

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING NOVEMBER 1, 2004**

CALL TO ORDER: 7:34 P.M.

President Ronald Arndt: The Chair calls to order the North Ridgeville Municipal Council regular meeting for November 1, 2004. If you will all rise, please, for the Invocation and the Pledge.

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:

Clerk of Council Norris: Council has before them the Council Minutes of regular meeting held October 18, 2004

 moved by Butkowski, seconded by Olesen 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

Clerk of Council Norris: Council, also please note:

Board of Drainage and Flood Control Minutes of regular meetings of January 28, 2004 and April 28, 2004;

Civil Service Commission Minutes of regular meeting October 19, 2004;

Parks & Recreation Commission Minutes of regular meeting of September 22, 2004; and

Planning Commission Minutes of special meeting held October 26, 2004.

MAYOR AND DIRECTORS REPORTS:

President Arndt: We now come to the Mayor and Director's reports and the Chair invites the Mayor and the Directors the opportunity to give Council their oral report. We would like to begin with Mr. Mayor Gillock.

Mayor

Mayor Gillock: Thank you, Mr. President. I would like to report that last Friday we had 135 little ghosts and goblins come through City Hall trick or treating. It was a fun event and enjoyed by all. For those that weren't there, Jim Whitlock, our Utilities Supervisor makes an excellent Fred Flintstone. You might want to stop in and see the pictures.

The west phase of the Center Ridge sewer is progressing and is now down to the old shopping plaza. On the east phase, we have now reached agreements at this point, with about 25 percent of the landowners, and that project is also progressing satisfactorily at this point.

Last Friday, I received notice from Chief Miller that we had received a grant under the Emergency Preparedness and Response Directorate's Assistance to Firefighters Grant Program in the amount of 150,487 dollars, of which the grant will pay 90 percent. The City's share is 15,048 dollars and we will receive 135,439 dollars from FEMA. The grant money will be used for the purchase of radios, a new self-contained breathing apparatus fill station, a new station generator, the old generator at Station No. 1 will be moved to Station No. 2; new self contained breathing apparatus and turnout gear. I would like to thank Chief Miller and Assistant Chief Bement for the work they put into this application, and I am sure both our firemen and our residents will appreciate these improvements to their fire safety.

Our grant applications in regards to the new Wallgreens, Lear Nagle road straightening project has been approved by the County, and now only await State approval. You will see two ordinances this evening giving the administration approval to enter into the Tax Increment Financing agreement and to borrow the money necessary to fund the project. It is anticipated that the combination of the TIF payments along with the grants will pay for the entire project at little, if any cost to the City. Straightening out Lear Nagle at Center Ridge Road will be a tremendous improvement to traffic flow at that intersection.

I would also like to recognize, this evening, Bob Slovak, who often attends our Council meetings. Last Friday was Bob's last day at work in the City's Cemetery Maintenance Department. Thanks Bob for 20 years of dedication to the City and especially to our park system.

Lastly, tomorrow as you all know is election day. Polls open at 6:30 a.m. and close at 7:30 p.m.. Please exercise your right to vote. Thank you.

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

Safety-Service Director

Safety-Service Director Johnson: Thank you, Mr. President. Mills Road paving was completed last week and marks the end of an aggressive paving season. Crews will now be completing preparations for winter by crack sealing, berming and preparing our plows and equipment. This is in addition to all the other duties the department deals with each day.

Members of Council should find an Ordinance at their desks for the purchase of flow meters for French Creek. We had intended to bring this before Council at the next meeting but it was brought to our attention that we can save both time and money if we can get these meters installed before the renewal of our satellite sewer permits. Passage of the Ordinance tonight with the emergency would allow us to avoid a complicated conversion process on the old DOS

software of our current metering system uses by coordinating the license renewals with the metering system replacement. I ask that Council consider passing this tonight with the emergency clause, the reason being, to maintain timely billing to the communities served by the French Creek Wastewater Treatment Plant. That concludes my report.

moved by President Arndt, seconded by Olesen to add the ordinance just described by Mr. Johnson on our agenda tonight

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

Mayor Gillock: Would you add that under new business or ordinances and resolutions?

President Arndt: I will add that under new business, Mr. Mayor. 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: Mr. Johnson, one question. I wonder if you could respond on the request that Mrs. Blaser had at our last meeting about the railroad tracks and the brush?

Safety-Service Director Johnson: Progress on that is underway. We've determined that the weeds that need to be cut back are fully on railroad property. We've met with the railroads and they are in the process, right now, about getting the weeds cut back. They are also lowering the pile of railroad ties that were in the way. They're cooperating with us a great deal. I didn't get out today to look at it. It might actually be done today. I don't know.

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

Engineer

Engineer Griffith: Thank you. My storm water management report tonight:

The last time you got a drink of water from the tap, took a shower or bath, washed the dishes or anything of that nature, did it cross your mind to think about where that water came from? Did you know that less than one percent of the water on the planet is fresh water? North Ridgeville, as well as all of the communities in this area, are blessed to live near Lake Erie which makes up part of the Great Lakes watershed. The Great Lakes are the largest surface freshwater system on the Earth. Let me repeat that, the Great Lakes are the largest surface freshwater system on the Earth. They contain more than 90 percent of this nation's fresh water. We, and more than 30 million other people in the United States and Canada, depend on the Great Lakes as a source of drinking water. The daily activities of this 30 million people, from the water consumed to the waste returned, directly affects the Great Lakes environment. Major stresses on the lakes also include toxic and nutrient pollution, erosion run off, invasive species and habitat degradation. It behooves all of us to do what we can to maintain and improve the water that flows to these natural assets. Our children, grandchildren and all future generations will thank us for it. Thank you, Mr. President.

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

Auditor

Auditor Costin: Thank you. There's no report schedule for this evening but, I would like to draw your attention to T 128, T 129, T 130 and T 131. As explained at the last meeting, these are note ordinances, none of which represent new monies. Through the course of the year, we've issued various notes and actually, some of them go back to prior years. What we're doing now, is we're lining them up so that we have economies as reissue notes as they become due. These represent all of our existing bond anticipation notes outstanding with the exception of the Westerly. Part of the notes that these will be paying off become due in December and the remainder comes due in January of next year. But, again, for the economies of issue costs, we're going to issue these new notes all simultaneously. The reason they're broken down in the different pieces of legislation is because they're different subject matter. T 128 consists of renewal of the east Center Ridge, west Center Ridge sanitary sewers and the Chestnut sanitary sewer pump station that we refurbished a short time ago. The T 129 is our current TIF TOPS project and that's down to a balance of 265,000 we'll be issuing. T 130 and 131 represent the roll over of the 300,000 of capital projects monies that we borrowed early in the year. I would request that you pass these with the emergency as a portion of these notes are coming due in December. That concludes my comments other than to say that the ordinance that you just added to the agenda, which I assume will be T 134, would be funded through, anticipating your question, will be funded through Sanitary Sewer Capital, French Creek Improvements, so the monies would be available for that, for the flow meters and that concludes my comments. Thank you very much.

President Arndt: Thank you, Mr. Costin. Are there any other reports to be presented to Council tonight? Will the Clerk please read our remaining reports.

Other Reports

Clerk of Council Norris: Please note the:

Building Department Report for September 2004; and
Water System Operation Report for September 2004.

Planning Commission Report of special meeting October 26, 2004

APPLICANT: J&RR Investments, 36178 Center Ridge Road

OWNER: Loretta Engrich, Executrix, 11124 West River Road, Elyria, OH 44035

REQUEST: Amendment to the Preliminary Approval for Island Point Subdivision

LOCATION: VL Island Road in an R-1 District,
Permanent Parcel No. 07-00-013-000-209

PC ACTION: Approved with conditions in reference to the safety issues of cull-de-sacs

President Arndt: The Chair directs the Council to stand at ease for just a moment. Thank you for your indulgence. Moving back to J&RR Investments, the Chair will entertain a motion.

moved by Jaenke, seconded by Buescher to approve the Planning Commission action on the amendment to the preliminary approval for Island Point Subdivision

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, just a point of clarification. Safety issues were discussed in quite a bit of detail. There was a representative from the School Board who is

responsible for school buses and there was concern that the preliminary plan did not have an area where the buses could turn around without backing up. Also, the question of safety vehicles being rescue squads and fire equipment, etcetera, the developer, Mr. Russell did agree that he would provide some type of a cul-de-sac or turn around for both the school bus problem and emergency vehicles. He has agreed that he would modify his plans on Regency Drive which is part of this subdivision.

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

Yes, 7 No, 0

COUNCIL COMMITTEE REPORTS:

President Arndt: We now move into our Council Committee Reports and the first report, the chair is referring back to Buildings and Lands. However, the Chair is requesting some insight and comment from our Law Director

Law Director Crites: Thank you, Dr. Arndt. Having had an opportunity, again, to review the ordinance that I drafted, and because concern has been expressed by a Council Member, understandably, about a clause in said ordinance relating to the existence or requirement of a club house. Before, this evening, that this matter is referred back to committee or before Council begins debate or votes on the acceptance of the committee report, I'd like to make one point known to all Members of Council and I apologize for the fact that I make that known now but, this concern was only raised recently to me and I haven't had a chance to take a look at it. The concern addresses whether or not, which appears under subsection b of the ordinance under main buildings and uses, under club house, it states, if the senior citizen planned residential development's plan includes a club house, again, then it continues to state that the club house must be constructed or construction must commence once the total development is 50 percent complete. Again, the concern is based upon the fact that it says, if there. The concern being that that means that there's a possibility that the club house may or may not be part of this planned community. Well, the reason I draw your attention to, actually page two of that ordinance, under development design criteria and I'll take a moment to allow all of the Members of Council to get there, the proposed ordinance itself, it's under page two, subsection two, development design criteria, subsection a, required amenities which reads, each senior citizen planned residential development shall provide a club house or other community building that includes meetings, assembly space used by residents of the development. What I'm stating to the Members of Council and to you, Mr. President, if you're going to refer this back to committee to discuss whether or not the club house or community building is required, I think, would be a waste of effort because the ordinance already does require it. The latter subsection has no legal effect to defeat the fact that this ordinance may not be number, this ordinance requires that, number one, the Board of Zoning Appeals cannot approve the conditional use for the senior citizens planned development without a club house or community building and further, our Planning Commission cannot approve preliminary or final plans for this type of development without the club house. I would still understand if it was to be sent back to committee. But, if this be the reason, I would think it be unnecessary. The reason being the concern of whether or not this could be built without the club house because, as this ordinance is written, it cannot.

Council Member Young: Mr. President, do you have a proposed amendment? Maybe we can

just amend it here, on the floor this evening. There's, actually, no formal motion to approve the committee report.

Law Director Crites: I do. If we thought it was necessary. If you would, Mr. Young, take a look at it because I will welcome your input on it as well. If we wanted too, just too, as a matter of semantics, to clear any change of any ambiguity, all we would have to do is, under the latter section, under permitted buildings and uses, under 1 c club house, you would simply, is everybody there yet? Page five of the proposed ordinance under b 1 c, under club house, all you would have to do, if you want to do, if you want to be especially cautious about this, I still think this has no legal import to defeat the previous section but, if we wanted to make sure there is all ambiguity removed, you would simply delete the first clause, up to the coma. The clause that says, if the senior citizens planned residential development's plan include a club house, if you delete that, the paragraph under club house simply begins, construction of the club house facility must be commenced prior to the point in which a total senior development is 50 percent complete.

Council Member Young: I think that will be fine. Let's get back on track, through parliamentary procedures. Move to approve the Buildings and Lands Committee report on the senior citizens planned residential developments as a conditional use in an R-1 district and defining its density.

President Arndt: First, I believe the Chair needs to rescind the decision.

moved by Arndt, seconded by Buescher to rescind the Chair's decision to refer this to
Buildings and Lands

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

BUILDINGS & LANDS COMMITTEE REPORT #4236 We have considered the matter of Senior Citizen Planned Residential Developments as a conditional use in an R-1 District and recommend that this request be approved and the attached legislation defining the density and conditional use requirements of a Senior Citizen Planned Residential Developments be adopted.

Council Member Young: We sort of jumped the gun but, move to approve the first Buildings and Lands Committee report number 4236 which involves density and not the actual one we were talking about.

Council Member Buescher: Second.

President Arndt: The Chair has a question on what that motion was, once again. The motion on the floor is to approve Report 4236.

moved by Young, seconded by Buescher to accept the Buildings and Lands Committee
Report No. 4236

President Arndt: Is there any discussion?

Council Member Young: Mr. President, it appears that report 4326 is all encompassing of both the density and.

President Arndt: That's exactly why I raised the point. It's all encompassing.

Mr. Young: It appears that our agenda has the numbers off a little bit but, this report includes both the density and the legislation clarifying planned community development with regard to

senior citizens. Since we're still on this particular motion, I move that we make the amendment on page five, section b, subsection one, subsection c, subsection 1 under club house, to strike "If the senior citizens planned residential development's plan include a club house, then just begin "The construction of the club house facilities must be commenced prior to the point at which the total Senior Citizen Planned Residential Development is fifty percent (50%) complete."

Council Member Buescher: Second.

moved by Young, second by Buescher to modify the Buildings and Lands Committee report No. 2436 as Mr. Young just recently read

President Arndt: Do we need further clarification on that before we take a vote? Thank you. 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 (Butkowski)

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

President Arndt: Now the Chair will entertain the motion to accept this report as amended moved by Jaenke, seconded by Young to accept the Buildings and Lands Committee Report 2436 as amended.

President Arndt: Will the Clerk please take roll.

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

Clerk of Council Norris: Report 4236 is accepted as amended by a vote of six, zero, one abstention.

President Arndt: Will the Clerk please read our next committee report.

BUILDINGS AND LANDS COMMITTEE REPORT #5517 We have considered the matter of the Planned Community Development ordinance as it relates to the ambiguous language pertaining to the procedures for an amendment to a preliminary or final plan and recommend that this request be approved and the attached legislation clarifying the procedures be adopted.

moved by Jaenke, seconded by Olesen to approve Buildings and Lands Committee Report 5517

President Arndt: Is there any discussion?

Council Member Jaenke: Mr. President, again, just to clarify what our committee has done here, we did request our City Planner and our Law Director to review the existing PCD ordinance to determine if there's a need to do any tweaking or clarification. That's the whole purpose of what we're trying to accomplish here. Moving ahead, in terms of how we're going to pay for it. Committee Report 5518, the question came up, particularly with the City Planner, that is the funds that will have to be allocated to pay for his effort.

President Arndt: Mr. Jaenke, if we could stick to the one issue at hand please. Thank you. Is there any further discussion around committee report number 5517? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

BUILDINGS AND LANDS COMMITTEE REPORT #5518 We have considered the matter of Special Development District ordinance as it relates to redundant public hearings and recommend that this request be approved and the attached legislation be adopted.

moved by Jaenke, seconded by Olesen to approve Buildings and Lands Committee report

number 5518

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 clarification, the next committee report that Dr. Norris will read, I believe is a typo. It says 5518 and I respectfully submit that it's 5520.

Clerk of Council Norris: Correct.

BUILDINGS & LANDS COMMITTEE REPORT # 5520 We have considered the matter of a City Planner review of the Planned Community Development ordinance and recommend that this request be approved and proper legislation be drawn authorizing the appropriation of funds to hire a City Planner.

moved by Olesen, seconded by Jaenke to approve Buildings and Lands Committee report number 5520

President Arndt: Is there any discussion? Thank you, Mr. Jaenke.

Council Member Jaenke: It's estimated that the cost for our City Planner will be somewhere around 3,000 to 4,000 thousand dollars, not to exceed 7,000. It's our thought that we should appropriate this money for next year's budget. Obviously, we're running tight this year so, it's our opinion that we should include that particular cost in our budget for next year.

Council Member Buescher: Mr. President, in the mean time, the City Planner has mentioned to us more than once that the PCD ordinance is well written and that the way that we are caring through on the project is where the difficulty lies and we have to be more careful how things go through Planning Commission and eventually through Council so that these Planned Community Developments are being carried out the way they were initially intended.

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

Council Member Butkowski: It says to hire a City Planner. Would we have this Planner that we've been using or are we going to bring in somebody new that is not related to any area of construction?

Council Member Jaenke: Mr. President that would be David Hartt who's our existing City Planner.

Council Member Butkowski: Is he doing business with any developers that are in our City or coming to our City or anything? That's what we have to be careful of so we don't have any conflict.

Council Member Jaenke: This particular issue deals strictly with our existing ordinances and has no bearing on any pending or new PCD's that will be coming in. This is a stand alone situation.

Mayor Gillock: Mr. President, Mr. Hartt, D.L. Hartt Associates is a new Planner to the City that we've just contracted with this year. He's done a lot of review work and comprehensive work already. It's a very highly reputable firm from Cleveland, highly recommended. He does have one client that does business in the City, no PCD's. He brought that to our attention immediately. We're aware of it. We're watching for that. He is very cognizant of any conflicts. We appreciate that and that's something we do watch for. The agency comes very highly recommended and so far, he's really added a lot to what we're doing with PCD's already.

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

Council Member Olesen: The only thing I wanted to add to Mrs. Buescher, I think what we're

asking the Planner to do and we're asking the Planning Commission and Council to do, is take a better look at what's required, what we want to see in these developments and specify in all the preliminary work or else we're not going to get it. I think that's where we set today. That's why we've got some problems.

President Arndt: Thank you. We have a motion on the floor by Mr. Olesen and a second by Mr. Jaenke to approve the Buildings and Lands Committee Report number 5520. 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 (Young)

Clerk of Council Norris: Report is accepted by a vote of six to zero, one abstention.

SAFETY COMMITTEE REPORT #3522 We have considered the matter of construction zones and recommend that this request be approved and the Safety-Service Director make the necessary changes to our current operations in a construction zones.

moved by Swindig, seconded by Olesen to approve the Safety Committee Report No. 3522

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, it's been approved but, I'd just like to make the comment that these operations have been reviewed by our monthly safety committee meeting. We've taken a look at that, made some improvements. The other issue that came up during the discussion is our ordinances do allow for doubling of fines for traffic violations in a construction zone. That was the other issue that was brought up. I just want to bring that out that we have that in our ordinances now.

President Arndt: Thank you. Tonight, we have no correspondence. We get to move to new business.

NEW BUSINESS:

President Arndt: The Chair at this point chooses to ask Council that, if they have any objections to granting a permit at this location, and if not, the Chair will entertain a motion that we do not request a hearing as stated on the application that Dr. Norris will soon read, so that this permit can be sent to the State for final disposition.

Request for a D5 and D6 liquor permit transfer from Jennifer P Ip, 35049 51 rear, and 35047 Center Ridge Road to Ichiban Japanese Steak House Inc., same address.

moved by Arndt not to request a hearing as stated in this application, seconded by Buescher

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

T 134-2004 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ADVERTISE FOR BIDS AND TO NEGOTIATE AND

ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE PURCHASE OF NEW FLOW MONITORING METERS AND FLOW METER ACCESSORIES FOR THE SANITARY SEWERS, INCLUDING BILLING SOFTWARE, FOR THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$100,000.00.

moved by Mayor Gillock, seconded by Olesen to suspend By-Laws to give T 134 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

AUDIENCE PARTICIPATION (Lobby):

President Arndt: We now, ladies and gentlemen, reached our audience participation or lobby section of our meeting. This gives you the opportunity, for anybody in our audience, to address your City Council. We request that you fill out the form that you find in the back of the room because it enables us to contact you personally should there be a need to do so. You're now welcome and invited to approach the podium at this time, immediately to the right of Mrs. Buescher. However, when you come forward, please clearly state your name and your address, and limit your comments to three minutes. The lobby is now open. The Chair moves for recess. We'll recess for ten minutes. Thank you.

RECESS: from 8:10 P.M. to 8:20 P.M.

ORDINANCES AND RESOLUTIONS:

President Arndt: The Chair calls our meeting back to order, ladies and gentlemen. We now move to our ordinance and resolution section. The Chair requests the Clerk to read our ordinance and resolution submittals.

• **Ordinances & Resolutions Submittals**

Clerk of Council Norris:

T 126-2004 AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNER OF THE IMPROVEMENTS THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, AUTHORIZING AN AGREEMENT WITH SUCH OWNER, ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43.

moved by Mayor Gillock, seconded by Butkowski to suspend By-Laws to give T 126 its first reading

President Arndt: Will the Clerk please take roll.

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

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

T 127-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$900,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF IMPROVING LEAR NAGLE ROAD AND CENTER RIDGE ROAD BETWEEN CERTAIN TERMINI BY REALIGNING LEAR NAGLE ROAD AT THEIR INTERSECTION, GRADING, DRAINING, WIDENING, CURBING, PAVING, CONSTRUCTING AND RECONSTRUCTING STORM SEWERS, WATERLINES AND SIDEWALKS AND INSTALLING AND IMPROVING TRAFFIC SIGNS, SIGNALS AND SIGNALIZATION, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

 moved by Olesen, seconded by Jaenke, to suspend By-Laws to give T 127 its first reading

President Arndt: Will the Clerk please take roll.

Yes, 6 No, 0 Abstain, 1 Arndt

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

T 128-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$8,400,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF IMPROVING THE CITY'S SANITARY SEWER SYSTEM BY CONSTRUCTING SANITARY SEWERS AND SANITARY SEWER SERVICE CONNECTIONS AND RECONSTRUCTING AND OTHERWISE IMPROVING AND EQUIPPING A SANITARY SEWER PUMP STATION, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

 moved by Swindig, seconded by Butkowski, to suspend By-Laws to give T 128 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

T 129-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$265,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF IMPROVING LEAR NAGLE ROAD AND CENTER RIDGE ROAD AND ADJACENT CITY EASEMENTS BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, WIDENING, CURBING, PAVING, CONSTRUCTING A NEW TURN LANE, SANITARY SEWERS AND SIDEWALKS AND INSTALLING AND IMPROVING TRAFFIC SIGNS, SIGNALS AND SIGNALIZATION, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

 moved by Swindig, seconded by Olesen, to suspend By-Laws to give T 129 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

T 130-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
\$244,500 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR
THE PURPOSE OF ACQUIRING AND EQUIPPING MOTOR VEHICLES
FOR USE BY THE CITY.

moved by Swindig, seconded by Butkowski, to suspend By-Laws to give T 130 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

T 131-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
\$55,500 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR
THE PURPOSE OF ACQUIRING AND IMPROVING COMPUTER,
PHOTOCOPYING AND OTHER OFFICE EQUIPMENT FOR USE BY THE
CITY.

moved by Swindig, seconded by Olesen, to suspend By-Laws to give T 131 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

T 132-2004 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
RIDGEVILLE TO ENTER INTO AN AGREEMENT WITH THE CITY OF
AVON FOR THE EXCHANGE OF WATER SERVICES ON MILLS ROAD.

moved by Mayor Gillock, seconded by Olesen, to suspend By-Laws to give T 132 its first
reading

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

Mayor Gillock: By way of explanation, I've past out a letter this evening from Mr. Gary Case, the property owner, and the developer is here. This came to the City some months ago. This involves a development with 12 new residents. We have an agreement with Avon to provide water service along Mills Road. On the western end of Mills, where we have a number of houses, they've run lines directly across to the individual houses with individual meters and they charge a tap-in fee for each of those. In this case, the line is being run to a master meter and then it's being distributed to the 12 houses. They originally came to us with a contract where they were going to charge a tap-in fee, a full tap-in fee for each of the 12 residents. I didn't feel that was fair and discussed it with the Law Director. We've met with Avon and addressed our concerns in that we still have to inspect and operate the system. We then reached an agreement where they would be able to collect their portion of the tap-in fee for their operation and maintenance of their water distribution system. We would collect the balance of the tap-in fee

for our inspection and our responsibilities. Avon then took it back to their Council and they approved the revised contract so, all we're asking here is approval for the same contract. I want to point out that this has held the developer up and the owner, for some months now and if possible, we'd like to pass this, this evening. Thank you.

Council Member Butkowski: Mr. Chairman, who's going to be billing the residents for their water and will that be billed through North Ridgeville?

Mayor Gillock: Yes, we will be billing the individual homeowners. We will pay Avon for the water we purchase through the master meter at the volume discounted rate, you might call it, and then we will bill the 12 individual homes through their own meter.

Council Member Butkowski: And at what rate will they be billed? The rate of North Ridgeville?

Mayor Gillock: Yes.

Council Member Young: Mr. President, question for the Mayor. Mr. Mayor, not to put you on the spot, what was the reason for the delay or has there been a delay or is it because it had to go through Avon?

Mayor Gillock: The delay is, Avon passed the contract and sent it over to us to be approved at which point we disagreed with the way it was written. Mr. Crites reviewed the contract. We went back to Mr. Gasior, their Law Director, explained our concerns. We then had a meeting with them and discussed it. Reached the revised agreement which they then took to their Council and got approved and now it's just came back to us. That's taken a couple of months to work through all that.

Council Member Young: It was extremely productive use of time, then?

Mayor Gillock: Yes.

Council Member Young: Is there a reason for an emergency that we need to get this done tonight and suspend the By-Laws.

Mayor Gillock: The only reason that I'd like to see it done tonight, without the emergency, is we have reached the agreement. We have held the developer up, somewhat but, primarily, as the letter that I circulated to you from Mr. Case who's the property owner, explains that he reached an agreement with the developer in November of 2002. He's under the gun to consummate this agreement by the end of this month or he's going to get hit with an additional 20,000 dollar penalty. I kind of feel, since we've been holding this up for two months while we resolved our issues that if there's anything we can do to move it along, we'd try and do that.

President Arndt: Is there any other discussion among our Council Members? We have a motion on the floor by mayor Gillock and a second by Mr. Olesen to suspend our By-Laws to give T 132 its first reading. Is there any further 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 (Young)

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

• **First Readings**

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

First Reading

T 134-2004 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4063-2004 RIDGEVILLE TO ADVERTISE FOR BIDS AND TO NEGOTIATE AND
ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER
PRESCRIBED BY LAW FOR THE PURCHASE OF NEW FLOW
MONITORING METERS AND FLOW METER ACCESSORIES FOR THE
SANITARY SEWERS, INCLUDING BILLING SOFTWARE, FOR THE
FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED
\$100,000.00.

First Reading

moved by Mayor Gillock, seconded by Buescher to dispense with second and
third readings on T 134

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 Mayor Gillock, seconded by Swindig to adopt

moved by Mayor Gillock, seconded by Butkowski to add the emergency for the
reason as the Safety-Service Director outlined during his talk about the timing
with the licenses and software that would have to be rewritten which will benefit
the City by saving money and time

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: We also have a motion on the floor by Mayor Gillock and a second by Mr.
Swindig to adopt, tonight, T 134 with the emergency. Is there any discussion? There being none,
all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 134 is adopted becoming permanent ordinance 4063-2004.
Permanent Ordinance No. 4063-2004

T 126-2004 AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS
4064-2004 OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE
PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH
PARCELS, REQUIRING THE OWNER OF THE IMPROVEMENTS
THEREON TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES,
AUTHORIZING AN AGREEMENT WITH SUCH OWNER, ESTABLISHING
A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT
FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, AND
RELATED AUTHORIZATIONS PURSUANT TO OHIO REVISED CODE
SECTIONS 5709.40, 5709.42 AND 5709.43.

First Reading

moved by Mayor Gillock, seconded by Olesen to dispense with second and third
readings on T 126

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

Mayor Gillock: T 126 and 127 are ordinances that have to do with the relocation of Lear Nagle

Road and the Wallgreens project. The relocation of Lear Nagle Road, taking it straight north across Center Ridge Road through the dentist parking lot and curving it back to Lear Nagle, eliminating the jog in the road and one of the intersections is the primary benefit of both of these ordinances. It is our intent, using Tax Increment Financing, as we did with the TOPS project, to use the property taxes generated by the new business there, to pay for the cost of the road construction in combination with two grants that we have applied for through the State which has been, as of last Thursday, we're approved at the County level and are now at the State level waiting approval. As soon as those two grants are approved, those grants along with the tax Increment Financing Agreement, with this, allows us to enter into, will pay the debt service on the next ordinance, the 900,000 dollars we're going to borrow to build the road. It is our intent, as much as possible, that the construction of that road will cost us little if anything at all. The property taxes from the Wallgreens project, along with the grants, will be used to pay for the road. This allows us to enter into that agreement with the builder. Thank you.

President Arndt: Thank you, Mr. Mayor. We have a motion on the floor by Mayor Gillock and a second by Mr. Olesen to dispense with our second and third readings tonight. All those in favor signify by yes. No, I will stand back. I will request that the Clerk take the roll.

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

Clerk of Council Norris: Motion is approved six, zero, one abstention.

moved by Mayor Gillock, seconded by Butkowski to adopt

moved by Mayor Gillock, seconded by Olesen to add the emergency for the safety and welfare of the citizens and to correct a jog in Lear Nagle

President Arndt: Is there any discussion? Will the Clerk please take roll.

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

Clerk of Council Norris: The emergency is approved six, zero, one abstention.

President Arndt: In addition, we have a motion on the floor by Mayor Gillock and a second by Mrs. Butkowski to adopt, tonight, T 126 with the emergency. Will the Clerk please take roll.

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

Clerk of Council Norris: T 126 is adopted by a vote of six, zero, one abstention and becomes permanent ordinance 4064-2004.

Permanent Ordinance No. 4064-2004

T 127-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES
4065-2004 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$900,000, IN
 ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF
 IMPROVING LEAR NAGLE ROAD AND CENTER RIDGE ROAD
 BETWEEN CERTAIN TERMINI BY REALIGNING LEAR NAGLE ROAD AT
 THEIR INTERSECTION, GRADING, DRAINING, WIDENING, CURBING,
 PAVING, CONSTRUCTING AND RECONSTRUCTING STORM SEWERS,
 WATERLINES AND SIDEWALKS AND INSTALLING AND IMPROVING
 TRAFFIC SIGNS, SIGNALS AND SIGNALIZATION, WHERE NECESSARY,
 IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES
 AND WORK INCIDENTAL THERETO.

First Reading

moved by Mayor Gillock, seconded by Olesen to dispense with second and third

readings on T 127

President Arndt: Is there any discussion? Will the Clerk please take roll.

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

moved by Mayor Gillock, seconded by Butkowski to adopt

moved by Mayor Gillock, seconded by Butkowski to add the emergency for the same reasons described in T 126

President Arndt: Will the Clerk please take roll.

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

Clerk of Council Norris: The emergency is adopted by a vote of six, zero, one abstention.

President Arndt: We also have a motion on the floor by Mayor Gillock and a second by Mrs. Butkowski to adopt, tonight, T 127 with the emergency. Will the Clerk please take roll.

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

Clerk of Council Norris: T 127 is adopted by a vote of six, zero, one abstention becoming permanent ordinance 4065-2004.

Permanent Ordinance No. 4065-2004

T 128-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
4066-2004 \$8,400,000 OF NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS,
FOR THE PURPOSE OF IMPROVING THE CITY'S SANITARY SEWER
SYSTEM BY CONSTRUCTING SANITARY SEWERS AND SANITARY
SEWER SERVICE CONNECTIONS AND RECONSTRUCTING AND
OTHERWISE IMPROVING AND EQUIPPING A SANITARY SEWER PUMP
STATION, IN EACH CASE TOGETHER WITH THE NECESSARY
APPURTENANCES AND WORK INCIDENTAL THERETO.

First Reading

moved by Swindig, seconded by Olesen to dispense with second and third readings on T 128

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 Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Olesen to add the emergency to T 128, the purpose being to deal with out time restraints and to secure the best rates possible

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: We also have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt, tonight, T 128 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 128 is adopted becoming permanent ordinance 4066-2004.

Permanent Ordinance No. 4066-2004

T 129-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF

4067-2004 \$265,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF IMPROVING LEAR NAGLE ROAD AND CENTER RIDGE ROAD AND ADJACENT CITY EASEMENTS BETWEEN CERTAIN TERMINI BY GRADING, DRAINING, WIDENING, CURBING, PAVING, CONSTRUCTING A NEW TURN LANE, SANITARY SEWERS AND SIDEWALKS AND INSTALLING AND IMPROVING TRAFFIC SIGNS, SIGNALS AND SIGNALIZATION, WHERE NECESSARY, IN EACH CASE TOGETHER WITH THE NECESSARY APPURTENANCES AND WORK INCIDENTAL THERETO.

First Reading

moved by Swindig, seconded by Butkowski to dispense with second and third readings on T 129

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 Swindig, seconded by Olesen

moved by Swindig, seconded by Olesen to add the emergency to T 129, the purpose being to secure the best rates and to meet our time lines

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

Yes, 7 No, 0

President Arndt: In addition, we have another motion on the floor by Mr. Swindig and a second by Mr. Olesen to adopt, tonight, T 129 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 129 is adopted becoming permanent ordinance 4067-2004.
Permanent Ordinance No. 4067-2004

T 130-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
4068-2004 \$244,500 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF ACQUIRING AND EQUIPPING MOTOR VEHICLES FOR USE BY THE CITY.

First Reading

moved by Swindig, seconded by Butkowski to dispense with second and third readings on T 130

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 Swindig, seconded by Olesen to adopt

moved by Swindig, seconded by Buescher to add the emergency to T 130 for the reasons described in the prior two ordinances

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: We also have a motion on the floor by Mr. Swindig and a second by Mr. Olesen to adopt, tonight, T 130 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 130 is adopted becoming permanent ordinance 4068-2004.
Permanent Ordinance No. 4068-2004

T 131-2004 AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF
4069-2004 \$55,500 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR
THE PURPOSE OF ACQUIRING AND IMPROVING COMPUTER,
PHOTOCOPYING AND OTHER OFFICE EQUIPMENT FOR USE BY THE
CITY.

First Reading

moved by Gillock, seconded by Butkowski to dispense with second and third readings on T 131

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 Swindig, seconded by Butkowski to adopt

moved by Swindig, seconded by Butkowski to add the emergency to T 131 for the reasons stated in the prior three ordinances

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: Additionally, we also have a motion on the floor by Mr. Swindig and a second by Mrs. Butkowski to adopt, tonight, T 131 with the emergency. Is there any discussion? There being none, all those in favor signify by yes. All those opposed by no. Any abstentions?

Yes, 7 No, 0

Clerk of Council Norris: T 131 is adopted becoming permanent ordinance 4069-2004.
Permanent Ordinance No. 4069-2004

T 132-2004 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4070-2004 RIDGEVILLE TO ENTER INTO AN AGREEMENT WITH THE CITY OF
AVON FOR THE EXCHANGE OF WATER SERVICES ON MILLS ROAD.

First Reading

moved by Olesen, seconded by Jaenke to dispense with second and third readings on T 132

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

Council Member Young: Just for clarification, if I can ask the Mayor one more question. Is this just for the Stratford Development? Is that correct?

Mayor Gillock: Yes.

Council Member Young: It doesn't affect any of the other residents on Mills Road with regard to water.

Mayor Gillock: No, just the 12 houses served by this one master meter.

Council Member Young: Mr. President, by point of explanation, I'm going to be voting no on both the suspension of the By-Laws and on adopting this particular ordinance. There is some history involved in the Stratford Development off of Mills Road. A number of residents came before us when I was serving on Planning Commission, very concerned about this development causing additional flooding. We asked the developer to meet with the residents. The developer, to their credit, did meet with the residents, did show up for that event. It came back for preliminary approval. I did vote in favor of the preliminary approval because the developer showed good faith and in their process of meeting with the residents. However, after we had approved the preliminary approval there was somewhat of a heated debate, not a friendly debate by any means between Mr. Case and one of the residents that appeared at that meeting and due to that heated debate, I'm going to be voting no on this particular ordinance because Mr. Case, and/or his representative, I can't remember if it was him himself but, it was definitely somebody, one of his representatives had asked the resident even to meet him outside to discuss it further so, I'm going to vote no on this.

President Arndt: Is there any other discussion? There's a motion on the floor by Mr. Olesen and a second by Mr. Jaenke to dispense with the second and third readings tonight on T 132. Will the Clerk please take a roll.

Yes, 6 No, 1 (Young)

Clerk of Council Norris: Motion is approved by a vote of six, one.
moved by Olesen, seconded by Jaenke to adopt

President Arndt: Is there any further discussion? Will the Clerk please take roll.

Yes, 5 No, 2 (Butkowski, Young)

Clerk of Council Norris: T 132 is adopted becoming permanent ordinance 4070-2004.
Permanent Ordinance No. 4070-2004

• **Second Readings**

T 122-2004 AN ORDINANCE APPROVING THE FINAL PLAT OF SUBDIVISION 7 IN
PHASE III IN MEADOW LAKES PCD FOR RECORDING PURPOSES ONLY
Second Reading

• **Third Readings**

T 121-2004 AN ORDINANCE APPROVING THE FINAL PLAT OF BLISS PARKWAY IN
4071-2004 A NEW SPECIAL DEVELOPMENT DISTRICT FOR RECORDING
PURPOSES ONLY.

Third Reading

moved by Olesen, seconded by Butkowski to adopt T 121

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 121 is adopted becoming permanent ordinance 4071-2004.
Permanent Ordinance No. 4071-2004

T 119-2004 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4072-2004 RIDGEVILLE, OHIO, TO NEGOTIATE AND ENTER INTO A CONTRACT

(ATTACHED HERETO) FOR SOFTWARE AND INTERNET COSTS
ASSOCIATED TO PLACING THE NORTH RIDGEVILLE CODIFIED
ORDINANCES ON THE INTERNET, NOT TO EXCEED \$3,500.00.

Third Reading

moved by Young, seconded by Swindig to adopt T 119

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 119 is adopted becoming permanent ordinance 4072-2004
Permanent Ordinance No. 4072-2004

OLD BUSINESS:

President Arndt: Ladies and gentlemen, is there any old business to be brought before Council
tonight. There being none, will the Clerk please read our upcoming meeting announcements.

UPCOMING COMMITTEE MEETING ANNOUNCEMENTS:

Clerk of Council Norris:

Next Regular Council Meeting Monday, November 15, 2004 at 7:30 P.M. in Council Chambers

Public Hearing Monday, November 15, 2004 at 7:20 P.M. regarding FJD Properties, 37000
Center Ridge Road, North Ridgeville, Ohio 44039, Final Approval of Subdivision 7 in Phase 3
of Meadow Lakes PCD

Public Hearing Monday, December 6, 2004 at 7:20 P.M. regarding
T 133-2004 AN ORDINANCE APPROVING THE FINAL PLAT OF THE PINES,
BLOCK K, SUBDIVISION NO. 3, IN WATERBURY PCD FOR
RECORDING PURPOSES.

President Arndt: Before we call for adjournment, again, a reminder to echo the words of the
Mayor, tomorrow is a very important day for all of us here locally and our community and our
State and certainly in a nation wide election. It is an encouragement for us to vote. Having said
that, thank you for the audience and our residents for going through an arduous set of ordinance
adoptions. Having said that, the Chair will entertain a motion.

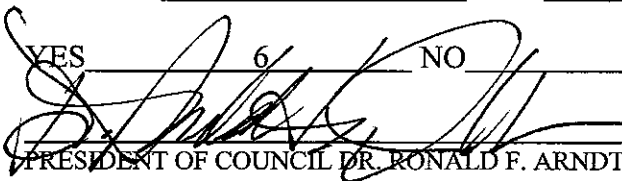
ADJOURNMENT:

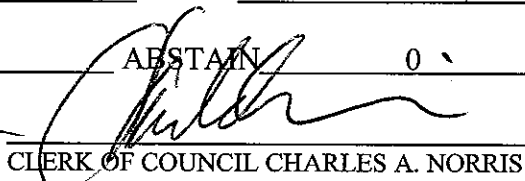
motion to adjourn by Swindig

Meeting adjourned at 9:00 P.M.

MOTION Butkowski 2ND Olesen DATE November 15, 2004

YES 6 NO 0 ABSTAIN 0

 PRESIDENT OF COUNCIL DR. RONALD F. ARNDT

 CLERK OF COUNCIL CHARLES A. NORRIS