

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
SPECIAL MEETING AUGUST 5, 2003**

CALL TO ORDER 7:00 P.M.

President Pro-Tem Butkowski: I would like to call this Special Council Meeting to order. Would the Clerk please read the notice.

READING OF NOTICE

Clerk of Council Chuck Norris read the notice of the Special Council meeting in full as on file in the office of the Clerk of Council as it relates to an executive session to discussion pending litigation.

ROLL CALL

Present were Council Members Nancy Buescher, Allen Swindig, Josanne Pagel, Bob Olesen and Bernadine Butkowski.

Absent were Council Member Denny Johnson and Council President David Gillock.

Also, present were Mayor Deanna Hill, Law Director Eric Zagrans, Auditor Chris Costin was represented by Deputy Auditor Donna Kiraly and Clerk of Council Chuck Norris.

Absent was Safety-Service Director Jim Johnson and Engineer Larry Griffith.

EXECUTIVE SESSION

President Pro-Tem Butkowski: At this time I'd like to have a motion to go into Executive Session to discuss pending litigation.

 motion by Mayor Hill to convene into Executive Session, 2nd by Swindig

President Pro-Tem Butkowski: Clerk, please call the roll.

 Yes, 5 No, 0

Clerk of Council Norris: Motion is approved by a vote of five to zero.

President Pro-Tem Butkowski: Please excuse us to go into Executive Session.

Council convened into Executive Session at 7:02 P.M.

Council reconvened from Executive session at 7:53 P.M.

ADJOURNMENT

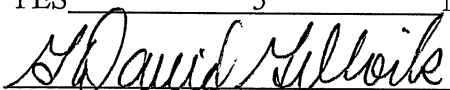
 motion to adjourn by Swindig, 2nd by Olesen

President Pro-Tem Butkowski: Meeting adjourned.

Meeting adjourned at 7:53 P.M.

MOTION Butkowski 2ND Buescher DATE September 2, 2003

YES 5 NO 0 ABSTAIN 2 Johnson, Gillock



PRESIDENT OF COUNCIL



CLERK OF COUNCIL

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
SPECIAL MEETING AUGUST 5, 2003**

CALL TO ORDER 7:53 P.M.

President Pro-Tem Butkowski: I would like to call this Special Council Meeting to order. Clerk, would you please read the notice.

READING OF NOTICE

Council Clerk Norris read the notice of the Special Council Meeting in full as on file in the office of the Clerk of Council as it relates to an Ordinance for legal action on a proposed alternate formula for the distribution of local government funds.

ROLL CALL

Present were Council Members Nancy Buescher, Allen Swindig, Josanne Pagel, Bob Olesen and Bernadine Butkowski.

Absent were Council Member Denny Johnson and Council President David Gillock.

Also, present were Mayor Deanna Hill, Law Director Eric Zagrans, Auditor Chris Costin was represented by Deputy Auditor Donna Kiraly and Clerk of Council Chuck Norris.

Absent was Safety-Service Director Jim Johnson and Engineer Larry Griffith.

EXECUTIVE SESSION

President Pro-Tem Butkowski: We have a Special Meeting here tonight to introduce an ordinance. Does someone want to introduce that Ordinance, please?

motion to introduce the ordinance by Swindig, 2nd by Pagel

President Pro-Tem Butkowski: Clerk, please call the roll to introduce the ordinance.

Council Member Pagel: Could you please assign a T number Madam Chairman?

President Pro-Tem Butkowski: T number will be T 103-2003. Could we have a roll call for introducing the ordinance, please, T 103.

Yes, 5 No, 0

Clerk of Council Norris: Motion is approved by a vote of five to zero.

T 103-2003 AN ORDINANCE REJECTING A PROPOSAL FOR AN ALTERNATIVE METHOD OF FORMULA ALLOCATION FOR LOCAL GOVERNMENT FUNDS AND LOCAL GOVERNMENT REVENUE ASSISTANCE FUNDS, PURSUANT TO SECTIONS 5747.53 AND 5747.63 OF THE REVISED CODE, THAT SEEKS TO REDUCE THE CITY'S ALLOCATION AS THE RESULT OF THE SETTLEMENT OF A TAX APPEAL IN WHICH THE CITY IS NOT A PARTY, CONTRARY TO THE CITY'S RIGHTS UNDER SECTION 5747.55 OF THE REVISED CODE, AND AUTHORIZING THE MAYOR TO PURSUE

ANY LEGAL REMEDIES TO PROTECT THE CITY'S RIGHTS AND
INTERESTS IN SUCH FUNDS IF NECESSARY.

President Pro-Tem Butkowski: Thank you. Now I'll entertain a motion to give T 103-2003 its first reading.

motion by Swindig to give T 103-2003 a first reading, 2nd by Pagel

Yes, 5 No, 0

Council Clerk Norris: Motion is approved by a vote of five to zero.

T 103-2003 AN ORDINANCE REJECTING A PROPOSAL FOR AN ALTERNATIVE
3943-2003 METHOD OF FORMULA ALLOCATION FOR LOCAL GOVERNMENT
FUNDS AND LOCAL GOVERNMENT REVENUE ASSISTANCE FUNDS,
PURSUANT TO SECTIONS 5747.53 AND 5747.63 OF THE REVISED CODE,
THAT SEEKS TO REDUCE THE CITY'S ALLOCATION AS THE RESULT
OF THE SETTLEMENT OF A TAX APPEAL IN WHICH THE CITY IS NOT A
PARTY, CONTRARY TO THE CITY'S RIGHTS UNDER SECTION 5747.55
OF THE REVISED CODE, AND AUTHORIZING THE MAYOR TO PURSUE
ANY LEGAL REMEDIES TO PROTECT THE CITY'S RIGHTS AND
INTERESTS IN SUCH FUNDS IF NECESSARY.

First Reading

motion by Swindig to amend by adding the word "tentatively" in the third
WHEREAS paragraph before the word "agreed", 2nd by Pagel

Yes, 5 No, 0

Council Clerk Norris: Motion to amend is approved by a vote of five to zero.

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

President Pro-Tem Butkowski: Is there any discussion? Please call the vote.

Yes, 5 No, 0

Council Clerk Norris: Motion to suspend is approved is approved by a vote of five to zero.

motion by Swindig to adopt, 2nd by Pagel

motion by Swindig to add the emergency due to the time constraints of getting it
filed properly, 2nd by Pagel

President Pro-Tem Butkowski: Is there any discussion on the emergency? Please call the roll.

Yes, 5 No, 0

Council Clerk Norris: Motion to add the emergency is approved by a vote of five to zero.

President Pro-Tem Butkowski: Motion to adopt has been accepted. Is there any discussion on
the adoption? Please call the roll.

Yes, 5 No, 0

Council Clerk Norris: Motion to adopt T 103-2003 is approved by a vote of five to zero and
becomes permanent Ordinance No. 3943-2003 with the emergency.

Permanent Ordinance No. 3943-2003

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ADJOURNMENT

motion by Swindig to adjourn

President Pro-Tem Butkowski: Thank you. Meeting adjourned.

Meeting adjourned at 8:00 P.M.

MOTION Butkowski 2ND Buescher DATE September 2, 2003

YES 5 NO 0 ABSTAIN 2 - Johnson, Gillock



PRESIDENT OF COUNCIL



CLERK OF COUNCIL