

**NORTH RIDGEVILLE MUNICIPAL COUNCIL  
MINUTES OF  
REGULAR MEETING                      MAY 20, 2002**

**CALL TO ORDER:** 8:00 P.M.

President of Council David Gillock: I would like to call this Regular meeting of the North Ridgeville Municipal Council to order. Please stand for the Invocation and the Pledge of Allegiance.

**INVOCATION:** lead by Council Member Bob Olesen.

**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, Denny Johnson and David Gillock.

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

Absent was Law Director Eric Zagrans.

**MINUTES - Corrections and Approval:**

Regular Council Minutes of May 6, 2002

motion by Butkowski to approve, 2<sup>nd</sup> by Buescher

President Gillock: Are there any corrections or additions?

Council Member Olesen: Mr. President, I have found a few in here. On page four, the statement by Assistant Law Director Morgan, I'm going to, repair, or is that, repeat? Repeat, I think, is what we want there.

Council Member Johnson: I thought that was, read.

Council Member Olesen: It's a statement she read for Mr. Zagrans. Repeat in its entirety, I think is probably what you meant. I'd like to change that word from repair to repeat, please. There's something else.

President Gillock: I think, that probably means, read. I'm going to read it in its entirety.

Council Member Olesen: Okay, that's fine. What we have is definitely wrong. Page nine, eleventh line from the bottom, against it, because of the intense of 725 feet, I'm not sure what that word is suppose to be but, I don't think that's the right word there.

Council Member Butkowski: They asked for a change to allow 725 feet, it's not intense, it's variance.

President Gillock: Change intense to variance. Any others?

Council Member Olesen: Yes, I've been reading. Page 12, ten lines down, third word from the end of that sentence, taking a loss, not lose. Next page, page 13. I had a statement there, it's

about fifteen lines from the bottom. It was an apology, we have to add in there, I know I did, it was to Mr. Kane and his associates, it should be inserted after apologize. It doesn't make sense the way it is.

President Gillock: Is that what you said?

Council Member Olesen: Yes, that's what I said.

President Gillock: I'd like to apologize to Mr. Kane and his associates.

Council Member Olesen: Right.

President Gillock: So, noted. Any others? We have a motion to approve with corrections noted. Any other discussion? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Minutes are approved as corrected by a vote of seven to zero.

President Gillock: You also have before you the minutes of the special meeting of May 13, 2002. Do we have a motion to suspend By-Laws to approve these this evening?

motion by Butkowski, 2<sup>nd</sup> by Olesen

President Gillock: Is there any discussion? Are there any corrections or additions? If not, please call the roll on the approval of the minutes for the special meeting of May 13, 2002.

Council Member Pagel: Point of Order. We have a motion to suspend By-Laws.

President Gillock: To approve the minutes. Okay, take the vote on the suspension of By-Laws.

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend By-Laws passes by a vote seven, zero.

President Gillock: I was just trying to do it in one smooth motion. Is there a motion to approve?

Special Council Minutes of April 13, 2002

motion by Butkowski, 2<sup>nd</sup> by Buescher to approve

President Gillock: Any further discussion? If not, please call the roll.

Yes, 6                      No, 0                      Abstain, 1 (Swindig)

Clerk of Council Norris: Motion to approve May 13 minutes carries by a vote of six, zero, one.

President Gillock: Please note:

Planning Commission and Board of Zoning and Building Appeals Work Session Minutes of April 25, 2002; and Board of Zoning and Building Appeals Minutes of April 25, 2002.

### **COMMITTEE REPORTS:**

Clerk of Council Norris:

1) BUILDINGS & LANDS COMMITTEE REPORT #7152. Members of Council: We have considered the matter of Codified Ordinance Section 1294.02, entitled "Parking and Storage of Recreational Equipment on Residential Property", and recommend amending the title to read "Parking and Storage of Recreational Equipment and Trailers of all types on Residential Property" and recommend that this request be approved and proper legislation be drawn authorizing the addition to Section 1294.02(a) a new Subsection (6) to read: "trailers of all types

including, but not limited to, construction trailers, U-hauls, lawn trailers, vehicular trailers.”. Section 1294.02(b) to be amended where appropriate to include trailers of all types including, but not limited to construction trailers, U-hauls, law trailers, vehicular trailers.

Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Pagel to accept

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

Council Member Olesen: Yes, Mr. President. All this is, is a tightening of the ordinance to add trailers of all sorts. Basically, that’s what it is.

President Gillock: I’ve got some questions in regards to this committee report. First, what’s a lawn trailer?

Council Member Pagel: The intent of the committee with the Building Department was to try and be as inclusive as possible, without limiting ourselves. A lawn trailer could be something that a landscaper would use that would carry their equipment of tractors and that, two or four wheeler trailer that would just be setting out in front of a property.

President Gillock: This particular section of the Codified Ordinances is parking and storage of recreational equipment on residential property. If you add to section a, a new subsection to read, trailers of all types including but not limited to construction trailers, u-hauls, lawn trailers, vehicular trailers, that particular section is adding those to the definition of recreational vehicles. I believe, in a development, being undertaken is in residential properties because they are usually on R-1, the way this is written, I think you would ban construction trailers on construction sites.

Council Member Olesen: I think there’s an exception to that in that ordinance.

President Gillock: I don’t think this is clear the way it’s written. The second part of this, 1294.02(b) says, to be amended where appropriate. I think the committee’s got to tell us what’s appropriate. Unless you were asking the Law Department to draw up an ordinance.

Council Member Olesen: One of the things the committee looked at is, it’s pretty hard to define all the different types of vehicles, wheeled vehicles that can be placed in a yard.

President Gillock: This particular part of the code starts out, parking and storage of recreational equipment. That’s what it’s referring to. You’re attempting to add trailers of all types on residential property. You really broadened this definition to include any trailer of any type on any residential property and any developments. There’s no exceptions in the ordinance. Mr. Johnson?

Council Member Johnson: I agree with you, Mr. President. I have a lawn trailer that attaches to my lawn mower. I think I’d rather see that changed to landscape trailer. A lawn trailer could be used and referred to the trailers that are towed behind a lawn mower.

President Gillock: It includes u-hauls and then when it says, vehicular trailers, doesn’t vehicular trailer in and of itself mean any trailer pulled behind a vehicle? Then it says on residential property. Why would this not apply to any developer in a PCD or R-1 or any other type of residence development taking place in an R-1? If you look at the definition of a construction trailer, that includes a construction office. So, you’re basically saying, you can’t have an office on site.

Council Member Johnson: I would suggest to the committee that these terms could be defined in

that particular sections definitions at the head of the section. That might help answer some of these questions.

President Gillock: Would the committee be receptive to sending this back to committee for further study?

Council Member Pagel: Mr. President, I think that's appropriate with your questions. We were, my understanding in the committee, as part of the committee work up, is that we were trying to help the Building Department clean up their codes as far as what was going to be allowed and that and it made perfect sense during committee but, you've raised some very important questions.

President Gillock: I'll send this back to Buildings and Lands and maybe we can get together with the Law Director and clean up the language a little bit. I know what there trying to do is beneficial but, it's just the way the wording is.

Council Member Johnson: Point of order, Mr. Chairman. There's a motion and second on the floor.

President Gillock: Mr. Olesen, will you withdraw your motion?

Council Member Olesen: I will withdraw the motion.

Council Member Pagel: I will withdraw the second.

President Gillock: REFERRED TO BUILDINGS AND LANDS COMMITTEE.

Clerk of Council Norris:

2) BUILDINGS AND LANDS COMMITTEE REPORT #7153. Members of Council: We have considered the matter of Codified Ordinance Section 1288.05, entitled "Business and Commercial Districts Abutting Residential Districts" and recommend that this request be approved and proper legislation be dawn authorizing the addition of B-4 and B-5 zoning districts to this provision requiring buffer strips on business districts lots abutting residential districts.

Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Pagel to accept

President Gillock: Is there any discussion? This simply adds a ten foot buffer requirement to a B-4, B-5 as you'll find in B-2 and B-3. If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero.

3) BUILDINGS AND LANDS COMMITTEE REPORT #7154 Members of Council: We have considered the matter of Codified Ordinance Section 1286.07, entitled "Height of Signs; Design and Construction Standard for Freeway-Oriented Signs" and recommend that this request be approved and proper legislation be drawn authorizing the addition of the following sentence: Pole signs may extend to the ground when set back from the right-of-way as provided for ground signs.

Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Buescher to accept

President Gillock: Is there any discussion?

Council Member Olesen: Yes, Mr. President, what this involves mainly is multiple signs for shopping centers. We can't put a solid sign near the right-of-way. We have to move it back. By moving it back it gives you more lead way to put more firms on that particular sign. I think, the Giant Eagle Supermarket sign is an example of that. You have all the names of all the stores on the sign without impeding visibility to the driver.

President Gillock: A pole sign, by ordinance is, the bottom is at least eight feet off the ground and ground signs have to be a minimum of 12 feet back from the right-of-way. This sentence lets pole signs be extended down to the ground?

Council Member Olesen: If they'll be moved from the right-of-way by the 12 feet.

President Gillock: In 1286.07 should probably also be amended to add pole signs because that's your language for ground signs requiring the same thing.

Council Member Olesen: Ground signs, pole signs, that's fine.

President Gillock: So, I'll refer that 1286.07(e) back to your committee but, we'll go ahead and vote on this tonight.

**SECTION 1286.07(E) REFERRED TO BUILDINGS AND LANDS COMMITTEE.**

President Gillock: Any further discussion? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero.

4) **BUILDINGS AND LANDS COMMITTEE REPORT #7155.** Members of Council: We have considered the matter of Codified Ordinance Sections 1268.02, 1270.02 and 1272.02, permitted uses and recommend that this request be approved and proper legislation be drawn authorizing the addition at the end of each Section under permitted uses, the following: "Any other retail business or service establishment or use which is determined and approved by the Board of Zoning and Building Appeals to be of the same character as the above permitted uses." Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Pagel, 2<sup>nd</sup> by Buescher to accept.

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

Council Member Pagel: The intent of this is to bring consistency to all of the ordinances involving the retail businesses and we felt this was very clear and concise and cannot be misconstrued.

President Gillock: Any further discussion? If not, please call the roll.

Yes, 7                      No, 0

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

5) **BUILDINGS AND LANDS COMMITTEE REPORT #7156.** Members of Council: We have considered the matter of 1274.02, 1276.02 and 1278.02, permitted uses and recommend that this request be approved and proper legislation be drawn authorizing the addition at the end of each Section, under permitted uses, the following: Any other use of the same character which is determined and approved by the Board of Zoning and Building Appeals. Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Pagel to accept.

President Gillock: Is there any discussion?

Council Member Olesen: All this does is clarify the permitted uses in I-1, I-2 and I-3.

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

Yes, 7                      No, 0

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

6) BUILDINGS AND LANDS COMMITTEE REPORT #7157. Members of Council: We have considered the matter of 1272.03(b), Street Lighting and recommend that this request be approved and proper legislation be drawn authorizing the amendment of reference of Section 1230.06 to be substituted with 1228.06.

Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Buescher to accept.

President Gillock: Is there any discussion?

Council Member Olesen: Section 1230.06 doesn't exist in our zoning code. That is why we're changing it.

President Gillock: Any further discussion? If not, please call the roll.

Yes, 7                      No, 0

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

7) BUILDINGS AND LANDS COMMITTEE REPORT #7161. Members of Council: We have considered the matter of T 43-2002, request to rezone 31684 Cook Road from R-1 Residence District to B-3 Highway Commercial District and recommend that this request be approved and legislation be considered as presented.

Signed: Chairperson R.W. Olesen, Members Nancy J. Buescher and Josanne K. Pagel.

motion by Olesen, 2<sup>nd</sup> by Johnson to accept

President Gillock: Is there any discussion?

Council Member Olesen: This piece of land we're talking about is on the far southern border of our City and is surrounded by commercial and industrial. It's isolated. That's why we thought the rezoning was a good idea.

President Gillock: Any further discussion? If not, please call the roll.

Yes, 7                      No, 0

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

8) SAFETY COMMITTEE REPORT #7158. Members of Council: We have reconsidered the matter of Resolution 2002-02 of the Lorain County District Advisory Council. More explanation has been furnished to the committee by Ken Pearce of the Health Department and recommend that this request be approved and proper legislation be drawn authorizing the approval of this legislation.

Signed: Chairperson Josanne K. Pagel and Member R.W. Olesen.

motion by Pagel, 2<sup>nd</sup> by Swindig to accept

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

Yes, 7                      No, 0

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

**QUESTIONS FOR THE FOLLOWING WRITTEN REPORTS:**

President Gillock: We have no written reports this evening from the Mayor, Safety-Service Director, Engineer or Law Director. We'll go directly to the Auditor's Report.

**Mayor:**                                      None

**Safety-Service Director:**              None

**Engineer:**                                      None

**Law Director:**                              None

**AUDITOR'S REPORT:**

Auditor's Written Financial Report for April 2002

motion by Swindig, 2<sup>nd</sup> by Buescher to approve

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

Council Member Butkowski: On our agenda it says the March report, it's the April report.

President Gillock: So noted. That's in the agenda, the April report. Comments? If not, please call the roll.

Yes, 7                      No, 0

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

**OTHER REPORTS:**

President Gillock: Please note:

Police Department Activity Report for April 2002;

Water Operations Report for April 2002;

Police Department Support Car Report for April 2002;

Building Department Report for April 2002; and

Fire Department Report for April 2002;

Senior Citizens Advisory Board Report:

Council Member Butkowski: Mr. President, tomorrow, May 21 is Senior Citizens Day so, all senior citizens go out and celebrate. Also, the spaghetti dinner for Senior Citizens is on May 31 from 5:00 P.M. to 7:00 P.M. There's take out available and everyone is welcome.

Planning Commission Liaison Report:

Clerk of Council Norris: Report of Planning Commission regular meeting May 14, 2002

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Applicant: Russell Preferred Properties, 36178 Center Ridge Road  
Owner: Oster Homes, Tom Oster, 6150 Park Square Drive, Lorain, 44053  
Request: Final subdivision plan approval for Villas of Stone Creek  
Subdivision No.1 under Chapter 1282, Planning & Zoning Code  
Location: Stoney Ridge Road vacant land  
Permanent Parcel No. 07-00-032-000-051

PC Action: Postponed until the meeting of June 11, 2002 at applicant's request.

President Gillock: No action is required.

Clerk of Council Norris:

Applicant: Russell Preferred Properties, 36178 Center Ridge Road  
Owner: Oster Homes, Tom Oster, 6150 Park Square Drive, Lorain, 44053  
Request: Final subdivision plan approval for the Stone Creek Estates No. 1 under  
Chapter 1282 of Planning & Zoning Code  
Location: Stoney Ridge Road vacant land  
Permanent Parcel No. 07-00-032-000-051

PC Action: Postponed until the meeting of June 11, 2002 at applicant's request.

President Gillock: No action is required.

Clerk of Council Norris:

Applicant: Alan F. Scott, Inc., 4255 Vilamoura Dr., Avon 44011  
Owner: Jeffrey Aspery, 5983 Rosebelle Avenue  
Request: Installation of car care center, upscale car wash facility  
Location: 32500 Lorain Road in B-4  
Permanent Parcel No. 07-00-004-109-025

PC Action: Approved  
motion by Buescher, 2<sup>nd</sup> by Johnson to approve

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

Yes, 7                      No, 0

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

Applicant: Joseph Contracting, Stephen Joseph, 39095 Stallion Court, Avon  
Owner: Stephen Joseph, 39095 Stallion Court, Avon 44011  
Request: Rezone from R-1 to B-1 for office building  
Location: Vacant land on Sugar Ridge Road, 260 foot east of Maddock Road.  
Permanent Parcel No. 07-00-026-102-018 and -019

PC Action: Postponed to the meeting of June 11, 2002.

President Gillock: No action is required.

Clerk of Council Norris:

Applicant: Timothy Freeman of 6517 Hershey Circle

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Owner: Roseann Dean, 31740 Cook Road  
Request: Rezone from R-2 to B-3 for transmission shop  
Location: 31684 Cook Road, Permanent Parcel No. 07-00-004-110-037  
PC Action: Approved  
motion by Olesen, 2<sup>nd</sup> by Johnson to approve

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero on the Freeman request.

Applicant: Waddell & Associates, Architects, Inc.; Paul R. Beegan,  
14805 Detroit Ave., Suite 545, Lakewood, 44107  
Owner: Fred Tavakoli, 29255 Nottingham Court, Westlake 44145  
Request: Construction of new 4,133 square foot, one-story commercial  
building for superlube auto repair on unimproved site in B-3.  
Location: Center Ridge Road, Permanent Parcel No. 07-00-021-119-120  
PC Action: Approved  
motion by Olesen, 2<sup>nd</sup> by Swindig to approve

President Gillock: Is there any discussion?

Council Member Olesen: Yes, Mr. President. They've met all requirements for the zoning so, I would urge that Council approve it.

President Gillock: Any other discussion? Mrs. Pagel?

Council Member Pagel: I just have a question. When you said they met all the requirements, have they met all the suggested, written here in the Planning Commission report . . . (inaudible)

Council Member Olesen: Those have to be met. . .

President Gillock: Excuse me, hang on.

Council Member Pagel: I'm questioning, if they have met everything that has been requested here, like on the engineering and that and from the Fire Department.

Council Member Olesen: Yes, they will have to meet those before it can go through. It's part of the agreement.

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

Yes, 7                      No, 0

Clerk of Council Norris: The Waddell request is approved by a vote of seven to zero.

Applicant: Pulte Homes, Robert Izer, 30575 Bainbridge, Solon 44139  
Owner: Pulte Homes, 30575 Bainbridge, Solon 44139  
Request: Cluster site plan approval, Andover Place at Waterbury in PCD  
Location: Chestnut Ridge Road, Permanent Parcel No. 07-00-036-000-051  
PC Action: Approved  
motion by Olesen, 2<sup>nd</sup> by Pagel to approve

President Gillock: Is there any discussion?

Council Member Olesen: Yes, Mr. President. The only thing I'd like to add here is, this group,

Pulte, has come to Planning Commission under Country Haven for an informal discussion on 12-11-01. They've been back to Planning Commission twice. We've approved both times and I think we're dealing with a builder who stated in the work session this evening that they've won a number of awards local and national and I think because they have met all our requirements we should pass this tonight.

President Gillock: Any other discussion? Mrs. Butkowski?

Council Member Butkowski: I think we should not forget the fact that these additional homes are going to put another strain on our Police and Fire Departments that we are going to have to be looking at increasing their facilities and their manpower as these homes come in.

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

Yes, 7                      No, 0

Clerk of Council Norris: Pulte Homes request is approved by a vote seven to zero.

Applicant:     Ralph & Bonnie Woodward, 600 Guilford Road, Vermilion 44089  
Owner:         Ralph & Bonnie Woodward, 600 Guilford Road, Vermilion 44089  
Request:        Approval to construct driveway in recorded right-of-way  
                     Sandlewood is a paper street, in R-1.  
Location:       Sandlewood Avenue, Permanent Parcel No. 07-00-020-101-111  
PC Action:      Denied  
                     motion by Buescher, 2<sup>nd</sup> by Pagel to approve

President Gillock: Is there any discussion?

Council Member Olesen: Yes, Mr. President. I may be out of order, I think some new information on this application surfaced after the meeting, Planning Commission. I would really like to bring this back to Planning Commission for another review.

President Gillock: I think we're here to approve the action that's been taken. The applicant wants to, he'd have to reapply.

Council Member Olesen: Okay, that's fine.

President Gillock: You can disapprove their action but, it will take a two-thirds majority to do so. If you want to bring out further information, convince Council to disapprove it.

Council Member Olesen: (inaudible) Council can do what they thought they would do before I spoke up but, I think I will have them come back to Planning Commission.

Council Member Johnson: Mr. President, just to clarify, Planning Commission denied the request and the vote to approve is backing up that denial?

President Gillock: That is correct. We're voting that we're agreeing with Planning Commission's actions. Any other discussion? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero.

Applicant:     North Ridgeville Parks & Recreation Department;  
                     Jim Kilby, representative, 35296 Chestnut Ridge Road  
Owner:         City of North Ridgeville, 7307 Avon Belden Road

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Request: Approval of concession/restroom facility in R-1.  
Location: 37077 Shady Drive, Permanent Parcel No. 07-00-035-102-041  
PC Action: Approved  
motion by Buescher, 2<sup>nd</sup> by Swindig to approve

President Gillock: Is there any discussion? I'd like to welcome this applicant to the City, North Ridgeville Parks and Rec Department. This is for our new one hundred seventy-five thousand dollar concession stand which the administration did obtain a fifty-one thousand dollar grant. So, that'll be a great addition at Shady Drive. Any other discussion? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Parks and Recs request is approved by a vote of seven to zero.

Applicant: Whitlatch & Co. P. O. Box 363, Twinsburg, Ohio 44087  
Lynn Harlan, representative  
Owner: Sugar Chestnut LLC, 50 Public Square, Suite 1050,  
Cleveland, 44113  
Request: Informational briefing on 6.12 acres for attached single family  
condominium development at Waterbury.  
Location: Block E-B within Phase 1 of Waterbury Subdivision  
Disposition: Discussion only.

President Gillock: No action required.

Clerk of Council Norris: Report of Planning Commission special meeting May 14, 2002

Applicant: N A R D O, INC., 5656 Lasater Street, NW#11  
Owner: Cleveland United Partners, 11311 Villa Grande Drive,  
North Royalton, OH 44133  
Request: Build an athletic facility as shown in drawings submitted to the Planning  
Commission  
Location: 32796 Bagley Road, in R-1,  
Permanent Parcel No. 07-00-002-101-001 and -002  
PC Action: Postponed to the meeting of June 11, 2002

President Gillock: Again, no action required.

**OLD BUSINESS:**

President Gillock: There is no old business to be brought before the board. New business.

**NEW BUSINESS:**

Clerk of Council Norris:

T 52-2002      An ordinance authorizing the Mayor of the City of North Ridgeville, Ohio, to advertise for bids and negotiate and enter into a contract, according to law, and in a manner prescribed by law, for the construction of a women's shower room at the French Creek Wastewater Treatment Plant, not to exceed \$19,500.

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

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

Yes, 6                      No, 1 (Johnson)

Clerk of Council Norris: Motion carries to suspend by a vote of six to one.

T 53-2002      An ordinance upgrading the French Creek Wastewater Treatment Plant men's restroom, not to exceed \$8,500.00.

motion by Swindig, 2<sup>nd</sup> by Pagel to suspend By-Laws

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend carries by a vote of seven to zero.

T 54-2002      An ordinance amending Ordinance No. 3669-2001 by increasing the amount for replacing the Press Building roof from \$15,000.00 to \$40,000.00 and authorizing the Mayor of the City of North Ridgeville, Ohio, to advertise for bids and negotiate and enter into a contract, according to law, and in a manner prescribed by law, for the Press Building roof replacement.

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

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven to zero for a first reading.

T 55-2002      An ordinance authorizing the Mayor of the City of North Ridgeville, Ohio, to purchase a trommel screen 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 \$70,000.00.

motion by Swindig, 2<sup>nd</sup> by Pagel to suspend By-Laws to give this a first reading

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend carries by a vote of seven to zero.

T 56-2002      An ordinance authorizing the Mayor of the City of North Ridgeville, Ohio, to advertise for bids and negotiate and enter into a contract, according to law, and in a manner prescribed by law, for labor and materials for the installation of a concrete pad to be used by the French Creek Wastewater Treatment Plant, not to exceed \$30,000.00.

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

President Gillock: I might point out, most of these were approved in appropriations already, for capital expenditures. Is there any further discussion? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by vote of seven to zero.

T 57-2002 An ordinance amending North Ridgeville Codified Ordinance Section 1044.02.

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

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

Council Member Butkowski: I think this is still in the Utilities Committee. This is what we discussed.

President Gillock: Yes, Utilities is still meeting on this. We can still give it a first reading. We just can't adopt until it comes out of committee. Correct? Any further discussion? If not, please call the roll.

Yes, 5 No, 2 (Butkowski, Johnson)

Clerk of Council Norris: Motion to suspend carries by a vote of five two.

T 63-2002 An ordinance revising the salary and benefits for the position of Case Manager at the Office for Older Adults.

Council Member Swindig: Mr. Chairman, I move to suspend By-Laws.

President Gillock: I need to refer this to Finance, T 63-2002.

Council Member Swindig: I think this was talked about in Finance in the budget. The Chairman asked that this be referred back to clarify that, whether it was or wasn't.

Mayor Hill: Mr. President, yes, as a matter of fact it was discussed at length by Mrs. Balog in her meeting with the budget committee. That's the way she recalled it, it's the way I recalled it and it is according to the notes I wrote and according to the tapes.

Council Member Johnson: My recollection of that same meeting, it was discussed at length but, there was no decision made as far as appropriations.

President Gillock: That can be made retroactive. We'll refer it to committee and if adopted it won't cost any money or anything like that. We'll refer it to finance.

REFERRED TO FINANCE COMMITTEE.

T 64-2002 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 on the northwest corner of Root Road and Butternut Ridge Road, Permanent Parcel Number 07-00-014-103-029 (as shown by legal description below) from R-1 Residence District to B-2 Central Business District, and owned by PNL Holdings, LLC, Donald Porter, President.

President Gillock: REFERRED TO BUILDINGS AND LANDS COMMITTEE AND PLANNING COMMISSION.

T 65-2002 An ordinance establishing Special Development Districts as a new zoning classification in the City of North Ridgeville.

President Gillock: REFERRED TO BUILDINGS AND LANDS COMMITTEE.

**CORRESPONDENCE:**

Clerk of Council Norris:

1) Received a letter from Chamber of Commerce President Claire E. Ibosh, explaining their non-profit organization business representation and the importance of attracting and maintaining business in North Ridgeville. Claire Ibosh also writes of a candidates luncheon where it was suggested that an Economic Development Director be hired and noted that legislation introduced by the Mayor has died in committees. The Chamber would like to lend assistance to attract and retain business and has scheduled a work session on May 21, 2002 at 8:00 A.M. to discuss how this can be accomplished.

**LOBBY:**

President Gillock: We now come to the lobby portion of our meeting. The general public is welcome and encouraged to address Council. You will be given three minutes and we ask anyone wishing to speak to please sign a sign up sheet in the back. Is there anyone wishing to address Council at this time? Seeing none, we will now take a recess until 9:00 P.M.

**RECESS:** from 8:47 P.M. until 9:00 P.M.

President Gillock: Will the Clerk please, proceed with the first readings.

**FIRST READINGS:**

Clerk of Council Norris:

T 47-2002 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NORTH  
952-2002 RIDGEVILLE, OHIO, TO APPLY TO THE OHIO DEPARTMENT OF  
DEVELOPMENT FOR FUNDING UNDER THE COMMUNITY  
DEVELOPMENT BLOCK GRANT SMALL CITIES PROGRAM FOR FISCAL  
YEAR 2002.

First Reading

motion by Mayor Hill, 2<sup>nd</sup> by Swindig to dispense with second and third

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

Yes, 7 No, 0

Clerk of Council Norris: Motion carries by a vote of seven to zero.

motion by Mayor Hill, 2<sup>nd</sup> by Swindig to adopt

President Gillock: Is there any discussion on the adoption? Mr. Johnson?

Council Member Johnson: There's a July 5, 2002 deadline attached to this.

President Gillock: Correct. Any other discussion? Please call the roll on the adoption.

Yes, 7 No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero and becomes Permanent Resolution Number 952-2002.

Permanent Resolution No. 952-2002

T 58-2002 AN ORDINANCE AMENDING NRCO SECTION 1279.23(A), AREA, YARD  
AND HEIGHT REGULATIONS.

First Reading

T 59-2002      AN ORDINANCE AMENDING NRCO SECTION 1279.23(B), AREA, YARD AND HEIGHT REGULATIONS.  
First Reading

T 60-2002      AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED ORDINANCE SECTION 1294.01(G) AREA AND YARD REQUIREMENTS; PROJECTIONS.  
First Reading

President Gillock: The ordinance actually says projections, not promotions. That constitutes first reading. It says projections on the ordinance, it says promotions on the agenda.

Clerk of Council Norris:

T 61-2002      AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED ORDINANCE SECTION 1286.02 CLASSIFICATION OF SIGNS.  
First Reading

T 62-2002      AN ORDINANCE AMENDING SECTION 1286.05(C) AREA OF SIGNS.  
First Reading

T 52-2002      AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH  
3799-2002      RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE AND  
ENTER INTO A CONTRACT, ACCORDING TO LAW, AND IN A MANNER  
PRESCRIBED BY LAW, FOR THE CONSTRUCTION OF A WOMEN'S  
SHOWER ROOM AT THE FRENCH CREEK WASTEWATER TREATMENT  
PLANT, NOT TO EXCEED \$19,500.  
First Reading

motion by Swindig, 2<sup>nd</sup> by Pagel to dispense with second and third

President Gillock: Is there any discussion?

Council Member Pagel: Mr. President, just a note. A number of our City buildings, we really do have to take a look at them, I know with the fire building also, is that we do have to bring them up to standards for male and females and I believe this is a good way to start.

President Gillock: Any other discussion? Mr. Johnson?

Council Member Johnson: There was a question about my vote on the men's and women's restrooms. I'd like to clarify that I was intending to keep them together. When the one passed, I wanted the other one to go with it.

President Gillock: Thank you. Any other discussion on dispensing with second and third? If not, please call the roll.

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend carries seven, zero.

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motion by Swindig, 2<sup>nd</sup> by Pagel to adopt

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion carries by a vote of seven, zero and becomes permanent Ordinance 3799-2002.

Permanent Ordinance No. 3799-2002

T 53-2002      AN ORDINANCE UPGRADING THE FRENCH CREEK WASTEWATER  
3800-2002      TREATMENT PLANT MEN'S RESTROOM, NOT TO EXCEED \$8,500.00.

First Reading

motion by Swindig, 2<sup>nd</sup> by Pagel to dispense with second and third

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend, seven, zero, passes.

motion by Swindig, 2<sup>nd</sup> by Pagel to adopt

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

Yes, 7                      No, 0

Clerk of Council Norris: T 53 passes by a vote of seven to zero and becomes permanent Ordinance 3800-2002.

Permanent Ordinance No. 3800-2002

T 54-2002      AN ORDINANCE AMENDING ORDINANCE NO. 3669-2001 BY  
3801-2002      INCREASING THE AMOUNT FOR REPLACING THE PRESS BUILDING  
ROOF FROM \$15,000.00 TO \$40,000.00 AND AUTHORIZING THE MAYOR  
OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS  
AND NEGOTIATE AND ENTER INTO A CONTRACT, ACCORDING TO  
LAW, AND IN A MANNER PRESCRIBED BY LAW, FOR THE PRESS  
BUILDING ROOF REPLACEMENT.

First Reading

motion by Swindig, 2<sup>nd</sup> by Olesen to dispense with second and third

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion to suspend passes seven to zero.

motion by Swindig, 2<sup>nd</sup> by Buescher to adopt

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

Yes, 7                      No, 0

Clerk of Council Norris: Motion is adopted by a vote of seven, zero and becomes permanent Ordinance 3801-2002.

Permanent Ordinance No. 3801-2002

T 55-2002      AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH

3802-2002 RIDGEVILLE, OHIO, TO PURCHASE A TROMMEL SCREEN 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 \$70,000.00.

First Reading

motion by Swindig, 2<sup>nd</sup> by Pagel to dispense with second and third

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

Yes, 7 No, 0

Clerk of Council Norris: Motion to suspend passes seven to zero.

motion by Swindig, 2<sup>nd</sup> by Buescher to adopt

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

Yes, 7 No, 0

Clerk of Council Norris: Motion to adopt carries by a vote of seven, zero and becomes permanent Ordinance 3802-2002.

Permanent Ordinance No. 3802-2002

T 56-2002 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH  
3803-2002 RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE AND  
ENTER INTO A CONTRACT, ACCORDING TO LAW, AND IN A MANNER  
PRESCRIBED BY LAW, FOR LABOR AND MATERIALS FOR THE  
INSTALLATION OF A CONCRETE PAD TO BE USED BY THE FRENCH  
CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED  
\$30,000.00.

First Reading

motion by Swindig, 2<sup>nd</sup> by Olesen to dispense with second and third

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

Yes, 7 No, 0

Clerk of Council Norris: Motion to suspend carries by a vote of seven to zero.

motion by Swindig, 2<sup>nd</sup> by Buescher to adopt

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

Council Member Swindig: This is our equipment and repairs for French Creek Wastewater Treatment Plant.

Yes, 7 No, 0

Clerk of Council Norris: Motion is adopted by a vote of seven, zero and becomes permanent Ordinance 3803-2002.

Permanent Ordinance No. 3803-2002

T 57-2002 AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED  
ORDINANCE SECTION 1044.02.

First Reading

**SECOND READINGS:**

T 40-2002      AN. ORDINANCE AMENDING ORDINANCE NO. 3739-2001 RELATING TO  
OUTBUILDINGS.  
Second Reading

**THIRD READINGS:**

T 36-2002      AN ORDINANCE MODIFYING THE TERMS OF THE SENIOR CENTER  
3804-2002      RENTAL AGREEMENT AND REFLECTING INCREASED FEES AND  
AMENDING NRCO SECTION 1064.02.

Third Reading

motion by Johnson, 2<sup>nd</sup> by Butkowski to adopt

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

Yes, 7              No, 0

Clerk of Council Norris: Motion to adopt carries by a vote of seven, zero and becomes  
permanent Ordinance Number 3804-2002.

Permanent Ordinance No. 3804-2002

**UNFINISHED BUSINESS:**              None

President Gillock: That's all the third readings. Any unfinished business? Committee meeting  
announcements.

**COMMITTEE MEETING ANNOUNCEMENTS:**

President Gillock:

Public Hearing Monday, June 3, 2002 at 7:20 P.M. regarding T 40-2002.

Next Council Work Session Monday, June 3, 2002 at 7:30 P.M.

Next Regular Council Meeting Monday, June 3, 2002 at 8:00 P.M.

Public Hearings Monday, June 17, 2002 as follows:

|           |           |
|-----------|-----------|
| T 58-2002 | 7:00 P.M. |
| T 59-2002 | 7:05 P.M. |
| T 60-2002 | 7:10 P.M. |
| T 61-2002 | 7:15 P.M. |
| T 62-2002 | 7:20 P.M. |

Public Hearing Monday, July 1, 2002 regarding T 43-2002

President Gillock: Are there any other committee meeting announcements?

Council Member Johnson: Utilities, Wednesday the 22nd at 7:00 P.M.

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President Gillock: Any others? Do I have a motion to adjourn.

**ADJOURNMENT:**

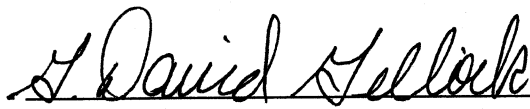
motion to adjourn by Swindig, 2<sup>nd</sup> by Olesen

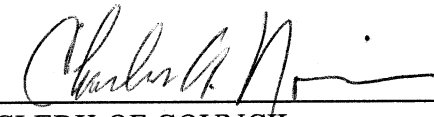
President Gillock: Meeting adjourned.

Meeting adjourned at 9:15 P.M.

MOTION Butkowski 2ND Olesen DATE June 3, 2002

YES 7 NO 0 ABSTAIN 0

  
\_\_\_\_\_  
PRESIDENT OF COUNCIL

  
\_\_\_\_\_  
CLERK OF COUNCIL