

**NORTH RIDGEVILLE CITY COUNCIL
MEETING MINUTES
APRIL 15, 2019**

CALL TO ORDER: 7:30 p.m.

President Corcoran called the Monday, April 15, 2019 Council meeting to order.

INVOCATION:

Led by President Corcoran.

PLEDGE OF ALLEGIANCE:

Led by President Corcoran.

ROLL CALL:

Present were Council members Dennis Boose, Gregg Westover, Martin DeVries, Michelle Hung, President Kevin Corcoran, President Pro-Tem Bruce Abens and Robert Chapek.

Also present was Mayor David Gillock, Law Director Brian Moriarty, Safety-Service Director Jeff Armbruster, Auditor Jeff Wilcheck, Engineer Dan Rodriguez and Clerk of Council Nancy Linden.

MINUTES - Corrections (if any) and approval:

President Corcoran asked for any corrections to the City Council meeting minutes of April 1, 2019. No discussion was offered. The minutes stand approved as submitted.

President Corcoran noted that Council received the Administrative Committee meeting minutes of April 1, 2019, the Board of Zoning and Building Appeals meeting minutes of March 28, 2019, the Employee Safety Committee meeting minutes of March 28, 2019 and the Tax Abatement Review Board meeting minutes of April 9, 2019.

LOBBY:

President Corcoran opened the lobby session and stated there would be one lobby session this evening.

He asked anyone that would like to speak to come to the podium and state their name and address for the record. He further added each person will be given three minutes to speak. He requested anyone that wished to speak to fill out a lobby sheet located in the back of the room.

Ray McLaughlin, 7183 Kensington Dr.: stated there is a vaping epidemic happening in the high school and trickling down. He stated that one juul pod has the equivalent of one pack of cigarettes. Mr. McLaughlin stated the City of Lakewood adopted legislation to require people to be the age of twenty-one to purchase tobacco products. Mr. McLaughlin provided the Clerk a copy of Lakewood's legislation and an article and urged City Council to enact similar legislation.

ADMINISTRATORS REPORTS:

A. Mayor:

Moved by Mayor Gillock and seconded by Westover to appoint Jennifer Sinatra to the position of Human Resource Director.

Mayor Gillock stated she comes from the City of Euclid and then the City of Brook Park before that.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

City Council welcomed Ms. Sinatra.

Mayor Gillock stated Al Swindig, Service Department Superintendent, is retiring at the end of this month. He would like to appoint Jon Montgomery to the position of Service Department Superintendent. He was hired eleven years ago as a laborer and worked his way through the department. He was union president, a foreman and assistant superintendent. Mayor Gillock stated with Al being out for surgery and then the passing of his father, Jon led the department.

Moved by Mayor Gillock and seconded by Boose to appoint Jon Montgomery to the position of Service Department Superintendent effective May 1, 2019.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

City Council congratulated Mr. Montgomery.

On Friday, April 26 the Senior Center will be hosting a spaghetti dinner from 5:00-7:00 p.m. at the Senior Center. The cost is \$7 for adults, \$6 for seniors and \$4 for children 10 and under. Carry out is also available. Mayor Gillock thanked the North Ridgeville Lions Club for sponsoring this event. All proceeds from the dinner will benefit the Office for Older Adults.

Mayor Gillock stated his next coffee and conversation will be on Friday, May 3 from 8:00-9:00 a.m. in Council Chambers.

The annual fishing derby will be held Saturday, May 4 from 8:00 a.m. to noon at South Central Park. Admission is free with donations of \$5 accepted the day of the event for Aluminum Cans for Burned Children. Please bring your own rod and bait. This event is sponsored by the Parks and Recreation Department, North Ridgeville Firefighters and the North Ridgeville Fishing Club.

Mayor Gillock stated on Saturday, May 4 the North Ridgeville Visitors Bureau will be hosting their annual Discover the Ridge. The kickoff will begin at 10:00 a.m. at My Wood Loft located

at 39097 Center Ridge Road with live entertainment, food and demonstrations. From there, travel to the remaining 18 participating locations throughout the City. A map with participating locations can be picked up at the Chamber of Commerce office at Butternut Corners located at Lorain and Island or at City Hall. The brochure is also on the City's website.

Moved by Mayor Gillock and seconded by Westover to suspend the By-laws and add T 49-2019 to the agenda under first readings this evening.

Mayor Gillock stated this was a Resolution to enter into an agreement with TowerCo.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

As a reminder, City Hall offices will be closed this Friday, April 19 in observance of Good Friday.

Moved by Mayor Gillock and seconded by Westover to adjourn into executive session in place of the recess to discuss the sale or purchase of land and to discuss litigation.

A roll call vote was taken and the motion carried.

Yes – 7

No – 0

Mayor Gillock made a special presentation on behalf of April being National Community College Month. He introduced and provided a Proclamation to Lorain County Community College Vice President of Strategic & Institutional Development, Tracy Green and Program Coordinator Marketing & Communications, Dan Forthofer.

B. Safety-Service Director: Safety-Service Director Armbruster stated it has been easy to purchase equipment through the Ohio Cooperative Purchasing Program, but this year it has been difficult. T 48-2019 is for the mini-excavator purchase. It was not on the state bid list but the equipment needs purchased as soon as possible. In two weeks more legislation will be coming for the purchase of pick-up trucks. Safety-Service Director Armbruster also noted that State Route 83 traffic was rough around 2:00 p.m. for the storm sewer installation. He noted that the five lanes on Center Ridge Road will be an enhancement but traffic delays will be imminent right now.

C. Engineer: Engineer Rodriguez stated the pavement condition project began with Resource International out of Independence. The crews have begun collecting data through June depending on weather. Once that data is complete, a recommendation will be made regarding the roads and also a ten year plan will be implemented.

Engineer Rodriguez stated Fetchko will be working through the entire corridor this summer. There will be major delays. He suggested finding an alternate route during peak hours. The southern half will be worked for the next eight to ten weeks.

D. Auditor: Auditor Wilcheck stated T 46 was a supplemental appropriation. He touched on what was being supplemented. He stated the TIF dollars from Riddell was unanticipated as the City did not receive approval on the TIF yet.

The note sale will close on Wednesday. The rate on the notes is 3% and the yield is 1.85%. He stated that was better than the note rollover last year.

T 48 is to lease the equipment. Bond counsel has asked that Council have that finalized and approved for the official statement on May 6. There is continuing disclosures that are required to be completed annually. The City saves money if it is done before the bonds.

E. Other Reports: President Corcoran noted Council received the February and March 2019 Building Department reports, the January and February 2019 Police Department reports, the March 2019 Fire Department report and the March 2019 Mayor's Court report.

COUNCIL COMMITTEE REPORT(S):

Clerk of Council Linden:

ADMINISTRATIVE COMMITTEE REPORT dated April 1, 2019 which recommends City Council consider for approval T 33-2019.

Moved by DeVries and seconded by Boose to accept the Administrative Committee report.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

CORRESPONDENCE: None.

OLD BUSINESS: None.

NEW BUSINESS:

Clerk of Council Linden:

Approval of the final plat for Waterbury Phase 10 in a PCD.

Moved by Abens and seconded by DeVries to approve the final plat for Waterbury Phase 10 in a PCD.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

New Liquor Permit Request

Clerk of Council Linden:

A request from the Ohio Division of Liquor Control for a new permit request for Game Day Tavern, LLC, 39140 Center Ridge Road.

Moved by Boose and seconded by DeVries to not request a hearing so that this permit can be sent to the state for final disposition by April 29, 2019.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

Clerk of Council Linden:

Planning Commission action(s) taken at the April 9, 2019 meeting:

APPLICANT: Gary Smitek, North Ridge Pointe, LLC, 36715 Avalon Ct, Avon, OH 44011

OWNER: Same

REQUEST: Approval of a recreation complex within North Ridge Pointe Subdivision Phase No. 4

LOCATION: North of Capri Lane, south of West Shore Parkway; in an R-1 zoning district; Parcel No. 07-00-030-000-277

PC ACTION: **Approved by a vote of 5-0.**

(Council action required)

Councilman Abens stated the developer is installing tennis courts, outdoor swimming pool and a playground area.

Moved by Abens and seconded by DeVries to accept the Planning Commission action.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

RECESS:

Adjourned into executive session at 8:00 p.m.

City Council meeting reconvened at 8:17 p.m.

FIRST READINGS:

Ordinance and Resolution submittal(s)

Clerk of Council Linden:

T 46-2019 AN ORDINANCE AMENDING ORDINANCE NUMBER 5595-2018 OF THE CITY OF NORTH RIDGEVILLE, OHIO PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019.

(Introduced by Mayor Gillock)

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 46-2019.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

Moved by Boose and seconded by DeVries to adopt T 46-2019.

Moved by Boose and seconded by DeVries to add the emergency clause to T 46-2019 in order to provide for current expenditures.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

A roll call vote was taken on the adoption for T 46-2019, with the emergency clause, and the motion carried. T 46-2019 now becomes **Ordinance number 5631-2019.**

Yes – 7 No – 0

Clerk of Council Linden:

T 47-2019 AN ORDINANCE PROVIDING FOR THE ADDENDUM OF A LEASE OF VACANT LAND WITH THE RIDGEFIELD HOMEOWNERS ASSOCIATION, INC. TO INCLUDE AN ASPHALT PAVED PARKING LOT.
(Introduced by Mayor Gillock)

Clerk of Council Linden:

T 48-2019 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ACQUIRE EQUIPMENT AND ENTER INTO LEASE PURCHASE AGREEMENTS.
(Introduced by Mayor Gillock)

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 48-2019.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by DeVries to adopt T 48-2019.

Moved by Boose and seconded by DeVries to add the emergency clause to T 48-2019 because the information is needed for the upcoming bond sale.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

A roll call vote was taken on the adoption for T 48-2019, with the emergency clause, and the motion carried. T 48-2019 now becomes **Ordinance number 5632-2019.**

Yes – 7 No – 0

Clerk of Council Linden:

T 49-2019 A RESOLUTION AUTHORIZING THE EXECUTION OF THE JUDGEMENT BY CONSENT WHICH RESOLVES THE CASE CAPTIONED TOWERCO, LLC, ET AL VS. THE CITY OF NORTH RIDGEVILLE FILED IN THE UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF OHIO, EASTERN DIVISION, CASE NO. 5:18-CV-02922.
(Introduced by Mayor Gillock)

Moved by Mayor Gillock and seconded by Westover to dispense with the second and third readings for T 49-2019.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Mayor Gillock and seconded by Westover to adopt T 49-2019.

Moved by Mayor Gillock and seconded by Westover to add the emergency clause to T 49-2019 in order to settle the federal lawsuit as the Judge has indicted he would like the agreement by tomorrow.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

A roll call vote was taken on the adoption for T 49-2019, with the emergency clause, and the motion carried. T 49-2019 now becomes **Resolution number 1452-2019**.

Yes – 5 No – 2 (Boose, Hung)

SECOND READINGS: None.

THIRD READINGS:

Clerk of Council Linden:

T 32-2019 AN ORDINANCE AMENDING ORDINANCE NO. 5601-2019 WHICH AMENDED CHAPTER 1444, BUILDING PERMITS, TO CORRECT TYPOGRAPHICAL ERRORS.
(Introduced by Mayor Gillock; First reading 03/18/2019; Second reading 04/01/2019)

Moved by Boose and seconded by DeVries to adopt T 32-2019.

A roll call vote was taken on the adoption of T 32-2019 and the motion carried. It now becomes **Ordinance number 5633-2019**.

Yes – 7 No – 0

MEETING ANNOUNCEMENTS:

The next regular Council meeting will be on Monday, May 6, 2019 at 7:30 p.m. in Council Chambers.

ADJOURNMENT:

President Corcoran adjourned the meeting at 8:24 p.m.

Approval of minutes on May 6, 2019:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL