

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING SEPTEMBER 5, 2000**

President of Council Jean Brown called the meeting to order at 7:30 P.M. with the Invocation and the Pledge to the Flag.

President Brown: Roll call please.

ROLL CALL

Present were Council Members: Larry Overby, Allen Swindig, Karen Borocz, Gail Minnick, Bernadine Butkowski, David Gillock and Jean Brown.

Also, present were Mayor Deanna Hill, Safety-Service Director Jim Johnson, Law Director Eric Zagrans, Engineer Stewart Lovece, Auditor Chris Costin and Clerk of Council Jim White.

MINUTES

Regular Council Minutes of July 17, 2000
motion to accept by Swindig, 2nd by Overby
Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

Please note:

Planning Commission and Board of Zoning & Building Appeals;
Work Session Minutes of June 22, 2000 and July 27, 2000;
Board of Zoning & Building Appeals Minutes of June 22, 2000 and July 27, 2000;
Parks & Recreation Minutes of June 28, 2000 and July 26, 2000;
Planning Commission Minutes of July 11, 2000 and August 8, 2000;
Civil Service Commission Minutes of July 18, 2000 and August 15, 2000;
Board of Drainage & Flood Control Minutes of July 26, 2000 and August 22, 2000;

President Brown: Mr. Zagrans, at this time do we go into the hearing, continue the hearing for Waterbury?

Law Director Zagrans: You certainly can.

President Brown: At this time I ask for a motion that we dispense from the regular Council agenda and continue the Waterbury Hearing.

so moved by Butkowski, 2nd by Minnick

President Brown: Please take roll Mr. White.

Yes, 7 Yes, 0

Council Clerk White: Motion carries seven zero to adjourn Council and go back to the Public Hearing.

Council recessed into the Public Hearing at 7:33 P.M.

Council reconvened from the Public Hearing at 7:34 P.M.

COMMITTEE REPORTS

President Brown: A committee report:

- 1) ADMINISTRATIVE COMMITTEE REPORT #6613 recommended hiring a part-time assistant cook for the senior center at the rate of \$7.20 per hour;

I need a motion to accept that report.

motion to accept by Borocz, 2nd by Swindig

Council Member Swindig: Madame Chairman, it's \$7.50 an hour not \$7.20 an hour.

President Brown: \$7.50 per hour, okay, thank you. Comments? Discussion? Seeing none, roll please

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

Council Clerk White:

- 2) BUILDINGS & LANDS COMMITTEE REPORT #7032 Members of Council we have considered the matter of Section 1228, Appendix II, Street Standards, add a statement: "Public and private streets shall be constructed to City standards or City Engineer approval." and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Larry Overby, Dave Gillock and Allen Swindig.
motion to accept by Overby, 2nd by Swindig

President Brown: Discussion?

Council Member Butkowski: Madame President?

President Brown: Mrs. Butkowski.

Council Member Butkowski: Where's that going to be added in that thing? It already says a decision by the City Engineer shall be considered final. Where would that statement be added in there?

Council Member Gillock: Madame President, I don't have that section with me but this came out of the work session for building and zoning and the primary reason for the clarification was to include private streets and, Stuart, you might help here a little on this too, just for clarification they want it worded that public and private streets shall be constructed to City standards and I think the engineer part is already in there.

President Brown: So, that's what they wanted to add the private streets.

Council Member Gillock: Private streets and to clarify the public streets. Obviously public streets have to be built to our standards, wanted to clarify it.

President Brown: Okay. Any other discussion? Seeing none, roll call please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

- 3) BUILDINGS & LANDS COMMITTEE REPORT #7033 Members of Council we have considered the matter of Section 1294.01(g)(5), supplementary regulations, add:

“Uncovered porches may extend five (5) feet into any required front yard” and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Larry Overby, David Gillock and Allen Swindig.
motion to accept by Overby, 2nd by Gillock

President Brown: Discussion please? Mrs. Minnick.

Council Member Minnick: Why are we deviating from this? Why don't we just go case by case and request a variance?

Council Member Gillock: Madame President?

President Brown: Yes Mr. Gillock.

Council Member Gillock: Again this came out of the joint work sessions and this is a practice that is freely granted and is basically the practice of the Building Department to grant these. So, rather than have people come every time for a variance they're basically automatically granted. Just put it into the ordinance.

President Brown: Any other comments? Seeing none, roll please.

Yes, 6 No, 1 (Minnick)

Council Clerk White: Motion carries six one.

- 4) BUILDINGS & LANDS COMMITTEE REPORT #7034 Members of Council we have considered the matter of Section 1240.01(49), General Provisions and Definitions. Provide a new definition: “An individual or a group of individuals related or not related, residing in a dwelling in compliance with the occupancy ordinance.” and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Larry Overby, David Gillock and Allen Swindig.
motion to accept by Overby, 2nd by Gillock

Council Member Gillock: Madame President?

President Brown: Yes Mr. Gillock.

Council Member Gillock: This is one that is, that was recommended by our Assistant Law Director, that we pass to clarify this definition.

Council Member Butkowski: Madame President.

President Brown: Mrs. Butkowski.

Council Member Butkowski: That should be 1240.10 number 49.

Council Clerk White: Would you please repeat that please.

Council Member Butkowski: One Two Four Zero point one zero.

Council Clerk White: I'll take your word for it until I look it up. So changed.

President Brown: Any other discussion? Seeing none, roll please Mr. White.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

- 5) BUILDINGS & LANDS COMMITTEE REPORT #7035 Members of Council we have considered the matter of deleting Section 1240.10(5) and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Chairperson Larry Overby, David Gillock and Allen Swindig.

motion by Swindig to accept, 2nd by Overby

President Brown: Mr. Swindig, Mr. Overby. Discussion? Seeing none, roll Mr. White.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

- 6) **BUILDINGS & LANDS COMMITTEE REPORT #7036** Members of Council we have considered the matter of eliminating Section 830(b)(8) and 803.02(b)(15) and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Chairperson Larry Overby, David Gillock and Allen Swindig

motion by Overby to accept, 2nd by Swindig.

President Brown: Discussion?

Council Member Butkowski: Madame President?

President Brown: Mrs. Butkowski.

Council Member Butkowski: This eight, number eight, it's trucks or mobile equipment used in conjunction with customary home occupation shall not be part in the open on the premises. Does that mean if this is eliminated they can then park them in open?

Council Member Gillock: Madame President?

President Brown: Mr. Gillock.

Council Member Gillock: The problem in this section, there's two paragraphs that are in conflict, 830.03(b)(8) does state that this would eliminate any auto, van or truck being parked in the driveway, however, if you go to Section 830.02(b)(15) it appears to allow a van with less than a gross vehicle weight of 8,650 pounds and it also says of a size to be able to fit into a residential garage. So, one says no vehicles, the other seems to allow it and when the work forced looked at this they recommended to Buildings & Lands and we looked at it. There does appear to be a lot of vehicles in town that may be parked in a driveway that that individual may work for another business. It may be Sears and he brings a vehicle home. So, there are vehicles now and to clarify it we eliminated one part and clarified the other part so you can have one vehicle, business use vehicle in your driveway as long as it's not over 8,650 pounds gross vehicle weight. So it would allow a vehicle.

President Brown: Like a van.

Council Member Gillock: Like a pickup or a light van or car. You might see a lot of cleaning businesses that have cars that have the business name on the side.

President Brown: Okay. Any other discussion? None, roll call please Mr. White.

Yes, 6 No, 1 (Butkowski)

Council Clerk White: Motion carries six one.

- 7) **BUILDINGS & LANDS COMMITTEE REPORT #7037** Members of Council we have considered the mater of Section 830.02(b)(7), add: "In a quantity normally used" and recommend that this request be approved and proper legislation be drawn authorizing the above.

Signed: Chairperson Larry Overby, David Gillock and Allen Swindig

motion by Overby to accept, 2nd by Gillock

President Brown: Any discussion. Yes, Mr. Gillock?

Council Member Gillock: By way of explanation, this is the last one that came out of the work sessions so far. Section 830.02(b)(7) restricts storage of hazardous materials but it says to those types that are normally used in a household which could be a large quantity and somehow those chemicals can still be quite hazardous so by adding this statement "In a quantity normally used" were trying to limit the amount to that that would normally be used in a household also.

President Brown: Any other discussion? Roll please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

- 8) **BUILDINGS & LANDS COMMITTEE REPORT #7040** Members of Council we have considered the matter of final approval, Meadow Lakes Subdivision No. 1 and recommend that this request be approved and proper legislation be drawn authorizing the attached legislation contingent upon street names being verified by the Police Department, Building Department and Engineering Department.

Signed: Chairperson Larry Overby, Dave Gillock and Allen Swindig.

motion by Overby to accept, 2nd by Swindig.

President Brown: Mr. Overby, Mr. Swindig. Discussion? Mr. Overby.

Council member Overby: I would like to amend that to read "final approval Meadow Lakes Cluster Subdivision Phase 1".

motion by Overby to amend the committee report to read "final approval Meadow Lakes Cluster Subdivision Phase 1", 2nd by Gillock

Council Member Overby: Also...

President Brown: Mr. Gillock seconded that. More discussion?

Council Member Overby: I would like to add the Fire Department along with Engineering, Building and Police Departments.

Council Clerk White: You want to make another motion to do that.

Council Member Overby: Yes.

Council Member Swindig: But you have to vote on the first one.

Council Clerk White: Yes we do. You want to discuss Phase One?

President Brown: No, I don't think so. Roll please.

Yes, 6 No, 1 (Minnick)

Council Clerk White: Motion carries six one to add Phase I. Now, Mr. Overby.

motion by Overby to amend to add Fire Department, 2nd by Gillock

President Brown: Discussion on adding Fire Department to the statement? Seeing none, roll call please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero to add the Fire Department.

President Brown: Mr. Overby?

Council Member Overby: I would like to have a number assigned to this Ordinance attached please.

President Brown: Speak into your mike Mr. Overby, please.

Council Member Overby: I would like to have a temporary number assigned to the legislation attached please.

Council Clerk White: It would be T number 113-2000.

President Brown: Discussion on the report? Mrs. Minnick?

Council Member Minnick: Should this read final approval Meadow Lakes PCD or is this the R-1?

Council Member Overby: This is the R-1.

Council Member Minnick: Which will eventually be?

Council Member Overby: This is what was submitted, this is what we're voting on, it's the R-1. We're working on it right now.

President Brown: Any other discussion? Roll call please.

Yes, 5 No, 1 (Butkowski) Abstain, 1 (Minnick)

Council Clerk White: Motion carries five one.

Council Member Swindig: One.

Council Clerk White: One.

President Brown: Yes, five one one.

Council Clerk White: That's all the committee reports that I have.

President Brown: Going into the Mayor's Report please. Mayor Deanna Hill.

MAYORS REPORT

Mayor Hill: Thank you madame President.

Last week, Chief of Police Bauer was notified by the Ohio Department of Rehabilitation and Correction that we have been commended for maintaining high standards in our jail. The Police Department was congratulated on achieving full compliance, quite an achievement.

You may have noticed new "Welcome to North Ridgeville" signs going up at the main entrances to our City. The old ones were literally rotting away. Although we tried to stabilize them, it was impossible. With a combination of funds that City Council had appropriated plus a grant we successfully obtained from the Lorain County Solid Waste Management District, we will have six new roadside signs and one in front of City Hall. The new signs are made of recycled plastic, never need painting and never rots, splinter or split. I know you're not suppose to say it, you're never suppose to say never. We are proud to install signs that are environmentally-friendly, but will also save taxpayer money over many years.

For decades, the people of North Ridgeville have talked about a Community Center. In fact, the most frequently asked question I get is not about PCD's or politics, but rather "when will we get our Community Center?". The answer to that question is, of course, up to the voters. But, we have started the process for bringing the question to our citizens. A preliminary meeting to set it up was held. Workshop sessions will be conducted to determine what people want in a Center with planning strategies to follow. The City website has the first survey for opinions or copies are

available in City Hall. I hope if you can't access it by your computer that you will stop by and pick up a copy, fill it out. It will take you maybe five minutes. At least it gives us some direction. Return it either to City Hall, to the Parks and Rec Director Jim Spaulding or to Sally Balog at the Center for Older Adults. Sally and Jim are co-chairing the campaign effort. The next meeting is Wednesday, September 13th from 6:30 to 9:30 P.M. at the Senior Center and everyone is invited.

Not only is the survey on the City website, but now public notices, Council minutes and other meeting notices are on the website. The website is www.ci.north-ridgeville.oh.us. One more time www.ci.north-ridgeville.oh.us.

We have, in case you haven't notice, a group of very important young men with us tonight. The North Ridgeville Royals baseball team was recently crowned the 2000 AABC State Champions in the Pee Wee Division. They even had a rare triple play in the championship game. We congratulate these young men for their championship, most certainly, but also for their spirit and determination that no doubt was fostered by their coaches and parents. I do have proclamations for the young men. I will mention the managers and coaches, but you don't get a proclamation. So, if the young men could go over here and if somebody could move that plan there, that diagram and if you could go over there. It's just impossible to do from this seat. It's quite a nice proclamation and I'm just sure you'll frame it and keep it in your rooms, right, forever. Okay, Jordan White, Jordan if you'd come up, as I call your names. Congratulations. Jim Waite. Not here, okay. Eric Viergutz, shake hands, shake hands. I've had that happen before. Brandon Tober, congratulations Brandon. Scott Szczepanski. I know how to pronounce his last name only because I use to teach with his mom. Roger Smith, congratulations. Drew Pyle, congratulations. James Mahone, congratulations. And notice how nicely they took off their hats to come into the room. Ryan Kenney, your welcome, thank you. Mathew DeLuca, congratulations. Aaron Costin, now who can he be related too? Congratulations. Steve Cass, Steve, congratulations young man. And before we close I would like to also commend, or mention, some of the adults who make it possible. We know that it takes a lot of dedication, lot of hours. I use to be a baseball mom and I remember those hours of running up to watch practices or get them to practice and hours of sitting and watching games when you're thinking about the groceries you have to pick up or what you have to do at home before work the next day. So, the parents who were involved, the families, the extended families who show up for the games, who participate and make sure the young men are there and to learn sportsmanship and good conduct. We have team manager, if you could just wave to us, Bruce Viergutz, Coaches, Chris Costin, Randy Szczepanski, in the back, James who goes by Pop Mahone, in back, Pat Kenney. Assistant Coaches Mark Tober and Joe DeLuca. Team Motivator, I asked what this is down stairs and they said something like a cheer leader who doesn't cheer, Roger Smith. Team Mom Sherry Szczepanski. Team Treasurer Debby Pyle and Team Assistants Eileen Waite and Sharon Gall. Congratulations all of you. Thank you for being part of our community. Gee, Chris Costin is usually so sober and seriously looking, I saw a big smile Chris, I don't know. That concludes my report.

President Brown: Thank you Mayor. Does anyone have any questions regarding Mayor Deanna Hill's report? Seeing none will move onto the Safety-Service Director Mr. Johnson.

SAFETY SERVICE DIRECTOR'S REPORT

Safety-Service Director Johnson: The Service Department has spent the majority of its time preparing roads for overlays. The following roads have been paved: Shady Moss, Hadaway, asphalt sections of Mildred, Helen, Poplar, Westwood, Elyria, Theresa, Patton, Clark and Joseph. Most of our roads have been patched at least once this summer; therefore, patching is done on an as needed basis.

There were several water breaks this past month and a few plugged sewer lines. These have all been repaired.

Ditching and pipe installation is still going on, as well as roadside mowing and weed whipping of guardrails.

The EPA has notified us that we need to do additional work to our Westfield Sewer Plant. We need to install equipment to take the chlorination out of the water. We are in the process of complying and that concludes my report.

President Brown: Are there any questions of the Safety Service Mr. Johnson's report? Moving onto the Engineer's Report, Mr. Lovece.

ENGINEER'S REPORT

Engineer Lovece: Bainbridge Road reconstruction update. Everyone's all ears here. This week they're tentatively schedule to change phasing. That is they are going to route traffic on the north side of Bainbridge Road and start the dig out on the south side. They're looking at switching this week. Now, I know were all concerned about the completion of the project and here some of the things that are being done to accelerate the project without sacrificing the quality or any additional cost to the City. Contractor is working double shifts as required at their own expense. They have been working as late as 10:00, 11:00 P.M. I thank everyone for their patience. I know it's an inconvenience. Another thing we're doing, or did, we've decided to delete what they call an asphalt prime coat. I don't feel, and the State as well, that's it's really necessary. When you have nine inches of asphalt, six inches of stone with under drains. It's a very significant road section. The prime coat is more of a hassle than anything. All it does is track tar onto driveways. It's good on an interstate, not on a side street. Sidewalks and drive aprons on the north side of Bainbridge will continue for about a week and a half while they're working on the south side. So there's some work going on concurrently rather than do things in series we're trying to bunch up as many items as we can simultaneously. Last but not least there's a final coat of asphalt that'll be done, that was originally schedule to be done after everything is completed including the bridge. We're going to move that ahead and do the asphalt late in the asphalt season, I would say about October, late October, we should be looking at topping the road. The thing that I'm really

concerned about is getting the bridge done. We'll be able to get the asphalt done, barring anything else that happens besides all the nutty weather we've had over the last few months. But, the real push is to get that bridge, the bridge over French Creek has to be removed and replaced. It's imperative to get it done this year so the City doesn't get assess with, in fact, it's a two-way street, these schedules, if the contractor experiences a lot of extra work that's no fault to their own, they're entitled too not only an extension of time but, what they call delay claims. That's something we don't want to get into. I just want to thank everyone in advance, not just in advance, but thank everyone for their patience with the Bainbridge Road project.

Wallace Blvd. water main reconstruction. That project is going very well. It's about sixty percent done right now. I look to see that complete in another month and a half with the service taps and everything and then we'll be ready to pave that road. You'll have drainage improvements that I've been talking about in the last few meetings that's still on going. We're still working together, the engineering and service departments. That's all I have.

President Brown: Mr. Lovece, thank you. Is there any questions of the Engineer's Report? Seeing none, moving onto the Auditor's Report, Mr. Costin.

AUDITOR'S REPORT

Auditor Costin: Madame Chairman, I have three items of business. The first of which is the written report for the month of July which you should have received several weeks ago.

Auditor's Written Report for July 2000

motion by Swindig to accept, 2nd by Borocz

President Brown: Discussion? Roll please.

Yes, 7 No, 0

Auditor Costin: Next item, I would like to alert the Council that for the next meeting we will have legislation for the issuance of either bonds or notes. We have several note issues that have lined up and are becoming due on October 19th of this year. We are looking now at the feasibility of going to bonds or actually in staying in notes temporarily while we research some other issues related thereto. I would like to put you on notice that there will be legislation for one or the other and I will be glad to explain it in more detail at the very next meeting which would require your passage by emergency at the next meeting.

Also at this time of year we do a revision, a mid year revision of our appropriations and you can expect for the next meeting an appropriation ordinance which we would also like to have you pass. What it will do is account for new moneys, transfers between inter fund transfers and other situations that have occurred during the year including passage of some of the ordinances, subsequent to our appropriation meeting. Again I will alert you that that legislation will also be forth coming at the next meeting and we will request that you consider passing it and again it will be accompanied by an explanation of what the requests and revisions will be. No further

comments.

President Brown: Any questions of the Auditor's report? Seeing none, moving onto the Law Director's Report, Mr. Zagrans.

LAW DIRECTOR'S REPORT

Law Director Zagrans: Thank you Madame President. Two significant legal developments took place in the later half of August. In the first, eight residents of the City filed an expedited election case in mandamus in the Ohio Supreme Court and the City was served with notice of that complaint on August 16th, the complaint having been filed on August 11th. A mandamus action is an action seeking to compel an official to do an act which he or she has a clear legal duty to perform. In this case the eight residents who filed the expedited election case in the Supreme Court are seeking a writ of mandamus against Council Clerk Jim White to order him to place the question of whether the Kingston Place zoning ordinance should be repealed on the November ballot. Residents who are here in attendance and certainly Members of Council will recall that Council repealed that ordinance back on April the 17th and that I ruled that that repeal was of valid and binding and therefore there was no reason to put the same issue on the ballot in November. The residents who filed the lawsuit disagree with that and they are asking the Supreme Court to have it placed on the ballot. The City filed its answer to the complaint on August 21 and filed its brief and evidence on August 28 under the expedited rules of the Supreme Court. Within two weeks after the case being served the case is basically submitted to the Ohio Supreme Court and we are waiting a ruling momentarily.

The second significant development to take place in the later half of the month was that a week ago Monday on August 28th, Council received, the Council Clerk's Office received a petition to place on the November ballot an amendment to Article IX of the City Charter. That amendment would, if passed, require voting to take place on certain issues that would come before Council. Clerk of Council Jim White has determined that the petition to place the Charter Amendment on the ballot is sufficient under Section 15.1 of our Charter and therefore, Members of Council, you have on your agenda for tonight T 111-2000 which would be an ordinance authorizing or directing the County Board of Elections to place the issue on the ballot for November. I will ask that it go on for first reading tonight under suspension of rules, for a second reading tomorrow night at a Special meeting of Council, third reading on Thursday night at a Special meeting of Council so that it can be submitted to the Board of Elections on Friday, September 8th which is the last day under Ohio law that it can be so submitted. And that completes my report.

President Brown: That you Mr. Zagrans. Is there any questions of the Law Director's Report? Seeing none, I would like to bring to your attention other reports.

OTHER REPORTS

Police Department Support Car Report for June and July 2000;
Building Department Report for June 2000;

Mayor's Court Operating Trust Fund/Bail Trust Fund Report for July 2000;
Water System Distribution Report for July 2000;
Fire Department Report for July 2000;
Police Department Report for July 2000;

Parks and Recreation Commission Liaison Report:

President Brown: Do you have anything to report Mr. Overby?

Council Member Overby: I have two items this evening. The first one, the City of North Ridgeville Parks & Recreation Commission has approved the expenditure of \$7,000.00 from the Park & Recreation Improvement Fund to purchase gravel for Frontier Park parking lot. I make a motion to that effect.

motion to approve \$7,000.00 from the Park & Recreation Improvement Fund to purchase gravel for Frontier Park parking lot by Overby, 2nd by Swindig

President Brown: Any discussion? Roll please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

Council Member Overby: My second item, Park & Rec Commission also approved the expenditure of \$14,500.00 from the Park & Recreation Improvement Fund for professional strategic planning services and feasibility study of a community center to be provided by the firm of Richard L. Bowen and Associates. These monies have been appropriated and I make a motion to that effect please.

motion to approve the expenditure of \$14,500.00 from the Park & Recreation Improvement Fund for professional strategic planning services and feasibility study of a community center to be provided by the firm of Richard L. Bowen and Associates by Overby, 2nd by Borocz

President Brown: Discussion? Seeing none, roll please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero.

Council Member Overby: That concludes my report.

President Brown: Thank you Mr. Overby. Anyone have any questions for Mr. Overby on his report? None. Okay, moving on, Planning Commission Liaison Report.

Planning Commission Liaison Report:

Council Member Gillock: Nothing to report.

Council Clerk White:

Planning Commission Report to Council from Regular Meeting held August 8, 2000:

Applicant: Pine Ridge Estates LLC, Matt Rosner, 5309 Transportation Blvd., Garfield Heights, Ohio, 44125.

Owners: Helen Barnard, 45380 Telegraph Road, Elyria; MaryJoan Junglas, 4901 Case Road, North Ridgeville; Elenore Sowders, 9160 Leavitt Road, Elyria; Sally Defibaugh, 8885 Bender Road, North Ridgeville.

Request: Final approval for Kingston Place Subdivision No. 1.

Location: Approximately 49 acres located on the east side of Case Road bordering the City of Avon in a PCD (Planned Community Development) zoning district.
Permanent Parcels No. 07-00-031-000-001, 002, 003; No. 07-00-042-000-001, 002, 003, 004; No. 07-00-043-000-012.

Kingston Place was postponed to the Planning Commission meeting of September 12 at applicant's request pending resolutions with the Mayor and to address concerns of the residents.

motion to accept by Gillock, 2nd by Overby

President Brown: Discussion? Seeing none, roll please Mr. White.

Yes, 7 No, 0

Motion carries seven zero.

Applicant: SprintCom, Inc., April Elliot, 9801 West Higgins Road, Rosemont, Illinois, 60018.

Owner: Dobie Pallets, Larry Moyes, 35544 Lorain Road, North Ridgeville.

Request: Permission to construct a 1400 foot monopole in order to install an antenna for telecommunications purposes.

Location: 35544 Lorain Road in an I-2 (Light Industrial) zoning district.
Permanent Parcel No. 07-00-024-101-101.

The SprintCom, Inc. application was postponed to the Planning Commission meeting of September 12 pending more details being submitted.

Council Member Gillock: Madame President?

President Brown: Yes.

Council Member Gillock: That's a one hundred forty foot monopole, not a fourteen hundred foot.

Council Clerk White: I beg your pardon.

Council Member Gillock: I will move that we accept this.

Council Clerk White: One hundred Forty?

Council Member Gillock: Yes.

Council Clerk White: That's what it says. I did not read that correctly. Thank you.

President Brown: One hundred forty.

Council Clerk White: Yes, that's what it says.

President Brown: And you said fourteen hundred.

Council Clerk White: Yes I did. I lied. It's on tape.

President Brown: Is there a second? Mr. Overby seconded.

motion by Gillock to accept, 2nd by Gillock

President Brown: Discussion? Seeing none, roll please.

Yes, 7 No, 0

Applicant: All Purpose Construction, Inc., Frank J. Dettore, 37000 Center Ridge Road
Owners: August Properties, 34193 Schwartz Road, Avon, 44011
Gerard Wensink, et al, 4704 Wood Road, Monroeville, 44847
The Remon Corporation, 37000 Center Ridge Road, North Ridgeville, 44039
FJD Properties, LLC, 37000 Center Ridge Road, North Ridgeville, 44039
Request: Preliminary Plan Approval for Meadow Lakes PCD
Location: Approximately 570 acres located east of Case Road, west of Stoney Ridge Road,
north of Center Ridge Road and south of the border with Avon

Permanent Parcel Numbers:

07-00-042-000-005 thru -009	07-00-043-000-019 and -032
07-00-031-000-049 thru -057	07-00-032-000-044 thru -048
07-00-028-101-002 and -089	07-00-032-000-013, -031 and -043
07-00-029-000-099	07-00-040-000-007
07-00-033-000-001, -002, -004, -005, -028, and -031	

Based on the facts that this project meets the Master Plan for use and density; has well over the 20% open space required; has no businesses in it; provides a continuation of the north/south corridor needed to help traffic flow; and insures the westerly sewers which are so important to the taxpayers of North Ridgeville; this application was approved unanimously and same is recommended to Council.

motion by Gillock to accept, 2nd by Overby

President Brown: Discussion? Mrs. Minnick?

Council Member Minnick: I have several concerns. One is that the golf course will be a commercial venture but it's part of the shared green spaces. It will not be owned by Meadow Lakes residents. They and their children will not be able to make use of this golf course for playgrounds or recreation areas. Only nine percent shared open spaces will be available to the residents. Of the remaining nine percent open space, the collector road is a hundred feet wide but Meadow Lakes is eighty. Why aren't they the same and exactly how many lanes will this be and what will be the speed limit? Can anyone answer that?

Engineer Lovece: Madame President I have an answer for that.

President Brown: Yes Mr. Lovece?

Engineer Lovece: North of Center Ridge the proposal is for an eighty foot right-of-way with a twenty foot sanitary sewer easement so it's broken down a little differently but you still have a hundred foot of land that has a specific use between road and sanitary sewer.

Council Member Minnick: But how many lanes will it be? Do you know?

Engineer Lovece: Two lanes with the ability, eventually, to widen it to four lanes.

Council Member Minnick: At the City's expense, right?

Engineer Lovece: The widening?

Council Member Minnick: Yes.

Engineer Lovece: Yes. That would be something we would have to pursue funding and so on, years from now.

Council Member Minnick: Would the speed limit be twenty-five, thirty-five?

Engineer Lovece: The road is being designed for thirty-five mile an hour speed limit. The Service Director, the Police Chief can at their election reduce that speed, but we're designing the curves, what's called the alignment of the road to accommodate a thirty-five mile an hour speed limit.

Council Member Minnick: Okay. Another question is on the Planning Commission Report, I didn't see a traffic study. Was it done?

Engineer Lovece: There's a traffic study completed by PKG. yes it was done.

Council Member Minnick: Why wasn't it included in the report?

Safety-Service Director Johnson: It was. There was a summary of 15 or 17 items attached to the committee report, I mean the Planning Commission.

Council Member Minnick: With the other Planning Commission report we had, we got the complete report. But on this particular PCD we only have the two page summary and I didn't receive any traffic study nor did I receive any wetlands study report as was done with the Kingston. So, that was my next question. Was a wetlands study done?

Safety-Service Director Johnson: Preliminary, is that needed? The planner stated that this would all be done in the final phases. You are in a preliminary phase right now.

Council Member Minnick: Okay. All-Purpose Construction has not acquired the land needed to connect the R-1 portion with the proposed PCD and I'm going to assume that the R-1 is going to be included in the PCD rezoning is that so?

Mayor Hill: Madame President?

President Brown: Yes Mayor?

Mayor Hill: You know any time you assume things you're in danger of being incorrect. I'm not sure that that is true. At this point it is not true.

Council Member Minnick: Well may I ask, it says 570 acres. Does that 570 acres include the R-1 or no?

Mayor Hill: I don't have the map in front of me. Does anybody?

Council Member Minnick: I wasn't given a map so I don't know. So you don't have an answer for that one either. Alright. The last concern I have is off sight improvements needed to be resolved according to the meeting and will be addressed in the developers agreement. My concern is that we don't and won't know what those are because the legislation written authorized the Mayor to negotiate and enter into a developers agreement and we won't see the agreement until it is signed, sealed and delivered. So those are my concerns with this report.

Council Member Gillock: On the issue of the R-1 being connected to the Planned Community Development, the Engineer, Lynn Miggins at the Planning Commission, that question was brought to us in regards to the two areas being contiguous, she indicated that that had been resolved. I don't remember if they bought the property or obtained an easement, but the Planned Community Development, the two areas are joined and that is the 570 acres to my understanding. That's the way it was presented.

Mayor Hill: Madame President?

President Brown: Yes?

Mayor Hill: Yes, the final plans have not been completed and submitted. This is preliminary.

President Brown: Thank you Mayor. Any other discussion. Okay. Seeing none, roll please.

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two.

Council Member Gillock: Madame Chairman?

President Brown: Yes Mr. Gillock?

Council Member Gillock: May we suspend By-Laws and let this have its first hearing this evening?

President Brown: Yes.

motion by Gillock to suspend By-Laws to have a first reading, 2nd by Swindig

President Brown: Any discussion regarding this?

Council Member Butkowski: Madame President?

President Brown: Yes Mrs. Butkowski?

Council Member Butkowski: It appears to me we're having a fire sale on property in this City and felting. I don't know what the emergency is on housing, but I don't understand why this can't go through its normal readings as the other things do.

President Brown: Thank you.

Council Member Minnick: Madame President, T 113-2000, that was given a temporary number, that was the R-1 and if this 570 acres includes the R-1, I don't understand why were doing this. Can someone tell me?

President Brown: Anyone has an answer?

Council Member Gillock: Madame President?

President Brown: Yes?

Council Member Gillock: The way it was explained to Planning, this, by approving Phase 1 of the R-1 allows the developer to be in building immediately, what is already allowed by our ordinances, in the case of the PCD does not get approved. It doesn't hold him up. He can still start building. Either way that Phase 1 will be unchanged whether it's an R-1 or a PCD. So the Planning Commission, since it's allowed by ordinance anyway, there's no reason to try and hold it up.

President Brown: That you Mr. Gillock.

Council Clerk White: My question, I have one. You're suspending the By-Laws for?

Council Member Gillock: So this may have its first reading this evening.

Council Member Minnick: Do we have an ordinance for it?

Council Clerk White: Are we going to put a number on it?

Council Member Gillock: Yes.

Council Clerk White: Okay, let's vote on your amendment. That's what we have to do.

Safety-Service Director Johnson: 109.

President Brown: What's the number?

Safety-Service Director Johnson: Number 109.

Council Clerk White: It already has one.

Council Member Gillock: Oh, it already has a number? Okay.

Council Clerk White: T 109-2000. Thank you.

Law Director Zagrans: Madame President?

President Brown: Yes Mr. Zagrans?

Law Director Zagrans: May I suggest to Mr. Gillock that his motion would be appropriately

brought up under new business rather than at this point.

Council Member Gillock: Thank you.

Council Clerk White: Are you going to withdraw?

Council Member Gillock: Yes.

Council Clerk White: That's all of Planning Commission's report that I have.

President Brown: Moving onto old business, there is None.

OLD BUSINESS None

President Brown: New business

NEW BUSINESS

Request for new D5 liquor permit for Crazy's Inc., DBA Crazy's, 9001 Avon Belden Road.

Request for new D5 liquor permit for Tullio Pizza Inc., DBA Phillip G. Smith, 34263 Center Ridge Road.

President Brown: I am REFERRING THIS TO BUILDINGS & LANDS COMMITTEE.
Continuing on.

T 105-2000 A resolution to approve the expenditure of funds.

T 106-2000 An ordinance authorizing the Chief of Police to contribute certain unclaimed property to a public agency or non-profit organization.

T 107-2000 An ordinance authorizing the Mayor to advertise for bids and enter into a contract according to law and in a manner prescribed by law for the lease or purchase of a new ambulance and related equipment, not to exceed \$130,000.00.

motion to suspend By-Laws so that his may have its first reading this evening by Gillock,
2nd by Swindig

President Brown: Discussion? I understand that this money has already been appropriated through the hearings that we had. Is that true Mr. Costin?

Auditor Costin. That is correct.

President Brown: It's there, right? In the paramedics?

Auditor Costin: Paramedic Levy Fund, correct.

President Brown: Thank you. Mr. Costin.

Council Member Gillock: Yes, I did talk to the Fire Chief on this. I could explain it now or later. He explained to me that we have one backup ambulance that has now been turned over to the Service Garage because it's no longer dependable. The last several times they used it, it has not made its way back to the City from a hospital without breaking down. So that one is out of service. The other back up is an 88. It's a twelve year old vehicle and at least once every other month one of the vehicles is down for maintenance so he feels we have a situation, the monies

already appropriated, he would like this put through this evening with the emergency so that he can go out for bids and obtain a replacement.

President Brown: Do we have to have a motion regarding that or not?

Council Clerk White: We have a motion on the floor to suspend By-Laws so that it can go to first reading. Ready?

President Brown: Yep.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero, T 107-2000 will have first reading tonight.

T 108-2000 An ordinance authorizing the Mayor to negotiate and enter into a Subdivider-Development Agreement with All-Purpose Construction, Inc. for the development of the Meadow Lakes PCD.

motion to suspend By-Laws to give this a first reading tonight by Swindig, 2nd by Borocz

President Brown: Discussion? Seeing none, roll call please.

Yes, 5 No, 2 (Minnick, Butkowski)

T 109-2000 An ordinance authorizing the Mayor to negotiate and enter into a Subdivider-Development Agreement with All-Purpose Construction, Inc. for the development of the Meadow Lakes PCD.

motion to suspend By-Laws so that this can have its first reading this evening by Gillock, 2nd by Swindig

President Brown: Discussion? Seeing none, take the roll please.

Yes, 5 No, 2 (Minnick, Butkowski)

T 110-2000 An ordinance authorizing the Mayor to negotiate and enter into a Subdivider-Development Agreement with NRP Group LLC for the Development of the Kingston Place PCD.

President Brown: Motion?

motion to suspend By-Laws to give T 110 a first reading tonight by Swindig, 2nd by Overby

President Brown: Discussion?

Council Member Butkowski: Madame President, this hasn't come out of Planning Commission yet so why should we be doing anything with a developers agreement on it. They pulled it back at the Planning Commission so wait until they bring it out.

Law Director Zagrans: Madame President?

President Brown: Mr. Zagrans.

Law Director Zagrans: Just a point of order, it's the final approval of the first phase of the Kingston Place that is still in Planning Commission, however Kingston Place PCD has received approval for the preliminary plan. That was approved back in March so this is in order because it would be the developers agreement for the entire PCD that has received preliminary approval.

President Brown: Roll.

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two, T 110-2000 will see first reading tonight.

T 111-2000 An ordinance authorizing and directing the submission to the electors of a proposal to amend Article IX of the Charter of the City of North Ridgeville, Ohio by adding Section 9.11.

Council Member Gillock: Madame President?

President Brown: Yes?

Council Member Gillock: Our By-Laws require ordinances that come from anyone other than the Mayor or Council Member to be referred to Committee. Because these needs to be done, so we can get it on the ballot, make the

motion that we suspend By-Laws so that this does not have to be referred to Committee, by Gillock,

President Brown: Thank you Mr. Gillock. Is there a second?

2nd by Butkowski

President Brown: Discussion? Roll.

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

moved by Gillock that we suspend By-Laws so that this can its first reading this evening,

2nd by Butkowski

President Brown: Discussion? Seeing none, roll please.

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

Council Clerk White: Motion carries six zero one, T 111-2000 will have first reading tonight.

T 112-2000 An ordinance vacating a portion of Dodge Avenue.

Council Clerk White: That's all the new business I have.

Council Member Swindig: Madame President

President Brown: Is that Mr. Swindig or Overby?

Council Member Swindig: I made it. T 113 to have its first reading tonight, I make a motion.

President Brown: T 113.

Council Member Swindig: 2000.

Council Clerk White: Swindig and Overby.

motion made for T 113 to have its first reading tonight by Swindig, 2nd by Overby

President Brown: Discussion? Seeing none, roll please.

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two, T 113-2000 will have first reading tonight.

CORRESPONDENCE

- 1) Received a letter July 17, 2000 from Gerald W. Phillips submitting on behalf of his clients, citizens and residents of North Ridgeville, a verified copy of a proposed charter amendment, Article 9, Section 9.11, Voter Approval of Zoning Changes, which is being filed prior to the submission of it to the electors.

- 2) Received the Lorain County Community Alliance Government Review news items of interest from Lorain County.
- 3) Received the Lorain County General Health Districts Annual Report for 1999.
- 4) Received the Ohio Coalition for Equitable Annexation July 19, 2000 update on annexation reform activities.
- 5) Received an announcement from the Lorain County Community Alliance that their first Lorain County Community Summit will be held October 18, 2000 in the Grand Room of the Spitzer Conference Center on the campus of Lorain County Community College.
- 6) Received the Legislative Bulletin from the Ohio Municipal League, July 31, 2000.
- 7) Received a letter from Parks & Recreation Director Jim Spaulding announcing the Parks & Recreation Commission's approval of the expenditure of \$7,000 from the Parks & Recreation Improvement Fund to purchase gravel for the Frontier Park parking lot.
- 8) Received a memo from MediaOne representative Joan Lowry updating Council on their in-kind programming contributions to North Ridgeville.
- 9) Received a letter from Auditor Chris Costin stating that he has considered the matter of available funds as necessary for the local matching portion of the Issue 2/LTIP requests for Round 15 funding cycle and find that certain funds are available in the following account: Capital Projects, Street Funds, or would be available through the issuance of Bond Anticipation Notes.
- 10) Received a summons from the Supreme Court of Ohio, notifying that a complaint of a writ of mandamus regarding an expedited election matter has been filed by the Committee for the Referendum of Ordinance No. 3543-00, John Prajzner, Chairman, et al., by and through their attorney Gerald W. Phillips, 35955 Detroit Road, Avon, Ohio 44011.
- 11) Received a letter from Parks & Recreation Director Jim Spaulding announcing the Parks & Recreation Commission's approval of the expenditure of \$14,500 from the Parks & Recreation Improvement Fund for professional strategic planned services and feasibility study of a Community Center to be provided by the firm of Richard L. Bowen & Associates. No legislation is needed only verbal approval by Council.
- 12) Received a letter from Dennis J Boose in regard to the proposed Planned Community Development by Forest City for property located around the Shady Drive Complex in the south-west section of North Ridgeville.

- 13) Received a letter from Gerald W. Phillips requesting to inspect and/or copy public records, files and documents pertaining to, related to and associated with the approval, submission or repeal of the rezoning application and preliminary and final development plats or plans for Kingston Place.
- 14) Received an OML Annual Conference memorandum from the Ohio Municipal League.
- 15) Received from Engineer Lovece, the application submission for Issue 2, Round 15 which is on file in the Office of the Clerk of Council for review by any interested party.
- 16) Received a letter from Lorain County Prosecuting Attorney Greg White and Assistant Prosecuting Attorney Robert Flanagan, announcing the termination of the Municipal Ordinance Contract agreeing to pay Lorain County the sum of \$75.00 per inmate per day January 1, 2001. A new proposed municipal ordinance contract will be submitted under separate cover.

LOBBY

President Brown: Thank you Mr. White. We will now enter into the Lobby Session. I will allow you two minutes to speak. Anyone wishing to speak please fill out the little white paper and leave it on the podium.

- 1) Dennis Boose, 6405 Denise Drive, stated the Shady Drive Complex has been in need of improvements for many years and many needs are still not addressed. ATD Sports Field Specialists evaluated the diamonds at the Shady Drive Complex at a cost of \$1,500.00. Director Spaulding of Parks & Recreation recommended a seven year improvement project by renovating diamonds three and four at a total cost of \$12,500.00 each. The proposal did not pass the Commission, in part because Council Liaison Overby indicated funds would have to come from the Parks & Recreation Improvement Fund which is nearly depleted as other pending projects materialized. Spoke about other funding possibilities and about several projects for the Parks & Recreation Department funded through the General Fund. I respectfully request you refer this matter to the Finance Committee.
- 2) Chris Crobaugh, 38460 Otten Road, stated that it appears Council started preliminary approval of zoning of about 2000 acres tonight and asked what's the hurry? Stated that people don't trust Council anymore.
- 3) Carol Shroyer, 6857 Stoney Ridge Road, stated she is growing weary of talking about PCD's and asked Council to please slow down. The public has offered concerns and valuable suggestions for improvement. I strongly request Council revisit and rewrite the PCD Ordinance. Concerning the Community Center, it sounds like there will be more

effort to encourage resident input and develop from this input. Many of us are requesting input, dialogue and compromise for the PCD Ordinance. Madam President, I am asking you directly, will you address this?

President Brown: At a later date when I can have some time to think about it. Thank you.
Anyone else?

- 4) Dennis Boose, 6405 Denise Drive, stated he would like to talk about T103-2000 and reiterate to Council this is the last opportunity to try to make certain we have some sort of arrangement to have land set aside for future development of the Shady Drive Complex. After you vote on this legislation, it is done. After sending ten letters to all of you I received four responses. Please respond to your citizens.

President Brown: Thank you. Anyone else? I will call for a Recess until five to nine.

RECESS Meeting recessed from 8:57 to 8:55 P.M.

FIRST READINGS

President Brown: We will continue on with the first readings. Mr. White.

T 103-2000 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A SUBDIVIDER-DEVELOPMENT AGREEMENT WITH FOREST CITY MANAGEMENT FOR THE DEVELOPMENT OF THE WATERBURY PCD.

First Reading

T 104-2000 A RESOLUTION GRANTING PRELIMINARY APPROVAL FOR THE PROPOSED PLANNED COMMUNITY DEVELOPMENT SITUATED ON APPROXIMATELY 640 ACRES LOCATED BETWEEN SUGAR RIDGE, BENDER, AND CHESTNUT RIDGE ROADS AND ADJACENT TO THE BORDER WITH EATON TOWNSHIP AND KNOWN A WATERBURY.

First Reading

T 107-2000 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
3601-2000 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE LEASE OR PURCHASE OF A NEW AMBULANCE AND RELATED EQUIPMENT, NOT TO EXCEED \$130,000.00.

First Reading

motion by Gillock to suspend second and third readings, 2nd by Swindig

President Brown: Discussion? Roll call please, on the suspension.

Yes, 7

No, 0

Council Clerk White: Motion carries seven zero to suspend second and third readings.

motion by Swindig to adopt, 2nd by Gillock

motion by Gillock to add the emergency, 2nd by Swindig

President Brown: Any discussion? Roll please, on the emergency.

Council Clerk White: We need to know why.

Council Member Swindig: The reason is so that we can get back to having a back-up ambulance.

Council Clerk White: One that works.

Council Member Swindig: One that works.

Council Clerk White: Roll call on the emergency.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero on the emergency. Now for the adoption.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero. T 107-2000 becomes Ordinance No. 3601-2000 with emergency.

Permanent Ordinance No. 3601-2000

T 108-2000 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND
ENTER INTO A SUBDIVIDER-DEVELOPMENT AGREEMENT WITH ALL-
PURPOSE CONSTRUCTION, INC. FOR THE DEVELOPMENT OF THE
MEADOW LAKES PCD.
First Reading

T 109-2000 A RESOLUTION GRANTING PRELIMINARY APPROVAL FOR THE
PROPOSED PLANNED COMMUNITY DEVELOPMENT SITUATED ON
APPROXIMATELY 595 ACRES LOCATED EAST OF CASE ROAD, WEST
OF STONEY RIDGE ROAD, NORTH OF CENTER RIDGE ROAD AND
SOUTH OF THE BORDER WITH AVON AND KNOWN AS MEADOW
LAKES.
First Reading

T 110-2000 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND
ENTER INTO A SUBDIVIDER-DEVELOPMENT AGREEMENT WITH NRP
GROUP LLC FOR THE DEVELOPMENT OF THE KINGSTON PLACE PCD.
First Reading

T 111-2000 AN ORDINANCE AUTHORIZING AND DIRECTING THE SUBMISSION TO
THE ELECTORS OF A PROPOSAL TO AMEND ARTICLE IX OF THE
CHARTER OF THE CITY OF NORTH RIDGEVILLE, OHIO, BY ADDING
SECTION 9.11.
First Reading

T 113-2000 AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES ONLY THE

3602-2000 PLAT OF MEADOW LAKES SUBDIVISION PHASE I IN THE CITY OF
NORTH RIDGEVILLE.

First Reading

Council Member Gillock: Madam President, the Safety-Service Director pointed out to me that we've already entered into a subdivider-development agreement with All-Purpose Construction and because of that we should eliminate the first paragraph.

motion by Gillock to amend T 113-2000 by eliminating the first paragraph, 2nd by
Overby

President Brown: Any discussion? Vote please on the amendment.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero to eliminate paragraph one.

motion by Overby to suspend second and third readings, 2nd by Swindig

President Brown: Is there any discussion? Roll call please.

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two to suspend second and third readings.

motion by Overby to adopt, 2nd by Swindig

motion by Overby to add the emergency, 2nd by Swindig

Council Member Butkowski: Madam President, I don't see why we're in such a hurry to do this. I certainly don't see that it's an emergency. It's like we're having a fire sale on emergency motions.

President Brown: Any other discussion? Roll call please Mr. White

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two to add the emergency Now on the adoption.

Yes, 5 No, 2 (Minnick, Butkowski)

Council Clerk White: Motion carries five two for the adoption of T 113-2000 which becomes Ordinance No. 3602-2000 with the emergency.

Permanent Ordinance No. 3602-2000

Council Clerk White: That's all the first readings I have.

President Brown: Second readings

Council Clerk White: I have none.

SECOND READINGS None

President Brown: Third Readings.

THIRD READINGS

T 70-2000 AN ORDINANCE VACATING A PORTION OF POPLAR STREET IN THE
3603-2000 CENTER RIDGE HEIGHTS SUBDIVISION.

Third Reading

motion by Swindig to adopt, 2nd by Overby

President Brown: Any discussion? Roll call please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero. T 70-2000 becomes Ordinance No. 3603-2000.
Permanent Ordinance No. 3603-2000

T 87-2000 AN ORDINANCE AMENDING ORDINANCE NO. 3380-98 AND SECTION
3604-2000 634.01 (C)(7) OF CHAPTER 634 OF THE CODIFIED ORDINANCES OF THE
CITY OF NORTH RIDGEVILLE, ENTITLED "NOISE CONTROL".

Third Reading

motion by Butkowski to adopt, 2nd by Swindig

President Brown: Any discussion? Roll call please.

Yes, 7 No, 0

Council Clerk White: Motion carries seven zero. T 87-2000 becomes Ordinance No. 3604-2000.
That's all the third readings that I have.

Permanent Ordinance No. 3604-2000

Council Clerk White: That's all the third readings I have.

UNFINISHED BUSINESS

President Brown:

STREETS, SIDEWALKS AND BRIDGES COMMITTEE REPORT Recommend the matter of
correcting the spelling of Lear Nagle Road

Council Member Butkowski: Madam President, we took care of that in July. I talked with Paula
about it and she said it's a dead issue and shouldn't be on there. Don't worry about it.

President Brown: Okay. Thank you very much. We won't worry about it.

Council Clerk White: I'll worry about it. It's on there.

Council Member Butkowski: Mark it off.

President Brown: Thank you Mrs. Butkowski. Committee Meeting Announcements.

Council Member Minnick: Madam President.

President Brown: Yes.

Council Member Minnick: I have some unfinished business. Mr. Zagrans can you tell me why
with all the By-Laws suspending and (Inaudible)

President Brown: I think a point of order, Mrs. Minnick. This is not old business right now or
unfinished business.

Council Member Minnick: It's unfinished business.

President Brown: I don't think so. I think you're out of order.

COMMITTEE MEETING ANNOUNCEMENTS

Next Regular Council Meeting Monday, September 18, 2000 at 7:30 P.M.

Special Council Meeting Wednesday, September 6, 2000 at 6:00 P.M. (T 111-2000)

Special Council Meeting Thursday, September 6, 2000 at 6:00 P.M. (T 111-2000)

Public Hearing Monday, October 5, 2000 at 7:00 P.M. (Meadow Lakes)

President Brown: In Council Chambers and notice will be posted. Any other Committee Meeting Announcements?

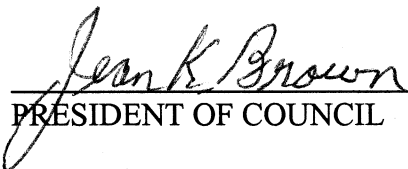
ADJOURNMENT

motion by Swindig to adjourn, 2nd by Overby

Meeting adjourned at 9:08 P.M.

MOTION Butkowski 2ND Swindig DATE September 18, 2000

YES 6 NO 0 ABSTAIN 0



PRESIDENT OF COUNCIL



CLERK OF COUNCIL