



CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

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The City of North Ridgeville Legislative Bulletin contains Ordinances and Resolutions acted upon by City Council. If noted within Ordinance or Resolution text, supplemental and supporting documents, such as exhibits, are available, upon request, by contacting Tara L. Peet, MMC at the Clerk of Council's office, 7307 Avon Belden Road, North Ridgeville, OH 44039, (440) 353.1508.

ORDINANCE(S)

5486-2017 AN ORDINANCE AMENDING ORDINANCE NUMBER 5427-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2017 AND ENDING DECEMBER 31, 2017 AND DECLARING AN EMERGENCY.

WHEREAS, it is necessary to amend the appropriations for certain funds and appropriate other amounts for the operations of the City of North Ridgeville, Ohio.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO:

SECTION 1. That to provide for current and other expenditures for the City of North Ridgeville, Ohio for the period commencing January 1, 2017 and ending December 31, 2017, Ordinance No. 5427-2017 be and the same are hereby supplemented in the following amounts so that from and after the effective date of the Ordinance, the appropriation Ordinance shall include the following, being adjusted for the similar terms in the preceding appropriation Ordinance.

SECTION 2. That there be appropriated from the respective funds listed below, the total sums as follows:

<u>Fund Number</u>	<u>Fund/Department</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
433	<u>Lorain Road/I-480 Improvement Fund</u>	\$0	\$504,100	\$504,100

SECTION 3. That the Auditor of the City of North Ridgeville is hereby authorized to draw warrants on the Treasury of the City of North Ridgeville for payments on any of the foregoing appropriations, upon receiving proper certification and vouchers therefore, approved by officers authorized by law to approve the same or by an Ordinance or Resolution of Council to make the expenditure and provide that no warrants may be drawn or paid for salaries or wages, except to persons employed by authority of or in

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accordance with law or Ordinance.

SECTION 4. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements.

SECTION 5. This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to get the contract approved. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

**5487-2017 AN ORDINANCE ESTABLISHING THE LORAIN ROAD I-480
IMPROVEMENT FUND AND DECLARING AN EMERGENCY.**

WHEREAS, the City of North Ridgeville (the City) entered into an agreement with the Ohio Department of Transportation, whereby improvements are to be made to the intersection of Lorain Road and I-480; and

WHEREAS, the City has been awarded a federal grant in the amount of \$414,000 through the Ohio Department of Transportation representing ninety percent (90%) of the construction costs; and

WHEREAS, pursuant to §5705.09(F), “a special fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose” is required.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. That there is hereby established the Lorain Road I-480 Improvement Fund to account for the grant proceeds and related project expenditures.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements.

SECTION 3. This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to provide proper accounting for grant funds to be in compliance with state law. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5488-2017 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH THE LOWEST AND BEST BIDDER FOR THE CONSTRUCTION, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING THE NEW CENTRAL FIRE STATION AND REAL ESTATE INTERESTS NECESSARY FOR THE SITE, NOT TO EXCEED \$7,272,000.00 AND DECLARING AN EMERGENCY.

WHEREAS, at the November 3, 2015 General Election, the electorate passed a levy to fund the construction of a new fire station that will be located at 7000 Ranger Way as a replacement for the antiquated Fire Station #1 that is currently located at 7090 Avon Belden Road; and

WHEREAS, on the question of issuing bonds and notes in the aggregate principal amount of \$8,200,000 (\$6.7 million for bonds, \$1.5 million for notes), the citizens of North Ridgeville passed the issue for the purpose of constructing, furnishing, equipping and otherwise improving a new central fire station and acquiring, preparing, equipping and otherwise improving real estate and interests therein for its site and of levying taxes outside the ten-mill limitation to pay the debt charges on those bonds and any anticipatory securities.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. The Mayor of the City of North Ridgeville, Ohio, is hereby authorized to advertise for bids pursuant to the Charter of the City of North Ridgeville and enter into a contract, according to law and in a manner prescribed by law, with the lowest and best bidder for the construction, furnishing, equipping and otherwise improving of the new central fire station and real estate and interests necessary for the site, not to exceed \$7,272,000.00. The City reserves the right to reject any and all bids as is deemed appropriate to serve the best interest of the municipality as owner and operator of the fire station facility.

SECTION 2. The cost of the new central fire station project shall be paid from the appropriate City fund.

SECTION 3. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to go to bid within thirty days. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

RESOLUTION(S)

1412-2017 A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY AUDITOR AND DECLARING AN EMERGENCY.

(Revised Code §5705.34-35)

The Council of the City of North Ridgeville, Lorain County, Ohio met in regular session on Monday, October 16, 2017 at the office of the North Ridgeville City Council with the following members present:

- Ward 1 Council member Gregg A. Westover
- Ward 2 Council member Dennis J. Boose
- Ward 3 Council member Bruce F. Abens
- Ward 4 Council member Bob Chapek
- Council member At-Large/President Kevin Corcoran
- Council member At-Large Roseanne Johnson
- Council member At-Large/President Pro-Tem Bernadine Butkowski

WHEREAS, this Council, in accordance with the provisions of law, previously adopted a tax budget for the next succeeding calendar year commencing January 1, 2018; and

WHEREAS, the Budget Commission of Lorain County, Ohio has certified its action thereon to this Council together with an estimate by the County Auditor of the rate of each tax necessary to be levied by this Council and what part thereof is without, and what part within, the ten mill tax limitation.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. The Council of the City of North Ridgeville, Lorain County, Ohio, hereby accepts at the amounts and rates as determined by the Budget Commission in its certification; and

SECTION 2. That there be and is hereby levied on the tax duplicate of said City the rate of each tax necessary to be levied within and without the ten mill limitation as follows in **Exhibit "A"** attached hereto and incorporated herein as reference; and

SECTION 3. That the Clerk of this Council be and hereby is directed to certify a copy of this Resolution to the County Auditor of said county.

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SECTION 4. It was moved by Boose and seconded by Johnson to adopt this Resolution. The roll was called and the vote resulted as follows:

- Ward 1 Council member Gregg A. Westover Yes No
- Ward 2 Council member Dennis J. Boose Yes No
- Ward 3 Council member Bruce F. Abens Yes No
- Ward 4 Council member Bob Chapek Yes No
- Council member At-Large/President Kevin Corcoran Yes No
- Council member At-Large Roseanne Johnson Yes No
- Council member At-Large/President Pro-Tem Bernadine Butkowski Yes No

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 6. This Resolution is hereby declared to be an emergency measure, the emergency being the immediate necessity to meet the County Auditor’s deadline. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

1413-2017 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO MCMAHON DEGULIS, LLP FOR LEGAL SERVICES RENDERED IN CONNECTION WITH THE STORMWATER AND CLEAN WATER ACT ISSUES.

WHEREAS, O.R.C. §5705.41 provides that City Council may authorize the payment of amounts due, wherein legislation shall be passed within thirty days from receipt of a certificate of the fiscal officer in accordance with O.R.C. §5705.41(D)(1); and

WHEREAS, the fiscal officer does certify that the expenditure was and is properly appropriated and otherwise lawful, sufficient funds were and are available or in the process of collection to the credit of the proper fund, and the funds were and are free from any previous encumbrance; and

WHEREAS, McMahon DeGulis, LLP is currently providing legal services to the City in connection with the Stormwater and Clean Water Act issues and serves a necessary public purpose; and

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WHEREAS, Invoice no. 70978 for legal services rendered in August of this year by McMahon DeGulis, LLP has exceeded the City Fiscal Officer’s certification of available funds by \$2,550.00 and there is the expectation that other invoice(s) will be forthcoming.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. Council hereby authorizes payment(s) to McMahon DeGulis, LLP for legal services provided to the City in connection with the Stormwater and Clean Water Act issues which has exceeded the Auditor’s certification thru August 31, 2017.

SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 3. This Resolution shall take effect and be in full force from and after the earliest period allowed by law.

CITY COUNCIL MEETING DATES FOR 2017

January 3, 2017	January 17, 2017	February 6, 2017
February 21, 2017	March 6, 2017	March 20, 2017
April 3, 2017	April 17, 2017	May 1, 2017
May 15, 2017	June 5, 2017	June 19, 2017
July 5, 2017	July 17, 2017	August 7, 2017
August 21, 2017	September 5, 2017	September 18, 2017
October 2, 2017	October 16, 2017	November 6, 2017
November 20, 2017	December 4, 2017	December 18, 2017

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