



NORTH RIDGEVILLE CITY COUNCIL

North Ridgeville City Hall
Council Chambers
7307 Avon Belden Road

President of Council Bernadine R. Butkowski
Council Member Kevin Corcoran
Council Member Dennis J. Boose
Council Member Ray E. McLaughlin III
Council Member Richard W. Jaenke
President Pro-Tem Nancy J. Buescher
Council Member Bob Olesen

Mayor G. David Gillock
Clerk of Council Warren W. Blakely

Monday, April 6, 2009 AGENDA - REGULAR MEETING

- CALL TO ORDER: 7:30 P.M.
- INVOCATION:
- PLEDGE OF ALLEGIANCE:
- ROLL CALL:
- MINUTES - Corrections (if any) and Approval:

Council Minutes of regular meeting held March 16, 2009

move to approve _____ 2nd _____ vote _____

Please note:

Parks and Recreation Commission Minutes of regular meeting February 25, 2009;
Civil Service Commission Minutes of regular meeting March 17, 2009;
Board of Zoning & Building Appeals Minutes of regular meeting March 26, 2009;

- LOBBY:

- ADMINISTRATORS REPORTS:

- A. Mayor

- B. Safety-Service Director

- C. Engineer

- D. Auditor

- E. Other Reports**

- Police Department Support Car Report for February 2009

- Visitors Bureau 2008 Annual Report

- Building Department Report for February

- Storm Water Management Program Annual Report

- Police Department Quarterly Report from October 2008 to December 2008

8. COUNCIL COMMITTEE REPORTS:

9. CORRESPONDENCE: There is no correspondence to be noted by the Clerk of Council.

10. OLD BUSINESS:

11. NEW BUSINESS:

Request from the Parks & Recreation Commission for Council approval to expend

1st Ordinance No. 4647-2009

1st Resolution No. 1156-2009

1st Temporary No. 42-2009

\$18,000.00 from the Parks & Recreation Improvement Fund for the purchase of miscellaneous equipment and fencing for the batting cages at Shady Drive Complex

move to approve _____ 2nd _____ vote _____

Received a petition from Jim DeSalvo, Lorain Gateway Development, LLC petitioning Council for the opening of a new street in the City to run from Butternut Ridge Road (also known as State Route 10 and Lorain Road) southerly and easterly a distance of approximately 2,290 feet and to be designated as "Victory Lane" and the improvement of Victory Lane from Butternut Ridge Road to its southerly terminus on City property and the adjacent and related City easements by grading, draining, curbing, paving, constructing sanitary sewers, storm sewers and other storm water drainage improvements, sidewalks and waterlines, together with the necessary appurtenances and work incidental thereto. The Owner requests that 50% of the total cost of the Project, including, without limiting the generality of the foregoing, the cost of acquiring the real property and easements, be assessed in proportion to the benefits that may result from the Project upon the Assessed Properties for collection in twenty annual installments. The Owner further requests that the assessments for the Project not be levied and extended upon the tax duplicate until the fifth calendar year following the year in which the City first issues bond anticipation notes or otherwise incurs an obligation for the repayment of borrowed money in anticipation of the collection of those assessments and that interest on the portion of such notes or other obligations issued in anticipation of the collection of those assessment to pay the property owner's portion of the cost of the Project that is payable prior to the collection of the assessments be capitalized and included as part of the cost of the Project to be assessed

move to accept _____ 2nd _____ vote _____

T 29-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT FOR THE PURCHASE OF 2.6521 ACRES OF LAND AND ADDITIONAL INTERESTS IN REAL PROPERTY REQUIRED FOR STORM WATER AND UTILITY EASEMENTS NECESSARY FOR THE CONSTRUCTION OF A PUBLIC STREET KNOWN AS VICTORY LANE AND RELATED IMPROVEMENTS IN THE TOTAL APPROXIMATE AMOUNT OF \$469,252.00.

Introduced by Mayor Gillock 4-6-2009;

T 30-2009 AN ORDINANCE DECLARING THE NECESSITY OF OPENING A NEW STREET, TO BE DESIGNATED VICTORY LANE, ON CITY-OWNED PROPERTY.

T 31-2009 Introduced by Mayor Gillock 4-6-2009;
A RESOLUTION DECLARING IT NECESSARY TO IMPROVE VICTORY LANE AND ADJACENT AND RELATED CITY EASEMENTS BY GRADING, DRAINING, CURBING, PAVING, CONSTRUCTING SANITARY SEWERS, STORM SEWERS AND OTHER STORM WATER DRAINAGE IMPROVEMENTS, SIDEWALKS AND WATERLINES, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

T 32-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE DETERMINING TO PROCEED WITH THE IMPROVEMENT OF VICTORY LANE AND ADJACENT AND RELATED CITY EASEMENTS BY GRADING, DRAINING, CURBING, PAVING, CONSTRUCTING SANITARY SEWERS, STORM SEWERS AND OTHER STORM WATER DRAINAGE IMPROVEMENTS, SIDEWALKS AND WATERLINES, TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

T 33-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$2,420,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS, AND THE CITY'S PORTION OF THE COST OF IMPROVING VICTORY LANE AND ADJACENT AND RELATED CITY EASEMENTS BY GRADING, DRAINING, CURBING, PAVING, CONSTRUCTING SANITARY SEWERS, STORM SEWERS AND OTHER STORM WATER DRAINAGE IMPROVEMENTS, SIDEWALKS AND WATERLINES, TOGETHER WITH THE NECESSARY

APPURTENANCES AND WORK INCIDENTAL THERETO.

- T 34-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
LEASE AGREEMENT WITH OHIO SPORTS PARK, INC.
- T 35-2009 Introduced by Mayor Gillock 4-6-2009;
A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO
CT CONSULTANTS FOR THE ADMINISTRATION AND
IMPLEMENTATION OF THE FY2007 COMMUNITY HOUSING
IMPROVEMENT PROGRAM (CHIP) IN THE TOTAL AMOUNT OF
\$9,334.25.
- T 36-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AMENDING ORDINANCE NO. 4583-2008 BY
INCREASING THE AMOUNT OF THE PURCHASE OF A VEHICLE
AND RELATED EQUIPMENT THAT WILL BE USED FOR THE
DAILY HAULING OF SLUDGE FROM THE FRENCH CREEK WASTE
WATER TREATMENT PLANT FROM \$170,000.00 TO \$200,000.00.
- T 37-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE ACCEPTING FUNDS FROM THE C.O.P.S. HIRING
RECOVERY PROGRAM (CHRP) FOR THE HIRING OF UP TO THREE
FULL-TIME POLICE OFFICERS.
- T 38-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE CREATING THE NON-UNION POSITION OF
PART-TIME HUMANE OFFICER AND ESTABLISHING ITS
QUALIFICATIONS.
- T 39-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AMENDING AND REPLACING ORDINANCE NO.
4571-2008 , WHICH PROVIDES FOR PART-TIME NON-UNION JOB
POSITIONS, WAGE RATES AND BENEFITS PERTAINING
THERETO, BY INCLUDING THE POSITION OF PART-TIME

HUMANE OFFICER AND ESTABLISHING THE PAY RATE SCALE FOR THIS POSITION.

T 40-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AUTHORIZING AN AGREEMENT FOR A JOINT SPENDING PLAN BETWEEN THE NORTH RIDGEVILLE POLICE DEPARTMENT AND THE LORAIN COUNTY SHERIFF'S OFFICE FOR FUNDING AS APPROVED WITH THE 2009 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD.

T 41-2009 Introduced by Mayor Gillock 4-6-2009;
AN ORDINANCE AMENDING NRCO SECTION 1056 CONSTRUCTION SITE SOIL EROSION, SEDIMENT, STORM WATER QUALITY CONTROLS AND REGULATIONS BY UPDATING THE REFERENCES TO THE OHIO EPA PERMITS GOVERNING THIS MATTER.

12. RECESS:

• **FIRST READINGS:**

T 22-2009 Introduced by Mayor Gillock 3-2-2009; Referred to Buildings & Lands
REVISED Committee 3-2-2009; Buildings & Lands Committee Report #6259
accepted 3-16-2009;
AN ORDINANCE AMENDING SECTION 1228.01(b)(2), DUTIES OF CITY ENGINEER; CONSTRUCTION SPECIFICATIONS AND REGULATIONS, BY DEFINING THE USES TO WHICH A DEPOSIT MAY BE APPLIED AND MAKING IT CONSISTENT WITH THE LANGUAGE IN DEVELOPMENT AGREEMENTS AND IN SECTION (b)(8).

14. SECOND READINGS:

15. THIRD READINGS:

- By petition Stone River Industrial Properties LLC; Cod.Ord.Chp.1246 12-1-2008; Referred to Buildings and Lands Committee and Planning Commission 12-1-2009; Planning Commission recommendation approved 1-20-2009; Buildings & Lands Committee Report #5747 accepted 2-17-2009; First Reading 3-2-2009; Second Reading 3-16-2009; Public Hearing 4-6-2009;
- T 168-2008 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: APPROXIMATELY 4.7798 ACRES AND PART OF 35496 LORAIN ROAD, PERMANENT PARCEL NUMBER 07-00-024-101-106; (AS SHOWN BY LEGAL DESCRIPTION BELOW); FROM R-1 RESIDENCE DISTRICT TO I-2 LIGHT INDUSTRIAL DISTRICT AND OWNED BY STONE RIVER INDUSTRIAL PROPERTIES, LLC.
- Introduced by Mayor Gillock 2-2-2009; Referred to Utilities Committee 2-2-2009; Utilities Committee Report #5748 accepted 2-17-2009; First Reading 3-2-2009; Second Reading 3-16-2009
- T 10-2009 AN ORDINANCE AMENDING NRCO SECTION 1046.05 BY REPLACING THE SCHEDULED 2009 AUTOMATIC WATER RATE WITH A SET RATE.

16. UPCOMING MEETING ANNOUNCEMENTS:

Next Regular Council Meeting Monday, April 20, 2009 at 7:30 P.M. in Council Chambers

Public Hearing Monday, May 4, 2009 at 7:20 P.M. re: T 22-2009, T 22-2009, amend Section 1228.01(b)(2), Duties of City Engineer; Construction Specifications and Regulations, by defining the uses to which a deposit may be applied and making it consistent with the language in development agreements and in Section (B)(8).

17. ADJOURN: