

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING FEBRUARY 19, 2013**

CALL TO ORDER: 7:30 P.M.

President Kevin Corcoran: I call to order the Tuesday, February 19, 2013 regular Council meeting. Please rise for the invocation and Pledge of Allegiance.

INVOCATION:

Led by President Corcoran.

PLEDGE OF ALLEGIANCE:

Led by all.

ROLL CALL:

Present were Council members Dennis Boose, Nancy Buescher, Robert Olesen, Richard Jaenke, Roseanne Johnson, President Kevin Corcoran and President Pro-Tem Bernadine Butkowski.

Also present was Mayor G. David Gillock, Safety-Service Director Jeffry Armbruster, Law Director Andy Crites, City Engineer Scott Wangler, Auditor Chris Costin, and Clerk of Council George E. Smith.

MINUTES - Corrections (if any) and Approval:

President Corcoran: You have before you the minutes of the February 4, 2013 public hearings. Are there any objections or comments to approving those minutes? Seeing none, those minutes are approved.

You also have before you the regular Council meeting minutes held February 4, 2013. Are there any corrections or objections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: Please note the Board of Zoning and Building Appeals minutes of 01.24.13 & the Planning Commission minutes of 02.12.13.

LOBBY:

President Corcoran: That brings us to the lobby session of our meeting. This is your opportunity to address Council, if you so choose. If you are going to, please step up to the podium and state your name and address for the record. You have three minutes to speak on the topic of your choice. Is there anybody that would like to address Council this evening? Seeing none, we will move on to the Administrators reports. Mr. Mayor, that would be you.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Thank you Mr. President. I'll be brief this evening. I would like to report to the community and to Council that North Ridgeville has been rated the 21st safest City in America by Neighborhood Scout. Neighborhood Scout is a research organization. It is a division of a company called Location Inc. They do research service and they rank safest cities, unsafe cities,

best schools and provide this service to realtor firms and others. In this particular situation they get their information from the FBI and they rank communities of 25,000 residents or more and they rank them by the total number of property and violent crimes per one thousand residents. Not only were we 21st in the nation according to their rankings; we were first in the State of Ohio. We are very proud of this. We knew we had a great community and a great Police Department. I do want to commend our Police Department on a great job they do because they really are part of this. The other part that really goes into this particular ranking is community involvement. We know our residents are involved. As we reported, last year we had a couple burglary rings that were solved because residents reported strange vehicles or things in the neighborhood and that is how we solved it. Again, we want to commend our Police Department and our residents for doing a great job and we are really proud to report that this survey was 21st safest community in the United States. Thank you.

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

B. Safety-Service Director:

Safety-Service Director Armbruster: Thank you Mr. President. Tonight in person we do have Corey Timko. Corey is the Superintendent of the French Creek and those of us that were there today at the budget hearings heard his first presentation for finances for French Creek. Corey did a great job on that; getting your hands around it as much as you can for the first two weeks you have been here. As promised, I asked Corey to come to this Council meeting because he wasn't able to make it to the first one. Welcome Corey Timko from coming from Lorain to North Ridgeville to run our wastewater treatment plant. Thanks.

French Creek Superintendent Timko: Thank you. It is wonderful to be here and I look forward to working with all of you in the future. Thank you.

Safety-Service Director Armbruster: That concludes my report.

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

C. Engineer:

Engineer Wangler: Our Highland Detention basin has, actually, it has been functioning for a little bit now and I saw that the Mayor sent out an email making it official. The contract has not been completely executed. There are some head walls that need to be put in and there is some seeding and stuff that will be done in the spring, but the important part is the storage capacity is there. It is tied to the ditch and we will all hope that we don't stress test it any time soon, but if it is called upon, it is there. That concludes my report.

President Corcoran: Thank you. Mr. Auditor.

D. Auditor:

Auditor Costin: Thank you. You should have received the January scheduled report; report for January I should say. Under correspondence, you will see the letter required by existing City Ordinances with regard to an automatic water rate increase and you will also find under Ordinances and Resolutions an Ordinance, T 21, amending the water rates by eliminating the automatic water rate increase and I would request if that Council is going to consider passing it, they pass that with the emergency tonight because according to our existing Ordinance, if that is not done, then the new rate automatically goes into effect. That concludes my comments. Thank you.

President Corcoran: Thank you.

E. Other Reports:

President Corcoran: January 2013 Fire report, January 2013 Support Car report & Police Department 2012 Annual report.

COUNCIL COMMITTEE REPORT(S):

President Corcoran: There are no Council Committee reports. We do have correspondence.

CORRESPONDENCE:

Clerk of Council Smith:

1. A letter from Chris Costin, City Auditor, regarding a water rate increase to 13.65%.
2. A letter from the Ohio Division of Liquor Control regarding the 35% of licensing fees distributed.
3. A letter from the Northeast Ohio City Council Association (NOCCA) inviting City Council to the annual dinner meeting on Thursday, February 21, 2013.

President Corcoran: Thank you.

OLD BUSINESS:

President Corcoran: No old business and moving on to new business. First up.

NEW BUSINESS:

Clerk of Council Smith:

Planning Commission recommendations from meeting held February 12, 2013:

APPLICANT: Brian Cave, Pulte Homes of Ohio, LLC, 387 Medina Road, Suite 1700, Medina, OH 44256.
OWNER: Pulte Homes of Ohio, LLC, 387 Medina Road, Suite 1700, Medina, OH 44256.
REQUEST: Final plat approval of Pioneer Ridge, Phase 11 Cluster Development in Waterbury PCD.

LOCATION: East side of Sawmill Drive and south of Asbury Lane; sub lots 149-152 within Pioneer Ridge Phase 2 Waterbury PCD.

Permanent Parcel No. 07-00-037-000-269, -270, -271, -272

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

Moved by Olesen and seconded by Butkowski to accept the first Planning Commission recommendation.

President Corcoran: Any comments or questions?

Councilman Olesen: Mr. President, these are all routine plat approvals. I don't think we have to have too much discussion on these.

President Corcoran: Thank you for that. Any other comments? All those in favor say yes. Those opposed say no.

Yes – 7

No – 0

President Corcoran: That report is accepted. Number two.

Clerk of Council Smith:

APPLICANT: K. Hovnanian Waterbury, LLC, 6150 Park Square Drive, Lorain, OH 44053.

OWNER: Same

REQUEST: Final plat approval for Waterside Place, Phase 3 Cluster Development in Waterbury PCD.

LOCATION: Extension of Morgan Circle; east of Terrell Drive in Waterbury PCD.

Permanent Parcel No. 07-00-037-000-717

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

Moved by Olesen and seconded by Johnson to accept the second Planning Commission recommendation.

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

Yes – 7

No – 0

President Corcoran: That report is accepted. Number three.

Clerk of Council Smith:

APPLICANT: K. Hovnanian Waterbury, LLC, 6150 Park Square Drive, Lorain, OH 44053.

OWNER: Same

REQUEST: Final plat approval for Waterbury Phase 7 in Waterbury PCD.

LOCATION: Extensions of Wyllys Drive and Elva Lane.

Permanent Parcel No. 07-00-037-000-682

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

Moved by Olesen and seconded by Butkowski to accept the third Planning Commission recommendation.

President Corcoran: Any comments or questions? All those in favor say yes. Those opposed say no.
Yes – 7 No – 0

President Corcoran: That report is accepted. T 21.

Ordinance and Resolution Submittals

Clerk of Council Smith:

T 21-2013 AN ORDINANCE AMENDING ORDINANCE SECTION 1046.05 WATER RATES BY ELIMINATING THE AUTOMATIC WATER RATE INCREASE FOR THE YEAR 2013.

Moved by Boose and seconded by Johnson to suspend By-laws to give T 21 a first reading this evening.

President Corcoran: Any comments or questions? All those in favor say yes. Those opposed say no.
Yes – 7 No – 0

President Corcoran: T 21 is now added to the first readings. T 22.

Clerk of Council Smith:

T 22-2013 AN ORDINANCE INCREASING THE WHOLESALE RATE OF WASTEWATER TREATMENT SERVICES PROVIDED BY THE FRENCH CREEK WASTEWATER TREATMENT PLANT.

President Corcoran: I am going to refer that to the Utilities Committee. T 23.

Clerk of Council Smith:

T 23-2013 A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR SAFE ROUTES TO SCHOOL PROJECT FUNDING FOR VARIOUS PROJECTS IDENTIFIED IN THE CITY'S APPROVED SCHOOL TRAVEL PLAN.

Moved by Mayor Gillock and seconded by Olesen to suspend the By-laws to give T 23 a first reading this evening.

President Corcoran: Any comments or questions?

Mayor Gillock: Mr. President, my Administrative Assistant, Tissy Simon, is here this evening has been basically chairing this project. Do we have a deadline that we need to get this Resolution back to them? I thought we did.

Administrative Assistant Simon: Right, in order for us to make application, we would have to pass this by emergency. The deadline is March 1st.

Mayor Gillock: So we are just applying for funding anyway. So there shouldn't be any issue. So, if we could, we would like to get this passed this evening with the emergency.

President Corcoran: Thank you. Anybody else? All those in favor say yes. Those opposed say no.

Yes – 7

No – 0

President Corcoran: T 23 is now added to the first readings. T 24.

Clerk of Council Smith:

T 24-2013 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE OHIO DEPARTMENT OF DEVELOPMENT FOR FUNDING UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT SMALL CITIES PROGRAM FOR A COMMUNITY HOUSING IMPROVEMENT PROGRAM (CHIP) GRANT.

President Corcoran: T 25.

Clerk of Council Smith:

T 25-2013 AN ORDINANCE ASSIGNING SPECIFIC EMPLOYEE BENEFITS TO THE FRENCH CREEK SUPERINTENDANT.

RECESS:

Moved by Mayor Gillock and seconded by Johnson to go into executive session instead of recess.

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

Yes – 7

No – 0

President Corcoran: We will now go into executive session. (7:45 P.M.)

(Council reconvened at 8:03 P.M.)

President Corcoran: T 21.

FIRST READINGS:

Clerk of Council Smith:

T 21-2013 AN ORDINANCE AMENDING ORDINANCE SECTION 1046.05 WATER RATES BY ELIMINATING THE AUTOMATIC WATER RATE INCREASE FOR THE YEAR 2013.

Moved by Boose and seconded by Buescher to dispense with the second and third

readings for T 21.

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

Yes – 7 No – 0

Moved by Boose and seconded by Buescher to approve T 21.

Moved by Boose and seconded by Buescher to add the emergency clause to T 21 for the reason of getting the bills in an orderly fashion and with the correct rate.

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: Any comments or questions on the adoption with the emergency clause?

Councilman Boose: Mr. President, I just think it is worthy to note that the automatic increase would have been 13.65% effective with the next billing for the water bills for all the residents of North Ridgeville. We have the Administration and Council, through their previous Ordinances; we have been able to realize some additional earnings in the water account. Rather than pass along this increase, we believe that we have been prudent over the last year or so and can do so without it. So I think it is nice to let the residents know when we are in a position to not automatically increase their fees. This is one of them.

President Corcoran: Absolutely. Anybody else? Alright, Clerk please call the roll.

Clerk of Council Smith: Measure passed unanimously and becomes **Ordinance number 4991 2013.**

Yes – 7 No – 0

President Corcoran: T 23.

Clerk of Council Smith:

T 23-2013 A RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE OHIO DEPARTMENT OF TRANSPORTATION FOR SAFE ROUTES TO SCHOOL PROJECT FUNDING FOR VARIOUS PROJECTS IDENTIFIED IN THE CITY'S APPROVED SCHOOL TRAVEL PLAN.

Moved by Olesen and seconded by Butkowski to dispense with the second and third readings for T 23.

President Corcoran: Any comments or questions? All those in favor say yes. Those opposed

say no.

Yes – 7

No – 0

Moved by Olesen and seconded by Butkowski to adopt T 23.

Moved by Olesen and seconded by Butkowski to add the emergency clause so we can submit this application in a timely manner which is due March 1st.

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: Any comments or questions on the adoption of T 23 with the emergency clause? This is a very worthy project. It is an opportunity to get some Federal money to put in sidewalks that will improve the safety of our City for not only school children, and especially for school children, but also for residents. Once those sidewalks are in, they will be able to use them twenty-four hours a day. We are looking forward to getting this project approved and funded. Clerk, please call the roll.

Clerk of Council Smith: Passed unanimously and becomes **Resolution number 1271-2013.**

Yes – 7

No – 0

President Corcoran: That is the end of our first readings. Moving on now to second readings. We have T 14.

SECOND READINGS:

Clerk of Council Smith:

T 14-2013 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 WASTEWATER TREATMENT PLANT.

President Corcoran: T 15.

Clerk of Council Smith:

T 15-2013 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.

President Corcoran: T 16.

Clerk of Council Smith:

T 16-2013 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.

President Corcoran: T 17.

Clerk of Council Smith:

T 17-2013 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.

President Corcoran: T 18.

Clerk of Council Smith:

T 18-2013 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.

President Corcoran: T 19.

Clerk of Council Smith:

T 19-2013 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.

President Corcoran: That is the end of our second readings. For third readings, we have T 2.

THIRD READINGS:

Clerk of Council Smith:

T 2-2013 A RESOLUTION AMENDING A TYPOGRAPHICAL ERROR IN RESOLUTION NO. 1265-2012, WHICH APPROVED AND RATIFIED AN APPLICATION FOR TAX INCENTIVE IN COMMUNITY REINVESTMENT AREA NO. 14 BY MVM REAL

PROPERTY HOLDINGS, LLC AND AFFILIATED BUSINESS ENTITY, NORLAKE
MANUFACTURING COMPANY.

Moved by Olesen and seconded by Boose to adopt T 2.

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

Yes-7 No-0

Clerk of Council Smith: It passed unanimously and it becomes **Resolution number 1272-2013.**

President Corcoran: T 4.

Clerk of Council Smith:

T 4-2013 AN ORDINANCE AMENDING THE ORIGINAL DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO UP TO AND INCLUDING THE MOST RECENT AMENDMENT REFLECTED IN ORDINANCE NO. 4879-2011 BY CHANGING THE PAY RATE SCALE OF THE FULL TIME POSITION OF ASSISTANT SUPERINTENDENT AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT.

Moved by Olesen and seconded by Boose to adopt T 4.

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

Yes-7 No-0

Clerk of Council Smith: Measure passed unanimously and it becomes **Ordinance number 4992-2013.**

President Corcoran: T 5.

Clerk of Council Smith:

T 5-2013 AN ORDINANCE CREATING THE FULL-TIME JOB POSITION OF CLASS III FOREMAN AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT.

Moved by Boose and seconded by Olesen to adopt T 5.

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

Yes-7 No-0

Clerk of Council Smith: It passed unanimously and it becomes **Ordinance number 4993-2013.**

President Corcoran: T 6.

Clerk of Council Smith:

T 6-2013 AN ORDINANCE AMENDING THE ORIGINAL DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO UP TO AND INCLUDING THE MOST RECENT AMENDMENT REFLECTED IN ORDINANCE NO. 4879-2011 BY INCLUDING THE FULL-TIME POSITION OF CLASS III FOREMAN AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT AND ESTABLISHING THE PAY RATE SCALE FOR THIS POSITION.

Moved by Boose and seconded by Butkowski to adopt T 6.

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

Yes-7

No-0

Clerk of Council Smith: Measure passed unanimously and it becomes **Ordinance number 4994-2013.**

President Corcoran: T 7.

Clerk of Council Smith:

T 7-2013 AN ORDINANCE CREATING THE FULL-TIME JOB POSITION OF CLASS IV FOREMAN AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT.

Moved by Butkowski and seconded by Boose to adopt T 7.

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

Yes-7

No-0

Clerk of Council Smith: Passed unanimously and becomes **Ordinance number 4995-2013.**

President Corcoran: T 8.

Clerk of Council Smith:

T 8-2013 AN ORDINANCE AMENDING THE ORIGINAL DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO UP TO AND INCLUDING THE MOST RECENT AMENDMENT REFLECTED IN ORDINANCE NO. 4879-2011 BY INCLUDING THE FULL-TIME POSITION OF CLASS IV FOREMAN AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT AND ESTABLISHING THE PAY RATE SCALE FOR THIS POSITION.

Moved by Butkowski and seconded by Boose to adopt T 8.

Approval of minutes:

These minutes were approved at the regular meeting of the North Ridgeville Municipal Council on March 4, 2013.

{{_es_:signer1:signature}}
PRESIDENT OF COUNCIL

{{_es_:signer2:signature}}
CLERK OF COUNCIL