



NORTH RIDGEVILLE CITY COUNCIL

North Ridgeville City Hall
Council Chambers
7307 Avon Belden Road

President of Council Kevin Corcoran

Council Member Bernadine R. Butkowski
President Pro-Tem Roseanne Johnson

Council Member Dennis J. Boose
Council Member Richard W.

Jaenke

Council Member Nancy J. Buescher

Council Member Bob Olesen

Mayor G. David Gillock
Clerk of Council George E. Smith

Monday, March 15, 2010 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 1, 2010

Council Action: _____

Please note:

Board of Zoning & Building Appeals minutes of regular meeting February 25, 2010
Civil Service Commission Minutes of special meeting February 26, 2010
Planning Commission Minutes of regular meeting March 9, 2010

- LOBBY:

- ADMINISTRATORS REPORTS:

- A. Mayor

- B. Safety-Service Director

- C. Engineer

- D. Auditor**

- Auditor's Written Report for February 2010

- E. Other Reports**

- Please note:

- Storm Water Management Program Annual Report for 2009
 - Water System Operation Report for February 2010
 - Visitors Bureau Annual Report for 2009

- 8. **COUNCIL COMMITTEE REPORTS:**

- 1) UTILITIES COMMITTEE REPORT #6278 recommending adoption of T 28-2010, an ordinance amending NRCO Section 1056.08, compliance responsibility, by adding enforcement reimbursement measures

- Council Action:** _____

- 2) ADMINISTRATIVE COMMITTEE REPORT #6279 recommending adoption of T 27-2010, an ordinance amending NRCO Section 830.02 Use Regulations, Subsection (b)(15)(a)

Council Action: _____

- 3) FINANCE COMMITTEE REPORT #6280 recommending purchase of a truck for the Cemetery Department not to exceed \$29,000

Council Action: _____

- 4) FINANCE COMMITTEE REPORT #6254 recommend changing the income tax split for the calendar year 2010 to 93% General Fund, 7% Capital Projects

Council Action: _____.

- 5) FINANCE COMMITTEE REPORT #6255 recommend BANs in the amount of \$225,000 for the Cook Road water main replacement from Lorain Road to the City limits

Council Action: _____

- 6) FINANCE COMMITTEE REPORT #5685 recommend BANs in the amount of \$600,000 for the construction of a structure for sludge storage

Council Action: _____

9. **CORRESPONDENCE:** No correspondence to be noted by the Clerk of Council.

10. **OLD BUSINESS:**

11. NEW BUSINESS:

Application for placement of farmland in an Agricultural District from William D. Schrauf for 32.97 acres located at 35592 Chestnut Ridge Road

Council Action: _____

Request from the Parks & Recreation Commission for Council approval to expend \$6,000.00 from the Parks & Recreation Improvement Fund for demolition of the existing and installation of new sub panels to the lighting poles at the Shady Drive Complex

Council Action: _____

Recommendation from the Parks and Recreation Commission to dedicate 3.5 acres of City property located off of Bainbridge Road for the development of a Dog Park

Council Action: _____

Proposed By-Law amendment by Council President Corcoran to amend Section 10, paragraph 2 to be voted on at the April 5, 2010 Council meeting:

The existing provision of Section 10, paragraph 2 reads as follows:

The Clerk of Council shall prepare and distribute copies of all minutes to each Council Member, via the mail boxes, (also the Mayor and Department Heads) prior to 4:00 P.M. of the Wednesday prior to the regular meeting of Council. Sufficient copies of current minutes shall be available for the lobby at all Regular meetings.

The proposed amendment reads as follows:

The Clerk of Council shall prepare and distribute paper copies of all minutes to each Council Member via the City Hall mail boxes, and to the Mayor and Department Heads via email prior to 4:00 P.M. of the Wednesday prior to the regular meeting of Council. Sufficient copies of current minutes shall be available for the lobby at all Regular meetings.

Referral of the issue of delivering Council materials via email.

Council Action: _____

Planning Commission recommendation to Council of their regular meeting March 9,2010:

APPLICANT: Ed Lutz, American Tower, 9156 Cherokee Run, Macedonia, OH 44056

OWNER: John and Jane Kapelka, 33310 Lorain Road

REQUEST: Approval to collocate Clear Wireless antennas to existing cell tower and install a three foot by six foot concrete pad for equipment.

LOCATION: 33350 Lorain Road in an I-2 District
Permanent Parcel No. 07-00-010-107-067

PC ACTION: Approved by a vote of five to zero.

Council Action: _____

Ordinance and Resolution Submittals:

T 36-2010 Introduced by Mayor Gillock 3-15-2010;
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 CERTAIN 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 37-2010 Introduced by Mayor Gillock 3-15-2010;
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$500,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY A PORTION OF THE COST OF IMPROVING LORAIN ROAD BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, CURBING, PAVING, CONSTRUCTING AND

RECONSTRUCTING SIDEWALKS, STORM SEWERS, SANITARY SEWERS AND DRIVEWAY APPROACHES, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO

T 38-2010 Introduced by Mayor Gillock 3-15-2010;
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$300,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PROVIDE FUNDS TO PAY COSTS OF ACQUIRING REAL ESTATE AND INTERESTS THEREIN FOR PARK AND RECREATIONAL PURPOSES.

T 39-2010 Introduced by Mayor Gillock 3-15-2010;
AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$275,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF ACQUIRING MOTOR VEHICLES AND RELATED EQUIPMENT FOR THE CITY'S DEPARTMENT OF SAFETY-SERVICE.

T 40-2010 Introduced by Council Member Butkowski 3-15-2010;
A RESOLUTION IN SUPPORT OF THE "OHIO THIRD FRONTIER INITIATIVE" WHICH IS ISSUE 1 ON THE MAY BALLOT.

T 42-2010 Introduced by Council Member Johnson 3-15-2010;
AN ORDINANCE PROVIDING FOR THE APPROPRIATIONS OF MONEY FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF NORTH RIDGEVILLE, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2010 AND ENDING DECEMBER 31, 2010.

T 43-2010 Introduced by Mayor Gillock 3-15-2010;
AN ORDINANCE AMENDING SUBSECTION (b)(3) OF NRCO SECTION 1228.01 TO ADD THE REQUIREMENT OF AN IRREVOCABLE LETTER OF CREDIT, OR SIMILAR GUARANTY OR SURETY INSTRUMENT AS ALTERNATIVES TO THE MAINTENANCE BOND SECURITY.

T 44-2010 Introduced by Mayor Gillock 3-15-2010;
AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT BIDS
PREVIOUSLY ADVERTISED AND ENTER INTO A CONTRACT
ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW
FOR THE PURPOSE OF MAKING RENOVATIONS AND
IMPROVEMENTS TO OLDE TOWNE HALL, NOT TO EXCEED
\$150,000.00.

12. RECESS:

• **FIRST READINGS:**

T 30-2010 Introduced by Council President Corcoran 3-1-2010;
A RESOLUTION TO APPROVE WITH MODIFICATION THE
APPLICATION MADE BY LILLIAN M. RAK, AND CONSTANCE
A. WOODSIDE, TRUSTEES TO HAVE CERTAIN LAND OWNED
BY THEM DESIGNATED AS BEING LOCATED WITHIN AN
AGRICULTURAL DISTRICT.

T 31-2010 Introduced by Council President Corcoran 3-1-2010;
A RESOLUTION TO APPROVE WITH MODIFICATION THE
APPLICATION MADE BY GEORGE GROSNIK AND MARGARET
HAPUTA TO HAVE CERTAIN LAND OWNED BY THEM
DESIGNATED AS BEING LOCATED WITHIN AN
AGRICULTURAL DISTRICT.

T 34-2010 Introduced by Mayor Gillock 3-1-2010;
AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF
NORTH RIDGEVILLE, OHIO, TO ENTER INTO A PARTICIPATION
AGREEMENT WITH THE OHIO DEPARTMENT OF
TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE
FOR THE 2010/2011 WINTER SEASON, PURSUANT TO
RESOLUTION NO. 693-90.

T 41-2010 Council authorization 3-1-2010;
A RESOLUTION TO APPROVE WITH MODIFICATION THE
APPLICATION MADE BY MICHAEL J. AND KATHLEEN A .SMITH
TO HAVE CERTAIN LAND OWNED BY HIM DESIGNATED AS
BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT.

14. SECOND READINGS:

15. THIRD READINGS:

Introduced by Mayor Gillock; Referred to Buildings & Lands Committee
1-19-2010; Buildings & Lands Report #6277 revising accepted 02-01-2010;
First Reading 2-16-2010; Second Reading 3-1-2010;
T 8-2010 AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER
REVISED 1442, BOARD OF DRAINAGE AND FLOOD CONTROL.

Introduced by Law Director Crites; Referred to Utilities Committee
1-19-2010; Utilities Report #6281 revising accepted 2-1-2010; First
Reading 2-16-2010; Second Reading 3-1-2010;
T 9-2010 AN ORDINANCE AMENDING NRCO SECTION 1040.11,
REVISED MAINTENANCE OF PRIVATE SEWERS, BY ADDING
ENFORCEMENT REIMBURSEMENT MEASURES.

Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010; Second
Reading 3-1-2010;
T 13-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF
NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND
NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD,
ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW,
TO FURNISH AND/OR DELIVER CONCRETE TO BE USED BY THE
CITY OF NORTH RIDGEVILLE, OHIO.

- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010;
Second Reading 3-1-2010;
- T 14-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF LIMESTONE AND SAND TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010;
Second Reading 3-1-2010;
- T 15-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF ASPHALT AND RELATED MATERIALS TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010; Second Reading 3-1-2010;
- T 16-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT, FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW, AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND INSTALL FULL DEPTH CONCRETE PADS AND REPAIR SERVICES TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010; Second Reading 3-1-2010;
- T 17-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF CHEMICALS TO BE USED BY THE FRENCH CREEK WASTE WATER TREATMENT PLANT.

- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010; Second Reading 3-1-2010;
- T 18-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE RENTAL OF EQUIPMENT AND RELATED SERVICES FOR ROAD REPAIR AND MAINTENANCE TO BE USED BY THE SERVICE DEPARTMENT.
- Introduced by Mayor Gillock 2-1-2010; First Reading 2-16-2010;
- T 19-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) AND BURGESS & NIPLE, INC. IN AN AMOUNT NOT TO EXCEED \$75,000.00 FOR THE PREPARATION OF A PLANNING STUDY FOR THE PROPOSED NORTH RIDGEVILLE TOWN CENTER.
- Council authorization 12-7-2009; First Reading 2-16-2010;
- T 23-2010 A RESOLUTION OF THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, OHIO, APPROVING AND RATIFYING AN APPLICATION FOR TAX INCENTIVE IN COMMUNITY REINVESTMENT AREA NO. 14 CREATED BY CITY OF NORTH RIDGEVILLE RESOLUTION NO. 768-94, BY LAKE RIDGE HOLDING, LTD, AN OHIO CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF OHIO.

16. UPCOMING MEETING ANNOUNCEMENTS:

Next Regular Council Meeting Monday, April 5, 2010 at 7:30 P.M. in Council Chambers