



CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

Publication date: 12.03.2018

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.

RESOLUTION(S)

1439-2018 A RESOLUTION DECLARING INTENT TO PROCEED WITH ELECTION ON THE QUESTION OF A RENEWAL TAX IN EXCESS OF THE TEN-MILL LIMITATION FOR CURRENT EXPENSES OF THE LORAIN PUBLIC LIBRARY SYSTEM, INCLUDING THE OPERATION OF A BRANCH LIBRARY LOCATED IN THE CITY OF NORTH RIDGEVILLE.

(R.C. Sections 5705.03, 5705.19(D), 5705.25)
Renewal Public Library Operating Levy

WHEREAS, on November 5, 2018, the City Council of the City of North Ridgeville, Ohio (the "City"), passed a Resolution declaring the necessity to renew all of a tax in excess of the ten-mill limitation in the amount of one and ninety-one hundredths (1.91) mills for each one dollar of valuation, which amounts to \$0.191 for each one hundred dollars of valuation, for five years for the purpose of current expenses of the Lorain Public Library System (the "Library"), including the operation of a branch library located in the City; and

WHEREAS, the Lorain County Auditor has certified that such tax will generate **\$1,368,894** during the first year of collection, based on the current assessed valuation of the City of **\$816,031,180**.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of North Ridgeville, Lorain County, Ohio, that:

Section 1. The City desires to proceed with submission of the question of the renewal tax levy to the electors of the City.

Section 2. The question of such renewal tax levy shall be submitted to the electors of the City at the election to be held therein on May 7, 2019. The Library shall reimburse the City for costs of the election as certified by the Board of Elections of Lorain County. All the territory of the City is in Lorain County.

Section 3. Such renewal tax levy shall be at a rate not exceeding one and ninety-one hundredths (1.91) mills for each one dollar of valuation, which amounts to \$0.191 for each one hundred dollars of valuation, for five (5) years.

1439-2018 Continued

Section 4. Such renewal levy shall be placed upon the tax list and duplicate for the 2019 tax year, beginning in 2019, first due in calendar year 2020, if a majority of the electors voting thereon vote in favor thereof.

Section 5. The form of ballot to be used at said election shall be substantially as follows:

AFFIRMATIVE VOTE IS NECESSARY FOR PASSAGE

A renewal of a tax for the benefit of the Lorain Public Library System for the purpose of current expenses, including the operation of a branch library located in the City North Ridgeville, at a rate not exceeding one and ninety-one hundredths (1.91) mills for each one dollar of valuation, which amounts to \$0.191 for each one hundred dollars of valuation, for five years, commencing in 2014, first due in calendar year 2015.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section 6. This Council finds, determines and declares that the levy of the tax, if approved by the electors, is necessary to the proper furnishing and rendering of free public library services in the City and for the residents of the City.

Section 7. Pursuant to Section 3375.42, Ohio Revised Code, this City hereby finds and determines it to be necessary to enter into an agreement with the Library relating to the operation of the North Ridgeville Branch of the Library and to the use of the proceeds of the renewal tax levy to be voted on by the electors as contemplated in this Resolution and of other funds available for the operation of the North Ridgeville Branch of the Library. That agreement shall be in substantially the form attached hereto as **Exhibit A** (the "Agreement").

Section 8. The Agreement is hereby approved in substantially the form attached hereto as **Exhibit A**, with such changes therein as are not inconsistent with this Resolution and not substantially adverse to the Council as shall be approved by the officers executing the Agreement; provided that the approval of those changes by those officers, and their character as not being substantially adverse to the Council, shall be evidenced conclusively by their execution of that Agreement.

Section 9. The Mayor and Auditor of the City are hereby authorized and directed, for and in the name and on behalf of this City, to execute and deliver the Agreement in substantially the form attached hereto as **Exhibit A**.

Section 10. The Clerk of Council shall be and is hereby directed to certify a copy of this Resolution to the Board of Elections of Lorain County, Ohio, not later than February 6, 2019.

Section 11. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 111.22 of the Ohio Revised Code.

Section 12. This Resolution shall take effect and be in full force from and after the earliest period allowed by law.

1440-2018 A RESOLUTION DECLARING IT NECESSARY TO RENEW AND INCREASE AN EXISTING TAX LEVY FOR THE PURPOSE OF PROVIDING FOR AMBULANCE SERVICE AND EMERGENCY MEDICAL CARE AND TO MAINTAIN A PARAMEDIC PROGRAM AND TO EQUIP AND TO OPERATE THE SAME, AND REQUESTING THE LORAIN COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL AND INCREASE LEVY, PURSUANT TO SECTIONS 5705.03, 5705.19(U) AND 5705.191 OF THE REVISED CODE AND DECLARING AN EMERGENCY.

WHEREAS, at an election on May 6, 2014, the electors of the City of North Ridgeville approved a 1.75-mill tax levy for the purpose of providing for ambulance service and emergency medical care and to maintain a paramedic program and to equip and to operate the same, for a period of five years; and

WHEREAS, the authority to levy that 1.75-mill tax will expire with the levy on the 2018 duplicate for collection in calendar year 2019; and

WHEREAS, this Council finds that the amount of taxes which may be raised within the ten-mill limitation by levies on the current tax duplicate will be insufficient to provide an adequate amount for the necessary requirements of the City and that it is necessary to renew the existing 1.75-mill tax in excess of that limitation for the purpose of providing for ambulance service and emergency medical care and to maintain a paramedic program and to equip and to operate the same and to increase that levy by 0.50 mill to constitute a 2.25-mill levy for that purpose; and

WHEREAS, in accordance with Division (B) of Section 5705.03 of the Revised Code, in order to submit the question of a tax levy pursuant to Sections 5705.19(U) and 5705.191 of the Revised Code, this Council must first request that the Lorain County Auditor certify (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the proposed levy; and

WHEREAS, in further accordance with Division (B) of Section 5705.03 of the Revised Code, upon receipt of a certified copy of a resolution of this Council declaring the necessity of a tax, stating its purpose, whether it is an additional levy, a renewal or a replacement of an existing tax, or the renewal or replacement of an existing tax with an increase or a decrease, the Section or Sections of the Revised Code authorizing the submission of the question of the tax, the term of years of the tax, that the tax is to be levied upon the entire territory of the City, the date of the election at which the question of the tax shall appear on the ballot, that the ballot measure shall be submitted to the entire territory of the City, the tax year in which the tax will first be levied and the calendar year in which it will be first collected and each county in which the City has territory, and requesting such certification, the County Auditor is to certify the total current tax valuation of the City and the dollar amount of revenue that would be generated by the proposed levy;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of North Ridgeville, County of Lorain, State of Ohio, that:

Section 1. This Council declares that (i) it is necessary to renew the City's existing 1.75-mill ad valorem property tax outside of the ten-mill limitation for the purpose of providing for ambulance service and emergency medical care and to maintain a paramedic program and to equip and to operate the same and to

1440-2018 Continued

increase that levy by 0.50 mill to constitute a 2.25-mill levy for that purpose, (ii) as authorized by Sections 5705.19(U) and 5705.191 of the Revised Code, it intends to submit the question of that renewal with an increase levy to the electors of the entire territory of the City at an election on May 7, 2019, and (iii) the City has territory only in Lorain County. If approved, that tax will be levied upon the entire territory of the City for a period of five years, commencing in tax year 2019, for first collection in calendar year 2020.

Section 2. This Council requests the Lorain County Auditor to certify to it both (i) the total current tax valuation of the City and (ii) the dollar amount of revenue that would be generated by the 2.25-mill renewal with an increase levy specified in Section 1.

Section 3. The Clerk of Council of this City is authorized and directed to deliver promptly to the Lorain County Auditor a certified copy of this resolution.

Section 4. This Council finds and determines that all formal actions of this Council and of any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Council and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with the law.

Section 5. This resolution is declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare of the City, and for the further reason that this resolution must be effective immediately so that it can be timely filed with the County Auditor and additional proceedings taken in order to submit the question of the levy to the electors at an election on May 7, 2019; wherefore, this resolution shall be in full force and effect immediately upon its adoption and approval by the Mayor.

ORDINANCE(S)

5584-2018 AN ORDINANCE AMENDING ORDINANCE NUMBER 5497-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 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, 2018 and ending December 31, 2018, Ordinance No. 5497-2017 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 the amounts as follows:

5584-2018 Continued

Fund Number	Fund	Personal Services	Other	Total
<u>Other Funds</u>				
207	Payroll Reserve	\$15,000	\$0	\$15,000
215	State Highway	0	10,000	10,000
260	Fire Levy	5,000	0	5,000
263	Paramedic Levy	10,000	0	10,000
482	TIF Improvement #3	0	200	200
483	TIF Improvement #4	0	200	200
484	TIF Improvement #5	0	100	100
485	TIF Improvement #6	0	50	50
486	TIF Improvement #7	0	50	50
487	TIF Improvement #8	0	100	100
488	TIF Improvement #9	0	50	50
610	Water Fund - Collections	0	5,000	5,000
640	Sewer - Operations	20,000	0	20,000
710	Self-Insurance	0	250,000	250,000
720	Self-Insurance Benefits Trust	0	32,000	32,000
Total		<u>\$50,000</u>	<u>\$297,750</u>	<u>\$347,750</u>

SECTION 3. That appropriated amounts be transferred as presented below:

From	To	Amount
<u>General Fund</u>		
Clerk of Council - Other Expenditures	Clerk of Council - Personal Services	\$1,000
Auditor - Other Expenditures	Other General Govt. - Other Expenditures	10,000
Law - Other Expenditures	Law - Personal Services	4,500
Law - Other Expenditures	Other General Govt. - Other Expenditures	5,000
Law - Other Expenditures	Grounds Maintenance - Other Expenditures	3,500
Law - Other Expenditures	Fire - Personal Services	20,000
Law - Other Expenditures	Street Lighting - Other Expenditures	10,000
Law - Other Expenditures	Income Tax - Other Expenditures	30,000
<u>Street M & R</u>		
Personal Services	Other Expenditures	10,000
<u>Ambulance Fund</u>		
Other Expenditures	Personal Services	9,500
<u>City Garage</u>		
Other Expenditures	Personal Services	10,000

SECTION 4. 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 accordance with law or Ordinance.

SECTION 5. 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

5584-2018 Continued

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 6. This Ordinance is hereby declared to be an emergency measure, the emergency being for the health, safety and welfare of the community and because the money needs expended before the end of the year. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5585-2018 AN ORDINANCE AMENDING ORDINANCE NO. 5477-2017, WHICH ESTABLISHED AN ANNUAL SALARY AND BENEFITS FOR THE CITY ENGINEER.

WHEREAS, due to understaffing in the Engineering Department in 2018, the City Engineer was unable to take his vacation by his anniversary date; and

WHEREAS, City Council wishes to allow the City Engineer the one time ability, retroactive to October 2, 2018, the ability to roll forty (40) hours of vacation to be used within six (6) months of his anniversary date; and

WHEREAS, City Council would like to add a new letter “E” to Ordinance number 5477-2017 which states the following:

E) In the event of an extraordinary circumstance where the employee was denied vacation due to operational necessities, the employee can carry over up to forty (40) hours of vacation to be used within six (6) months of the employee’s anniversary date upon the discretion of the Mayor.

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

SECTION 1. The City Engineer shall be permitted the one time ability, retroactive to October 2, 2018, to roll forty (40) hours of vacation to be used within six (6) months of his anniversary date.

SECTION 2. Ordinance No. 5477-2017, shall now incorporate new paragraph “E” which states:

E) In the event of an extraordinary circumstance where the employee was denied vacation due to operational necessities, the employee can carry over up to forty (40) hours of vacation to be used within six (6) months of the employee’s anniversary date upon the discretion of the Mayor.

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

5585-2018 Continued

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

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

5586-2018 AN ORDINANCE AMENDING ORDINANCE NO. 5485-2017, WHICH ESTABLISHED AN ANNUAL SALARY AND BENEFITS FOR THE PARKS AND RECREATION DIRECTOR.

WHEREAS, due to understaffing in the Parks and Recreation Department in 2018, the Parks and Recreation Director was unable to take his vacation by his anniversary date; and

WHEREAS, City Council wishes to allow the Parks and Recreation Director the one time ability, retroactive to September 1, 2018, the ability to roll forty (40) hours of vacation to be used within six (6) months of his anniversary date; and

WHEREAS, City Council would like to add a new letter “E” to Ordinance number 5485-2017 which states the following:

E) In the event of an extraordinary circumstance where the employee was denied vacation due to operational necessities, the employee can carry over up to forty (40) hours of vacation to be used within six (6) months of the employee’s anniversary date upon the discretion of the Mayor.

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

SECTION 1. The Parks and Recreation Director shall be permitted the one time ability, retroactive to September 1, 2018, to roll forty (40) hours of vacation to be used within six (6) months of his anniversary date.

SECTION 2. Ordinance No. 5485-2017, shall now incorporate new paragraph “E” which states:

E) In the event of an extraordinary circumstance where the employee was denied vacation due to operational necessities, the employee can carry over up to forty (40) hours of vacation to be used within six (6) months of the employee’s anniversary date upon the discretion of the Mayor.

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

5586-2018 Continued

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

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

5587-2018 AN ORDINANCE AMENDING THE ORIGINAL DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO BY INCLUDING THE FULL-TIME POSITION OF LABORATORY MANAGER AND ESTABLISHING THE PAY RATE SCALE FOR THIS POSITION.

WHEREAS, City Council and the Administration have created the full-time position of Laboratory Manager at the French Creek Wastewater Treatment Plant; and

WHEREAS, City Council and the Administration desire to create a pay scale for the new position of Laboratory Manager; and

WHEREAS, City Council and the Administration desire to amend Ordinance No. 2725-93, which provides wage rates for the City of North Ridgeville, and subsequent amendments thereto.

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

SECTION 1. Ordinance No. 2725-93, which provides wage rates for the City of North Ridgeville, and subsequent amendments thereto, are hereby amended by including the full-time position of Laboratory Manager at the French Creek Wastewater Treatment Plant.

SECTION 2. The following pay scale is hereby created for the full-time position of Laboratory Manager and shall be added to the pay rate schedule contained in Ordinance No. 2725-93 and subsequent amendments thereto:

Laboratory Manager - A	\$56,144.08
Laboratory Manager - B	\$57,251.71
Laboratory Manager - C	\$58,381.49
Laboratory Manager - D	\$59,499.32
Laboratory Manager - E	\$60,709.29
Laboratory Manager - F	\$61,908.22
Laboratory Manager - G	\$63,131.13
Laboratory Manager - H	\$64,378.50
Laboratory Manager - I	\$65,650.82
Laboratory Manager - J	\$67,179.02

5587-2018 Continued

SECTION 3. The position of Laboratory Manager shall be entitled to the benefits provided by North Ridgeville Ordinance No. 2725-93 which has been, from time to time, amended.

SECTION 4. In all other respects, Ordinance No. 2725-93 and subsequent amendments thereto 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 §121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

5588-2018 AN ORDINANCE AMENDING THE ORIGINAL DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO BY INCLUDING THE FULL-TIME POSITION OF CIVIL ENGINEER II (PE) AND ESTABLISHING THE PAY RATE RANGE FOR THIS POSITION.

WHEREAS, City Council and the Administration have created the full-time position of Civil Engineer II (PE); and

WHEREAS, City Council and the Administration desire to create a pay scale for the new position of Civil Engineer II (PE); and

WHEREAS, City Council and the Administration desire to amend Ordinance No. 2725-93, which provides wage rates for the City of North Ridgeville and subsequent amendments thereto.

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

SECTION 1. Ordinance No. 2725-93, which provides wage rates for the City of North Ridgeville, and subsequent amendments thereto, are hereby amended by including the full-time position of Civil Engineer II (PE).

SECTION 2. An annual pay rate range of \$62,053.00 to \$75,542.00 is hereby established for the full-time position of Civil Engineer II (PE) and shall be added to the pay rate schedule contained in Ordinance No. 2725-93 and subsequent amendments thereto.

SECTION 3. The position of Civil Engineer II (PE) shall be entitled to the benefits provided by North Ridgeville Ordinance No. 2725-93 which has been, from time to time, amended.

5588-2018 Continued

SECTION 4. In all other respects, Ordinance No. 2725-93 and subsequent amendments thereto 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 §121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

5589-2018 AN ORDINANCE ESTABLISHING AN EMERGENCY MEDICAL SERVICE FINANCIAL ASSISTANCE ORDINANCE FOR NON-RESIDENTS.

WHEREAS, the City of North Ridgeville Fire Department has a proud tradition of providing state of the art Emergency Medical Services (“EMS”); and

WHEREAS, non-residential EMS runs constitute over ten percent (10%) of the annual average for the North Ridgeville Fire Department; and

WHEREAS, non-residents whose income falls below the Federal Poverty Guideline should not have to forfeit North Ridgeville EMS service due to financial hardship; and

WHEREAS, the City of North Ridgeville already has an Ordinance making financial assistance available to residents of North Ridgeville; and

WHEREAS, financial assistance for North Ridgeville EMS service should be available to non-residents if the individual meets certain financial hardship criteria.

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

SECTION 1. A Financial Waiver for North Ridgeville EMS service is established and available for non-residents whose income falls below the Federal Poverty Guideline and who properly provide the requested income verification as requested in Financial Application Waiver attached hereto as **Exhibit 1** and incorporated in substantially the same form as written herein.

SECTION 2. 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.

5589-2018 Continued

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

CITY COUNCIL MEETING DATES FOR 2018

January 2, 2018	January 16, 2018	February 5, 2018
February 20, 2018	March 5, 2018	March 19, 2018
April 2, 2018	April 16, 2018	May 7, 2018
May 21, 2018	June 4, 2018	June 18, 2018
July 2, 2018	July 16, 2018	August 6, 2018
August 20, 2018	September 4, 2018	September 17, 2018
October 1, 2018	October 15, 2018	November 5, 2018
November 19, 2018	December 3, 2018	December 17, 2018

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