

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING FEBRUARY 21, 2012**

CALL TO ORDER: 7:30 P.M.

President Kevin Corcoran: I call to order the Tuesday, February 21, 2012 regular Council meeting. Please rise for the invocation and Pledge of Allegiance.

INVOCATION: led by President Corcoran.

PLEDGE OF ALLEGIANCE: by all.

ROLL CALL:

Present were Council Members Nancy Buescher, Dennis Boose, Richard Jaenke, Robert Olesen, President Pro-Tem Bernadine Butkowski, Roseanne Johnson and President Kevin Corcoran. Also, present was Mayor David Gillock, Safety-Service Director Jeffry Armbruster, Law Director Andrew Crites, City Engineer Scott Wangler, Auditor Chris Costin, and Clerk of Council George Smith.

MINUTES - Corrections (if any) and Approval:

President Corcoran: You have before you the Council minutes of the regular meeting February 6, 2012. Are there any objections or corrections to those minutes? Seeing none, those minutes are approved.

President Corcoran: Please note the Utilities Committee minutes of 02/06/2012 and the Planning Commission minutes of 02/24/2012.

LOBBY:

President Corcoran: We have reached the lobby session of our meeting. This is your opportunity to address Council. If you would like to speak on a subject that pertains to our city, please approach the podium and state your name and address for the record. As a reminder, this is a one-sided conversation. It is your opportunity to speak to us. It is not an open forum. Is there anybody that would like to address Council this evening? All right, moving on and thank you. Administrator's reports, Mr. Mayor you are up first.

ADMINISTRATORS REPORTS:

A. Mayor:

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Mayor Gillock: I have no report this evening. We were in appropriation's meetings all day long today and will continue tomorrow.

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

B. Safety-Service Director:

Safety-Service Director Armbruster: I have no report this evening.

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

C. Engineer:

Engineer Wangler: I will break the streak and I will have a report. I would like to remind everybody, even though we have had a mild winter, as Spring approaches, a lot of times pet owners get out and clean up their pet waste and I would like to remind everybody to dispose of it properly and not let it get into the storm water system. That is the end of my report.

President Corcoran: Thank you and Mr. Auditor.

D. Auditor:

Auditor Costin: Thank you, a couple of things. Number one, Council should have received their January written report already and secondly, I want to alert Council that likely; at the March 5 meeting, we will have Bond Anticipation Note legislation for Council to pass. Our current BANs are expiring around April 15, give or take. I am not sure why that is an important date in my life, but I know it is right around that time. We will probably request Council to pass those with the emergency so we have sufficient time to go out to the market and get the best rates available to issue the new BANs to pay off the existing BANs.

Finally, I would like to draw your attention to T 17. It is a resolution to approve the expenditure of funds and what happened here was that there was a properly approved purchase order at the end of last year. Everything was done as it should be done, but when the city gets to the end of the year; what we do is we contact the Department Heads and we cancel the purchase orders that we believe are fulfilled and are unnecessary so that we know how much money is available for the new year. In this particular case, there was a misunderstanding. The Department Head believed that the purchase order was completed and come to find out, there were additional costs and accordingly, now, the purchase order is cancelled and we need Council's approval under the Revised Code to pass this resolution. I would ask you to consider waiving your By-Laws and passing it tonight with the emergency in fairness to the vendor, because he did expect prompt payment and the repairs have been thoroughly completed. So, I would request your consideration in that case. That completes my report and comments. Thank you.

President Corcoran: Thank you, Mr. Costin.

E. Other Reports:

President Corcoran: January 2012 Fire Department Report, the January 2012 Building Department Report, and the January 2012 Water Distribution Reports.

COUNCIL COMMITTEE REPORTS:

President Corcoran: That brings us to the Council Committee Reports and there is one, Mr. Clerk?

Clerk of Council Smith:

UTILITIES COMMITTEE REPORT dated February 6, 2012 recommending the Law Director amend T 112-2011 to include certain business classifications in the Ordinance.

It was moved by Boose and seconded by Buescher to approve the Utilities Committee Report.

President Corcoran: Are there any comments or questions? Seeing none, all those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: Report is approved. Correspondence.

CORRESPONDENCE:

Clerk of Council Smith:

1. A memo dated February 2, 2012 from City Engineer, Scott Wangler, P.E. regarding the hourly rate charge fees for engineering plan review and inspections.
2. A letter dated February 8, 2012 from Safety Service Director, Jeffrey Armbruster regarding historical signage from State Route 83 west to Maddock Road.
3. A letter dated February 9, 2012 forwarded to Council from Mayor Gillock regarding an increase in water rates beginning on July 1, 2012.
4. A letter dated February 15, 2012 from Chris S. Costin, CPA regarding a water rate increase of 11.59% for 2012.

OLD BUSINESS:

President Corcoran: There is no old business. Moving on to new business. First up, we have T 15.

NEW BUSINESS:

Ordinance and Resolution Submittals

Clerk of Council Smith:

T 15-2012 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
MADE BY JOSEPH M. AND JOYCE MARIE SOLOMON TO HAVE
CERTAIN LAND OWNED BY THEM DESIGNATED AS BEING LOCATED
WITHIN AN AGRICULTURAL DISTRICT.

Council Member Olesen: Mr. President, do we run into a problem if we delay these applications?

President Corcoran: Yes. We need to pass this, this evening.

It was moved by Olesen and seconded by Boose to suspend the By-Laws to give T 15 a
first reading.

President Corcoran: Are there any comments or questions? Those in favor say yes. Those
opposed say no.

Yes, 7 No 0

President Corcoran: T 15 is now under first readings. T 16.

Clerk of Council Smith:

T 16-2012 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
MADE BY JAMES AND JAYNE ELLIOT TO HAVE CERTAIN LAND
OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN AN
AGRICULTURAL DISTRICT.

It was moved by Olesen and seconded by Boose to suspend the By-Laws to give T 16 a
first reading.

President Corcoran: Are there any comments or questions? Those in favor say yes. Those
opposed say no.

Yes, 7 No 0

President Corcoran: T 16 is now under first readings. T 17.

Clerk of Council Smith:

T 17-2012 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO
CRAFTMASTER RESTORATION, INC. FOR EMERGENCY REPAIRS TO
THE SERVICE GARAGE IN THE AMOUNT OF \$3,369.08.

It was moved by Boose and seconded by Butkowski to suspend the By-Laws to give T 17
a first reading.

President Corcoran: Are there any comments or questions? Those in favor say yes. Those
opposed say no.

Yes, 7 No 0

President Corcoran: T 17 is now under first readings. T 18.

Clerk of Council Smith:

T 18-2012 AN ORDINANCE AMENDING ORDINANCE NO. 4571-2008, WHICH PROVIDES PROVISIONS FOR PART-TIME, NON UNION JOB POSITIONS, WAGE RATES AND BENEFITS, BY PROVIDING COMPENSATION TO PART-TIME DISPATCHERS WHO ACT AS FIELD TRAINING OFFICERS.

It was moved by Mayor Gillock and seconded by Olesen to suspend the By-Laws to give T 18 a first reading.

President Corcoran: Are there any comments or questions?

Mayor Gillock: Mr. President, what this is, is when our trained Dispatchers train new Dispatchers. We have some part-time Dispatchers who have that ability and are certified to do the training. When our full-time Dispatchers are busy and can't do it, we have well qualified part-time Dispatchers that can do it. We need to amend the ordinance so if they are acting as Field Training Officers then they are paid the extra fifty cents per hour. It is not very much, but they ought to be paid the equivalent to anybody else that does the training. That is all this does is amend it and so, our part-time Dispatchers, who are doing Field Officer Training, get the equivalent pay.

President Corcoran: Thank you, Mayor. Are there any other comments or questions? All those in favor say yes. Those opposed say no.

Yes, 7 No 0

President Corcoran: T 18 is now under first readings. T 19.

T 19-2012 AN ORDINANCE ESTABLISHING COURT APPOINTED ATTORNEY FEES FOR REPRESENTATION OF INDIGENT DEFENDANTS IN THE ELYRIA MUNICIPAL COURT.

President Corcoran: The Chair REFERS THIS ORDINANCE TO THE ADMINISTRATIVE COMMITTEE.

President Corcoran: That is the end of new business. We are at our recess portion of our meeting.

RECESS:

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

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

Yes, 7 No, 0

President Corcoran: We are now moving right on to first readings. First up is T 15.

FIRST READING:

Clerk of Council Smith:

T 15-2012 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION

1249-2012 MADE BY JOSEPH M. AND JOYCE MARIE SOLOMON TO HAVE
CERTAIN LAND OWNED BY THEM DESIGNATED AS BEING LOCATED
WITHIN AN AGRICULTURAL DISTRICT.

First Reading

It was moved by Boose and seconded by Buescher to dispense with the second and
third readings this evening.

President Corcoran: Any comments or questions? All those in favor say yes. Those opposed say
no.

Yes, 7 No, 0

It was moved by Boose and seconded by Buescher to adopt T 15.

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

President Corcoran: Any comments or questions on the emergency clause? All those in favor say
yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Boose and seconded by Buescher to adopt T 15 with the
emergency clause. Any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: Buescher (yes), Boose (yes), Jaenke (yes), Olesen (yes),
Butkowski (yes), Johnson (yes), Corcoran (yes)

Yes, 7 No, 0

Clerk of Council Smith: Unanimously approved and becomes permanent resolution number
1249-2012.

Permanent Resolution No. 1249-2012

President Corcoran: Next up we have T 16.

Clerk of Council Smith:

T 16-2012 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION
1250-2012 MADE BY JAMES AND JAYNE ELLIOT TO HAVE CERTAIN LAND
OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN AN
AGRICULTURAL DISTRICT.

First Reading

It was moved by Boose and seconded by Buescher to dispense with the second and
third readings this evening.

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

Yes, 7 No, 0

It was moved by Boose and seconded by Buescher to adopt T 16.

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

President Corcoran: Any comments or questions on the emergency clause? All those in favor say
yes. Those opposed say no.

Yes, 7 No, 0

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President Corcoran: It was moved by Boose and seconded by Buescher to adopt T 16 with the emergency clause. Any comments or questions? Clerk, please call the roll:

Clerk of Council Smith: Buescher (yes), Boose (yes), Jaenke (yes), Olesen (yes),
Butkowski (yes), Johnson (yes), Corcoran (yes)

Yes, 7 No, 0

Clerk of Council Smith: Unanimously approved and becomes permanent resolution number 1250-2012.

Permanent Resolution No. 1250-2012

President Corcoran: T 17.

Clerk of Council Smith:

T 17-2012 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO
1251-2012 CRAFTMASTER RESTORATION, INC. FOR EMERGENCY REPAIRS TO
THE SERVICE GARAGE IN THE AMOUNT OF \$3,369.08.

First Reading

It was moved by Boose and seconded by Buescher to dispense with the second and third readings this evening.

President Corcoran: Any comments or question?

Council Member Johnson: I just had a comment. This states the Senior Center not Service Garage. The ordinance says Senior Center.

Mayor Gillock: It was a Service Garage. It was a typo on the agenda.

Auditor Costin: The heading says Service Garage and that is a typo.

Council Member Johnson: That explains why Rita was puzzled today. Okay.

Council Member Boose: Mr. President, there were updated resolutions sent out so you should have received one.

Council Member Johnson: I didn't get the update.

Council Member Butkowski: Mine says Service Garage.

Law Director Crites: Mine says Senior Center.

President Corcoran: Does it? That's because you don't pick up your stuff. For purposes of clarifying the record, there was a typographical error on the resolution. It said Senior Center. It has been corrected in most of our copies to now say Service Garage and that is the correct location and that is what we are voting on at this point. All those in favor to dispense with the second and third readings say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Boose and seconded by Olesen to adopt T 17.

It was moved by Boose and seconded by Olesen to add the emergency in order to provide prompt payment to our vendor.

President Corcoran: Any comments or questions on the emergency? All those in favor say yes. Those opposed say no.

Yes, 7 No, 0

President Corcoran: It was moved by Boose and seconded by Buescher to adopt T 17 with the emergency clause. Any comments or questions? Clerk, please call the roll.

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Clerk of Council Smith: Buescher (yes), Boose (yes), Jaenke (yes), Olesen (yes), Butkowski (yes), Johnson (yes), Corcoran (yes)

Yes, 7 No, 0

Clerk of Council Smith: Passed unanimously and becomes permanent resolution number 1251-2012.

Permanent Resolution No. 1251-2012

President Corcoran: We are now up to T 18.

Clerk of Council Smith:

T 18-2012 AN ORDINANCE AMENDING ORDINANCE NO. 4571-2008, WHICH
4889-2012 PROVIDES PROVISIONS FOR PART-TIME, NON UNION JOB POSITIONS,
WAGE RATES AND BENEFITS, BY PROVIDING COMPENSATION TO
PART-TIME DISPATCHERS WHO ACT AS FIELD TRAINING OFFICERS.

First Reading

It was moved by Mayor Gillock and seconded by Olesen to dispense with the second and third readings this evening.

President Corcoran: Any comments or questions?

Mayor Gillock: Mr. President, just for clarification. The additional pay is actually \$1.50 per hour while they are training other employees. It is in the ordinance, but I didn't have an exact number.

President Corcoran: Thank you, Mayor. Anybody else? All those in favor of dispensing with the second and third readings say yes. Those opposed say no.

Yes, 7 No, 0

It was moved by Boose and seconded by Butkowski to adopt T 18.

President Corcoran: Any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: Buescher (yes), Boose (yes), Jaenke (yes), Olesen (yes), Butkowski (yes), Johnson (yes), Corcoran (yes)

Yes, 7 No, 0

Clerk of Council Smith: Passed unanimously and becomes ordinance number 4889-2012.

Permanent Ordinance Number 4889-2012

President Corcoran: That is the end of first readings. Moving on to the second readings. We have T 4.

SECOND READINGS:

Clerk of Council Smith:

T 4-2012 AN ORDINANCE AMENDING ORDINANCE NO. 4870-2011 TITLED "WIND
ENERGY SYSTEM REGULATIONS."

Second Readings

President Corcoran: We are now on to third readings. We have T 3.

THIRD READINGS:

Clerk of Council Smith:

T 3-2012 AN ORDINANCE AMENDING ORDINANCE NO. 4778-2010 ENTITLED
4890-2012 LEGAL GAMING REGULATIONS.

Third Reading

It was moved by Olesen and seconded by Butkowski to adopt T 3.

President Corcoran: Any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: Buescher (yes), Boose (yes), Jaenke (yes), Olesen (yes),
Butkowski (yes), Johnson (yes), Corcoran (yes)

Yes, 7 No, 0

Clerk of Council Smith: Passed unanimously and becomes ordinance number 4890-2012.

Permanent Ordinance Number 4890-2012

COMMITTEE MEETING ANNOUNCEMENTS:

President Corcoran: The Finance Committee meetings regarding appropriations continue tomorrow, Wednesday, February 22, 2012 at 8:30 A.M. to 4:30 P.M. Are you meeting on Thursday as well?

Council Member Boose: Yes.

Council Member Johnson: If we need to. We will meet at 9:00 A.M. if we need to.

President Corcoran: If necessary, the Finance Committee will continue their appropriations at. . . .

Council Member Johnson: At 9:00 A.M. I think the original notice said 1:00 o'clock, but it will be at 9:00 o'clock.

President Corcoran: Public Hearings regarding T 4-2012 on Monday, March 5, 2012 at 7:20 P.M. in Council Chambers. That is regarding the wind energy system regulations.

The next regular Council meeting will be held on Monday, March 5, 2012 at 7:30 P.M. here in Council Chambers.

ADJOURNMENT:

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

Meeting adjourned at 7:52 P.M.

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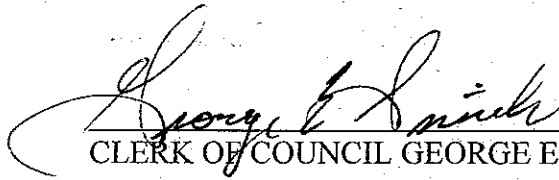
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Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on March 5, 2012.



PRESIDENT KEVIN CORCORAN



CLERK OF COUNCIL GEORGE E. SMITH