

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING DECEMBER 6, 2004**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order tonight, the North Ridgeville Municipal City Council regular meeting dated December 6, 2004 and welcome to another holiday season here in North Ridgeville, Ohio recognizing that we are only 19 days from Christmas. If you all will rise for the Invocation and the Pledge, please.

INVOCATION: lead by President Arndt.

PLEDGE OF ALLEGIANCE: by all.

CALLING OF THE ROLL - ROLL CALL:

Present were Council Members Nancy Buescher, Allen Swindig, Richard Jaenke, Bob Olesen, Bernadine Butkowski, Andy Young and President Ronald Arndt.

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

MINUTES - Corrections (if any) and Approval:

President Arndt: Prior to reviewing our Minutes, the Chair wishes to put on our agenda tonight under ordinance and resolution submittals, a resolution to be proposed by Mrs. Butkowski. Dr. Norris, would you please read our minutes of our Public Hearing.

Clerk of Council Norris: Council has before it the:
Public Hearing Minutes of November 15, 2004 re: final approval Sub. 7, Phase III of Meadow Lake PCD

 moved by Butkowski, seconded by Jaenke to approve

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

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

Clerk of Council Norris: Minutes are approved by a vote of six, zero with one abstention.

Council Minutes of regular meeting held November 15, 2004

 moved by Butkowski, seconded by Olesen to approve

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

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

Clerk of Council Norris: Minutes are approved by a vote of six, zero with one abstention.

Clerk of Council Norris: Council, will also note:

Planning Commission Minutes of special meeting October 26, 2004;

Parks & Recreation Commission Minutes of regular meeting October 27, 2004;

Civil Service Commission Minutes of regular meeting November 16, 2004; and

Board of Zoning and Building Appeals Minutes of regular meeting November 18, 2004.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now come to the Mayor and Director's reports portion of our meeting and the Chair invites the Mayor and the Directors the opportunity to provide Council, tonight, an oral report. We would like to begin, tonight, with our Mayor, Mr. Gillock.

Mayor

Mayor Gillock: Thank you, Mr. President. It took us almost a whole year but, when I became Mayor I pledged to meet one on one with every City employee. Every Tuesday morning, Denny Johnson and I met with a few employees, getting to know them, getting to know more about how our City departments function, discussing ways to improve our operations and help identify future needs. It was extremely informative and well worth the effort. We met with our last employee, November 24. As Council Members and residents, you should be impressed with the caliber, knowledge and dedication of all of our employees. I hope to now use that time to begin meeting more often with individual businesses in the community to be aware of what their concerns and problems might be.

About 75 percent of the easements necessary for the east Center Ridge Road sewer project have been obtained. We would like to go to bid sometime in early January so we can get that project done before the repaving on Center Ridge Road begins next year.

You will note in your packets this evening, T 145, allowing us to enter into an agreement with ODOT to complete this project. We do not want to fast track this at this time. Just let it go through the normal procedure and have its first reading at the next meeting. We anticipate this repaving to take place in the later part of August, next year.

As we have only one more meeting left before the new year, I would like to make a couple of reappointments and one new appointment to some of our Boards and Commissions. First, Larry Overby, has longed served on the Parks and Recreation Commission and is its current President. Larry's term expires 12-14-04 and I would like to reappoint Mr. Overby to that Board for the three year term, 12-15-04 to 12-14-07.

moved by Mayor Gillock, seconded by Swindig to appoint Mr. Larry Overby to a three year term to the Parks and Recreation Commission

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: Welcome again, Mr. Overby. I've had the opportunity to serve with this fellow and he runs a great meeting and makes it fun and gets a lot of the folks in the audience involved. Welcome aboard, once again.

Mayor Gillock: Mr. Overby, would you just briefly stand so you can be recognized. Thank you, for your service.

Next, Jim Rothgery, who's also with us this evening, has served on the Planning Commission for one year, replacing Council Member Jaenke when he was elected last year. I would like to appoint Mr. Rothgery for the new term beginning January 1, 2005 to December 31, 2008.

 moved by Mayor Gillock, seconded by Swindig to appoint Mr. Rothgery to a four year term on the Planning Commission

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: Welcome, Jim. It's great to have you back on board.

Mayor Gillock: Mr. Rothgery, thank you for your service to the community, also.

Lastly, Joan Lissner who served on the Board of Zoning Appeals for several years, has moved to a neighboring community. Her term expires December 31, 2004. I would like to appoint Shawn Kimble for the term beginning January 1, 2005 to December 31, 2008. Shawn is the owner of McMillen Homes and manager of Center Ridge Storage. Shawn's a pilot and is married to his wife, Selena and is a graduate of St. Edward's High School and attended Colorado Mountain College as well as Lorain County Community College.

 moved by Mayor Gillock, seconded by Olesen to appoint Shawn Kimble to a four year term to the Board of Zoning and Building Appeals.

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

Mayor Gillock: Shawn, would you please stand and be recognized. Thank you for your willingness to volunteer to a challenging board.

Finally, I would like to make Council aware that Lois Sullivan, who usually sets right over here and has attended more Council Meetings, probably, than most of us here, is absent this evening. Lois fell the week before last and broke her hip and had a total hip replacement. She is now doing well recuperating at the NorthRidge Center. I visited with her this evening. She is walking and plans on being home before Christmas but, may not be back to Council meetings until February. We wish her well. She was very perky and cheerful and seems to be doing very fine. We really do hope to see her back soon and that concludes my report.

President Arndt: Thank you, Mr. Mayor. We now have the opportunity to hear from our Safety-Service Director, Mr. Johnson.

Safety-Service Director

Safety-Service Director Johnson: Thank you, Mr. President. Before I start, I would like to pass along a thought from the Council Clerk's Office that if we hold our mikes down rather than pushing them up it helps with the feed back issue. Maybe it'll work, maybe not.

Members may have noticed a mention in the Service Department report of truck number 20 being removed from service. This is one of our large dump trucks and it is being removed from

service without replacement due to a lack of funds. The department will, of course, make every effort to continue doing what is asked of them but, with the loss of a main line vehicle, it's going to impact road work, snow plowing, salting and many other tasks the department performs. Truck number 20 is a 1978 model, over 26 years old and it has deteriorated to the point where it is no longer safe to use.

Also, I want to remind Members and the audience of the Carecall service the city provides free of charge to our citizens. The Carecall program uses a computer to make a daily call to residents who choose to sign up. The resident is asked by a recorded message to press a specified telephone button if they are okay. An unanswered call or incorrect response is followed by a personal call or a paramedic response. The program is designed to assist our elderly residents living alone, but it can be used for residents of any age with a medical issue that could prevent them from calling for help on their own. If you know of a neighbor or family member that could be helped by this program please call the Senior Citizen Center at 353-0856

And finally, the past few years many trees have been stressed by either too much or not enough rainfall mixed with some high wind events. The result is an abundance of dead trees and limbs. All trees in easements, right of ways on private property are the responsibility of the property owner. The city only responds on an emergency basis to keep our roadways safe. Please check the condition of trees on your property to insure a dead or dying tree is not presenting a hazardous condition to people and property. That concludes my report.

President Arndt: Thank you, Mr. Johnson. We now have the opportunity to hear from our Engineer, Mr. Griffith.

Engineer

Engineer Griffith: The storm water management report tonight will take a little bit of a different slant. Finding a perfect holiday gift for a friend or loved one can make you light up like a Christmas tree. When that gift is environmentally friendly, too, the experience can even be more satisfying.

The EPA and the Natural Resources Defense Council offer some suggestions for Earth-friendly gifts and other ways to make the season greener.

If home electronics, appliances or a computer are on your holiday shopping list, the EPA recommends looking for products that have earned an ENERGY STAR rating. For an ENERGY STAR Gift Guide, check the following web site: www.energystar.gov.

For all your holiday gift giving and decorating, the EPA suggests that you remember the following three Rs:

1. Reduce: Look for products that use as little packaging as possible.
2. Reuse: Buy rechargeable batteries and rechargers. About 40 percent of all battery sales occur during the holiday season. You can also buy an artificial tree and use it for many years.

3. Recycle: Did you know that your holiday tree can help other plants as mulch?
 Also consider buying a potted tree and plant it after the holidays.

For more environmentally friendly gift ideas, visit The Great Green Gift Guide at the Natural Resources Defense Council's Web site, www.nrdc.org/cities/living/ggift.asp.

Thank you Mr. President. That concludes my report this evening.

President Arndt: Mr. Griffith, I want to thank you for that and as you said, you have a unique way to light us up like a Christmas tree. I really appreciate that, thank you. We now have the opportunity to hear from our Auditor, Mr. Costin

Auditor

Auditor Costin: Mr. Chairman, no report schedule for tonight.

President Arndt: Will the Clerk please read our other reports.

Other Reports

Clerk of Council Norris: Council will please note:
Building Department Report for October 2004 and
Police Department Activity Report for October 2004.

COUNCIL COMMITTEE REPORTS:

President Arndt: The Clerk will read our Council Committee reports.

Clerk of Council Norris:

1) FINANCE COMMITTEE REPORT #4244 We have considered the matter of the income tax split of 95/5 and will extend the split for one year and recommend that this request be approved and proper legislation be drawn authorizing the 95/5 income tax split.

Signed: Chairperson Butkowski and Members Swindig and Jaenke.

 moved by Butkowski, seconded by Jaenke to approve Finance Committee Report #4244

President Arndt: Is there any discussion? Yes, Mr. Young?

Council Member Young: Just what I said in the Finance Committee meeting. I'm reluctant to vote in favor of this. I do understand that we are in a financial crunch but, I will vote in favor of it this year. This is the third year in a row that we've done this split. I'd like to see next year, us start to make an incremental split back to the 85/15 which is where we were and hopefully we can do that. I will vote in favor of the 95/5 this year and maybe we can do it incrementally next year getting back to where we should be.

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

2) FINANCE COMMITTEE REPORT #4245 We have considered the matter of eliminating the ten percent of one percent income tax credit beginning January 1, 2005 and recommend that this request be approved and proper legislation be drawn authorizing this to begin January 1, 2005.

Signed: Chairperson Butkowski and Member Jaenke.

 moved by Butkowski, seconded by Jaenke to approve Finance Committee Report #4245
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions? Will the Clerk please take roll

 Yes, 5 No, 2 (Swindig, Young)

Clerk of Council Norris: Report is approved by a vote of five, two.

3) FINANCE COMMITTEE REPORT #4246 We have considered the matter of amending the 2004 appropriations and recommend that this request be approved and proper legislation be drawn amending the 2004 appropriations.

Signed: Chairperson Butkowski, Members Swindig and Jaenke.

 moved by Butkowski, seconded by Jaenke to approve Finance Committee Report #4246
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

 Yes, 7 No, 0

4) FINANCE COMMITTEE REPORT #4247 We have considered the matter of the GAAP conversion and recommend that this request be approved and legislation be drawn authorizing the preparation of the GAAP conversion.

Signed: Chairperson Butkowski, Members Swindig and Jaenke.

 moved by Butkowski, seconded by Jaenke to approve Finance Committee Report #4246
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

 Yes, 7 No, 0

Clerk of Council Norris: We also have two oral reports to be presented by Councilperson Butkowski.

5) Council Member Butkowski: The first one is to direct the Auditor to prepare a temporary appropriation ordinance for the period January 1, 2005 through March 31, 2005.

 moved by Butkowski, seconded by Swindig to approve
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

6) Council Member Butkowski: The second one is to authorize the presentation of an amended municipal income tax ordinance to clarify, simplify and harmonize existing provisions of the City Tax Code in accordance with the Ohio Revised Code.

 moved by Butkowski, seconded by Jaenke to approve
President Arndt: Is there any discussion? Mr. Costin?

Auditor Costin: Yes, what that is, in the last two years we've had some changes at the State level that effect municipalities and their tax collection system. We started this project about a year or two ago but, with the continuing changes, we've halted until this point and this ordinance is nothing more than an attempt to bring us into compliance and, as she explained, harmony with the State rules and that will be presented to you, I got the first draft of it today to go through and that will be presented to you for your passage, hopefully, at the first meeting in January.

President Arndt: Thank you, Mr. Costin. Any other questions or discussion? Yes, Mr. Young?

Council Member Young: Mr. President, will we receive a copy of this before the next meeting so we can review it over.

Auditor Costin: You will receive a copy of it after I make some technical corrections to it to save you the time of having to look at it twice. You will have it in adequate time to review before the January meeting.

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

Yes, 7 No, 0

CORRESPONDENCE:

Clerk of Council Norris: We have two items of correspondence.

1) Letter from the Office of Congressman Sherrod Brown in regards to a briefing to be held by Phil Berkley, Cuyahoga Watershed Program Manger of the U.S. Army Corps of Engineers to be help on December 17, 2004 from two to four p.m. at the Brecksville Community Center, One Community Drive, Brecksville, Ohio 44141. This is to keep the public informed of the services provided by the federal government.

2) Newsletter from the Ohio Municipal League, Legislative Bulletin.

NEW BUSINESS:

Received a petition for a change in zoning classification, property at 37082 Center Ridge Road from B-5 (Architectural Business District) and R-1 (Residence District) to B-2 (Central Business District) by FJD Properties LLC

President Arndt: The chair REFERS THIS TO BUILDINGS AND LANDS COMMITTEE AND PLANNING COMMISSION.

Received a petition for a change in zoning classification, property at 37282 and 37302 Center Ridge Road from B-5 (Architectural Business District) and R-1 (Residence District) to B-2 (Central Business District) by FJD Properties LLC

President Arndt: The chair also REFERS THIS TO BUILDINGS AND LANDS COMMITTEE AND PLANNING COMMISSION.

AUDIENCE PARTICIPATION (Lobby):

President Arndt: We've reached the audience participation section of our meeting. Any members of our audience, tonight, are invited to address your City Council. We request that you fill out the lobby form that you can find in the back of the room because it enables us to contact you personally should there be a need to do so or a need for follow up. You're now welcome and

invited to approach the podium at this time. However, please state your name, clearly, and as well as your address. Your comments are limited to three minutes. The podium is immediately to the right of Mrs. Buescher. The lobby is now open.

1) Carol Blaser of 32376 Chestnut Ridge Road thanked Council, the Administration and the railroad for clearing the areas around the railroad tracks. Noted that when stopped at tracks, it is now possible to see down the tracks, cars crossing other roads.

President Arndt: Thank you, Mrs. Blaser and I'm tickled to bring to your attention that, I think as Mr. Young has said prior, that when issues are brought to the City, plus we get candy like this, you get all kinds of stuff done for you. However, the real issue is that our lobby session in Council is really a forum for you to bring those issues to all of us that we're not aware of. Thank you for that and hopefully the community has seen that the Administration, our Safety-Service Director and Council really works hard to really bring resolution to those issues. Mr. Johnson, you had something you'd like to share?

Safety-Service Director Johnson: Yes, I'd like to mention the name of Randy Speidel, assistant to the City Engineer who did all the leg work on getting that done and followed up with the railroad. He worked hard on it.

2) John DeLaat of 5496 Birch Street spoke about the planned opening of the Family Planning Services Clinic. Explained that he feels Planning Services has left out other significant activities that they do. Stated that the claims he makes are based on the materials from Family Planning Services and stated that he has documentation that he will leave that shows the evidence. Explained that they will provide medical services to minor children without their parents knowledge or consent. Noted other services provided to children such as emergency contraception and referrals to surgical abortion clinics. Stated that they don't provide services to take care of teenagers who become pregnant. Explained that their services to the poor duplicate those already available from the Elyria Health Department and hospitals. Asked if this is in the best interest of the community to have these type of services.

3) Terrence Keenan of 34131 Jade Circle spoke against Family Planning Services of Lorain County. Stated that he opposes any organization or business that provides drugs, chemicals or medicines to our children without involving the parent. Expressed his strong opposition to this organization coming to North Ridgeville.

4) Jaime Hetrick of 37772 Center Ridge Road spoke against Family Planning Services. Explained that she is opposed to an organization coming into town that encourages young people to go against any advice their parents give in regard to sexuality. Stated that by letting Family Planning to enter our schools and community to hand out contraceptives, the message is being sent that our teens are not capable of controlling their urges and feelings.

5) Ed Hetrick of 37772 Center Ridge Road spoke in opposition of Family Planning Services as he feels that they circumvent the authority of parents to nurture and raise their children in the

way they feel is best. Spoke about Family Planning Services website and the information contained therein. Stated that he will do his part to find anyway to prevent this organization from coming.

moved by Arndt, seconded by Young to suspend By-Laws to pass on recess tonight
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

RECESS: dispensed with.

ORDINANCES AND RESOLUTIONS:

President Arndt: Dr. Norris, would you please read our ordinances and resolutions submittals.

• **Ordinances & Resolutions Submittals**

Clerk of Council Norris:

T 145-2004 AN ORDINANCE ENACTED BY THE CITY COUNCIL OF THE CITY OF NORTH RIDGEVILLE, OF LORAIN COUNTY, OHIO, IN THE MATTER OF THE STATED DESCRIBED PROJECT:

THE PROJECT IS TO IMPROVE US ROUTE 20, IN ACCORDANCE WITH THE OHIO DEPARTMENT OF TRANSPORTATION URBAN PAVING POLICY, FROM THE NORTH RIDGEVILLE WEST CORPORATION LIMIT TO THE CUYAHOGA COUNTY LINE. THE PROJECT WILL INCLUDE TRAFFIC CONTROL, AND MISCELLANEOUS CONSTRUCTION ITEMS. THE PROJECT IS 5.90 MILES IN LENGTH, WITHIN THE CITY OF NORTH RIDGEVILLE.

T 146-2004 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, FABRICATION, EQUIPMENT, PROGRAMMING, TESTING, AND START-UP OF THE COMPUTER (SCADA) SYSTEM FOR THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$100,000.00.

T 147-2004 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 PURCHASE AND INSTALLATION OF AN OIL/WATER SEPARATOR AND ASSOCIATED EQUIPMENT FOR THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$25,000.00.

T 148-2004 AN ORDINANCE AMENDING NRCO SECTION 1042.05, LIMITATIONS ON WASTEWATER STRENGTH, TO REFLECT NEW OEPA STANDARDS.

moved by Butkowski, seconded by Olesen to suspend By-Laws to put a resolution

repealing the resolution number 958-2002 on the agenda

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: The Chair would request a T number, please.

Clerk of Council Norris: The temporary number for this resolution is 149-2004.

T 149-2004 A RESOLUTION REPEALING RESOLUTION NO. 958-2002 PROVIDING
FOR THE ADOPTION OF A COMPENSATORY TIME OFF POLICY FOR
EMPLOYEES APPOINTED OR ELECTED BY COUNCIL.

moved by Butkowski, seconded by Jaenke to suspend By-Laws to give T 149 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

Mayor Gillock: Mr. President, I don't know if this is an appropriate time to bring this up but,
normally we have Parks and Recreation Liaison report and we didn't this evening and there was
an issue discussed at the Parks and Recs Commission that we needed to bring up this evening.
Do we need to suspend By-Laws or can we bring it up at this time under new business?

moved by Young, seconded by Olesen to suspend By-Laws to move back to new
business so that we can discuss the matter under issue from the Parks and Recreation
Commission

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

Mayor Gillock: The Parks and Recreation Commission has asked that approval be given to
expend an amount not in excess of twenty-two hundred dollars to do a roof replacement on the
Gazebo at South Central Park including tearing the roof off, putting on new felt and putting new
shingles on. There is no felt on there now and shingles are starting to come off. We would like
to get this fixed before winter before it really damages.

moved by Mayor Gillock, seconded by Olesen to approve the expenditure not to exceed
twenty-two hundred dollars to replace the roof on the Gazebo at South Central Park

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: Thank you, Mr. Mayor. Dr. Norris, will you please read our first readings.

• **First Readings**

Clerk of Council Norris:

T 140-2004 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 KS ASSOCIATES, INC., A

CONSULTING ENGINEERING FIRM, FOR PROVIDING ENGINEERING SERVICES FOR THE STRAIGHTENING OF LEAR NAGLE ROAD, NOT TO EXCEED \$63,000.00.

First Reading

T 149-2004 A RESOLUTION REPEALING RESOLUTION NO. 958-2002 PROVIDING
1023-2004 FOR THE ADOPTION OF A COMPENSATORY TIME OFF POLICY FOR
EMPLOYEES APPOINTED OR ELECTED BY COUNCIL.

First Reading

moved by Butkowski, second by Jaenke to suspend second and third readings on
T 149

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 Butkowski, second by Jaenke to adopt

moved by Butkowski, seconded by Jaenke to add the emergency, the purpose
being to put this resolution in compliance with Ordinance 4077-2004

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

Yes, 5 No, 2 (Swindig, Young)

Clerk of Council Norris: Emergency is approved by a vote of five to two.

President Arndt: In addition, we have a motion on the floor by Mrs. Butkowski and a second by
Mr. Jaenke to adopt T 149 with the emergency. Is there any discussion? There being none, will
the Clerk please take roll.

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved by a vote of seven, zero and becomes permanent
resolution number 1023-2004.

Permanent Resolution No. 1023-2004

President Arndt: Will the Clerk please read our second readings.

• **Second Readings**

Clerk of Council Norris:

T 135-2004 AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED
ORDINANCE SECTION 1250.07, DENSITY.

Second Reading

T 136-2004 AN ORDINANCE ESTABLISHING SENIOR CITIZEN PLANNED
RESIDENTIAL DEVELOPMENTS AS A CONDITIONAL USE IN R-1
ZONING DISTRICTS.

Second Reading

T 137-2004 AN ORDINANCE AMENDING NRCO SECTIONS 1279.10 AND 1279.11
RELATING TO PLAN APPROVAL FOR PLANNED COMMUNITY
DEVELOPMENTS.

Second Reading

T 138-2004 AN ORDINANCE AMENDING ORDINANCE NO. 3993-2004 RELATING TO SPECIAL DEVELOPMENT DISTRICTS.

Second Reading

President Arndt: Incidentally, for the benefit of Council, all of our second readings, T 135 through T 138 will have their public hearing scheduled on December 20. Will the Clerk please read our third readings.

• **Third Readings**

Clerk of Council Norris:

T 133-2004 AN ORDINANCE APPROVING THE FINAL PLAT OF THE PINES, BLOCK
4082-2004 K, SUBDIVISION NO. 3, IN WATERBURY PCD FOR RECORDING
PURPOSES.

Third Reading

moved by Olesen, seconded by Jaenke to adopt T 133

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: That will be ordinance 4082-2004.

Permanent Ordinance No. 4082-2004

OLD BUSINESS:

President Arndt: What old business needs to be brought before Council tonight, if any. Mr. Costin?

Auditor Costin: Mr. President, I apologize, I failed to mention that the Auditor of State has released our audit report for 2004 and it contained no citations, no findings, as you would expect. We received notification today which coincides with the issuance of nine million dollars of bond anticipation notes so, timing was good. As a result of that, you had before you a copy of our 2004 Comprehensive Annual Report because we were not allowed to release it until such time as the State released the Audit. That is why you find it in front of you this evening. Thank you.

President Arndt: No citations, it sounds like you've done a fabulous job on our behalf.

Auditor Costin: The City, the City did a good job.

moved by Swindig, seconded by Butkowski to renew Mr. Costin for a two year contract
as our City Auditor

President Arndt: Is there any discussion?

Council Member Buescher: I would like to thank you very much for keeping everything in order because it's been a tough couple of years and also your department for their excellent work.

Council Member Olesen: Mr. President, he has to accept this too, doesn't he?

President Arndt: Yes.

Council Member Swindig: Mr. Chairman, I've worked with Mr. Costin since I've been on

Council and I think Mr. Costin has done a wonderful job keeping the City out of trouble and I hope he continues. Thank you, Chris.

Council Member Butkowski: Mr. Chairman, as Finance Chairman, I depend on Mr. Costin constantly and he has always been a great help to me ever since I've been on Council and on Finance Committee in seven years and I really appreciate all the help he's given us and what he has given the City. He has kept us out of a lot of financial problems.

President Arndt: For those of us in our City who don't know Mr. Costin personally, he's a very humble fellow and as you heard, he gives a great deal of credit to his department and to the people that support him. All of which, I believe, is admirable and he and his department continue to provide for our City and unending number of hours and efforts and absolute incredible concern for the well being of our City. I think you're hearing from all of us, Mr. Costin and the members of your department, how much we really appreciate all the great work you do on our behalf.

Auditor Costin: If I just might add, this position is too big for one person. There's more that goes to this position than just me so I would just say that I accept your comments on behalf of the various department heads and the assistant auditor on our staff because, again, and the administration, extremely cooperative this year and just please understand that there's a lot more to this position than just me. I'm not sure what I did to deserve this. I do sincerely thank you for your comments.

President Arndt: Again, to restate the motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to renew for a two year period the contract with Mr. Costin as our City Auditor. Is there any further discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

President Arndt: Welcome aboard again, my friend. Is there any other old business that needs to be brought before Council. There being none, I will ask Dr. Norris if he'd be kind enough to read our upcoming meeting announcements.

UPCOMING COMMITTEE MEETING ANNOUNCEMENTS:

Clerk of Council Norris:

Next Regular Council Meeting Monday, December 20, 2004 at 7:30 P.M. in Council Chambers

Public Hearing Monday, December 20, 2004 at 7:10 P.M. regarding the request from FJD Properties, LLC, 37000 Center Ridge Road, North Ridgeville, Ohio 44039 to:

- 1) Amend a portion of the final plan of Phase III of Meadow Lakes PCD
- 2) Amend the preliminary PCD of Meadow Lakes to be known as Phase IV of Meadow Lakes PCD

Public Hearings Monday, December 20, 2004. The individual hearings will be held in the following order beginning at 7:15 P.M.:

- 1) T 135-2004 AN ORDINANCE AMENDING NORTH RIDGEVILLE CODIFIED ORDINANCE SECTION 1250.07, DENSITY.
- 2) T 136-2004 AN ORDINANCE ESTABLISHING SENIOR CITIZEN PLANNED RESIDENTIAL DEVELOPMENTS AS A

- 3) T 137-2004 **CONDITIONAL USE IN R-1 ZONING DISTRICTS.
AN ORDINANCE AMENDING NRCO SECTIONS 1279.10
AND 1279.11 RELATING TO PLAN APPROVAL FOR
PLANNED COMMUNITY DEVELOPMENTS.**
- 4) T 138-2004 **AN ORDINANCE AMENDING ORDINANCE NO. 3993-2004
RELATING TO SPECIAL DEVELOPMENT DISTRICTS.**

Public Hearings Tuesday, January 18, 2005. The individual hearings will be held in the following order beginning at 7:15 P.M.:

- 1) Final Approval of Pioneer Ridge by Del Webb, Phase 1 (formerly known as Waterfalls by Waterbury) within Waterbury PCD
- 2) Final Approval of Ashton Place (39 lots); Ashton Place Condominium (49 lots), and 4 new Waterbury sublots, (Blocks N3, N4, N5 and N6) within Waterbury PCD

President Arndt: Are there any other announcements?

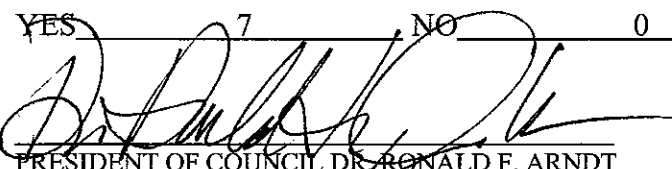
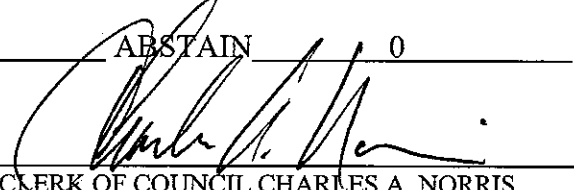
ADJOURNMENT:

motion to adjourn by Arndt

Meeting adjourned at 8:50 P.M.

MOTION _____ Jaenke _____ 2ND _____ Butkowski _____ DATE _____ December 20, 2004 _____

YES _____ 7 _____ NO _____ 0 _____ ABSTAIN _____ 0 _____

PRESIDENT OF COUNCIL DR. RONALD F. ARNDT CLERK OF COUNCIL CHARLES A. NORRIS