

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING MAY 15, 2006**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order, the North Ridgeville City Council Regular meeting dated May 15, 2006. If you will all rise for our invocation, followed by our pledge.

INVOCATION: lead by President Arndt.

PLEDGE OF ALLEGIANCE: by all.

CALLING OF THE ROLL - ROLL CALL:

Present were Council Members Nancy Buescher, Dennis Boose, Richard Jaenke, Bob Olesen, Bernadine Butkowski, Gayle Manning 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: There are several minutes before Council this evening and the first is:

Council Minutes of the special meeting held April 25, 2006 regarding T 68-2006
moved by Butkowski, seconded by Manning to approve the Special Meeting minutes held
April 25, 2006 regarding T 68

President Arndt: Will the Clerk, please take roll?

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

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

Council Minutes of the special meeting held April 25, 2006 regarding T 67-2006
moved by Butkowski, seconded by Manning to approve the Special Meeting minutes held
April 25, 2006 regarding T 67

President Arndt: Will the Clerk, please take roll?

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

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

Council Minutes of regular meeting held May 1, 2006
moved by Butkowski, seconded by Olesen to approve the Council Minutes of the regular
meeting held May 1, 2006

President Arndt: Is there any discussion?

Council Member Boose: Mr. President, I have a correction on page 12 on the ninth line from the bottom; where I am speaking. It says inaudible as the audio tape side A ended. At the end of that sentence; prior to that, it states that it is my recollection that we weren't able to approve all appropriations, would be sufficient there.

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President Arndt: To approve all appropriations.

~~Council Member Boose~~ President Arndt: So noted, thank you. 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: Minutes are approved as corrected.

Clerk of Council Norris: Council will also please note:

Board of Zoning & Building Appeals Minutes of regular meeting held April 27, 2006 and Planning Commission Minutes of regular meeting May 9, 2006.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now have reached the Mayor and Director's report. The Chair invites the Mayor and our Department Directors the opportunity to provide Council with an oral report. We would like to begin with our Mayor, Mr. Gillock.

• **Mayor:**

Mayor Gillock: Thank you Mr. President. First, I would like to remind Council Members and residents that this Saturday is Pride Day in Lorain County. Many groups will be working throughout the City planting flower beds, painting and otherwise beautifying our great City. Everyone is encouraged to participate, even if it is just at your own residence by sprucing it up a little. In addition, the Senior Center will be having a pancake breakfast at the Senior Center that morning.

Saturday is also the Growing Arts Tour sponsored by the North Ridgeville Chamber of Commerce, from 9:00 A.M until 5:00 P.M. Please take advantage of this opportunity to stop by and visit six of our City businesses dedicated to the Art of Growing including JP Diederich Sons Greenhouse, Kelly Anne Growers, Schulz's Flowerhouse, Don Mould's Plant Outlet, Bulk N Bushel, Worcester's Inc. Feed, Seed and Power Equipment. We thank these businesses for participating.

The annual fishing derby, sponsored by the North Ridgeville Fire Department and the North Ridgeville Fishing Club, was held last Saturday. It was not a great day as far as weather was concerned and I feared that when I arrived at the lake, there might not be anyone there. However, when I did arrive, the park was absolutely full. Kids were catching fish and playing in the mud. There was a great turn out of our Firemen and the fishing group, including the wives, moms, sisters and girlfriends who also helped. By 11:00 A.M. the sun started to come out and the whole event was, once again, a great success. Thanks to our Firemen, fishermen and women for all their hard work in making this possible.

Lastly, I would like to remind everyone that this is National Police Week and today is Peace Officer Memorial Day. Thirteen law enforcement officers from Lorain County have died in the

line of duty. If you get a chance this week, thank a law enforcement officer for the job that they do. As I have said before, we do get letters of appreciation all the time, both for Police and Fire. That concludes my report.

President Arndt: Thank you, Mr. Mayor. We now would like to invite our Safety-Service Director, Mr. Johnson.

- **Safety-Service Director:**

Safety-Service Director Johnson: Thank You, Mr. President. We ask that T 80 under ordinance and resolutions submittals and T 73 under first readings be passed tonight, so we can get these projects scheduled during the construction season. We would like the emergency clause added to T 80, but it's not necessary on T 73.

I'd like to expand on Mayor Gillock's report concerning Pride Day, and probably steal a little thunder from Engineer Larry Griffith. We have events planned throughout the City for Pride Day and I encourage everyone to lend a hand toward this annual spring cleaning effort. We welcome anyone to participate at one of the parks or other projects but, there is plenty to do right in your own yards if you can't make one of the other events. We need ditches and streams that about your property cleared of brush and debris to help avoid flooding in your neighborhood and, don't forget your elderly neighbors, they may need some neighborly assistance. We will be collecting the following items for recycling or safe disposal on Pride Day:

Clothing will be collected at Community Care on Center Ridge for distribution to needy families. Aluminum Cans will be collected at Fire Station Number 1 with proceeds donated to burned children. Waste tires and oil will be collected at the Service Garage on Bainbridge. The oil is used in a clean burning heater to heat the garage. Small electronics will be collected at South Central Park located on Avon Belden Road. This would include cellular phones, televisions, computers and other consumer electronics. A bulk paper shredding truck will be in the City Hall parking lot on Bainbridge. This is a safe and effective way to dispose of unneeded sensitive documents. We will also have free 40 pound bags of Biorich, a soil enhancer for flower beds and lawns. It will be available behind the Senior Center on Bainbridge Road and also at the Service Garage on Bainbridge Road. There's plenty of work for everyone and a pancake breakfast at the Senior Center to get you started on a full belly. That concludes my report.

President Arndt: Thank you, Mr. Johnson. We now would like to invite our Engineer, Mr. Griffith, for his report.

- **Engineer:**

Engineer Larry Griffith: Thank you, Mr. President. I will not be talking about Pride Day. When the weather is fitting, it is noticeable that people are working on their lawns and putting in their gardens. I would like for everyone to keep a few items in mind while doing this work. Use

plant and lawn fertilizers sparingly. Fertilizers promote the growth of algae in our ditches and streams. Vegetate or mulch bare spots in your yard to reduce soil erosion. Compost your yard waste. Do not dump them into our ditches and streams. Be tolerant to some pest damage and avoid pesticides. Pesticides also kill the good insects and according to last Sunday's Cleveland Plain Dealer, they also kill the birds that eat the insects. Pick up after your pet. When the runoff for these wastes reaches the ditches and streams, it adsorbs the oxygen from the water and kills the life in the water. Service your gas powered lawn and garden equipment. They are considered heavy air polluters. If you are landscaping your property, consider using native plants and shrubs. Thank you, Mr. President. That concludes my report this evening.

President Arndt: Thank you, Mr. Griffith. We would now like to invite our Auditor, Mr. Costin.

- **Auditor:**

Auditor Chris Costin: Thank you, Mr. President. The only item I have for you this evening is the Auditor's Written Financial Report for April 2006 that you have already received.

Auditor's Written Financial Report for April 2006

moved by Butkowski, seconded by Manning to approve the Auditor's Written Financial Report dated April 2006

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

Yes, 7 No, 0

President Arndt: We move not into our other reports. Dr. Norris, if you will begin with our Planning Commission Report from their regular meeting held May 9.

- **Other Reports:**

Clerk of Council Norris: Other reports before Council are:

Planning Commission Report of regular meeting May 9, 2006

APPLICANT: Ron Gainar, FiberTower, 2515 Red Fox Pass, Willoughby Hills, OH
44094

OWNER: Bentbrooke Properties, 25560 Hilliard Blvd., Westlake, OH 44145

REQUEST: Collocation of antennas on existing tower and placement of equipment pad
within existing fenced compound

LOCATION: 31726 Center Ridge Road in an R-1 District
Permanent Parcel No. 07-00-006-102-164

PC ACTION: Approved by a vote of five to zero

moved by Butkowski, seconded by Manning to approve the Planning Commission action for the collocation of antennas on an existing tower and placement of equipment

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, just to bring everyone up to date. The towers that are throughout the City, really serve two purposes. One is for the cell phone which most of us have and the other is for local service. The local service would be the telephone service that each of us have in our homes. This particular applicati'on deals with local service where they are adding to an existing tower. I understand that our Law Director is working on some new legislation to include the issue of local service in the existing ordinance, which pretty much spells out our regulations for cell phones. This is very routine and will obviously upgrade the quality of local service within the community. Thank you.

President Arndt: Thank you, Mr. Jaenke. Is there any other discussion?

Council Member Butkowski: Mr. Chairman, this is what we have been working toward, which is to get these various companies to collocate so, that we don't have so many of those towers in town. This is why the legislation was drawn up, a while ago.

President Arndt: Thank you, Mrs. Butkowski. Is there any other comments? 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.

APPLICANT: Alan Ritchie, Bagley Road Land Development Company, LLC, 1220
 Huron Road, 8th Floor, Cleveland, Ohio 44115

OWNER: Same

REQUEST: Final plat approval for Timber Ridge Subdivision No. 1, consisting of 59
 Single Family and 40 Cluster lots, (fka; Stone Ridge)

LOCATION: South of Bagley Road and South of the Ohio Turnpike in an R-1 District
 Permanent Parcel Nos. 07-00-002-102-015, 07-00-002-102-022,
 07-00- 002-102-024, 07-00-002-102-025, 07-00-002-102-026,
 07-00-002-102-036

PC ACTION: Approved by a vote of three to two with the condition that the developer
 provide a developer's agreement and an aeration system on the wet ponds
 moved by Jaenke, seconded by Olesen to approve the Planning Commission action for
 the final plat approval for Timber Ridge Subdivision No. 1

President Arndt: Is there any discussion?

Council Member Olesen: Mr. President, do we have a developer's agreement on this?

Mayor Gillock: Yes, the developer's agreement was finalized today. However, there is an additional clause for their participation in a light at Bagley and Lorain up to 50,000 dollars.

President Arndt: Any other discussion?

Council Member Jaenke: Mr. President, a couple of other comments. The preliminary approval included approximately a 100 foot section that would be left natural for the property that abuts Ridgefield. This first phase also includes that buffer. What that means is that the trees and the natural terrain will remain in tact. Also, there is a property owner that lives right next to the proposed entrance into the development and the developer did agree that he would plant a row of pine trees and provide some heavy landscaping between the street entrance and the property owner. That was also agreed upon.

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

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

APPLICANT: John Eavenson, Oster Construction, Inc., 6150 Park Square Drive, Lorain, Ohio 44053
OWNER: Oster Construction, Inc., 6150 Park Square Drive, Lorain, Ohio 44053
REQUEST: Final Plat Approval for Windsor Point Subdivision No. 4 consisting of 40 lots
LOCATION: Avalon Drive and Stoney Ridge Road in an R-1 District
 Permanent Parcel Nos. 07-00-031-000-129, 07-00-031-000-130, 07-00-031-000-003, 07-00-042-115-083 and 07-00-042-115-084
PC ACTION: Approved by a vote of five to zero with a condition that the applicant work with the Administration to pay a proportionate share for a traffic control light at Stoney Ridge and Center Ridge Road.

 moved by Manning to approve

Council Member Jaenke: Mr. President, I would like to make a comment with regard to the traffic light. We spent quite a bit of time, the Planning Commission that is, talking about the need for a traffic light on the corner of Stoney Ridge and Center Ridge. The developer was not able to attend the meeting. His engineer was there and did a good job. We probably spent about a half hour to 45 minutes talking about that. My feeling is that we might be better off postponing any action on the applicant at this point as I understand that there is an upcoming meeting scheduled between the developer and the Administration. I just think we need some further conversation about the developer paying his fair share for a traffic light. I really think we need to have that resolved before we move forward with this.

 moved by Jaenke, seconded by Buescher to postpone the Planning Commission action regarding the final plat approval for Windsor Point subdivision number 4 until the next Council meeting

President Arndt: Point of order. Mrs. Manning had originally made a motion. Would you be willing to withdraw that motion?

Council Member Manning: I would be happy to withdraw my motion.

President Arndt: Let me make certain that I am clear on this. You are suggesting that we postpone this until our next meeting. Is there any discussion?

Council Member Olesen: Mr. President, I think that the Mayor would be the person to answer this question. However, I think that the viewers and the people in the audience, would be interested in knowing what these traffic lights cost, it is a lot of money and I think that the public should know at least an approximate amount.

Mayor Gillock: Mr. President, a couple of comments in regard to this. To answer Mr. Olesen's question directly; the cost of this light is 89,000 dollars. That does not include the engineering and by the time you calculate the costs, you could end up spending in excess of 100,000 dollars to put in a light at an intersection such as this. It is 80 some thousand for the equipment itself. Also, the light at Bagley and Lorain, which was mentioned before, Oster has agreed to participate

in the cost of a light at that intersection on a pro-rata basis. This one is going to be a little more difficult and we will have that discussion with them. We do have a meeting scheduled with Oster. However, it wasn't specifically regarding this. We will get together and talk about this. It is going to be very difficult to determine their proportionate share just on this phase. We actually have two developers developing along Stoney Ridge Road. Oster and Meadow Lakes each have ultimately different projects of different sizes and different phases. Ideally, these type of discussions should have taken place up front as we are doing on Bagley Road. We will have this discussion with them and hopefully we can get this done before the next meeting. At this point, I am not sure what proportionate share that might be and their willingness to participate. However, they have been willing in the past to participate. Yes, they are expensive to put those lights in. We quoted three lights this year. One located at Sugar Ridge and Route 83, Stoney Ridge and Center Ridge, and Bagley and Lorain. The equipment costs were all in the 80 to 89,000 dollar range.

President Arndt: Thank you, Mr. Mayor.

Council Member Butkowski: Mr. Chairman, I hope when they are having their discussion that they also discuss the flooding that occurred back in August of last year and the problems that were in this development. Hopefully, these problems can be taken care of so that we don't experience them in the future.

President Arndt: Thank you, Mrs. Butkowski. Any other comments or discussion? As a reminder, we have a motion on the floor by Mr. Jaenke and a second by Mrs. Buescher to postpone the request for the final plat approval for the Windsor Point subdivision number four. 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-57-2006 AN ORDINANCE ACCEPTING A LAND EXCHANGE AGREEMENT
BETWEEN THE CITY OF NORTH RIDGEVILLE AND VENDOME
ASSOCIATES CORPORATION

PC ACTION: Recommended approval by a vote of five to zero
moved by Jaenke, seconded by Olesen to approve the Planning Commission action
regarding T 57

President Arndt: Is there any discussion?

Mayor Gillock: Mr. President, the government doesn't always move too fast. However, I am glad to see this finally coming to fruition. When I was on Council, I introduced an ordinance or resolution at that time authorizing funds to be expended for a study on this. That has been at least four years ago. We are finally getting to where this could become a reality. What this is, is that we have reached an agreement with Vendome Associates who owns all the apartment buildings off of Jaycox. They also own one house on Jaycox, which is the last totally remaining obstacle for the City in order to connect a road from Route 83 to Jaycox through Mildred. It would come through Mildred. We own the timber right there, that would then cross the short street there in front of the apartments and then the house where Jaycox is. By making the exchange, he gains part of the timber, which we have no use for and his intention is to probably put a party center in. We gain this lot here so that in the future when funds become available, we

can put a road through there, which would relieve congestion off of Center Ridge Road and off of Jaycox. It would be another route to get to 83. I just wanted to explain exactly what that was and hopefully we can get this passed. Thank you.

President Arndt: That is helpful. Thank you, Mr. Mayor. 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 61-2006 AN ORDINANCE CHANGING THE NAME OF TAYLOR WOODS
INDUSTRIAL PARKWAY TO BECKETT PARKWAY

PC ACTION: Recommended approval by a vote of five to zero
moved by Olesen, seconded by Manning to approve tonight Planning Commission
actions regarding T 61

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again to bring Council up to date. We are only talking about the east end of Taylor Woods Parkway. As we all know, there is actually two sections there. There is one, which is the east end and is also a dead end street currently. The second piece of it would be beyond the open space, which is really closer to Elyria. We are only talking about the piece that would be east. Mr. Beckett plans to take that vacant land to develop into an industrial park there with a large cul-de-sac type street. For that reason, he feels that it ought to be called Beckett Parkway because that is really what it will be used for. It will be his industrial park. That is why we recommended approval.

Mayor Gillock: Mr. President, this portion of the street has already been vacated by Council. It is no longer a dedicated street. Mr. Beckett is doing exactly what Mr. Jaenke described. He did pay for the extension of Bender Road to Taylor Industrial Parkway on the western end. So, we now can connect to that part of the City without going to Elyria.

President Arndt: Thank you, Mr. Mayor. Any other enlightened comments? 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 65-2006 AN ORDINANCE ACCEPTING 1,008 SQUARE FEET OF
PERMANENT PARCEL NO. 07-00-014-103-028 ON THE WEST SIDE
OF ROOT ROAD AND DEDICATING IT FOR PUBLIC PURPOSES

PC ACTION: Recommended approval by a vote of five to zero
moved by Jaenke, seconded by Manning to approve tonight, Planning Commission
actions regarding T 65

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, the area that we are talking about is one of the four corners of Lorain and Root Road. As we all know, we are planning to expand that intersection with turning lanes and proper traffic lights. In order to do that, we'll need some additional property for sidewalks and for additional turning lanes. This is the first of four properties where we need to add additional property to the project.

President Arndt: Thank you, Mr. Jaenke. Any other discussion or comments? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

President Arndt: I really would like to acknowledge the insights we are hearing tonight from both Mr. Jaenke, Mrs. Butkowski and the Mayor to help clarify some of this legislation for the benefit of not only Council people, but for those who are listening here in the audience and for those at home. It really has made a nice difference for all of us. The Chair really wants to acknowledge those of you who can make enlightened comments. Having said that we will move on with our Council Committee Reports.

COUNCIL COMMITTEE REPORTS:

Clerk of Council Norris: There are three Council Committee Reports before Council this evening. The first one is:

1) STREETS, SIDEWALKS & BRIDGES COMMITTEE REPORT #5610 We have considered the matter of Engineer Griffith's recommendation that the following streets in Waterbury Subdivision Phase No 1 be accepted by Council:

Victoria Lane (from Chestnut Ridge Road to 200.15 feet north of Minott Court)
Elizabeth Lane (from Victoria Lane to 190 feet west of Victoria Lane)
Calista Drive (from Victoria Lane to 211.67 feet west of Victoria Lane)
Briggs Circle
Minott Court

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

Signed: Chairperson Butkowski and Member Manning

moved by Butkowski, seconded by Manning to approve the Streets, Sidewalks & Bridges Committee Report # 5610

President Arndt: Is there any 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.

2) STREETS, SIDEWALKS & BRIDGES COMMITTEE REPORT #5611 We have considered the matter of Engineer Griffith's recommendation that the following streets in Waterbury Subdivision Phase No 2 be accepted by Council:

Victoria Lane (from 200.15 feet north of Minott Court to 556.30 feet north of Minott Court)
Elizabeth Lane (from 190 feet west of Victoria Lane to 190 feet west of Calista Drive)
Calista Drive (from 211.67 feet west of Victoria Lane to 510.64 feet south of Elizabeth Lane)

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

Signed: Chairperson Butkowski and Member Manning

moved by Butkowski, seconded by Manning to approve the Streets, Sidewalks & Bridges Committee Report # 5611

President Arndt: Is there any 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.

3) BUILDINGS & LANDS COMMITTEE REPORT #5612 We have considered the matter of T 61, 2006, and ordinance changing the name of Taylor Woods Industrial Parkway to Beckett Parkway and recommend that this request be approved and legislation be adopted.

Signed: Chairperson Jaenke and members Olesen and Manning

moved by Olesen, seconded by Manning to approve the Buildings & Lands Committee Report # 5612

President Arndt: Is there any 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.

President Arndt: We now move to correspondence. Unless I am mistaken, we have two pieces of correspondence tonight.

CORRESPONDENCE:

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

- 1) Received a memo from Mayor Gillock regarding trees in tree lawns and requesting this issue be referred to the appropriate committee for review.

President Arndt: The Chair refers this to the BUILDING AND LANDS COMMITTEE.

- 2) Received a Notice from the City of Elyria Planning Commission notifying the City that they are an adjacent property owner to a request to rezone land on the south side of E. Broad Street, PC #2006-12. The Planning Commission meeting will be held on May 16, 2006 in their Council Chambers, Elyria City Hall, 131 Court St.

President Arndt: We have no new business, so we move onto our lobby section of the meeting, Audience Participation.

AUDIENCE PARTICIPATION (Lobby):

President Arndt: Any members of our audience tonight who wishes to speak to your City Council, is invited to step forward and speak at the podium immediately to the right of Mrs. Buescher. Prior to coming up, we request that you fill out the Lobby form that you can find in the back of the room because it enables us the opportunity to contact you personally, should there be a need for individual followup. You are now welcome and invited to approach the podium. We request that you clearly state your name and address and limit your comments, please, to three minutes. The Lobby is now open.

moved by Arndt, seconded by Boose to suspend our By-Laws tonight to dispense with our recess

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

RECESS: dispensed with

President Arndt: We now move to our Ordinances and Resolutions and the Chair requests Dr. Norris to read our Ordinance and Resolution Submittals, beginning please with T 80.

ORDINANCES AND RESOLUTIONS:

• **Ordinances & Resolutions Submittals**

Clerk of Council Norris: Ordinances and resolutions submittals tonight include:

T 80-2006 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 RECONSTRUCTION OF THE CHESTERFIELD DRIVE BRIDGE OVER FRENCH CREEK, AND TO NEGOTIATE AND ENTER INTO A CONTRACT WITH A CONSULTING ENGINEERING FIRM FOR PLANS, SPECIFICATIONS, AND CONSTRUCTION PHASE SERVICES FOR SAME, NOT TO EXCEED \$205,000.00.

moved by Olesen, seconded by Butkowski to suspend By-Laws tonight to give T 80 its first reading

President Arndt: Is there any discussion?

Council Member Manning: Mr. President, I have a question of the Mayor. Mr. Mayor, when we were in appropriations and we discussed this, we discussed that some of the bridges may be covered by County funds. Is this one of them? Any possibility of getting money from the County?

Mayor Gillock: In the Ohio Revised Code, there is a table or matrix that indicates certain City streets, the County could participate in repairing those. I've sent a letter to the County and I have not heard back from them. We will be following up with them again. Historically, they have never ever did anything on our City streets. We are trying to get them to do something that they have never done. We will continue to follow up with them.

President Arndt: Is there any other discussion? For clarification, we have a motion on the floor by Mr. Olesen and a second by Mrs. Butkowski to suspend our By-Laws tonight to give T 80 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 81-2006 AN ORDINANCE AMENDING NRCO CHAPTER 476 SNOWMOBILES, OFF-HIGHWAY MOTORCYCLES AND ALL-PURPOSE VEHICLES, BY ADDING ADDITIONAL REGULATIONS.

President Arndt: The Chair refers this to the BUILDING AND LANDS COMMITTEE.

T 82-2006 AN ORDINANCE AMENDING NRCO SECTION 618.015, DANGEROUS ANIMALS, PROVIDING FOR REGULATION OF FARM ANIMALS IN RESIDENTIAL DISTRICTS.

moved by Butkowski, seconded by Olesen to suspend By-Laws tonight to give T 82 its first reading

President Arndt: Is there any discussion?

Council Member Boose: Mr. President, is there some reason why we couldn't have this sent to Committee to discuss it?

President Arndt: I was waiting until after we deal with this particular motion. It will indeed be referred to Building and Lands. 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.

President Arndt: In addition, the Chair refers T 82 to the BUILDING AND LANDS COMMITTEE.

T 83-2006 AN ORDINANCE AUTHORIZING A TAX COLLECTION AGENCY PURSUANT TO O.R.C. SECTION 718.01 FOR THE CITY OF NORTH RIDGEVILLE AND ESTABLISHING THE FEES THEREFOR.

President Arndt: The Chair refers this to the FINANCE COMMITTEE.

• **First Readings**

T 73-2006 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4270-2006 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE PURPOSE OF HAVING CAMERA WORK PERFORMED ON ONE OF THE CITY'S MAIN INTERCEPTORS, NOT TO EXCEED \$80,000.00.

First Readings

moved by Boose, seconded by Butkowski to dispense with the second and third readings on T 73

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

Yes, 7 No, 0

moved by Boose, seconded by Butkowski to adopt T 73

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

Yes, 7 No, 0

Council Clerk Norris: T 73 is adopted and becomes permanent ordinance 4270-2006.
Permanent Ordinance No. 4270-2006

T 80-2006 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4271-2006 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW FOR THE RECONSTRUCTION OF THE
CHESTERFIELD DRIVE BRIDGE OVER FRENCH CREEK, AND TO
NEGOTIATE AND ENTER INTO A CONTRACT WITH A CONSULTING
ENGINEERING FIRM FOR PLANS, SPECIFICATIONS, AND
CONSTRUCTION PHASE SERVICES FOR SAME, NOT TO EXCEED
\$205,000.00.

First Reading

moved by Olesen, seconded by Butkowski to dispense with the second and third
readings on T 80

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

Yes, 7 No, 0

moved by Olesen, seconded by Butkowski to adopt T 80

moved by Olesen, seconded by Butkowski to add the emergency for the purpose
of the health, safety and welfare of our community

President Arndt: Is there any other discussion?

Council Member Butkowski: Mr. Chairman, I am glad to see that this is being taken care of. We
have talked about this thing for at least five years and it just has gotten worse and worse. It is
wonderful that we can finally get this project accomplished.

President Arndt: Any other discussion or comments? 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. Olesen and a second by Mrs.
Butkowski to adopt T 80 with the emergency. Is there any discussion? All those in favor signify
by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Council Clerk Norris: T 80 is adopted with the emergency and becomes permanent ordinance
4271-2006.

Permanent Ordinance No. 4271-2006

T 82-2006 AN ORDINANCE AMENDING NRCO SECTION 618.015, DANGEROUS
ANIMALS, PROVIDING FOR REGULATION OF FARM ANIMALS IN
RESIDENTIAL DISTRICTS.

First Reading

moved by Butkowski, seconded by Buescher to amend by substitution T 82

President Arndt: Is there any other discussion?

Council Member Boose: Mr. President, if Mrs. Butkowski could tell us what the differences are
between the two.

Council Member Butkowski: Both of them are on page two. On number two, it was changed to two acres from one acre and on number three, farm animals must be maintained on property owned by the owner of the animals or resident of the property. Number two and number three, both have the changes in them on the new copy.

Council Member Boose: For clarification, the new copy has a section three with subsection two and three.

Council Member Butkowski: Yes

President Arndt: Any other clarification? 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: That concludes our first readings. We have no second readings. Dr. Norris, if you will begin our third readings with T 31.

• **Third Readings**

T 31-2006 AN ORDINANCE PROHIBITING LITTERING BY INDIVIDUALS UPON
4272-2006 PUBLIC PROPERTY OR UPON THE UNINHABITED PROPERTY OF
 ANOTHER.

Third Reading

 moved by Boose, seconded by Butkowski to adopt T 31

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 31 is adopted becoming permanent ordinance 4272-2006.
 Permanent Ordinance No. 4272-2006

T 57-2006 AN ORDINANCE ACCEPTING A LAND EXCHANGE AGREEMENT
4273-2006 BETWEEN THE CITY OF NORTH RIDGEVILLE AND VENDOME
 ASSOCIATES CORPORATION.

Third Reading

 moved by Olesen, seconded by Manning to adopt T 57

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 57 is adopted becoming permanent ordinance 4273-2006.
 Permanent Ordinance No. 4273-2006

T 65-2006 AN ORDINANCE ACCEPTING 1,008 SQUARE FEET OF PERMANENT
4274-2006 PARCEL NO. 07-00-014-103-028 ON THE WEST SIDE OF ROOT ROAD
 AND DEDICATING IT FOR PUBLIC PURPOSES.

Third Reading

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
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moved by Boose, seconded by Butkowski to adopt T 65

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 65 is adopted becoming permanent ordinance 4274-2006.
Permanent Ordinance No. 4274-2006

T 66-2006 AN ORDINANCE AMENDING ORDINANCES NO. 2755-93 AND 3548-2000
4275-2006 BY INCREASING THE COMPENSATION FOR THE CLERK OF COUNCIL.
Third Reading

moved by Buescher, seconded by Butkowski to adopt T 66

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 66 is adopted becoming permanent ordinance 4275-2006.
Permanent Ordinance No. 4275-2006

UPCOMING MEETING ANNOUNCEMENTS:

Clerk of Council Norris: Our upcoming meeting announcements include:

Next Regular Council Meeting Monday, June 5, 2006 at 7:30 P.M. in Council Chambers

ADJOURN:

moved by Jaenke to adjourn

Meeting adjourned at 8:26 P.M.

MOTION _____ Olesen _____ 2ND _____ Butkowski _____ DATE _____ June 5, 2006
(As corrected)

YES _____ 7 _____ NO _____ 0 _____ ABSTAIN _____ 0 _____


PRESIDENT OF COUNCIL DR. RONALD F. ARNDT


CLERK OF COUNCIL CHARLES A. NORRIS