



## CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

**Publication date: 11.03.2014**

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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.

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### **ORDINANCES**

(The following Ordinances were passed by City Council on November 3, 2014)

**5178-2014 AN ORDINANCE APPROVING THE FINAL PLAT OF NORTHBOROUGH SENIOR CITIZEN PLANNED RESIDENTIAL DEVELOPMENT, PHASE 2, FOR RECORDING PURPOSES ONLY.**

**WHEREAS**, Green Quest Development, LLC, has submitted the final plan and plat to the Planning Commission of North Ridgeville and the Planning Commission gave final approval on the 11<sup>th</sup> day of February, 2014, for Northborough Senior Citizen Planned Residential Development, Phase 2; and

**WHEREAS**, the Engineer of the City of North Ridgeville has reviewed the site plan and plat and finds them in good order and has approved them subject to full compliance with both his recommendations to Planning Commission and applicable City of North Ridgeville Ordinances, and recommends to Council that this phase be approved; and

**WHEREAS**, this Council desires to approve the plat for recording purposes and for compliance with all North Ridgeville Codified Ordinances.

**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 does hereby approve the final plan, including the plat as submitted by Green Quest Development, LLC, for Northborough Senior Citizen Planned Residential Development, Phase 2 for recording purposes.

**SECTION 2.** The City Engineer has reviewed the site plan and plat and he, together with the other necessary City officials, is authorized to approve the necessary plat and documents showing compliance with engineering requirements and applicable North Ridgeville Codified Ordinances.

**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 Section 121.22 of the Ohio Revised Code.

**5178-2014 Continued**

**SECTION 4.** This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

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**5179-2014 AN ORDINANCE AMENDING ORDINANCE NOS. 5147-2014 AND 5148-2014, BY AMENDING THE AMOUNT OF THE GRANT RECEIVED AND THE AMOUNT OF THE CITY'S LOAN FOR THE CHESTNUT RIDGE ROAD PHASE 3 RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY.**

**WHEREAS,** Ordinance Nos. 5147-2014 and 5148-2014 need to be amended to indicate the change in both the amount of the grant received and the amount of the City's loan from the Ohio Public Works Commission for the Chestnut Ridge Road Phase 3 reconstruction project.

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

**SECTION 1.** Ordinance No. 5147-2014 shall be amended at the third whereas clause and at Section 2 by amending the amount of the grant received from \$199,499.00 to \$124,499.00 and the amount of the loan from \$50,000.00 to \$125,000.00.

**SECTION 2.** Ordinance No. 5148-2014 shall be amended at the second whereas clause and at Sections 1 and 2 by amending the amount of the grant received from \$199,499.00 to \$124,499.00 and the amount of the loan from \$50,000.00 to \$125,000.00.

**SECTION 3.** All other sections, terms and provisions of Ordinance Nos. 5147-2014 and 5148-2014 not specifically modified or affected by this amending Ordinance shall remain in full force and effect.

**SECTION 4.** 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 Section 121.22 of the Ohio Revised Code.

**SECTION 5.** This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to pay the bills for the project. **WHEREFORE,** this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**5180-2014 AN ORDINANCE AMENDING ARTICLE 26 WAGE RATES OF ORDINANCE NO. 4916-2012, AND AUTHORIZING THE MAYOR OF THE CITY OF NORTH**

**5180-2014 Continued**

**RIDGEVILLE TO ENTER INTO AN AGREEMENT WITH CERTAIN MEMBERS OF THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC. AND DECLARING AN EMERGENCY.**

**WHEREAS**, on April 16, 2012, City Council passed Ordinance No. 4916-2012, entering into a 3-year contract with the Fraternal Order Of Police, Ohio Labor Council, Inc., North Ridgeville Division, which commenced January 1, 2012, and shall end on December 31, 2014;

**WHEREAS**, Article 37.02 of said FOP contract states: “There shall be a wage re-opener effective November 1, 2013 for the purpose of negotiating wage rates during the 2014 calendar year.”;

**WHEREAS**, the City and the FOP union have conducted negotiations, resulting in conciliation, and a conciliator’s decision which, pursuant to the Ohio Revised Code, is binding upon the City and union;

**WHEREAS**, the conciliator has determined that members of the gold unit (lieutenants and sergeants) and blue unit (patrolmen) of the union shall receive a 2% wage increase for 2014; members of the white unit (dispatchers) accepted a 2% wage increase earlier this year.

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

**SECTION 1.** The Mayor is hereby authorized to enter into an agreement with certain members (gold and blue units) of the Fraternal Order of Police, Ohio Labor Council, Inc., North Ridgeville Division, by increasing wage rates by 2% for the year 2014.

**SECTION 2.** Ordinance No. 4916-2012 is hereby amended by establishing 2014 wage rates for the following positions contained in Article 26 of the FOP Agreement:

**2014**

|            | <u>CLASS C</u> | <u>CLASS B</u> | <u>CLASS A</u> |
|------------|----------------|----------------|----------------|
| Lieutenant |                |                | \$37.31        |
| Sergeant   |                |                | \$33.02        |
| Patrolmen  | \$ 26.52       | \$ 27.81       | \$29.22        |

**SECTION 3.** Said wage increase shall be effective January 1, 2014, and shall continue until a new contract has been negotiated.

**SECTION 4.** In all other respects, Ordinance No. 4916-2012 shall remain in full force and effect as previously passed and approved.

**SECTION 5.** 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

## **5180-2014 Continued**

meetings open to the public in accordance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 6.** This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to meet the contractual obligations on a timely basis. WHEREFORE, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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## **5181-2014 AN ORDINANCE APPROVING THE FINAL PLAT OF WOODBRIDGE COURT SUBDIVISION 5; PART OF RIDGEFIELD HOMES SUBDIVISION 1, FOR RECORDING PURPOSES ONLY.**

**WHEREAS,** Bob Schmitt Homes, Inc. has submitted the final plan and plat to the Planning Commission of North Ridgeville and the Planning Commission gave final approval on the 14th day of October 2014 for Woodbridge Court Subdivision 5; part of Ridgefield Homes Subdivision 1; and

**WHEREAS,** the Engineer of the City of North Ridgeville has reviewed the site plan and plat and finds them in good order and has approved them subject to full compliance with both his recommendations to Planning Commission and applicable City of North Ridgeville Ordinances, and recommends to Council that this phase be approved; and

**WHEREAS,** this Council desires to approve the plat for recording purposes and for compliance with all North Ridgeville Codified Ordinances.

### **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 does hereby approve the final plan, including the plat as submitted by Bob Schmitt Homes, Inc. for Woodbridge Court Subdivision 5; part of Ridgefield Homes Subdivision 1 for recording purposes.

**SECTION 2.** The City Engineer has reviewed the site plan and plat and he, together with the other necessary City officials, is authorized to approve the necessary plat and documents showing compliance with engineering requirements and applicable North Ridgeville Codified Ordinances.

**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 Section 121.22 of the Ohio Revised Code.

**5181-2014 Continued**

**SECTION 4.** This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

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**5182-2014 AN ORDINANCE ESTABLISHING AN ANNUAL SALARY AND BENEFITS FOR THE CITY TREASURER AND AMENDING EXHIBIT "A" OF THE DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO AND DECLARING AN EMERGENCY.**

**WHEREAS,** The North Ridgeville City Council and the Administration wish to establish an annual salary and benefits for the City Treasurer.

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

**SECTION 1.** An annual salary of \$82,673.39 is hereby established for the City Treasurer.

**SECTION 2.** The City Treasurer shall receive the following benefits:

- A) 4 weeks of vacation upon his/her hire date, which shall continue every year thereafter thru his/her 14<sup>th</sup> year of uninterrupted employment. Upon reaching his/her 15<sup>th</sup> year of uninterrupted employment, the vacation schedule of the AFSCME contract in effect at that time shall be followed.
- B) Medical, prescription and dental insurance benefits, as provided for in the AFSCME Contract.
- C) The annual salary of the City Treasurer shall increase periodically in the same percentage as that average percentage increase in wages as is from time to time negotiated by the various collective bargaining units of the City of North Ridgeville in order to maintain wage parity.

**SECTION 3.** Any previous Ordinance or Resolution, including Ordinance No. 2725-93, et seq., which contains provisions identifying the wages, salary and/or benefits conferred to the position of City Treasurer is hereby superseded by the passage of this Ordinance, and shall be considered null and void.

**SECTION 4.** All other sections, terms and provisions of Ordinance No. 2725-93 and subsequent amendments thereto not specifically modified or affected by this amending Ordinance shall remain in full force and effect as previously passed and approved.

**SECTION 5.** 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 Section 121.22 of the Ohio Revised Code.

**SECTION 6.** This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to have the agreement in place before the employee begins employment.

**5182-2014 Continued**

WHEREFORE, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**RESOLUTIONS**

(The following Resolutions were passed by City Council on November 3, 2014)

**1319-2014     A RESOLUTION AUTHORIZING THE CITY OF NORTH RIDGEVILLE TO ENTER INTO A CONTRACT WITH MEMBERS OF THE LORAIN COUNTY BROWNFIELD COALITION AS REQUIRED BY THE UNITED STATES EPA IN ORDER TO DRAW FUNDS FROM THE US EPA BROWNFIELD ASSESSMENT GRANT AWARDED TO LORAIN COUNTY AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Lorain County Brownfield Assessment Coalition consists of the following members: County of Lorain, City of Avon Lake, City of Lorain, City of North Ridgeville, City of Oberlin and the Village of Wellington; and

**WHEREAS**, the Coalition submitted a request for funding to the United States Environmental Protection Agency for the purpose of conducting Brownfield assessments of selected properties in Lorain County; and

**WHEREAS**, the Lorain County Administrator submitted a letter as required in the application packet stating that Lorain County would sign a Memorandum of Agreement (MOA) with all Coalition members if the Coalition was successful in obtaining funds; and

**WHEREAS**, the United States Environmental Protection Agency did award funding in the amount of \$600,000 to the Coalition, officially sending the Lorain County Board of Commissioners a Cooperative Agreement on September 22, 2014, marked as **Attachment 2**, attached hereto and incorporated herein.

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

**SECTION 1.** The Mayor of the City of North Ridgeville is hereby authorized to enter into a Memorandum of Agreement (a copy of which is attached hereto and fully incorporated herein by reference and marked as **Attachment 1**) with members of the Lorain County Brownfield Coalition as required by the United States EPA in order to draw funds from the US EPA Brownfield Assessment Grant which was awarded to Lorain County.

**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 Section 121.22 of the Ohio Revised Code.

**SECTION 3.** This Resolution is hereby declared to be an emergency measure, the emergency being the immediate necessity to move quickly to join the Coalition to secure this money as fast as possible to clean up the Brownfield sites. WHEREFORE, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**REMAINING CITY COUNCIL MEETING DATES FOR 2014**

November 17, 2014

December 1, 2014

December 15, 2014

[www.nridgeville.org](http://www.nridgeville.org)