

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING APRIL 4, 2011**

CALL TO ORDER: 7:30 P.M.

President Kevin Corcoran: I call to order the North Ridgeville City Council meeting of April 4, 2011. Please stand for the Invocation.

INVOCATION: lead by President Corcoran.

President Corcoran: Tonight we will have the Pledge of Allegiance lead by J.J. Conklin.

PLEDGE OF ALLEGIANCE: by all.

ROLL CALL:

Present were Council Members Nancy Buescher, Dennis Boose, Richard Jaenke, Robert Olesen, Bernadine Butkowski, Roseanne Johnson, and President Kevin Corcoran

Also, present were Mayor David Gillock, Safety-Service Director Jeffry Armbruster, Law Director Andrew Crites, Engineer Scott Wangler, Auditor Chris Costin and Clerk of Council George Smith.

MINUTES - Corrections (if any) and Approval:

President Corcoran: We have the Public Hearing minutes of March 21, 2011 regarding Wensink, King and Slusher agricultural districts. Are there any objections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: We also have the Council minutes of regular meeting held March 21, 2011. There are two corrections. One is in the roll call. Chris Costin was at that meeting. His name should have appeared there instead of Teresa's name. On page seven, line seven it is typed that I addressed the Auditor as Ms. Auditor. It should say Mr. Auditor. Besides those two corrections, are there any other corrections to be made to those minutes? Are there any objections to approving those minutes as amended? Seeing none, those minutes are approved.

President Corcoran: Please note:

- 1) Board of Zoning & Building Appeals minutes of March 24, 2011
- 2) Parks and Recreation Commission minutes of March 23, 2011

LOBBY:

President Corcoran: That brings us to the lobby session of the meeting. This is your opportunity to address Council. This is an opportunity for you to bring your concerns to Council.

Unfortunately, since we don't know what you might be saying, we can't exactly be prepared to answer all of your questions tonight. When you approach the podium, please state your name and your address for the record. If you haven't filled out the piece of paper you can find in the back of the room, please do so, as we will need one of those as well. The lobby is open. Is there anybody that would like to talk to Council tonight?

1) Paul Papes of 5240 Lear Nagle spoke regarding the flooding. He explained that a grease ball loaded with cigarettes was found, which could have been the reason the sewers were backing up. He spoke of specific ditches that were filled and stated that those ditches were never cleaned.

It was moved by Boose and seconded by Buescher to allow Mr. Papes up to an additional three minutes.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

Paul Papes continued on to discuss the flooding and noted an area on Lorain Road near Bagley and asked how many people flooded in that area. He stated that a culvert pipe located on Mills Road starting at Sugar Ridge is approximately two and a half feet in diameter. However, if you go down on the other side of 83, the pipe is a different size.

President Corcoran: Is there was anyone else that would like to address Council?

2) Johan Booysen of 6148 West Breezeway Drive expressed his gratitude for the deliverance of the new trash cans and noted the positive affects the recycling program will have on the residents of the City.

President Corcoran: Is there anybody else that would like to address Council this evening?
Seeing none, we will move on to the Administrators reports. Mr. Mayor.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Thank you, Mr. President. I have a short report this evening. First, I would like to request an Executive Session.

It was moved by Mayor Gillock and seconded by Johnson to adjourn after correspondence is read to Executive Session to discuss negotiations.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

Mayor Gillock: Thank you. Secondly, and normally, Councilman Boose would do this, but I think he was unable to attend the last Parks and Recs meeting, so they sent this request to me. We have a request from the Parks and Recreation Department for 7,000 dollars from the Improvement Fund to extend the concrete pad around the splash zone. Last year, we filled that area with rubberized mulch. Not all good ideas work out great and that one, the kids ended up tracking the rubberized mulch up onto the concrete and it started getting into our drainage system. That didn't work very well. So, we would like to extend the concrete pad out further to take care of that area.

It was moved by Mayor Gillock and seconded by Boose to approve the 7,000 dollar expenditure from the Parks and Rec. Fund for the extension of concrete.

Council Member Boose: Mr. President, this expenditure was already approved in appropriations and it is something that we talked about in the appropriation process. It is something that will save us money over the long run, in not having those pellets get into our system.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

Mayor Gillock: Lastly, I think that both the Safety-Service Director and Engineer may have a little bit to say about storm water, but I just want to make a point to say that we have not ignored any areas and they will expand a little bit on some of the things that we have been doing. I do want to point out that we built a road about two years ago that ran along side of the Robinson Ditch, all the way from Garrett to Luanne. We did that so we could get equipment back there. We cleaned it out. We did have a call this morning about a sewage backup. We sent our crews down there and as Mr. Papes found out, we did find a grease ball, which we cleaned out and we have a lot of things going on in those areas. Last year, at Main, Jaycox and two other areas, we installed Y-joints instead of T's at the intersections that cost about 175,000 dollars to help get storm water out of those areas. We are continuing and they will speak more to addressing those issues. I just wanted folks to know that we have spent a lot of time and money in those areas and we will continue to do so. Thank you. That concludes my report.

President Corcoran: Thank you, Mayor Gillock. Safety-Service Director.

B. Safety-Service Director:

Safety-Service Director Armbruster: To expand on what the Mayor just said, for the past four weeks and since the flooding, Scott, myself, the Street Department, Grounds and Maintenance, and Foremen were involved in this process, as well as, the neighbors that we actually talked with in the immediate area of the Robinson Ditch and in the Highland area. Members from the school even walked with us last Friday to see what we could do over there. We are physically out in the community walking the ditches and talking to the people that are out there just to see what it was like that day that the floods came in. I know, this afternoon, I spent time out just seeing how the flow of water was coming because I know what we have done. The Robinson Ditch was actually

to flow toward Mill Creek. What we discovered was that there were some debris and some things on the other end. I believe that Scott has almost completely cleaned out that entire area. This is because people have thrown stuff in it. Over at the Staubauch property, I noticed that the lady that owns the home closer to McDonald's on that ditch there had a compost pile on the other side that was on her property that somebody else had done. Those people actually cleaned all that out. When I am talking compost pile, I am talking about one that is ten to 15 feet tall. It was all going into the ditch and flowing through. Mr. Papes was here and I wish he had stayed. This community, this administration, this City Engineer, this City Council is committed to going out and not just sitting in the easy chair, we are actually going physically out with boots and talking with the individuals out there to see exactly what we can do and whether we can do it physically ourselves with our own equipment and in some cases, Scott has alluded to having to have some sort of outside resources to do some things, because the job will be much larger than what we can allocate our people to. We are working. We are working hard and it is just unfortunate that we have 25 square miles to cover. It is a good thing because now, Scott goes out and sees North Ridgeville in its raw. We all have some comradery. It's a Friday morning or afternoon type thing and we go and we walk and we will continue to do that, because it really gives Scott an idea as to just what North Ridgeville is all about. That concludes my report.

President Corcoran: Thank you, Mr. Armbruster. Mr. Engineer.

C. Engineer:

Engineer Wangler: To elaborate on what the Service Director said; specifically, the last meeting we had a lot of residents here from Gina Drive that had a lot of serious problems and that was where we first focused our efforts on. One of the realities of a city of this age, is that you have infrastructure that has been in place over some 75 years and records are sketchy and no one knows why they are there. The area where Robinson Ditch crosses Pitts is an area of concern of mine that I think we can really improve. We are looking at that and we are researching potential efficient places to maybe get some additional detention along Robinson. We discovered, which I think we knew already, but there is a burgeoning beaver population that won't help our efforts. That is going to be a continuing; never ending thing. I am putting together a "handbook" for little steps to alleviate sewer backups. I will make that available on the website.

President Corcoran: Thank you, Mr. Wangler. Mr. Auditor.

D. Auditor:

Auditor Costin: Thank you, Mr. Chairman. No report tonight, but I do want to point out that I noticed under correspondence, there is a piece of correspondence directed to Council. That actually was a memorandum that went out to Department Heads that wasn't intended for publication. It was intended to gather certain data to assure that we have proper controls over our personal information. There will be no action needed on that.

President Corcoran: Thank you, Mr. Costin.

E. Other Reports:

President Corcoran:
Monthly Mayor's Court Report – February 2011

COUNCIL COMMITTEE REPORTS:

President Corcoran: There are no Council Committee reports. Moving on to the correspondence.

CORRESPONDENCE:

Clerk of Council Smith:
Received a memorandum from the Assistant Law Director, Toni Morgan regarding compliance with State Audit Requirements.

President Corcoran: Thank you. That brings us to the point in time where we will adjourn to Executive Session to discuss negotiations and we will return as soon as we can.

Council adjourned to Executive Session at 7:50 P.M. to discuss negotiations.
Council reconvened at 7:59 P.M.

OLD BUSINESS:

President Corcoran: There is no old business. Moving on to new business.

NEW BUSINESS:

President Corcoran: We are going to handle the agricultural districts by a voice vote. First up is T 45.

Ordinance and Resolution Submittals:

Clerk of Council Smith:
T 45-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
MADE BY JAMES W. KING AND LORETTA A. KING TO HAVE CERTAIN
LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN
AN AGRICULTURAL DISTRICT.

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It was moved by Mayor Gillock and seconded by Olesen to suspend the By-Laws to give T 45, T 46 and T 47 their first readings this evening.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

T 46-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION MADE BY ROBERT R. SLUSHER TO HAVE CERTAIN LAND OWNED BY HIM DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT.

T 47-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION MADE BY BERNARD W. AND NANCY L. FATE TO HAVE CERTAIN LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT.

President Corcoran: Moving on to T 48.

Clerk of Council Smith:

T 48-2011 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ENTER INTO A CONTRACT WITH THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 2129, AFL-CIO.

It was moved by Johnson and seconded by Butkowski to suspend the By-Laws to give T 48 its first reading this evening.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: T 48 is added to the first readings. T 49.

Clerk of Council Smith:

T 49-2011 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 DESIGN AND CONSTRUCTION OF THE RAILROAD QUIET ZONE VEHICLE DETECTION SYSTEM AND MEDIAN BARRIERS, INCLUDING OTHER APPURTENANCES, NOT TO EXCEED \$250,000.00.

President Corcoran: That is the end of new business.

RECESS:

President Corcoran: Is there any objection to skipping recess?

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It was moved by Butkowski and seconded by Johnson to dispense with recess.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

FIRST READING:

Clerk of Council Smith:

T 42-2011 AN ORDINANCE AMENDING NRCO SECTION 1444.01 OUTDOOR
ADVERTISING SIGNS BY INCREASING THE FEE(S) FOR CERTAIN
TYPES OF SIGNS.
First Reading

T 45-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
1226-2011 MADE BY JAMES W. KING AND LORETTA A. KING TO HAVE CERTAIN
LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN
AN AGRICULTURAL DISTRICT.
First Reading

It was moved by Olesen and seconded by Boose to dispense with the second and third readings for T 45.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Olesen and seconded by Boose to adopt T 45.

It was moved by Olesen and seconded by Johnson to add the emergency in order to meet the filing deadline.

President Corcoran: All those in favor of the emergency clause say yes. All those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Olesen and seconded by Boose to adopt T 45 with the emergency clause. Any comments or questions? All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: T 45 is adopted and becomes?

Clerk of Council Smith: It becomes resolution number 1226-2011.

Permanent Resolution No. 1226-2011

T 46-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
1227-2011 MADE BY ROBERT R. SLUSHER TO HAVE CERTAIN LAND OWNED BY
HIM DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL
DISTRICT.
First Reading

It was moved by Boose and seconded by Butkowski to dispense with the second and third readings for T 46.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Boose and seconded by Butkowski to adopt T 46.

It was moved by Boose and seconded by Butkowski to add the emergency in order to meet the filing deadline.

President Corcoran: All those in favor of the emergency clause say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Boose and seconded by Butkowski to adopt T 46 with the emergency clause. Any comments or questions? All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: T 46 is adopted.

Clerk of Council Smith: It becomes resolution number 1227-2011.

Permanent Resolution No. 1227-2011

T 47-2011 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
1228-2011 MADE BY BERNARD W. AND NANCY L. FATE TO HAVE CERTAIN
LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN
AN AGRICULTURAL DISTRICT.

First Reading

It was moved by Butkowski and seconded by Olesen to dispense with the second and third readings for T 47.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Butkowski and seconded by Olesen to adopt T 47.

It was moved by Butkowski and seconded by Olesen to add the emergency in order to meet the filing deadline.

President Corcoran: All those in favor of the emergency clause say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Butkowski and seconded by Olesen to adopt T 47 with the emergency clause. Any comments or questions? All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: T 47 is adopted.

Clerk of Council Smith: It becomes resolution number 1228-2011.

Permanent Resolution No. 1228-2011

T 48-2011 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH

4838-2011 RIDGEVILLE, OHIO, TO ENTER INTO A CONTRACT WITH THE
INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 2129, AFL-
CIO.

First Reading

It was moved by Johnson and seconded by Butkowski to dispense with the second and
third readings for T 48.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Johnson and seconded by Butkowski to adopt T 48.

It was moved by Johnson and seconded by Butkowski to add the emergency.

President Corcoran: All those in favor of the emergency clause say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Johnson and seconded by Butkowski to adopt T 48 with the
emergency clause. Any comments or questions? All those in favor say yes. Those opposed say
no.

Yes, 7 No, 0

President Corcoran: T 48 is adopted.

Clerk of Council Smith: It becomes ordinance number 4838-2011.

Permanent Ordinance No. 4838-2011

President Corcoran: That is the end of first readings. Moving on to second readings, T37.

SECOND READINGS:

Clerk of Council Smith:

T 37-2011 AN ORDINANCE APPROVING THE FINAL PLAT OF HAMPTON
PLACE SUBDIVISION PHASE 2 IN FOR RECORDING PURPOSES ONLY.

Second Readings

THIRD READINGS:

President Corcoran: There are no third readings. That brings us up to the Committee Meeting
Announcements.

COMMITTEE MEETING ANNOUNCEMENTS:

President Corcoran:

The next regular Council Meeting will be held Monday, April 18, 2011 at 7:30 P.M. in Council
Chambers.

ADJOURNMENT:

President Corcoran: Seeing no other business to bring before the City this evening, this meeting is adjourned.

Meeting adjourned at 8:09 P.M.

Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on April 18, 2011.

PRESIDENT OF COUNCIL KEVIN CORCORAN

CLERK OF COUNCIL GEORGE E. SMITH