

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING DECEMBER 4, 2006**

CALL TO ORDER: 7:30 P.M.

President Ronald Arndt: The Chair calls to order, the North Ridgeville Municipal City Council meeting dated Monday, December 4, 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, Safety-Service Director Denny Johnson, Law Director Andrew Crites, Engineer Griffith, Auditor Chris Costin, and Clerk of Council Charles Norris.

President Arndt: Before we move into our minutes, the Chair has three very brief announcements. Number one, we want to welcome Tom who is our camera guy from Time Warner and he's gone out of his way to make certain that our audio and everything is working well tonight. For all of us on Council, if you please make certain you speak into your microphone. Second of all, we would like to welcome and introduce Beth Mlady from the Press. She is our new face from our local newspaper. Also, a heartfelt prayer goes out to Donna Tjotjos and her family on behalf of City Council and Administration as their home and all their belongings, both their cars and everything else you can imagine was destroyed in a fire this past weekend. Donna is our Deputy Clerk of Council and we wish them well as they attempt to piece together their lives after a terribly traumatic incident. Having said that, Dr. Norris, if you begin with our minutes, please.

MINUTES - Corrections (if any) and Approval:

Clerk of Council Norris: Minutes before Council this evening include:

Public Hearing minutes of November 20, 2006 re: T 94-2006
moved by Butkowski, seconded by Jaenke to approve the Public Hearing Minutes of
November 20, 2006 regarding T 94

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: Minutes are approved. Also, before Council are the

Public Hearing minutes of November 20, 2006 re: T 120-2006

 moved by Boose, seconded by Butkowski to approve the Public Hearing Minutes of
 November 20, 2006 regarding T 120

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: Minutes are approved.

Council Minutes of the regular meeting held November 20, 2006

 moved by Olesen, seconded by Butkowski to approve the Council Minutes of the regular
 meeting held November 20, 2006

President Arndt: Is there any discussion?

Council Member Buescher: Mr. President, I have a correction on page nine, under Council
Member Buescher at the top of the page on the third line where it reads, because once you create
a position, you would only do away with that position, should read, you would have difficulty
doing away with that position.

President Arndt: Thank you, correction noted. 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: Minutes are approved as corrected.

Clerk of Council Norris: Council will also, please note in their packets, they have the:

Civil Service Commission Minutes of regular meeting November 14, 2006 and
Board of Zoning & Building Appeals Minutes of regular meeting November 16, 2006.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now come to the Mayor and Directors report section of our meeting tonight
and the Chair invites the Mayor and our Directors the opportunity to provide Council with their
oral reports. We would like to begin tonight with our Mayor, Mr. Gillock. Is there any report?

• **Mayor:**

Mayor Gillock: Thank you, Mr. President. First I would like to advise residents and Council that
the intersection of Root and Lorain is now open as of last Friday. Actually, almost a week ahead
of schedule however, when the contractor indicated they might have it open by last Tuesday, it
created some unanswered hope and a lot of frustration. Thankfully, it is now open even though
the last time I checked, the pole was still there. When finished, that intersection will function to
move traffic much quicker and safer and we hope, will certainly be worth the wait.

I would like to make a motion to remove T 168 from the agenda. Through discussions with the
Auditor it was determined that this legislation is not needed to create this position, only to fund

the position and this is done through the appropriation process. Ample funding already exists for the 2006 year. We want Council to be aware of our staffing levels and needs and so advise the Finance Committee but, we don't need this ordinance.

moved by Mayor Gillock, seconded by Boose to remove T 168 from the agenda
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Mayor Gillock: Thank you. Less we forget, I would like to remind Council and residents, this Thursday marks the 65th anniversary of the attack on Pearl Harbor and America's entrance into World War II. The VFW will have a memorial service at their post at 11:55 A.M.

Lastly, tomorrow morning at 9:00 A.M. Eschtruth Demolition will begin the dismantling of the old gas station at the corner of Route 83 and Center Ridge Road. That building, canopy and asphalt will be removed and the site level. Thanks to Council and our residents for their support in finally getting rid of this eyesore that has been there for many years. In fact, we were looking at the water connection today to make sure it was off and the last record we had was 1994. That building has been a problem for many years. That concludes my report. Thank you.

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. As Council Members are aware, we had an unfortunate house fire late Friday evening. The house is estimated at a total loss but, the family including one of our own employees, are unharmed. News accounts and rumors have lead to some misunderstandings on what happened and why. I've asked Fire Chief Rick Miller to address Council tonight to review some of the facts from this event and hopefully put residents' minds at ease. I ask Council permission for Fire Chief Rick Miller to address Council right now.

moved by Mayor Gillock, seconded by Boose to suspend Council By-Laws to give our Fire Chief the opportunity to come forward and explain the circumstances
President Arndt: Is there any discussion? All those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Fire Chief Miller: Mr. President, Members of Council, Mayor, Denny, I just want to fill you in on the facts. We received a call Friday, December 1 at 2110 hours, which is 9:10 P.M. of a possible garage fire at 6749 Steinbeck. We had two units in route. Fire Station number one was responding with their ladder truck. Station number two was notified and were responding with Engineer 21. We were receiving numerous calls. Fire Dispatch was inundated with calls. Additionally, within a minute of dispatching Station one, we received a request for an ambulance

on Avon Belden Road which dispatch was also getting mutual aid companies going. We know that is a problematic area. Typically dispatch would crisscross it to advise whether it is north or south Steinbeck, Steinbeck being split by a set of woods. The Captain not hearing the response from dispatch elected to take the north route to cover the north end of the street. Station two was responding from the south so, therefore, they took the south end. Station two received the call at 2111, they were in route at 2112 and were on scene at 2118. That was a total of seven minutes response time from Station number two. Ladder 22 out of Station one, it took them ten minutes to get there because they did go to the north end not knowing where the split was and not receiving information from dispatch which we normally would get. They wanted to make sure that we had both bases covered. The house was a total. I really think if we had trucks there in two minutes, which would have been physically impossible, it would not have made a difference in the outcome. We did have 45 mile an hour west winds. The garage door was in the open position which was fanning the fire. It was literally a fire storm there. We did receive a call and dispatch made the announcement to all units at 2113, which was basically three minutes later that it was no longer a garage fire, the structure was fully involved. I truly believe it would not have made a difference. The ladder truck was delayed a couple minutes in getting there by going to the north end. They did it intentionally because we didn't know what the split was. Are there any questions?

President Arndt: Any questions from any Members of Council? As far as the audience, we are going to need to wait until our lobby opportunity.

Council Member Boose: Chief, is there any way when a call comes in to dispatch or a 911 call, inputting the address in the computer will tell you which side.

Fire Chief Miller: No, we have to manually do that currently with the crisscross. The dispatcher, at that time, was inundated with multiple calls including a second call and he was trying to get mutual aid companies responding. I've talked to the Administration, we are trying to brainstorm how to stop this from happening again. We're going to be in correspondence with the 911 Director to see if we could have them put in their note box, 6749 Steinbeck, slash south. We're going to try and work with them. Currently there's no means available to do that. We can't do it manually. We have to do through 911.

Council Member Butkowski: I told you I had something for new business, this is probably the best time to bring it up. It's time we address this problem with the location and other locations including Main Street with similar problems. It's a difficult situation and I believe that this problem should be referred to Streets, Sidewalks & Bridges so we can address all the streets in the City and get some definition, maybe adding a north, south, east or west prefix to the name of the street so that it will make it much easier for the Safety forces to identify where they're going. It should not impact the residents to any great length because it will not change the name of the street. It will just be putting a prefix on the street so that it can identify their location more precisely for everyone. We can take that up in our Streets, Sidewalks & Bridges Committee and hope that this tragedy does not happen again.

President Arndt: Stand at ease please, while I consult with our Law Director. After consulting with our Law Director, we were attempting to determine whether that would be best suited in Streets, Sidewalks & Bridges or in the Safety Committee and we're going to take the recommendation of Council person Butkowski and REFER THAT TO STREETS,

SIDEWALKS & BRIDGES COMMITTEE.

Council Member Olesen: I pretty much echo what Bernie said. I think we should add Gloria to that also. Unfortunately, all these streets are in the fourth ward.

Mayor Gillock: Mr. President, Council Members, I spoke to Donna this evening. There is no silver lining in a disaster like this. It has brought this particular situation to our attention. The Chiefs and Denny and I have been and are talking about a lot of things we can look at. We have similar situations on Gloria, Main, perhaps Mitchell, McKinley and other streets. Some of the possible solutions are doing a Steinbeck North and a Steinbeck South, maybe rename some streets. Maybe look at new equipment in the trucks. A GPS type system which is dollars but, something like that might give us better mapping. Normally, in a situation like this, the dispatcher helps and we were already looking, investigating and researching a central dispatch system with St. John West-Shore. There's a lot of things there that we want to look at. Unfortunately, in this situation, at least, as far as we know, it didn't contribute to it but, if this had been a heart attack type scenario, two minutes means a whole lot. We do want to take a look at this. Safety and Streets wants to look at it. We'll be glad to work with them. There's a lot of options here that we will be taking a look at, thank you.

President Arndt: Is there anyone else on Council who chooses to question our Fire Chief or make a comment?

Council Member Butkowski: Mr. Chairman, I just want to comment that I have scheduled a meeting for next Monday, December 11 at 4:00 P.M. in the Conference Room at City Hall for the Streets, Sidewalks & Bridges Committee to discuss this topic.

President Arndt: Thank you, Mrs. Butkowski. Anyone else have questions or comments for the Chief? Chief, I hope you stay with us in the event we might need to call back on you. Thank you, sir. Mr. Johnson, have you completed your report?

Safety-Service Director Johnson: Yes, that concludes my report.

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

• **Engineer:**

Engineer Griffith: Thank you, Mr. President. I have two items tonight. One rather short and the second one, a little longer. With the wind that we had a few days ago, tree branches and other debris fell into our ditches and streams. I asked as a courtesy that property owners remove this fallen material from the ditches and streams and not allow it to flow down stream. Small pieces or materials that are allowed to flow down stream can collect and form rather large blockages. I also, might add this is also the reason why the pole was still up and Root and Lorain, because the equipment that was intended to pull that pole had to go out and work on some lines that had been knocked down because of the tree limbs.

The second item is with the serious onset of winter that we are currently experiencing. Please think about what you are doing in and around your garage. Most of us keep toxic and flammable materials in our garage with little thought of what could happen if we are careless. Consider using nontoxic deicing substances available at most retail stores instead of sodium chloride,

otherwise known as salt. The alternate may cost a little more but, they do not harm plants or carpet. If you have a wood burning fireplace, place the ashes in a metal container away from any combustible materials. After they have cooled, mix the ashes in the compost heap to create a valuable additive to your garden or flowers. If only a light snow falls, consider using a broom or shovel instead of starting your gasoline powered snow thrower. Winter storms often cause power outages. Prevent waste by keeping rechargeable batteries rather than disposable ones. If you use disposable batteries, prevent hazardous waste by buying batteries with low mercury content. Thank you, that concludes my report.

President Arndt: Thank you, Mr. Griffith. We now have the opportunity to hear from our City Auditor, Mr. Costin.

- **Auditor:**

Auditor Chris Costin: Thank you, Mr. Chairman. No report scheduled for this evening.

President Arndt: Thank you. Dr. Norris, if you'll move on with our other reports, please.

- **Other Reports:**

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

Fire Department Report for October 2006 and
Water System Operation Report for October 2006.

President Arndt: We have no Council Committee reports and no correspondence. We now move onto new business.

NEW BUSINESS:

Clerk of Council Norris: New business before Council this evening is:

Request for new D-5 liquor permit by Jal of North Ridgeville, Ohio 44039 Inc., 35049 51 Read, 35047 Center Ridge Road.

President Arndt: The Chair, at this point, chooses to ask Council, if they have any objections tonight to granting this liquor permit transfer at this location and if not, then the Chair will make a motion that we not request, tonight, a hearing as stated on the application so that this permit can then be sent to the State for its final disposition.

moved by Arndt, seconded by Buescher to entertain a motion that we not request a hearing as stated on the application so that this permit can be passed on to the State for final disposition

President Arndt: Is there any discussion?

Council Member Butkowski: Mr. Chairman, you stated that this is a transfer, I believe this is a new one.

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

President Arndt: In addition, the Chair moves, to suspend our By-Laws tonight to extend the cloture time for the January 2nd meeting, to move it to Wednesday, December 27 at Noon. The purpose for this is to accommodate for the submission for any materials due to the fact that City hall is closed on the 25th and 26th.

 moved by Arndt, seconded by Olesen to extend the cloture time for the January 2nd meeting to Wednesday, December 27th at Noon

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

AUDIENCE PARTICIPATION (Lobby):

President Arndt: We now come to the audience participation or lobby section. Any members of our audience are invited to address your City Council. We request that you fill out the lobby forms that you can find in the far back of the room. This gives us the opportunity to contact you, personally, should there be any need for follow up. You are now welcome and invited to address your City Council. Approach the podium immediately to the right of Mrs. Buescher. However, when you come forward, please clearly and slowly state your name and address and please limit your comments to three minutes.

Tim Flowers asked Council for four minutes.

 moved by Boose, seconded by Buescher to suspend By-Laws to allow Tim Flowers the opportunity to extend his presentation to four minutes

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: Mr. Flowers, if you will, please.

1) Tim Flowers of 6771 Steinbeck Court stated that he is speaking on behalf of his neighbors who are in the audience and asked them to stand. Spoke his concerns in regard to a fire his neighbor had. Stated that the insurance company, today, deemed the house and contents a total loss. Thanked the Police and Fire Departments for their efforts trying to save the house. Stated his concerns in regard to a few mistakes made and the need to feel confident on the 911 system identifying addresses on divided streets.

2) Tracie Serrle of 6063 Root Road spoke her concerns of pedestrian safety through the

walkway at the intersection of Root and Lorain Roads. Explained that her daughter was told she could not cut through the construction site with the only passageway being over a creek which she fell into destroying her brand new cell phone. Stated that she has tried to contact City officials regarding reimbursement for the cell phone with a reply from Law Director Crites that she would have to provide proof. Stated that the north side of Root Road was provided with a safe pedestrian walkway and the south was not. Stated that crosswalks were never available and now crossway signs for pedestrians are provided.

Council Member Boose: Who was it that told your daughter that they could not cross?

Mrs. Serrle: One of the construction workers. They had poured concrete and they said she couldn't walk over the concrete, it was just recently poured. Based where the creek is, she could have walked through because, if you walk down there and look, it is black top at that point.

Council Member Boose: So, she was on the north side of Lorain trying to cross Lorain?

Mrs. Serrle: She had crossed Lorain, she was going south down Root where the construction was that just opened on Friday.

Council Member Boose: Okay, so she already has crossed Lorain and was on the east side of Root trying to cross over to the west side of Root.

Mrs. Serrle: No she was staying on the east side of Root, just wanting to go right down where the construction was. Construction was taking up all of Root Road.

Council Member Boose: And the berm and everything else.

Mrs. Serrle: Correct.

Council Member Boose: Thank you.

President Arndt: Any other questions of Mrs. Serrle?

Mayor Gillock: Mr. President, I've asked the Law Director to respond because, when Mrs. Serrle called she indicated that she talked to an attorney and at that point when there's an attorney involved, I stay out so I don't look too stupid. In this case, there's not a walkway there in that construction site. If there was anyway, and this is Council's option I guess, if there's anyway that I thought we could pay seventy dollars, I'd be glad to do that but, I don't believe we have the authority to that and so, when she indicated the attorney's were involved, I had Mr. Crites look into it and he called her today. Maybe he can shed a little more light on this, if he would please.

President Arndt: Mr. Crites?

Law Director Crites: Thanks, Mayor. I don't know how much more I can shed on it because, in the fact that it appears there is a potential for litigation, I choose not to discuss the merits of what would or would be. Her claim, being only seventy dollars, it still is an issue that deserves consideration. I would simply say that, I hope I didn't sound that cold hearted when we talked on the phone today but, the fact of the matter is, that is accurate and I would keep an open mind but, as the Mayor said, it would be a lot easier for us to give you your seventy dollar deductible for your daughter's new sell phone. It would be one less thing on our desk to do but, the fact of the matter is that it's not the Mayor's money. It's certainly not my money, nor is it Council's. It's the City's money. Without a solid legal basis for us, in this case, being a clear line of liability between the resulting loss and the construction, we really can't just, in a cavalier manner, cut that check. That's my position on it but, I don't have a closed mind. I did take an opportunity to look into that code section which you referenced today. I will keep and open

mind and be happy to talk to you or your attorney but, I could talk to you just as well. I don't want you to be prohibited to look into the matter because you have to hire an attorney to do so. If you could bring something to me which would change what is my legal position right now, that we don't have any basis for liability, I would certainly recommend to Council and the Mayor that it be paid accordingly. The point being in a long winded manner, I'd be happy to continue to talk to you about it. Call me at the private office number which we spoke to from today.

Mrs. Serrle: So, let me see if I understand you. You're saying that I have to do the leg work to prove that you guys broke the law?

Law Director Crites: If that's what I said, I certainly didn't mean too.

Mrs. Serrle: (inaudible) . . I would like to know, clarify that.

Law Director Crites: I would say to you, there's no way that we are going to write a check to anybody that makes a claim to the City unless they can establish a valid legal basis for us to do so. If that's the way you're interrupting it, that's most definitely what I'm saying.

Council Member Boose: I'm not an attorney but, if I could recommend that the Law Director and Tracie and her family get together to see what sort of evidence that she could provide. I can understand the Law Director's position in that if everybody in this room came up to the City and said I lost my cell phone in the creek, can you pay for it. We would have a problem with that but, if you can provide some sort of inclination that would substantiate your claim I would certainly hope that we could work something out for seventy dollars.

Council Member Olesen: Mr. President, my question is, does the construction crew have any liability in this matter. Are they covered by some sort of compensation program for this type of accident?

President Arndt: We are going to leave this up to the purview of our Law Director who, I believe, has clearly stated that he is very open and amicable to looking for a solution which is really the position, I think all of us here, on Council and the administration, prefer we do. Anyone else in the audience who chooses to address your City Council?

3) Peggy Healy of 6688 Steinbeck Court noted her concerns of a fire in the woods and explained the difficulty of hoses reaching the fire.

4) Nick Tjotjos of Steinbeck noted that his kids lost two pets in the fire. Thanked the Fire Department for their efforts.

President Arndt: Who else would like to address your City Council? We would encourage you that, as Mrs. Butkowski has indicated that she has already called now, a special meeting for next week. The date again, Mrs. Butkowski?

Council Member Butkowski: Monday, December 11 at 4:00 P.M. in the Conference Room downstairs or email me with your concerns if you're unable to come. You can email to City Hall or give me a call.

President Arndt: And the opportunity for any of you who choose to participate is, you get to share your feedback, make your comments, offer up suggestions because that's really the value and the benefit of our committee meetings. So, please, we encourage you to participate in that venue to share your ideas and thoughts. Anybody else, before we rap up our lobby session?

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

President Arndt: For the benefit of the audience, if you choose to sit and participate in the proceedings of your City Council, you are welcome to do so. If though, you should find that you have other obligations and rather not sit through ordinances and our first, second and third readings, by all means, you are welcome to leave. Dr. Norris, if you would begin with our ordinances and resolutions submittals.

ORDINANCES AND RESOLUTIONS:

Clerk of Council Norris:

- **Ordinances & Resolutions Submittals**

Clerk of Council Norris: We have one resolution submittal this evening:

T 170-2006 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS.

moved by Mayor Gillock, seconded by Olesen to suspend By-Laws to give T 170 its' first reading

President Arndt: Is there any discussion?

Mayor Gillock: M. President, I would point out this is a legal cost related to the appeal of the local government fund tax distribution allocation formula case that has been renewed twice by Council and dates back to the last administration. This is part of our bill from our legal counsel in regards to that case.

President Arndt: thank you, Mr. mayor. 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

President Arndt: That concludes all of our ordinances and resolutions submittals. Dr. Norris, if you begin with our first readings, with T 163.

- **First Readings**

Clerk of Council Norris: First readings this evening include:

T 163-2006 AN ORDINANCE AMENDING NRCO CHAPTER 858, RUMMAGE SALES.
First Reading

T 167-2006 AN ORDINANCE AUTHORIZING THE EXPENDITURE OF FUNDS FOR
4344-2006 THE CONTRACTED PROFESSIONAL SERVICES OF O.M. PUBLIC
 SECTOR SOLUTIONS FOR ECONOMIC DEVELOPMENT SERVICES.

First Reading

moved by Arndt, seconded by Jaenke to dispense with the second and third
readings on T 167

President Arndt: Is there any discussion? 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 T 167

President Arndt: Is there any discussion? Yes, Mrs. Butkowski?

Council Member Butkowski: I had asked at the last meeting for a marketing plan or something
and I never got anything. I hope, when this passes tonight, that we can get some kind of a
written plan that they want to do for our City besides that booklet that didn't have much in it.
We should know what to expect of them. If they don't give us anything, how do we know what
to expect of them?

Council Member Buescher: Mr. President, it's my understanding that the company will be
doing probably, anywhere between three and six months research on the City to see where we
stand. They have to go through that process first before they can give us a definite plan to go
forward. I think we have to give them that opportunity to do that, marketing research.

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

Mayor Gillock: That is certainly part of their efforts. In the proposal that they gave us, there
were some items outlined. I did want to point out that, in anticipation of this passing, I will be
meeting with them this week on three specific items, trying to jump start the program and see if
they can't help us in some areas whether it's economic development activity and we'll try and
keep you informed as we go.

President Arndt: Thank you, Mr. Mayor. To restate, we have a motion to adopt by Arndt, a
second by Mr. Jaenke. Is there any final discussion? Mr. Boose?

Council Member Boose: We all seem to be in agreement that our City needs an economic
developer coordinator. I whole heartily agree. We're in dire need of an economic development
coordinator. With our rapid residential growth, we must immediately begin both retail and
commercial development into our City to provide needed services to our residents as well as to
relax the tax burdens of our Citizens. Where I disagree with my colleagues is that I believe our
City deserves the best economic devolvment coordinator possible, of course, within limits of the
budget. Unfortunately, I cannot sit here and tell you that O.M. Public Sector Solutions is the best
such opportunity available for our City because they are the only opportunity we've been asked
to consider. No other company has been given to Council for consideration but O.M. Public
Sector Solutions. They are the only company to make a presentation to Council committees.
The project did not go out for bid. We didn't even solicit any individuals for the position of
economic development coordinator. I believe our City deserves the best solution. Without any
alternatives to consider, how do we know we're getting the best. My colleagues will tell you that
O.M. Public Sector Solutions is a good solution for the immediate time and that this legislation is
a tremendous first start toward enhancing economic development within our City. But, shouldn't

we be looking for a more permanent solution to our immediate problem rather than a first start? I believe our City deserves a best solution but, without any alternatives to consider, how do we know we are getting the best. My colleagues will tell you that O.M. Public Sector Solutions has the resources and experience to be a successful partner with our City. I agree that they seem to have all the necessary resources but, they have limited experience at managing municipal economic development, about a year. They also have two other cities that they are providing the same services for, Wickliffe and Mayfield Heights. At what point might this become a conflict if a business of a regional nature would like to locate within northeast Ohio. Again, I do not argue their ability to provide professional resources to our City but, I believe our City deserves the best solution and without alternatives to consider, how do we really know that we're getting the best. My colleagues will also tell you that we have an out if O.M. Public Sector Solutions does not perform to our expectations. What are our expectations? Where is the criteria for which they will be judged? Council has been provided with a proposal that indicates that they will develop an inventory of existing properties, communicate with existing businesses to help retain them, work with the Mayor to explore development opportunities, determine feasibility and costs of these opportunities, detail steps when projects are visualize, advise and negotiate with property owners, explore incentives and financial tools that the City may offer and attend meetings. What are the measurements by which we will consider these proposal items to be successfully completed? I don't want to go into this arrangement because we have an out. I want to go into this arrangement because I believe our City deserves the best solution. Without any alternatives to consider, how do we really know we're getting the best? Our City is at a crossroads considering economic development. We must act now. Major retail and commercial business ventures continue to start up all around us. We must be at the table and under consideration to have even the opportunity of success. I believe, this is arguably one of the most important pieces of legislation we will act on this year and I am disappointed that Council has only been given one alternative for an economic development coordinator. However, we must move forward with this position, at this point in our history, if we are ever going to be successful in attracting business to our City. Politics cannot be part of this decision as the welfare and the very future of our City depends on it. While I have my reservations over the manner in which we will arrive at this decision, I will be in support of this legislation because an economic development coordinator is in the best interest of our City. As an elected official of our City, I will hold the Administration accountable, as with the residents of our community, to make sure that we get the best opportunity of success for our City. Thank you.

President Arndt: Thank you, Mr. Boose. Is there any other discussion? To restate the motion, it's been made by Arndt, second by Mr. Jaenke, to adopt tonight, T 167. Will the Clerk please take roll.

Yes, 7 No, 0

Clerk of Council Norris: Motion is approved by a vote of seven to zero. This becomes permanent ordinance 4344-2006.

Permanent Ordinance Number 4344-2006

President Arndt: Reminder, T 168 has been removed. We move to T 169, Dr. Norris.

T 169-2006 AN ORDINANCE APPROVING THE FINAL PLAT OF WATERBURY
SUBDIVISION NO. 9, PHASE 9, FOR RECORDING PURPOSES ONLY.
First Reading

T 170-2006 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS.
First Reading

President Arndt: That concludes our first readings. We now move to our second readings
beginning with T 161.

• **Second Readings**

T 161-2006 AN ORDINANCE AMENDING NRCO SECTION 1444.17 GRADING PLAN
APPROVAL PRIOR TO BUILDING PERMIT ISSUANCE; SEEDING AND
MULCHING; CONFLICT OF LAWS.
Second Reading

T 166-2006 AN ORDINANCE AMENDING NRCO SECTION 618.03 NUISANCE
CONDITIONS PROHIBITED
Second Reading

Mayor Gillock: Mr. President, I have to admit, I wasn't paying attention and you zipped right by
T 170, an expenditure of funds and those have to be adopted within 30 days.

 moved by Mayor Gillock, seconded by Butkowski to revisit T 170

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

 Yes, 7 No, 0

T 170-2006 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS.
1095-2006 moved by Mayor Gillock, seconded by Boose to dispense with the second and
third readings on T 170

President Arndt: Is there any discussion? Mr. Boose?

Council Member Boose: Mr. President, Mayor, does this need to be passed by emergency this
evening.

Mayor Gillock: You don't need the emergency, no.

President Arndt: All those in favor signify by yes. All those opposed by no. Any abstentions?

 Yes, 7 No, 0

 moved by Boose, seconded by Butkowski to adopt T 170

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: T 170 is adopted and becomes permanent resolution 1095-2006
Permanent Resolution No. 1095-2006

President Arndt: We move to our third readings beginning with T 155.

• **Third Readings**

Clerk of Council Norris:

T 155-2006 AN ORDINANCE AMENDING ORDINANCE 3994-2003 SPECIAL
DEVELOPMENT DISTRICT AND THE CORRESPONDING MAP.

Third Reading

moved by Arndt, 2nd by Buescher to postpone T 155 until our next meeting certain after
the receipt of the Planning Commission recommendations

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

Yes, 7 No, 0

T 156-2006 AN ORDINANCE ACCEPTING CERTAIN STREETS IN RIDGEFIELD
4345-2006 SUBDIVISION NO. 7, AND DEDICATING THEM FOR PUBLIC PURPOSES.

Third Reading

moved by Olesen, seconded by Butkowski to adopt T 156

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: T 156 is adopted becoming permanent ordinance 4345-2006
Permanent Ordinance Number 4345-2006

T 157-2006 AN ORDINANCE APPROVING THE FINAL PLAT OF WATERBURY
SUBDIVISION NO. 3A, BLOCK K, FORMERLY KNOWN AS THE PINES,
FOR RECORDING PURPOSES ONLY.

President Arndt: Correction, I believe this was amended by substitution on November 20, to be
known as Wheaton Place. If we could restate that. We will ask Dr. Norris to read T 157 as
substituted.

T 157-2006 AN ORDINANCE APPROVING THE FINAL PLAT OF WATERBURY
4346-2006 SUBDIVISION NO. 3A, BLOCK K, TO BE KNOWN AS WHEATON PLACE,
FOR RECORDING PURPOSES ONLY.

Third Reading

moved by Olesen, seconded by Jaenke to adopt

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: T 157 is adopted and becomes permanent ordinance 4346-2006.
Permanent Ordinance Number 4346-2006

President Arndt: Thank you, Dr. Norris. That concludes our third readings. We have no old business. Dr. Norris, if you will read our upcoming meeting announcements, please.

UPCOMING MEETING ANNOUNCEMENTS:

Clerk of Council Norris: Upcoming meeting announcements include:

Next Regular Council Meeting Monday, December 18, 2006 at 7:30 P.M. in Council Chambers.

Public Hearing to be held Tuesday, January 16, 2007 at 7:20 P.M. re: T 169-2006.

Council Member Boose: Mr. President, I just wanted to remind Council and residents that there was no meeting of the North Ridgeville Parks and Rec Commission in November. That is held December. The first Wednesday in December so, this Wednesday at 7:30 P.M. at the Senior Center, the North Ridgeville Parks and Rec Commission will meet.

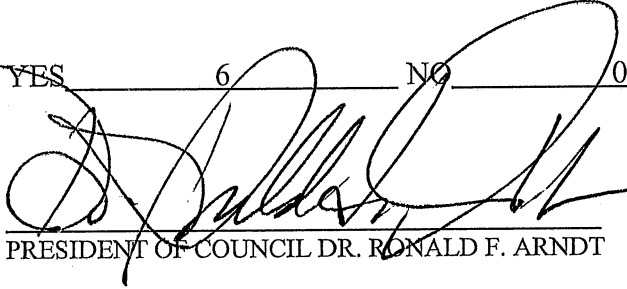
ADJOURN:

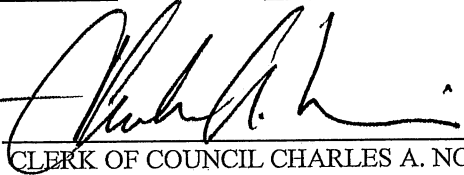
moved by Butkowski to adjourn

Meeting adjourned at 8:30 P.M.

MOTION Butkowski 2ND Manning DATE December 18, 2006

YES 6 NO 0 ABSTAIN 0


PRESIDENT OF COUNCIL DR. RONALD F. ARNDT


CLERK OF COUNCIL CHARLES A. NORRIS