin: You have thirty days to pass the legislation.

President Arndt: So the emergency is not required on this?

Auditor Costin: No.

President Arndt: All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

moved by Swindig, seconded by Butkowski to adopt

President Arndt: Any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 86 is adopted this evening and becomes permanent resolution number 1043-2005.

Permanent Resolution No. 1043-2005

President Arndt: That concludes our first readings. Dr. Norris, if you will read our second reading, please

• **Second Readings**

Clerk of Council Norris: There is one Second reading before Council this evening it is T 68.

T 68-2005 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: PROPERTY LOCATED AT 38891 CENTER RIDGE ROAD, PERMANENT PARCEL NUMBERS 07-00-046-108-017, 07-00-046-108-018, 07-00-046-108-030, 07-00-046-108-034, 07-00-046-108-043, 07-00-046-108-044, 07-00-046-108-046 AND 07-00-046-108-047 (AS SHOWN BY LEGAL

DESCRIPTION BELOW); FROM B-2 CENTRAL BUSINESS DISTRICT AND
I-2 LIGHT INDUSTRIAL DISTRICT TO B-3 HIGHWAY COMMERCIAL
DISTRICT AND OWNED BY SPARKY DEVELOPMENT, LTD
Second Reading

President Arndt: That concludes our seconding readings

• **Third Readings**

President Arndt: Under our third readings, the Chair is making a motion to postpone T 62, T 63 and T 64 until after our Public Hearing that will be held on June 20th

 moved by Arndt, seconded by to postpone definitely to the June 20th Council Meeting, the readings of T 62, T 63 , T 64 until after the Public Hearing

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

 Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 65-2005 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND
4159-2005 ENTER INTO A CONTRACT WITH VENDOME ASSOCIATES CORP. FOR
 AN EXCHANGE OF REAL PROPERTY.

 moved by Olesen, seconded by Jaenke to adopt

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

 Yes, 7 No, 0

Clerk of Council Norris: T 65 is adopted and becomes permanent ordinance 4159-2005.
 Permanent Ordinance No. 4159-2005

OLD BUSINESS:

President Arndt: Under old business, the Chair is making a motion to withdraw T 14 as it no longer applies since the levy didn't pass.

 moved by Arndt, seconded by Butkowski to withdraw tonight T 14-2005

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

 Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

President Arndt: We now come to our upcoming meeting announcements.

UPCOMING MEETING ANNOUNCEMENTS:

Council Member Butkowski: Mr. Chairman, I would like to announce the Finance Committee meeting that will be on Wednesday, June 8, 2005 at 4:00 P.M. in the conference room to discuss online Utility Billing and a proposed levy and any other business appropriate by the Committee.

President Arndt: Thank you, Mrs. Butkowski.

Council Member Butkowski: I have one other thing. It's not a meeting, but I would like remind all the Council Members and the Businesses in the City about the letter they received for the City Firefighter's Fireworks Fund. I challenge each Council person along with the Administration and City residents to contribute to the Fireworks Fund. They need the money now in order to order the shells in time for the Fourth of July. Just take your check to the Fire Department or mail it very soon. Then, we could all enjoy another great blast on Sunday, July 3rd.

Council Member Young: Mr. President, I pledge to match whatever Bernadine Butkowski contributes.

President Arndt: All right. What was the date for that?

Council Member Butkowski: Sunday, July 3rd.

President Arndt: Thank you. Dr. Norris, if you will read our upcoming meeting announcements.

Clerk of Council Norris: There will be:

Public Hearings Monday, June 20, 2005 at 7:15 P.M. re: T 62, T 63, and T 64-2005

Public Hearing Monday, June 20, 2005 immediately following the Public Hearings beginning at 7:15 P.M. re: T 68-2005

Next Regular Council Meeting Monday, June 20, 2005 at 7:30 P.M. in Council Chambers

Public Hearing regarding T 79 to be held July 18, 2005 at 7:20 P.M.

President Arndt: On June 20th, the Chair is not going to be able to lead the meeting and calls on Mrs. Butkowski, our President Pro-Tem to lead that meeting. Any other announcements by anyone on Council?

ADJOURN:

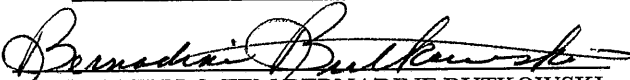
moved by Swindig to adjourn

President Ronald Arndt: Meeting adjourned.

Meeting adjourned at 8:32 P.M.

MOTION Olesen 2ND Jaenke DATE June 20, 2005

YES 5 NO 0 ABSTAIN 0


PRESIDENT PRO-TEM BERNADINE BUTKOWSKI


CLERK OF COUNCIL CHARLES A. NORRIS