

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING NOVEMBER 15, 2010**

CALL TO ORDER: 7:30 P.M.

President Corcoran: I call to order the North Ridgeville City Council meeting of November 15. Please stand for the invocation and pledge of allegiance.

INVOCATION: lead by President Corcoran.

PLEDGE OF ALLEGIANCE: by all.

ROLL CALL:

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

MINUTES - Corrections (if any) and Approval:

Council Minutes of special meeting October 27, 2010

President Corcoran: Are there any comments or corrections to those minutes? Seeing none, those minutes are approved.

Council Minutes of regular meeting November 1, 2010

President Corcoran: Any comments or corrections to those minutes? Seeing none, those minutes are approved as well.

President Corcoran: Please note:

Board of Zoning & Building Appeals Minutes of regular meeting October 28, 2010;
Civil Service Commission Minutes of special meeting October 26, 2010; and
Planning Commission Minutes of regular meeting November 9, 2010.

LOBBY:

President Corcoran: We now come to the lobby session of the meeting. That is your opportunity to talk to us if you would like to. You have three minutes to address Council and if anybody has anything to say, please join us. Seeing that nobody wants to speak to us tonight, we will move on to the Administrator's Reports. Mr. Mayor.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Thank you, Mr. President. We will do something a little bit different this evening. Last Thursday was Veteran's Day which you all took notice of as we do every year. We try to honor those that have served in the military in giving their time and many of those who have lost their life. We wanted to make a little special recognition this year and recognize three employees that work for the City that are currently serving in the military in one form or another; in the Reserves, National Guard and so forth. We want to recognize them tonight with a proclamation. I am not going to read all of these all the way through, but I want to read a little bit of the proclamation that tells a little bit about each of them.

Whereas, the freedoms that each and every one of us enjoy daily were not simply handed to us, but fought for with pride and sacrifice by the brave men and women of our armed forces and those who have shed blood, sweat and tears; those to whom we will forever be indebted to, in the name of peace; and

Whereas, we want to honor and commend these extraordinary men and women for their services.

The first one we want to recognize is Chris Laska. Chris, can you come up here please? Chris has been an employee of the North Ridgeville Service Department since 2007. He served in the Navy from 1997 to 2001 and was based out of Norfolk, Virginia. He served on an aircraft carrier, the USS Enterprise in the capacity of Machinist Mate and beginning in 2007 he began serving in the Air force Reserve based out of Youngstown as a Senior Airman in Transportation Logistics and last year he served in an active tour of duty. Chris is a lifetime resident of North Ridgeville and the son of Martin and Joyce Laska. Chris, we want to recognize you.

The second one we want to recognize is Patrolman Jason Dancy. Jason, would you come up please? Without a doubt, Jason is the sharpest looking one here tonight. Patrolman Jason Dancy is currently serving in his sixth year with the Police Department and he is a Captain in the Ohio Army National Guard where he currently serves as Company Commander for the State's Quick Reaction Force and will be the one leading the troops should the Guard be activated in Ohio. He commanded a detail in Shelby, Ohio when their community suffered extensive flooding and wherefore, shortly after joining the Guard, his high potential led him to attend Officer Candidate School; where upon graduating he was named to the Commander's list and he has been called for active duty assignments in Germany, in Ohio for airport security and also in our nation's Capital in response to terrorism related concerns and his outstanding awards include the Police Service Award, Educational Achievement Award with Bronze Lamp, the Military Service Award, the

Physical Fitness Award with Torch and Jason is also a member of the U.S. Marshall's Office, Northern Ohio Violent Fugitive Task Force. Jason, thank you for your service.

The last one we want to recognize is Matt Downing. Matt is currently deployed. I believe some of his family members are here. Would you like to come up and represent Matt? Patrolman Downing is currently serving his 12th year with the North Ridgeville Police Department and he has served eight years of active duty in the United States Navy before transferring to the U.S. Naval Reserve, where he has risen to the highest enlisted rank of Command Master Chief. He is an E-9 and that is as high as you can go. He trained as a Hospital Corpsman and a Certified EMT. He assisted in the mass casualties of the California earthquakes; also during the eruption of Mount Pinatubo in the Philippine Islands. He has served as a Field Medic for Marine Recon units at various postings. He has conducted both medical and antiterrorist training for Yemen's National Forces and served in Iraq where he was wounded by an insurgent grenade blast and was awarded the Purple Heart. He is also a certified Navy diver and paratrooper and has earned the Fleet Marine Force Warfare Badge and his outstanding awards include the Police Service Award, the Educational Achievement Award, the Military Service Award, Safe Driving Award and the Physical Fitness Award with Torch. Without a doubt, you guys have a Dad to really be proud of, a husband I am sure you miss, but someone we are all proud of to have working for us here at the City. The Police Leadership is here this evening in recognition of these gentlemen and I just want to thank you on behalf of the City and I think we should all give them a round of applause. That concludes my report.

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

B. Safety-Service Director:

Safety-Service Director Armbruster: The badger meter project, as we have talked, is certainly winding down. We've got about 40 customers that have not allowed us to either enter or are not at home when we've been out there. We are taking a look at just exactly what our next step is and actually that next step would be to shut the water off to these customers so that we can gain entry into their homes which is certainly not something that I would enjoy doing; nor do we want to do, but we need to get these customers on the new meters because if we don't, it is going to require us to keep our old system still operational in a certain way to get them read and we have to gain access to the house. They are spread all over the City so it is not necessarily pocketed, but just so that you are aware, we will be probably in the next couple of weeks be winding that up and hopefully getting access so that we can get these meters turned over.

Maybe some of you have noticed that Bob Morris Pontiac did in fact move over the weekend. They moved all of their cars out. That does not in any way hamper our efforts to get that building hooked up to the Dyke Road sewer. The Mayor and I have been working with not only Bob Morris, but the owners of the building and the owners will have to hook into the sewer down

there. It has an impact on us, honestly, on our income tax coming in. Unfortunately, it is due to General Motors and all the rules and regulations that are there, but it should not impact in any way our ability to get the sewer hooked up to that building down on Dyke Road. That completes my report.

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

C. Engineer:

Engineer Wangler: Well, I'm glad to be here in my official capacity for this first Council meeting. I have been very busy inserting myself into the process here and I am happy with what is going on so far, but I don't have much in the way of a report today.

President Corcoran: Thank you, Mr. Wangler. Mr. Auditor.

D. Auditor:

Auditor Costin: Thank you. Council should have received their October 31, 2010 year-to-date Report. That would conclude my report and comments.

President Corcoran: Thank you, Mr. Costin.

E. Other Reports:

President Corcoran:

Police Department Quarterly Report July 2010 – September 2010;

Fire Department Report for October 2010; and

Building Department Report for October 2010.

COUNCIL COMMITTEE REPORTS:

President Corcoran: There are no Council Committee reports.

CORRESPONDENCE:

President Corcoran: We do have some correspondence. Clerk, please read that.

Clerk of Council Smith:

1) Received a memo from Assistant Law Director/Prosecutor Toni Morgan regarding the State Audit Compliance Program concerning storage, use and distribution of personal information.

- 2) Received a memo from Mayor Dave Gillock inviting Council to a Town Center District Study to be held at the North Ridgeville Library, Tuesday, November 30, 2010 from 5:00 P.M. to 8:00 P.M.

OLD BUSINESS:

President Corcoran: There is no old business. Moving on to new business.

NEW BUSINESS:

Clerk of Council Smith:

Planning Commission Report to Council of meeting held November 9, 2010:

APPLICANT: Andrew M. Schee, Studio Designs, 183 S. Main Street, Milan, Ohio 44846

OWNER: GreenQuest Development, LLC, 36097 Westminister Road

REQUEST: Approval to construct a Community Recreation Center in Northborough Subdivision

LOCATION: 36108 Bridgeport Drive in a Senior Citizen Residential Development
Permanent Parcel No. 07-00-030-000-126

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

moved by Olesen, seconded by Butkowski to approve Planning Commission's action

President Corcoran: Any comments or questions?

Council Member Olesen: Mr. President, this was part of their agreement when they built that subdivision that at 50 percent occupancy, this building would be built. I think the great part of it is that it is a great looking building. It includes a swimming pool, rec center, exercise equipment and it is a real credit to that neighborhood.

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

Yes, 6 No, 0

President Corcoran: Moving on to T 117.

Ordinance and Resolution Submittals:

Clerk of Council Smith:

T 117-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH THE LOWEST AND BEST BIDDER FOR THE COOK ROAD WATER LINE IMPROVEMENT PROJECT, INCLUDING ENGINEERING, PLANS, SPECIFICATIONS, BIDDING

DOCUMENTS, AND OTHER APPURTENANCES, NOT TO EXCEED
\$225,000.00.

moved by Mayor Gillock, seconded by Olesen to suspend By-Laws to give T 117 a first reading this evening

President Corcoran: Any comments or questions?

Mayor Gillock: Mr. President, we talked about this project during appropriations. It is in the budget. We have already borrowed the money. The money is sitting in the bank. We are ready to go on it. We went to open bids last week. I don't remember the exact amount. I believe it was 173,000. So, it came in 52,000 below the estimate which is a good thing. So, we would like to get this passed this evening with the emergency so that we can go ahead and get started on the project. It is in the budget and the money is there.

President Corcoran: That sums it up doesn't it? Thank you. Any other comments or questions? On the motion to give T 117 a first reading this evening, all those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: All right. We will add T 117 to first readings. T 118.

Clerk of Council Smith:

T 118-2010 AN ORDINANCE AMENDING NRCO SECTION 1060.11 DUMPSTERS AND
TRASH COLLECTION AREAS.

Mayor Gillock: Mr. President, I would like to ask that this be referred to the Utilities Committee. The reason we brought this forward is that we passed an ordinance in 2003 that said all dumpsters are to be totally enclosed because of some complaints. About a year ago, our Building Department started trying to actually enforce that. There are hundreds of these around. Some you can't see, some are out in the open, some are very well taken care of and some aren't. It has put a burden on some of our businesses because to totally enclose them with fencing is a couple of thousand dollars and with this economy, I've had complaints about that. In some cases, it just doesn't seem to make sense to have to build a fence all the way around a dumpster that is behind a building and no one can see it. There are other alternatives that might work and thirdly, the question has come up, with these recycling type dumpsters that you see, the yellow and green ones and others around, would this requirement apply to them. In other words, a church can have a paper recycling dumpster, but if it is all enclosed, it would be tough for people to find it and get to it. We would just like to have a discussion about this and what we might do. So, we put this together to have it potentially referred to committee so that we might discuss it and see if and how we can, maybe, take some of the burden off our businesses. Thank you.

President Corcoran: Thank you, Mayor. The Chair will refer T 118 to the Utilities Committee.

Clerk of Council Smith:

T 119-2010 AN ORDINANCE COOPERATING WITH THE DIRECTOR OF THE OHIO
DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A NEW

**TRAFFIC SIGNAL AT THE SR 10 AND IR 480 EASTBOUND
EXIT/ENTRANCE RAMP.**

moved by Mayor Gillock, seconded by Boose to suspend the By-Laws to give T 119 a first reading this evening

Mayor Gillock: We have had a lot of requests for traffic signals at this intersection which is the I-480 ramp on Lorain Road. We've had a number of accidents there. We have approached ODOT and said, "look it is your road, put a light in." We couldn't find a record saying that it was their road and they said it was ours. We finally reached an agreement that if we would do the engineering which we have done and completed, they would do the project. This is their authorization to go ahead and complete the project to put signal lights in at I-480 and Lorain. They will also redo the east intersection with updated equipment and it will all be timed with the light at Lorain and Lear Nagle. This is all at no contribution on our part, since we have already done the engineering. Thank you.

Council Member Buescher: Was that a motion?

President Corcoran: Yes, it was a motion by the Mayor to add T 119 to first readings this evening and it was seconded by Mr. Boose. Any other comments? All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: T 119 is now under first readings as well. That brings us to the recess portion of our meeting. Would anybody like to skip recess?

RECESS:

moved by Buescher, seconded by Boose to dispense with recess

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

Yes, 6 No, 0

President Corcoran: Moving on, thank you. First Readings, T 115.

FIRST READING:

Clerk of Council Smith:

T 115-2010 AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO APPROVE, ADOPT, ENACT AND PUBLISH NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.
First Reading

T 117-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4794-2010 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW WITH THE LOWEST AND BEST
BIDDER FOR THE COOK ROAD WATER LINE IMPROVEMENT PROJECT,
INCLUDING ENGINEERING, PLANS, SPECIFICATIONS, BIDDING
DOCUMENTS, AND OTHER APPURTENANCES, NOT TO EXCEED
\$225,000.00.

First Reading

moved by Olesen seconded by Jaenke to dispense with the second and third
readings for T 117

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

Yes, 6 No, 0

moved by Olesen, seconded by Jaenke to adopt T 117

moved by Olesen, seconded by Jaenke to add the emergency since this has already
budgeted for and we would like to get this project underway

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

Yes, 6 No, 0

President Corcoran: It was moved by Olesen and seconded by Jaenke to adopt T 117 with the
emergency clause. Any comments or questions? Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Motion passed unanimously with one absent and becomes ordinance
number 4794-2010.

Permanent Ordinance No. 4794-2010

President Corcoran: T 119.

Clerk of Council Smith:

T 119-2010 AN ORDINANCE COOPERATING WITH THE DIRECTOR OF THE OHIO
4795-2010 DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A NEW
TRAFFIC SIGNAL AT THE SR 10 AND IR 480 EASTBOUND
EXIT/ENTRANCE RAMP.

First Reading

moved by Boose, seconded by Buescher to dispense with the second and third
readings for T 119

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

Yes, 6 No, 0

moved by Boose, seconded by Buescher to adopt T 119

moved by Boose, seconded by Buescher to add the emergency so that we can meet the timing deadlines

President Corcoran: Are there any comments or questions about the emergency clause? All those in favor say yes. Those opposed say no.

 Yes, 6 No, 0

President Corcoran: It was moved by Boose and seconded by Buescher to adopt T 119 with the emergency clause. Any comments or questions?

Council Member Boose: Mr. President, just a question; by my records, the engineering and such was budgeted through the Street Levy Fund for a traffic signal study for up to 7,100 and plans and specifications, etc. for up to 30,000. Do we know if that was what was spent or close to it?

Mayor Gillock: Yes.

Council Member Boose: The plan is all done?

Mayor Gillock: Yes.

Council Member Boose: Thank you.

President Corcoran: Any other comments or questions? Again, it was moved by Boose and seconded by Buescher to adopt T 119 with the emergency clause.

Mayor Gillock: Mr. President, before you call the roll; just for clarification, in fact, there was an additional purchase order on the engineering because they required us to do the second intersection so there is one more purchase order. The work is all done and it came out of the Street Levy, but the total engineering was the 71, plus the 30, plus; I believe that it was 13,000 additional.

Council Member Boose: But when it says that the City agrees to assume and bear 100 percent of the preliminary engineering cost and environmental studies cost; other than what you've just stated, there is no more to be paid?

Mayor Gillock: No. We're done.

Council Member Boose: Thank you.

President Corcoran: Thank you. Clerk, please call the roll.

 Yes, 6 No, 0

Clerk of Council Smith: Motion passed unanimously and becomes ordinance number 4795-2010.
 Permanent Ordinance No. 4795-2010

President Corcoran: That is the end of first readings.

SECOND READINGS:

President Corcoran: There are no second readings. Moving on to the third readings, T 110.

THIRD READINGS:

Clerk of Council Smith:

T 110-2010 AN ORDINANCE AMENDING ORDINANCE NO. 4775-2010, WHICH
4796-2010 AMENDED NRCO SECTION 1030.12, DUTIES OF PRIVATE OWNERS.

Third Reading

moved by Butkowski, seconded by Boose to adopt T 110

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

Yes, 6 No, 0

Clerk of Council Smith: It is approved and becomes 4796-2010.

Permanent Ordinance No. 4796-2010

COMMITTEE MEETING ANNOUNCEMENTS:

President Corcoran:

Next Regular Council Meeting Monday, December 6, 2010 at 7:30 P.M. in Council Chambers.

ADJOURNMENT:

moved by Butkowski, seconded by Jaenke to Adjourn

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

Yes, 6 No, 0

President Corcoran: Meeting is adjourned.

Council Member Butkowski: Happy Thanksgiving.

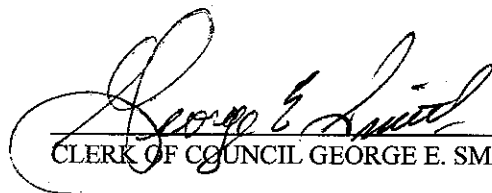
Meeting adjourned at 7:57 P.M.

Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on December 6, 2010:



PRESIDENT OF COUNCIL KEVIN CORCORAN



CLERK OF COUNCIL GEORGE E. SMITH