

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JANUARY 17, 2006**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order tonight, the Regular Municipal Council meeting for the North Ridgeville City Council dated January 17, 2006. If you will all rise for our invocation followed by our pledge.

INVOCATION: lead by President Arndt.

PLEDGE OF ALLEGIANCE: by all.

CALLING OF THE ROLL - ROLL CALL:

Present were Council Members Nancy Buescher, Dennis Boose, Richard Jaenke, Bob Olesen, Bernadine Butkowski, Gayle Manning and President Ronald Arndt.

Also, present were Mayor David Gillock, Law Director Andrew Crites, Engineer Larry Griffith, Auditor Chris Costin, and Clerk of Council Charles Norris.

Safety-Service Director Denny Johnson arrived at 7:37PM

MINUTES - Corrections (if any) and Approval:

Clerk of Council Norris: Council has before it this evening:

Council Minutes of organizational meeting held January 2, 2006

 moved by Olesen, seconded by Jaenke to approve the Council Minutes of our
 organizational meeting held January 2, 2006

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

 Yes, 7 No, 0

Clerk of Council Norris: Minutes are approved.

Council Minutes of regular meeting held January 2, 2006

 moved by Buescher, seconded by Jaenke to approve the Council minutes of our regular
 meeting held January 2, 2006

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

 Yes, 7 No, 0

Clerk of Council Norris: Minutes are approved. Council will also please note:

Civil Service Commission Minutes of special meeting December 29, 2005.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now come to the Mayor and Director's report section of our meeting. The Mayor and Directors are provided the opportunity to report to your Council. We would like to begin tonight with our Mayor, Mr. Gillock.

• **Mayor:**

Mayor Gillock: Thank you Mr. President. First, I want to advise you that our Safety-Service Director Denny Johnson had a scheduling conflict, as happens to us all from time to time, and will be here later this evening.

I would like to advise Council that our Cable Television Task Force final report will be wrapping up next week and will be coming to Council soon for your approval. Please be sure to review and let us know if you have any questions or comments when you get that report.

This Thursday is the Chamber of Commerce sponsored "State of the City" address at noon at the Education Center. If interested, you can contact the Chamber to see if there are any tickets left.

Next week, on the 25th, there will be a public meeting at the library from 4:00 P.M. until 8:00 P.M. regarding the Center Ridge Road Corridor Study. We invite all the Councilman, as well as the general public to attend, submit questions and make comments. Representatives from our Engineering firm will also be in attendance. Please try to attend. As Council President Arndt often says, none of us is as smart as all of us, so the more people we get, the better the project will hopefully be.

That concludes my report and remarks. Thank you.

President Arndt: Thank you, Mr. Mayor. We will pass on the Safety-Service Director's report and we now have the opportunity to move to our Engineer's report.

• **Engineer**

Engineer Larry Griffith: January, thus far, has been warm but, winter is far from over. Because of high energy costs, many people have chosen to burn wood in a wood stove. A properly installed, correctly used wood stove does not release smoke in your house. If you smell smoke, that means the health of everyone at home could be affected. A fire that is burning properly produces little or no smoke from the chimney. If you see a lot of smoke coming from a chimney, that's air pollution, which also will contribute to water pollution and can affect the health of everyone in your neighborhood. The fine particles from wood smoke can aggravate heart or respiratory problems, such as asthma, in people of all ages. Even limited exposure to smoke can be harmful to human health, particularly to the health of children, the elderly, and those with chronic conditions.

To protect your health and that of everyone who shares your home:

Never burn household garbage, cardboard, plastics or the colored ink on magazines, boxes and

wrappers.

Never burn coated, painted, or pressure-treated wood.

Never burn ocean driftwood, plywood, particle board, or any wood with glue on or in it.

Never burn wet, rotted, diseased, or moldy wood.

Wood smoke results from incomplete burning. EPA certified wood stoves burn wood more completely; therefore, they emit 60 percent to 80 percent less pollution. In some parts of the United States during a typical wood heating season, wood smoke can account for about 80 percent of the air pollution in a residential area.

If you smell smoke in your house, shut down the stove, open a window, check that the flue is open and check the venting system, which is usually the chimney. Burning clean, dry, well-seasoned hardwoods, such as oak or maple in your wood stove will produce less smoke. Hardwoods also provide more heat energy than softer woods because hardwoods are denser and burn more slowly and evenly. Poplar and birch are also good for firewood. Thank you, Mr. President. That concludes my report this evening.

President Arndt: Thank you Mr. Griffith. Mr. Costin?

- **Auditor**

Auditor Costin: Thank you, Mr. President. Council has received a very preliminary year-end report. Because it is not the final report, it does not require your passage. The only request that I have for you this evening is that I would appreciate your consideration of ordinance T 8, which is the postponement of the automatic water increase that typically goes into affect this month. There is actually three pieces of financial legislation on here. I would appreciate if you would consider passing T 8 tonight and I believe that Mayor Gillock will request the passage of T 9, which has to do with our Issue 2 and the third, which is T 10 is an adjustment of engineering fees related to our westerly sanitary sewer assessment process. We are in the final stages of the calculations and perhaps Council will consider passing T 10 as well. That completes my comments. Thank you, Mr. Chairman.

President Arndt: Just to recap, your request is T 8, T 9 and T 10 be adopted tonight?

Auditor Costin: Correct.

President Arndt: The Safety-Service Director has made the meeting much sooner than anyone anticipated and we would be delighted to receive your report.

- **Safety-Service Director**

Safety-Service Director Johnson: I did not prepare a report for tonight because I didn't think that I would be here in time. I would like to point out that in regard to the State of the City speech, that in the past, we have in the past received complaints from people who couldn't be there. We will do our best to get it on the website as soon as possible.

President Arndt: Thank you, Mr. Johnson. Dr. Norris, if you will read our other reports please.

Clerk of Council Norris: Other reports before Council this evening include:

Mayor's Court Operating Trust Fund/Bail Trust Fund Report for December 2005; and
Senior Citizens Advisory Committee Council Liaison Report.

President Arndt: Dr. Norris before you continue, Mr. Olesen, would you like to give us your report?

Council Member Olesen: Thank you, Mr. President. There are a few items going on. The Seniors are a very active group. If you haven't got that message, I guess I am going to give it to you this year. The first Spaghetti Dinner is this month on Friday, January 27 from five to seven at the Senior Center. These dinners support a lot of senior activities. They are a lot of fun and the food is great. Also reservations for the Senior Center Super Thursday are now being taken. This will be held January 26. Call 353-0828. On Wednesday, January 18, which would be tomorrow at 6 P.M., the Senior Center is presenting a seminar on long term care insurance. The seminar is informational only and there will be a lot of time for questions and answers. The last item and I appreciate the opportunity to present this, the Senior Center is in need of volunteers for the Thursday breakfast and to help on Fridays to serve lunch. If you can give a couple hours of your time, please call Faye at 353-0829.

President Arndt: Thank you, Mr. Olesen. Dr. Norris, if you will continue on with our Planning Commission Report.

Planning Commission Report to Council of regular meeting January 10, 2006

APPLICANT:	James F. Dreher, Martin L. Dreher, Inc., 541 5th Street, S.W., Strasburg, Ohio 44680
OWNER:	Medina Supply Co., P.O. Box 400, Dover, Ohio 44622
REQUEST:	Approval to erect concrete batch plant equipment on new foundations
LOCATION:	7725 Race Road in an I-2 District Permanent Parcel Number 07-00-034-000-121
PC ACTION:	Approved by a vote of five to zero moved by Jaenke, seconded by Olesen to approve the Planning Commission action to erect concrete batch plant equipment on new foundations

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, just a little update for Council. This is an example of an existing business upgrading their facility, which is a very positive thing for our City. The Medina Supply Company also agreed that they would give special attention to keeping Race Road clean of mud and concrete dust.

President Arndt: Thank you, Mr. Jaenke. Are there any other comments?

Council Member Boose: Mr. President, in the recommendations by the City Engineer it was noted that the Engineering Department could not make a formal review at the time of the application because of several things. I was wondering if any of that has been done and if not,

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
REGULAR MEETING JANUARY 17, 2006**

Page 5

when that is anticipated.

Engineer Griffith: It is not unusual for that to occur. We just will not approve the plans until that does happen.

Council Member Boose: Very good. Thank you.

President Arndt: Any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7

No, 0

APPLICANT: Valore Properties Inc. & Rini Realty Co, 23550 Center Ridge Road, Westlake, Ohio 44145

OWNER: Same

REQUEST: Approval to build a storage facility

LOCATION: Center Ridge Road in an R-1 and B-3 District
Permanent Parcel Number 07-00-016-112-027 and part of
07-00-016-112-045

PC ACTION: Approved by a vote of five to zero with the condition that the rezoning is approved by Council

moved by Jaenke, seconded by Olesen to approve the Planning Commission action to approve a building and storage facility

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President. Again, to give Council an update. There were several residents here that supported the storage facility in lieu of single family homes. The plan did call for the 75 foot buffer that we had discussed previously along with mounding around the facility and pine trees that would be planted on top of the mounding. The residents that were there and spoke, were very supportive, very complimentary about Mr. Valore. They indicated that they trust him completely because, obviously, he has talked with several of the home owners. We did not have one single resident that objected, which is good to know. Obviously, we as Council need to support what the residents really want to do. The question was asked of Mr. Valore if he planned to keep the facility and planned to own it. He did say that, that is his plan. Thank you.

President Arndt: Is there any other discussion?

Council Member Olesen: Yes, Mr. President. Mr. Valore also talked a little bit about the architecture of these units and it should be rather pleasant to the eye. That is another good point in approving this facility.

Council Member Butkowski: It is disappointing that this came in just under the wire. We, for the second time, passed an ordinance not to allow these storage facilities in the B zoning. It will become effective Wednesday, tomorrow. I am glad that this is the only one that came through. I certainly hope that, that 75 foot buffer is put in and maintained to protect the home owners over there. I think that we will be watching as well as the home owners to be sure that what has been promised is put in.

President Arndt: Thank you. Is there any other discussion? There being none, will the Clerk please take roll.

Yes, 6

No, 1 (Buescher)

Clerk of Council: Report is approved by a vote of six to one.

APPLICANT: Stone River Condo Properties, LLC, 35494 Lorain Road
OWNER: Same
REQUEST: Approval to build 12 new condominium units to continue the
 development of Forest View Crossings
LOCATION: Forest Park Drive in an R-4 District
 Permanent Parcel Number 07-00-021-116-028
PC ACTION: Approved by a vote of five to zero
 moved by Jaenke, seconded by Olesen to approve the Planning Commission action to
 build twelve new condominium units to continue the development of Forest View
 Crossings

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again I would like to give an update. The developer did agree that he would provide the parking area that would be in front of each of the units that would not extend into the sidewalk area and his plan is to move the buildings back and to also move the sidewalk forward. He also agreed and indicated that he has purchased another parcel that would give additional off street parking. He did agree to the items that came up during the Planning Commission meeting and that is the reason for the approval.

President Arndt: Is there any other discussion?

Council Member Olesen: Yes, Mr. President. I would just like to thank Mr. Jaenke for his succinct appraisal of what happened on these various projects because I think that it is important for all of us to get the feeling of everything that happened, if we can't be there.

President Arndt: Thank you. Are there any other comments? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Report is approved.

APPLICANT: John Mazze, Lorain National Bank, Clark & Post Architects, Inc.,
 6125 South Broadway, Lorain, Ohio 44053
OWNER: Valore Properties, Inc., 23550 Center Ridge Road, Westlake, Ohio
 44145
REQUEST: Approval of site development and building for a new Lorain
 National Bank branch
LOCATION: Vacant Lot on Center Ridge Road in a B-3 District
 Permanent Parcel Number 07-00-017-130-010
PC ACTION: Approved by a vote of five to zero
 moved by Jaenke, seconded by Olesen to approve the Planning Commission action for
 the site development and building of a new Lorain National Bank branch

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again I would like to give Council an update. This is a very positive plan for the City. The building is going to be gorgeous. The style will be of a western reserve flare. It will go very well with Conrads, which will be next door and the existing strip center that is under construction and is located behind the bank. Also, Mr. Valore did agree that there would be no turning lanes on Center Ridge to enter the bank. The access to the bank

would be to the side and to the rear. The reason that is important is that when we eventually have Center Ridge widened, that I'm sure the State will be requiring the possibility of eliminating some of the turning lanes that we currently have on Center Ridge. This is a very positive move forward.

President Arndt: Thank you. Any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

T 168-2005 Petition by Rini Realty and Valore Properties Inc. for a change in zoning classification from R-1 Residence District to B-3 Highway Commercial District for Permanent Parcels No. 07-00-016-112-027 and part of No. 07-00-016-112-045

PC ACTION: Recommended approval for T 168-2005 by a vote of five to zero moved by Jaenke, seconded by Olesen to approve the Planning Commission action for the change in zoning classification from R-1 Residence District to B-3 Highway Commercial District

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again to give Council an update. The Planning Commission, obviously did approve this for the second time and Jim Hurst made a comment that he felt that this was a good use for the property; indicating that you won't see the storage facility from Center Ridge. It will be behind an existing building, which is where Giant Eagle is currently. That is all I have.

President Arndt: Thank you. Is there any other discussion?

Council Member Boose: Mr. President, yes. In attendance at the meeting were several residents, as Mr. Jaenke had noted earlier, that were in support of this project. Although, I personally do not believe that this particular use would be my choice, however, it is the choice of the residents in the area and it is something that has been worked out with the developer. I am very pleased that Mr. Valore had gone to the extra lengths and the extra steps he took in working with the residents. That is something that, in my mind, is essential. It is also wonderful that the residents took it upon themselves to come to so many meetings to voice their opinions. That is what we have them for and I am going to be voting in favor of this. I would hope that if the shoes were on the other foot, if something was happening in my area that the residents and myself wanted, that Council would be as supportive as I believe we should on this issue.

President Arndt: Are there any other comments or discussion? There being none, will the Clerk please take roll.

Yes, 6 No, 1 (Buescher)

Clerk of Council Norris: Report is approved by a vote of six to one.

Petition for change in zoning classification from R-1 Residential District and B-3 Commercial Highway District to B-5 Architectural Business District for property located at 36400 Center Ridge Road known as Permanent Parcel No. 07-00-028-101-053 and vacant property north of 36400 Center Ridge Road

known as Permanent Parcel No. 07-00-028-101-046 and owned by Lickme, Inc.

PC ACTION: Recommended approval for this petition as read by a vote of five to zero

moved by Jaenke, seconded by Olesen to approve the Planning Commission action for change in zoning classification from R-1 Residential District and B-3 Commercial Highway District to B-5 Architectural Business District

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again to give Council an update. This will be an asset for the City. The structure will be a western reserve style. It will be very attractive and will be an asset for Center Ridge and hopefully this will be the beginning of getting this quality of a building in business going west on Center Ridge from 83. The principals did agree that they would participate in perhaps a turning lane, which has been discussed with the Engineer and the Mayor and even possibly a traffic light at that particular intersection. We do have a commitment from the principals that they are more than willing to help the City in any way they can.

President Arndt: Thank you. Is there any other discussion?

Council Member Butkowski: Mr. Chairman. This is along the line of the traffic light. I'm glad this business is going here. I don't have any problem with that. However, it is going to bring more traffic into that area. I'm glad to hear there is going to be a turning lane there. There has been a request for a while for traffic lights there. I would hope that the Administration could work along with this business and the developers that are putting a lot of traffic on Stoney Ridge to contribute towards a traffic light that is going to be needed there; more when this opens than it is now. That is getting to be a bad situation there and hopefully we don't have an accident before it comes.

President Arndt: Thank you. Are there any other comments? There being none, will the Clerk please take roll.

Yes, 7 No, 0

Clerk of Council Norris: Petition is approved by a vote of seven to zero.

T 155-2005 An ordinance accepting Taylor Parkway and dedicating it for public purposes.

PC ACTION: Recommended approval for T 155-2005 by a vote of five to zero moved by Jaenke, seconded by Olesen to approve the Planning Commission action accepting Taylor Parkway and dedicating it for public purposes.

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President. Both T 155 and 156 are merely house keeping types of situations. We are really dedicating both of these streets.

President Arndt: Any other discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 155 Report is approved.

T 156-2005 An ordinance accepting Bender Road and dedicating it for public

purposes.

PC ACTION: Recommended approval for T 156-2005 by a vote of five to zero moved by Jaenke, seconded by Olesen to approve the Planning Commission action accepting Bender Road and dedicating it for public purposes

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Report is approved. We will continue now with Council Committee Reports, in which there is one before Council this evening.

COUNCIL COMMITTEE REPORTS:

1) BUILDINGS & LANDS REPORT #5590 recommend adoption of T 168-2005 rezoning, from R-1 to B-3 , vacant property known as Permanent Parcels No. 07-00-016-112-027 and part of No. 07-00-016-112-045 owned by Valore Properties, Inc. and Rini Realty Co.

moved by Jaenke, seconded by Olesen to accept Building and Lands Report #5590

President Arndt: Is there any discussion? There being none, will the Clerk please take roll.

Yes, 6 No, 1 (Buescher)

Clerk of Council Norris: Report is approved by a vote of six to one.

motion by Jaenke, seconded by Arndt to suspend the By-Laws to give tonight T 168 its first reading.

President Arndt: Is there any discussion? There being none, will the Clerk please take roll.

Yes, 6 No, 1 (Buescher)

Clerk of Council Norris: Motion is approved by a vote of six to one.

President Arndt: Dr. Norris, can we please move to our correspondence tonight.

CORRESPONDENCE:

Clerk of Council Norris: Council received five items of correspondence.

- 1) Council received a memo from the Office of the Clerk of Council in regard to membership in the NOCCA.
- 2) Received a letter from Auditor Chris Costin, submitting his review of water charges and/or communications from the City's major water suppliers and concurs with the City Engineer's correspondence that a water rate increase is applicable for the year 2006 of 0.48%.
- 3) Received a letter from Council Member Nancy Buescher in regard to a Finance Committee meeting held to discuss and consider a new position in the Law Department.
- 4) Received a letter from Dr. Gary Krone, Animal Clinic Northview, Inc. informing Council that the property listed in Ordinance T 7-2006 is now owned by H & K Partnership which

was purchased from Lickme Inc. on January 4, 2006.

- 5) Received a letter from Safety-Service Director Denny Johnson noting that the Cable Television Task Force Committee will meet on Tuesday January 12, 2006 to finalize the Cable Television Task Report that was inadvertently distributed to Council members on January 9, 2006.

Council Member Buescher: Mr. President, for the record, I have a correction in my letter to Council dated January 9. All references to the date of January 4, should read January 5. I think there are three all total. The one reference to January 5, on page two, should read January 6.

President Arndt: So noted. Thank you. That concludes all of our correspondence. Is there any new business to be brought before Council tonight? There being none, we move onto our Audience Participation and Lobby portion of our meeting.

AUDIENCE PARTICIPATION (Lobby):

President Arndt: Any members of our audience tonight are invited and welcome to present to your City Council. We request that you fill out the Lobby form that you can find in the back of the room, because it gives us the opportunity to contact you personally, should there be a need to so. You are now welcome and invited to approach the podium immediately to the right of Mrs. Buescher. However, please clearly state your name and address and please limit your comments to three minutes. The lobby is now open.

- 1) John Prajzner of 6634 Ridgeview Blvd. expressed how he was impressed with the condos that are being built by Stone River Condos on Forest Park Blvd. He asked if anyone could provide a current status on Mildred Street and the process of connecting that between Route 83 and Jaycox Road.

President Arndt: I would direct that to our Administration for more clarification.

Mayor Gillock: There are negotiations currently going on to purchase property that would give us the last remaining piece of property from Route 83 over to Jaycox. That is all we're doing right now. First, we would like to get that property before we made future plans.

President Arndt: Thank you, Mr. Mayor. Who else would like to choose to address your City Council?

moved by Arndt, seconded by Jaenke to suspend our By-Laws tonight to dispense with recess

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council: Motion is approved.

RECESS: dispensed with

ORDINANCES AND RESOLUTIONS:

• **Ordinances & Resolution Submittals**

Clerk of Council Norris: Ordinances and Resolution Submittals before Council this evening include:

T 8-2006 AN ORDINANCE AMENDING ORDINANCE SECTION 1046.05 BY
POSTPONING THE AUTOMATIC WATER RATE INCREASE FOR THE
YEAR 2006.
moved by Olesen, seconded by Jaenke to suspend By-Laws to give T 8 its first
reading

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All
those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 9-2006 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 RECONSTRUCTION OF
MILLS INDUSTRIAL PARKWAY, AND TO NEGOTIATE AND ENTER
INTO A CONTRACT WITH A CONSULTING ENGINEERING FIRM FOR
PLANS, SPECIFICATIONS, AND CONSTRUCTION PHASE SERVICES FOR
SAME, NOT TO EXCEED \$326,000.00.
moved by Olesen, seconded by Jaenke to suspend By-Laws to give T 9 its first
reading

President Arndt: Is there any discussion?

Mayor Gillock: Mr. President, I would just like to remind Council that we went back to the Ohio
Public Works Commission and obtained a 107,000 dollar grant and an interest free loan for the
balance in order to be able to pay for this. It is payable over a 20 year period and therefore, it
won't be a big hit on our balance sheet. This road is in really bad shape. We'll be able to start
on this as soon as it is approved and when the weather breaks. We have a lot of businesses down
there with new building owners and hopefully this will help refurbish Mills Creek Industrial
Parkway.

President Arndt: Is there any other discussion? All those in favor signify by yes. All those
opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

T 10-2006 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
RIDGEVILLE TO ENTER INTO A CONTRACT ACCORDING TO LAW AND
IN A MANNER PRESCRIBED BY LAW WITH K.E. MCCARTNEY AND
ASSOCIATES, INC., A CONSULTING ENGINEERING FIRM, FOR
PROVIDING ENGINEERING SERVICES FOR PREPARING THE FINAL

ASSESSMENT LIST FOR THE WESTERLY SANITARY TRUNK SEWER
LINE, NOT TO EXCEED \$60,000.00.

moved by Olesen, seconded by Jaenke to suspend By-Laws to give T 10 its first
reading

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All
those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved.

• **First Readings**

T 3-2006 AN ORDINANCE AMENDING SUBSECTION (A) OF NRCO SECTION
1444.22 "SUBDIVISION PLAN REVIEW AND INSPECTIONS; APPEAL OF
COST ESTIMATES.
First Reading

T 168-2005 Petition by Rini Realty and Valore Properties Inc. for a change in zoning
classification from R-1 Residence District to B-3 Highway
Commercial District for Permanent Parcels No. 07-00-016-112-027 and part of
No. 07-00-016-112-045
First Reading

T 8-2006 AN ORDINANCE AMENDING ORDINANCE SECTION 1046.05 BY
4217-2006 POSTPONING THE AUTOMATIC WATER RATE INCREASE FOR THE
YEAR 2006.

First Reading

moved by Arndt, seconded by Buescher to dispense with the second and third
readings tonight on T 8

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All
those opposed by no. Any abstentions?

Yes, 7 No, 0

moved by Arndt, seconded by Jaenke to adopt tonight, T 8

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All
those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 8 is adopted and becomes permanent ordinance 4217-2006.

Permanent Ordinance No. 4217-2006

T 9-2006 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4218-2006 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW FOR THE RECONSTRUCTION OF
MILLS INDUSTRIAL PARKWAY, AND TO NEGOTIATE AND ENTER
INTO A CONTRACT WITH A CONSULTING ENGINEERING FIRM FOR
PLANS, SPECIFICATIONS, AND CONSTRUCTION PHASE SERVICES FOR

SAME, NOT TO EXCEED \$326,000.00.

First Reading

moved by Arndt, seconded by Jaenke to dispense with the second and third readings tonight on T 9

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

moved by Arndt, seconded by Jaenke to adopt tonight, T 9

moved by Gillock, seconded by Buescher to add the emergency tonight to T 9 in order to meet a specific deadline

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

President Arndt: In addition, we have a motion on the floor by Arndt, seconded by Jaenke to adopt tonight T 9 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 9 is adopted with the emergency and becomes permanent ordinance number 4218-2006.

Permanent Ordinance No. 4218-2006

T 10-2006 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4219-2006 RIDGEVILLE TO ENTER INTO A CONTRACT ACCORDING TO LAW AND
IN A MANNER PRESCRIBED BY LAW WITH K.E. MCCARTNEY AND
ASSOCIATES, INC., A CONSULTING ENGINEERING FIRM, FOR
PROVIDING ENGINEERING SERVICES FOR PREPARING THE FINAL
ASSESSMENT LIST FOR THE WESTERLY SANITARY TRUNK SEWER
LINE, NOT TO EXCEED \$60,000.00.

First Reading

moved by Arndt, seconded by Jaenke to dispense with the second and third reading tonight on T 10

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

moved by Arndt, seconded by Boose to adopt tonight, T 10

Mayor Gillock: Mr. President, I have been informed by my Engineer that we will need the emergency on this ordinance as well. The sewer was finished five years after it was installed and we determined the cost. There was an assessment phase, where we go to all the property owners and do the assessments. This ordinance is to pay K.E. McCartney for allocating those assessment costs which have been determined by Squires, Sanders and Dempsey. The cut off date for the assessment is January 31. After that date, the developers can't sell any more property and the assessment with it. They can still sell the property and those will be picked up in the future. However, there is a time line on this that we have to meet to keep this process

moving and get those assessments out and submit them to the County Auditor's office.

moved by Gillock, seconded by Jaenke to add the emergency tonight to T 10 in order to meet the requirements of the agreement that the City entered into with the property owners for the original assessments

President Arndt: Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

President Arndt: In addition we have a motion on the floor by Arndt, seconded by Boose to adopt tonight T 10 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 10 is adopted with the emergency and becomes permanent ordinance number 4219-2006.

Permanent Ordinance No. 4219-2006

• **Second Readings**

T 7-2006 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: 36400 CENTER RIDGE ROAD, KNOWN AS PERMANENT PARCEL NO. 07-00-028-101-053 AND VACANT PROPERTY NORTH OF 36400 CENTER RIDGE ROAD KNOWN AS PERMANENT PARCEL NO. 07-00-028-101-046 (AS SHOWN BY LEGAL DESCRIPTION BELOW); FROM R-1 RESIDENCE DISTRICT AND B-3 HIGHWAY COMMERCIAL DISTRICT TO B-5 ARCHITECTURAL BUSINESS DISTRICT AND OWNED BY LICKME, INC.
Second Reading

T 1-2006 A RESOLUTION BY THE CITY OF NORTH RIDGEVILLE ACCEPTING THE PAYMENT OF \$80,122.07 FROM RELIANCE COMM/TEC CORPORATION AND ITS SUCCESSOR MARCONI AS PAYMENT IN FULL OF THE PRORATED RECOVERY OF TAX ABATEMENT PURSUANT TO RESOLUTION NO. 1003-2004.
Second Reading

T 4-2006 AN ORDINANCE ACCEPTING PROPERTY AT THE NORTHEAST
4223-2006 CORNER AND SOUTHWEST CORNER OF CENTER RIDGE ROAD AND AVON BELDEN ROAD INTERSECTION AND DEDICATING IT FOR PUBLIC PURPOSES.
Second Reading

(Reconsidered under Old Business)

• **Third Readings**

T 155-2005 AN ORDINANCE ACCEPTING TAYLOR PARKWAY AND DEDICATING
4220-2006 IT FOR PUBLIC PURPOSES.

Third Reading

moved by Buescher, seconded by Boose to adopt

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 155 is adopted and becomes permanent ordinance 4220-2006.

Permanent Ordinance No. 4220-2006

T 156-2005 AN ORDINANCE ACCEPTING BENDER ROAD AND DEDICATING IT FOR
4221-2006 PUBLIC PURPOSES.

Third Reading

moved by Buescher, seconded by Boose to adopt

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 156 is adopted becoming permanent ordinance 4221-2006.

Permanent Ordinance No. 4221-2006

T 165-2005 AN ORDINANCE APPROVING THE FINAL PLAN AND PLAT OF PHASE 1
4222-2006 OF THE NORTHBOROUGH SENIOR HOUSING DEVELOPMENT FOR
RECORDING PURPOSES ONLY.

Third Reading

moved by Buescher, seconded by Jaenke to adopt

President Arndt: Is there any discussion? There being none, all those in favor signify by yes.

All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 165 is adopted becoming permanent ordinance 4222-2006.

Permanent Ordinance No. 4222-2006

OLD BUSINESS:

President Arndt: What old business needs to be brought before Council?

Mayor Gillock: Mr. President, I would like to go back and review T 4 again, which is the final ordinance; up for second reading. This is an ordinance accepting property at the north east and south west corners of Center Ridge Road and Avon Belden Road. These are very small slivers we need to acquire right away in order to pave Route 83 next year. ODOT has ordered us to purchase these or they will not pave that portion and they will not allow for the turning lanes. Therefore, this is very important that this is passed.

T 4-2006 AN ORDINANCE ACCEPTING PROPERTY AT THE NORTHEAST
4223-2006 CORNER AND SOUTHWEST CORNER OF CENTER RIDGE ROAD AND
AVON BELDEN ROAD INTERSECTION AND DEDICATING IT FOR

PUBLIC PURPOSES.

moved by Mayor Gillock, seconded by Boose to dispense with the third reading tonight on T 4

President Arndt: Is there any discussion? There being none, will the Clerk please take roll?

Yes, 6 No, 0 Abstain, 1 (Buescher)

Clerk of Council Norris: Motion is approved by a vote of six, zero and one abstention.

moved by Boose, seconded by Jaenke to adopt tonight T 4

President Arndt: Is there any discussion? There being none, will the Clerk please take roll?

Yes, 6 No, 0 Abstain, 1 (Buescher)

Clerk of Council Norris: T 4 is adopted by a vote of six, zero and one abstention and becomes permanent ordinance 4223-2006.

Permanent Ordinance No. 4223-2006

President Arndt: Is there any old business to be brought before Council? Dr. Norris, would you please read our upcoming meeting announcements.

UPCOMING MEETING ANNOUNCEMENTS:

Clerk of Council Norris:

Next Regular Council Meeting Monday, February 6, 2006 at 7:30 P.M. in Council Chambers

Public Hearing Monday, February 6, 2006 at 7:20 P.M. re: T 7-2006

President Arndt: Any other announcements?

ADJOURN:

moved by Jaenke to adjourn

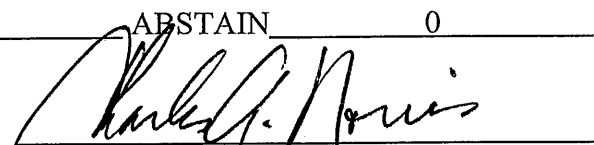
President Arndt: Meeting adjourned.

Meeting adjourned at 8:25 P.M.

MOTION Olesen 2ND Jaenke DATE February 6, 2006

YES 6 NO 0 ABSTAIN 0


PRESIDENT OF COUNCIL DR. RONALD F. ARNDT


CLERK OF COUNCIL CHARLES A. NORRIS