

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JUNE 2, 2003**

CALL TO ORDER: 8:00 P.M.

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

INVOCATION: lead by Council Member Bernadine Butkowski.

PLEDGE OF ALLEGIANCE: by all.

CALLING OF THE ROLL - ROLL CALL:

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

Absent was Council Member Denny Johnson.

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 and Clerk of Council Chuck Norris.

Absent was Law Director Eric Zagrans and Auditor Chris Costin.

MINUTES - Corrections and Approval:

Public Hearing Minutes of May 19, 2003 regarding T 44-2003

motion to approve by Butkowski, 2nd by Pagel

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

Yes, 6 No, 0

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

Regular Council Minutes of May 19, 2003

motion to approve by Butkowski, 2nd by Olesen

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: Please note:

Parks and Recreation Commission Minutes of regular meeting April 23, 2003

Planning Commission Minutes of regular meeting May 13, 2003

Council Member Swindig: Mr. Chairman, I would like to, being you're the liaison to Parks and Rec, is to have Park and Rec to notify Council for their opening ceremonies so Council can go up

there. I think some of the newer members of Council would enjoy going up there.

President Gillock: Thank you, I would agree. Anything else?

COMMITTEE REPORTS:

1) BUILDINGS & LANDS COMMITTEE REPORT #7245 We have considered the matter of roofing material and recommend adding the following requirement:

“All exterior roof sheathing shall be a minimum of one-half inch (½") exterior grade plywood or one-half inch (½") exterior OSB.”

And recommend that this request be approved and proper legislation be drawn authorizing the above.

SIGNED: Chairman Bob Olesen, not in favor; Members Nancy Buescher and Josanne K. Pagel, Council Members Bernadine Butkowski and Dennis L. Johnson.

President Gillock: Is there a motion to accept? Mr. Olesen?

Council Member Olesen: One of the members of Buildings and Lands has asked that this be referred back to Buildings and Lands Committee for further discussion. I would be in favor of that.

motion by Olesen, 2nd by Pagel to return Committee Report 7245 to Buildings and Lands

President Gillock: Is there any other discussion? No further discussion, please call the roll.

Yes, 6 No, 0

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

REFERRED TO BUILDINGS AND LANDS COMMITTEE.

2) BUILDINGS & LANDS COMMITTEE REPORT #7246 We have considered the matter of seven sixteenths inch (7/16") exterior wall sheathing and recommend that this request be denied.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, Council Members Bernadine Butkowski and Dennis L. Johnson.

motion to accept by Olesen, 2nd by Butkowski

President Gillock: Is there any discussion? Mayor Hill?

Mayor Hill: The committee denied the request for the seven sixteenths inch exterior wall sheathing. Am I correct, and perhaps this goes to the Chairman, am I correct that Guy Fursdon, our Chief Building Official had recommended this and the committee is denying it?

Council Member Olesen: I don't think that's quite true. We had letters from two builders, who asked. We currently have a half inch sheathing requirement and they asked for seven sixteenth leniency on that.

Mayor Hill: Mr. President, Mr. Fursdon and I had a discussion about this and actually it came as a result and I didn't realize he didn't speak to you but, this request came as a result of Mr.

Fursdon research and his request to take it to seven sixteenths. So, in essence the committee then is denying the request of the Chief Building Official of the City of North Ridgeville. Perhaps this could be referred back.

Council Member Buescher: Mr. President, we did speak with Mr. Fursdon and the way it reads

on the books now, a half inch is required. The builders are asking for seven sixteenths and I'm willing to send this back to look at this further because also, I'd like to look at the other report and requirements for spacing on 24 inches. If we send both of these back, we can take a look at both of them.

President Gillock: I know the original ordinance requiring a half inch sheathing, I introduced based upon the recommendation of Mr. Fursdon and his opinion may have changed since that time and I've talked to him and I believe it may have. Mr. Fursdon did have input on the original ordinance. We do have a motion on the floor to accept this by Mr. Olesen, seconded by Mrs. Butkowski.

Mayor Hill: Mr. President, furthermore, I will direct Mr. Fursdon to write a memo to me outlining the reason that he recommended changing to seven sixteenths and I will forward that onto Buildings and Lands.

President Gillock: There seems to be general support for sending this back to Buildings and Lands.

Council Member Olesen: I will withdraw my motion on that, Mr. President.

President Gillock: Mrs. Butkowski, will you withdraw your second?

Council Member Butkowski: I'll withdraw it.

President Gillock: Is there a motion to return 7246 to Buildings and Lands?

motion by Olesen, 2nd by Buescher to return Committee Report 7246 to Buildings and Lands

President Gillock: Is there any discussion?

Council Member Olesen: Yes, Mr. President. Unfortunately we had two people who weren't at that meeting. Two of the builders and for reasons I really don't want to talk about. So, they didn't have their input at this meeting so it's really a good idea to send it back.

President Gillock: Any other 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.

REFERRED TO BUILDINGS AND LANDS COMMITTEE.

3) BUILDINGS & LANDS COMMITTEE REPORT #7247 We have considered the matter of amending Section 1272.06 (b)(1) and recommend amending as follows:

"The depth of the front yard shall not be less than 75 feet from the right-of-way. Along Center Ridge Road the set back shall be 85 feet from the existing right-of-way. At such time when Center Ridge Road is widened the set back shall be 75 feet from the right-of-way."

And recommend that this request be approved and proper legislation be drawn authorizing the above.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel and Council Members Bernadine Butkowski.

motion to accept by Olesen, 2nd by Pagel

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

Yes, 6 No, 0

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

4) BUILDINGS & LANDS COMMITTEE REPORT #7248 We have considered the matter of Section 1274.03 Prohibited Uses and recommend that this request be approved and proper legislation be drawn authorizing the repeal of this section.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, and Council Member Bernadine Butkowski.

motion to accept by Olesen, 2nd by Buescher

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

Council Member Olesen: The reason we're changing this is that our Zoning Code, it's autonomy in our Zoning Code because the uses we have in our Buildings Codes are either permitted or conditional. We don't have prohibited uses.

President Gillock: Is this coming out of the joint Planning and Zoning Board?

Council Member Olesen: Yes it is.

President Gillock: Thank you. 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.

5) BUILDINGS & LANDS COMMITTEE REPORT #7249 We have considered the matter of Section 1274.12 Certificates of Occupancy; Building Permits and recommend that this request be approved and proper legislation be drawn authorizing the repeal of this section.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, and Council Member Bernadine Butkowski.

motion to accept by Olesen, 2nd by Pagel

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.

6) BUILDINGS & LANDS COMMITTEE REPORT #7250 We have considered the matter of Section 1274.13 Streets; Installation of Curbs and Gutters and recommend that this request be approved and proper legislation be drawn authorizing the repeal of this Section.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, and Council Member Bernadine Butkowski.

motion to accept by Olesen, 2nd by Pagel

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

Council Member Butkowski: I don't want anybody to misunderstand this. We do require curbs and gutters. We require those under our street standards and it's not necessary to have this in there also. That's why we are taking that away.

Council Member Olesen: Mr. President, I'll also add these procedures have to be approved by the City Engineer so, we don't need that.

President Gillock: Thank you. Any other discussion? Please call the roll.

Yes, 6 No, 0

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

7) BUILDINGS & LANDS COMMITTEE REPORT #4187 We have considered the matter of adding a new provision to Section 1286.09 prohibiting certain signs as follows:

Section 1286.09(e)(8)

Signs which resemble signs or signals of the City

And recommend that this request be approved and proper legislation be drawn authorizing the above.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, and Council Member Bernadine Butkowski.

motion to accept by Pagel, 2nd by Mr. Olesen

President Gillock: Is there any discussion? Mayor Hill?

Mayor Hill: I think that's a pretty general term, resembles signs or signals of the City and I know that our Assistant Law Director has been doing a lot of research lately on signs and connection with free speech and I think we have to be very careful about this provision. I would ask that it be referred to the Law Department for an examination and a review.

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

Council Member Pagel: I just would like it noted that this verbiage came from Guy Fursdon from the Building Department and we were following his lead. I have no problem with it referred to legal if the Chair also agrees.

Assistant Law Director Morgan: Mr. Chairman, there has been a lot of controversy around a lot of sign type issues of freedom of speech being a primary target there and something that does say, resemble, I would have to say is a little vague so, it probably could use some more precise language.

President Gillock: Mrs. Pagel, would you withdraw your motion.

Council Member Pagel: I will withdraw.

Council Member Olesen: I will withdraw my second.

President Gillock: Thank you. Is there a motion to refer this to the Law Department?

motion by Pagel, 2nd by Olesen to refer 4187 to the Law Department

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.

REFERRED TO LAW DEPARTMENT.

8) BUILDINGS & LANDS COMMITTEE REPORT #4188 We have considered the matter of adding a new provision to Chapter 1294 Supplementary Regulations as follows:

SECTION 1294.07 Outdoor Bulk Storage or Display.

Outdoor storage or display of bulk goods including seasonal items (Example: firewood, mulch, soft drink, etc.) Shall be permitted in business zones and regulated by the

following standards:

- (a) Outdoor storage or display shall not interfere with parking or the safe and unobstructed view of pedestrian or vehicular traffic.
- (b) Outdoor storage or display shall allow signage not greater than six (6) square feet, affixed on or near the storage or display. No banners, pennants or attraction devices.
- (c) Outdoor storage or display shall not exceed three-hundred (300) square feet of area.
- (d) Outdoor storage or display shall not diminish the required parking.

And recommend that this request be approved and proper legislation be drawn authorizing the above.

SIGNED: Chairman Bob Olesen, Members Nancy Buescher and Josanne K. Pagel, and Council Member Bernadine Butkowski.

motion to accept by Buescher

President Gillock: Is there any discussion? I have some questions in regard to this. C says outdoor storage or display shall not exceed 300 square feet. Does this mean Marc's can't display flowers out front or anything out front which takes up a lot more than 300 square feet?

Council Member Buescher: Mr. President, we were thinking about businesses like the gas stations that put mulch out front and stack it so that people can't see when they are turning corners or trying to get in and out and put in inconvenient places but, as you bring up, something I didn't think about before, this could involve a lot of the larger businesses too that can probably have more area.

Council Member Pagel: Mr. Chairman, it might possibly just be easily amended back in committee to insert the words something like as thoroughfares because we were looking at gasoline stations and putting mulch out where the cars drive through. Not like Marc's that has it on their sidewalks. So, possibly it could be referred back.

President Gillock: I would like to see it not accepted and Buildings and Lands can bring it up again and be more specific because there's other items in this also that speaks, no banners, pendants or attraction devices and we have ordinances that speak to those issues now. We do have a motion to accept. We could just vote it down or we could withdraw the motion and refer it either way.

Council Member Buescher: I will withdraw.

Council Member Olesen: I will withdraw the second.

motion to refer 4188 back to Buildings and Lands by Gillock, 2nd by Olesen

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.

REFERRED TO BUILDINGS AND LANDS COMMITTEE.

QUESTIONS FOR THE FOLLOWING WRITTEN REPORTS:

President Gillock: We do not any written reports from the administration. We do not have an

Auditor's Report this evening.

AUDITOR'S REPORT:

OTHER REPORTS:

President Gillock: Please note:

Fire Department Report for April 2003; and
Service Department Activity Report for May 12, 2003 through May 25, 2003

And as I mentioned in the Work Session, I would like to bring up, at this time, as Parks and Rec Liaison, the offer from Rotary to construct a flag display and plaza which Parks and Rec has accepted and make a motion that Council accept that project also.

motion by Gillock, 2nd by Butkowski to accept the project proposed to Parks and Rec by the Rotary Club of North Ridgeville

President Gillock: If there's no other discussion please call the roll. Mayor Hill?

Mayor Hill: I do have a question and this would be for the Law Director's office. You made the motion and I know you're a member of Rotary. I certainly don't want you to be accused of conflict of interest. Of course, we want to accept the donation and we look forward to it and I was excited to see it tonight but, I think maybe being a member of rotary can pose a problem.

President Gillock: I will put it to the Law Director for her opinion but, there's no monetary gain so I don't see where there would be a conflict. But, I'll put it to the Assistant Law Director.

Assistant Law Director Morgan: Mr. Chairman, the rules usually prohibit conflicts. They prohibit any kind of monetary gain but, one of the things they also prohibit is even the appearance of impropriety so, if someone else can make the motion that would probably be the better path to follow.

Council Member Buescher: Mr. President, I'll make that motion.

Council Member Butkowski: And I'll second it again.

President Gillock: Well, I've already made the motion and it's been seconded. I would have to withdraw it and I'm very reluctant to do so because I see no conflict but, in the interest of moving the project forward, I will withdraw by motion. Mrs. Butkowski, will you withdraw your second.

Council Member Butkowski: Yes I will and I have a comment. I checked with the Ethics Commission when there was some problem with my making a resolution for the Corn Festival and they told me, as long as I did not have a monetary gain in it that there was no problem with it.

President Gillock: Thank you. Mrs. Morgan?

Assistant Law Director Morgan: Again, as I said, that is the generally accepted, that's the rule but, also the appearance of impropriety is something worth avoiding and it's urged that those things be avoided as well. That's why it's always better to go the safe route.

President Gillock: I don't even see the appearance of impropriety. Is there a motion to accept the project?

motion by Buescher to accept the project, 2nd by Butkowski

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

Clerk of Council Norris: Motion is approved by a vote of five, zero, one.

OLD BUSINESS:

President Gillock: We have no old business. New business.

NEW BUSINESS:

Clerk of Council Norris:

Request for a new C1 and C2 liquor permit from Ohio Springs Inc., DBA Sheetz Convenience Store, 32390 Lorain Road

President Gillock: I'll REFER THAT TO BUILDINGS AND LANDS COMMITTEE.

Request for C2 liquor permit from Speedway SuperAmerica LLC, DBA Speedway #3385, 35066 Center Ridge Road

President Gillock: I'll REFER THAT TO BUILDINGS AND LANDS COMMITTEE.

T 61-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO PURCHASE A PARAMEDIC AMBULANCE FOR THE FIRE DEPARTMENT 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 \$140,000.00.

motion by Swindig, 2nd by Pagel to give T 61 a first reading this evening

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

Council Member Olesen: My question is that so often we order a piece of equipment and we don't like to use the emergency yet, we have the power to give it a second and third reading in the same evening. The snow plow we ordered last spring, never got here for the snow season. It would be my thought tonight, after we have this first reading for the ambulance, that we suspend again to do a second and third and not do the emergency but, get it through so we get this order in promptly and get this thing in our possession.

Council Member Pagel: Mr. Chairman, this is actually an instance where we do need the emergency on this. This is for the benefit, health and welfare of all the people of the population here. This does not in anyway increase taxes. This is all used by non resident fees that the ambulances charge when they pick someone up in the City that's not a resident. It is paid for. It's been appropriated for and I believe we need to pass this with the emergency tonight.

President Gillock: Is there any discussion? If not, 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.

T 62-2003 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.

motion by Swindig, 2nd by Olesen to suspend By-Laws on T 62

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.

T 63-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ENTER INTO A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE FOR THE 2003/2004 WINTER SEASON, PURSUANT TO RESOLUTION NO. 693-90.

motion by Swindig, 2nd by Butkowski to give T 63 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: Council has before it this evening, two items of correspondence.

- 1) Received the Certificate of Result of Election on Question or Issue of an ordinance to provide for the regulation of mobile frozen desserts sales amending the Codified Ordinances to permit mobile frozen desserts sales. Votes Yes: 2,671; Votes No: 1,322.
- 2) Received a letter from Gerald W. Krueger, Service Department Superintendent requesting legislation submitted allowing the Mayor to enter into an agreement for road salt with ODOT be adopted with the emergency at the June 2, 2003 Council meeting.

LOBBY:

President Gillock: We now come to the lobby portion of our Council meeting. Anyone is invited to address Council. We ask that you use the sign in sheets found in the rear and give us your name and address when you approach the podium and you will be given three minutes. Anyone is welcomed to speak a second time but, please wait until everyone that wishes to speak has had their first opportunity? Mr. Corcoran?

- 1) Kevin Corcoran of 8845 Timber Edge Drive announced that on May 23 his wife gave birth to their second son, called Patrick and thought it would be neat to have it in the public record.

2) Lois Sullivan of 5880 Jaycox Road stated that remarks in the paper said that we have plenty of land for now in the cemetery. Spoke of the 25 foot from Savannahs and noted that there are quite a few graves in that already. There is some land in Fields that hasn't been plotted yet. Commented on the development going on and there won't be any land to buy in the future. Stated that she was referring to the future, well into the future and not tomorrow, next year or ten years from now.

President Gillock: That concludes our lobby portion of our meeting.

motion by Pagel to dispense with recess, 2nd by Butkowski

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

Yes, 6 No, 0

Clerk of Council Norris: Motion's approved by a vote of six to zero. There will be no Council recess this evening.

RECESS: dispensed with.

FIRST READINGS:

Clerk of Council Norris:

T 61-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3911-2003 RIDGEVILLE, OHIO, TO PURCHASE A PARAMEDIC AMBULANCE FOR
 THE FIRE DEPARTMENT 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 \$140,000.00.

First Reading

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

President Gillock: Is there any discussion? I have some questions about, in my own mind, about rushing this through and passing it this evening. It is a large amount of money. I realize this comes from the Ambulance Fund which is funded by the fees paid by out of state residents when they use the service but, I realize in 1999 we bought an ambulance. I thought we had new ambulances at both fire houses with good back ups. I did talk to Rick Miller, the Fire Chief, I believe one of them might be a 1986 but, my opinion we should, I was going to originally refer this to Safety Committee but, I don't think that's the general consensus with the board. Mrs. Pagel?

Council Member Pagel: As chair of Safety, I did talk extensively with Chief Miller on this and this was also appropriated already, for this year. They are using non City residents, basically. Anybody that's not a resident of this City that has to have an ambulance call is charged a fee and they have accumulated the money in this bank that they use specifically for future purchases of ambulances. This was looked at two years, well, a year and a half ago, I know, when I spoke

with him initially the future of purchasing an ambulance around this year and it went to appropriations.

Council Member Butkowski: Mr. Chairman, I talked with Mr. Rick Miller too on this and he is concerned with some of his backup ambulances. One is an 88 and he said if he keeps those are, I think the 97 one would then move into the back up to replace that 88 and he said he'd like not to wear the unit out before it becomes a backup. He said the backup ones, once they use them, then they have to repair them and he said sometimes he's down to needing every ambulance with them going back and forth into repairs all the time. We want to have ambulances as our City grows, we do need. We have two ambulances out and sometimes a third one. We want to make sure that each one works. We have the money to do it. It's paid for. It's allocated. We might just as well go ahead and purchase it.

President Gillock: Thank you. Anyone else? We do have four ambulances. I'm aware of that. We have one at each station plus a backup at each station and I know when all four have been out at the same time but, I don't think we're going to wear them out in two weeks. If there's no other discussion, please call the roll on dispensing with second and third reading.

Yes, 5 No, 1 (Gillock)

Clerk of Council Norris: Motion is approved by a vote of five to one.

motion by Swindig to adopt, 2nd by Butkowski

Council Member Swindig: Mr. Chairman, I move to add the emergency due to the health, welfare of the residents and my opinion of putting the emergency on and getting this going because of the length of time it takes us to get it.

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

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

Yes, 5 No, 1 (Gillock)

Clerk of Council Norris: Emergency is approved by a vote of five to one. On the motion to adopt with the emergency.

Yes, 6 No, 0

Clerk of Council Norris: Motion to adopt with the emergency is approved by a vote of six to zero and becomes permanent ordinance 3911-2003.

Permanent Ordinance No. 3911-2003

T 62-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3912-2003 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

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 Swindig, 2nd by Pagel to adopt

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

Council Member Swindig: Mr. Chairman, move to add the emergency due to the time of the year and the moving ahead that this City has done on storm water drainage and their availability of the Service Department to put it in.

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

President Gillock: Is there any discussion on adding the emergency? My question would be if we knew we were going to remove this pipe, why didn't we order it earlier. Why do we have to add the emergency at this point? Mayor Hill?

Mayor Hill: Mr. President, I think the only reason of the emergency was not requested in writing by Mr. Krueger because he did express some concern for, quite frankly that, Council is sometimes reluctant to move projects ahead and he feared that if he asked for both to have the emergency added that it would endanger both of them. He does plan ahead, Mr. Gillock. He plans ahead, well ahead and is the first Supervisor that has done the planning that has been done at that Service Garage. That is why he is trying to get these through.

President Gillock: Thank you. Any other discussion on adding the emergency? Mr. Swindig?

Council Member Swindig: Take a look at Mills Road where the road was going into the ditch where he put the storm pipe in. Maybe we can get the rest of that done in this, as money allows. That's some of the improvements that he's doing for the safety of the residents.

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

Yes, 5 No, 1 (Gillock)

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

Yes, 6 No, 0

Clerk of Council Norris: T 62 is adopted by a vote of six to zero becoming permanent ordinance number 3912-2003 with the emergency.

Permanent Ordinance No. 3912-2003

T 63-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3913-2003 RIDGEVILLE, OHIO, TO ENTER INTO A PARTICIPATION AGREEMENT
 WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE
 PURCHASE OF SODIUM CHLORIDE FOR THE 2003/2004 WINTER
 SEASON, PURSUANT TO RESOLUTION NO. 693-90.

First Reading

motion by Swindig, 2nd by Olesen 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 Swindig, 2nd by Butkowski to adopt

Council Member Swindig: Mr. Chairman, move to add the emergency so we can get the price break which is a savings for the City in our financial squeeze that we're having right now. We

have saved quite a bit of money ordering through this co-op.

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

President Gillock: Is there any discussion with adding the emergency as requested by Mr. Krueger? If not, please call the roll.

Yes, 6 No, 0

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

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 63 is adopted with the emergency by a vote of six to zero becoming permanent ordinance 3913-2003.

Permanent Ordinance No. 3913-2003

President Gillock: That concludes our first readings for this evening. Second readings, T 55-2003.

SECOND READINGS:

Clerk of Council Norris:

T 55-2003 AN ORDINANCE AMENDING ORDINANCE NO. 3575-2000, BY
INCREASING THE AMOUNT PAID TO THE PLANS EXAMINER.
Second Reading

T 60-2003 AN ORDINANCE ACCEPTING THE FINAL PLAT OF WINDSOR POINT
SUBDIVISION I FOR APPROVAL AND FOR RECORDING PURPOSES.
Second Reading

THIRD READINGS:

T 48-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3914-2003 RIDGEVILLE, OHIO, TO PURCHASE A PICKUP 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 \$19,500.00.
Third Reading

motion by Swindig, 2nd by Pagel to adopt

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

Yes, 6 No, 0

Clerk of Council Norris: T 48 is adopted by a vote of six to zero becoming permanent ordinance 3914-2003.

Permanent Ordinance No. 3914-2003

T 49-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3915-2003 RIDGEVILLE, OHIO, TO PURCHASE A UTILITY VEHICLE 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 \$28,500.00.

Third Reading

motion by Swindig, 2nd by Butkowski to adopt

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

Yes, 6 No, 0

Clerk of Council Norris: T 49 is adopted by a vote of six to zero becoming permanent ordinance 3915-2003.

Permanent Ordinance No. 3915-2003

T 50-2003 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
3916-2003 RIDGEVILLE, OHIO, TO PURCHASE A ONE-TON DUMP 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 \$34,500.00.

Third Reading

motion by Swindig, 2nd by Butkowski to adopt

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

Yes, 6 No, 0

Clerk of Council Norris: T 50 is adopted by a vote of six to zero and becomes permanent ordinance 3916-2003.

Permanent Ordinance No. 3916-2003

T 52-2003 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
3917-2003 AND NEGOTIATE AND ENTER INTO A CONTRACT(S) ACCORDING TO
LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE PURCHASE
OF A CENTRIFUGE FOR THE FRENCH CREEK WASTEWATER
TREATMENT PLANT, NOT TO EXCEED \$405,000.00.

Third Reading

motion to adopt by Swindig, 2nd by Olesen

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

Yes, 6 No, 0

Clerk of Council Norris: T 52 is adopted by a vote of six to zero becoming permanent ordinance 3917-2003.

Permanent Ordinance No. 3917-2003

UNFINISHED BUSINESS:

APPLICANT: BPJ Investment Co., Inc., 25300 Lorain Road, Suite 4B, North Olmsted 44070

OWNER: BPJ Investment Co., Inc., 25300 Lorain Road, Suite 4B, North Olmsted
44070

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REQUEST: To build 22 single family homes in R-1, Chapter 1282
LOCATION: Vacant land on Jaycox Road, north of Downing Avenue, south of
Greenwich Avenue
Permanent Parcel No. 07-00-019-000-012

PC ACTION: Approved

President Gillock: This is an application that came through Planning and it was postponed because we did not have the minutes from the Planning Commission the first time this came around. You now have those. Is there a motion to approve?

motion to approve by Olesen, 2nd by Gillock

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

Yes, 5 No, 1 (Butkowski)

Clerk of Council Norris: Motion is approved by a vote of five to one.

APPLICANT: Stone River Condo Properties, LLC, P. O. Box 39668

OWNER: Stone River Condo Properties, LLC, P. O. Box 39668

REQUEST: Build multi-family condominium units with an option to construct an 8
space visitor parking area within the side yard setback

LOCATION: Forest Park Drive (southeast)
Permanent Parcel No. 07-00-021-116-030

PC ACTION: Approved

President Gillock: This one was also a Planning Commission action and it was postponed for the same reason. A Buildings and Lands Committee meeting was scheduled. Due to lack of a quorum that meeting was not held. I believe, as Mr. Olesen pointed out in the work session, we would like to postpone this again so that Buildings and Lands Committee can take place.

motion by Olesen, 2nd by Pagel to postpone this until the next meeting after the Buildings and Lands Committee meets.

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.

APPLICANT: Stone River Condo Properties, LLC, P. O. Box 39668

OWNER: Stone River Condo Properties, LLC, P. O. Box 39668

REQUEST: Build multi-family condominium units with an option to construct an 8
space visitor parking area to the north of the duplex

LOCATION: Forest Park Drive (northwest)
Permanent Parcel No. 07-00-020-138-039

PC ACTION: Approved

President Gillock: This one is identical to the one just prior to this other than it is a different site. Mr. Olesen?

motion by Olesen, 2nd by Pagel to postpone this until after a Buildings and Lands Committee meeting can be held

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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.

COMMITTEE MEETING ANNOUNCEMENTS:

Clerk of Council Norris:

Next Council Work Session Monday, June 16, 2003 at 7:30 P.M.

Next Regular Council Meeting Monday, June 16, 2003 at 8:00 P.M.

Public Hearing Monday, June 16, 2003 at 7:20 P.M. regarding Fairfield Lane Condominium within Phase 1 of Waterbury PCD.

Safety Committee meeting June 6, 2003 at 9:00 A.M.

Finance Committee meeting Wednesday, June 4, 2003 at 7:00 P.M. in the Conference Room to consider the sidewalk ordinance.

Buildings and Lands Committee Thursday, June 5, 2003 at 7:00 P.M. in the Conference Room to consider Stone River Condos and any other business properly brought before the committee.

Buildings and Lands Committee Thursday, June 12, 2003 at 7:00 P.M. in Council Chambers to consider Special Development Districts.

Council Member Pagel: Mr. Chairman, the Safety Committee that will be meeting on June 6th, this Friday at 9:00 A.M., we'll be discussing the vicious dog ordinance and camp fires.

President Gillock: Anything else? Do we have motion to adjourn?

ADJOURNMENT:

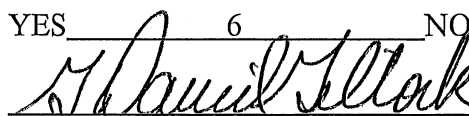
motion to adjourn by Swindig

President Gillock: Meeting adjourned.

Meeting adjourned at 8:37:58 P.M.

MOTION Butkowski 2ND Olesen DATE June 16, 2003

YES 6 NO 0 ABSTAIN 1 - Johnson



PRESIDENT OF COUNCIL



CLERK OF COUNCIL