

**NORTH RIDGEVILLE CITY COUNCIL  
MEETING MINUTES  
MAY 7, 2018**

**CALL TO ORDER:** 7:30 p.m.

President Corcoran called the Monday, May 7, 2018 Council meeting to order.

**INVOCATION:**

Led by President Corcoran.

**PLEDGE OF ALLEGIANCE:**

Led by President Corcoran.

**ROLL CALL:**

Present were Council members Dennis Boose, Bruce Abens, Robert Chapek, Martin DeVries, Michelle Hung, Gregg Westover and President Kevin Corcoran.

Also present was Mayor David Gillock, Law Director Brian Moriarty, Safety-Service Director Jeff Armbruster, Auditor Jeff Wilcheck, City Engineer Daniel Rodriguez and Clerk of Council Nancy Linden.

**MINUTES - Corrections (if any) and approval:**

President Corcoran asked for any corrections or objections to approving the public hearing minutes of April 16, 2018 regarding T 41-2018 (Simmons Ag District). No corrections or objections were noted. The minutes stand approved.

President Corcoran asked for any corrections or objections to approving the public hearing minutes of April 16, 2018 regarding T 29-2018 (Case Road rezone). No corrections or objections were noted. The minutes stand approved.

President Corcoran asked for any objections or corrections to the April 16, 2018 Council minutes. No corrections or objections were noted. The minutes stand approved.

President Corcoran noted Council received the Board of Zoning and Building Appeals minutes of April 26, 2018, the Civil Service Commission minutes of April 16, 2018, the Parks and Recreation Commission minutes of March 28, 2018, the Planning Commission minutes of April 10, 2018 and the Tax Abatement Review Board minutes of April 24, 2018.

**LOBBY:**

Moved by President Corcoran and seconded by Boose to bifurcate the lobby session into two lobby sessions.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

President Corcoran stated the first lobby session is for the items that are on the agenda this evening. He stated if anyone would like to address Council or the Administration on any of those items, please step up to the podium and state your name and address for the record. President Corcoran further stated if anyone had another item they wanted to speak about, they would have the opportunity at the second lobby session toward the end of the meeting.

Kelly Smolik, 7800 Avalon Dr.: stated there was a similar situation in Avon that took place a few years ago citing Clifton Bar and Banquet facility. Ms. Smolik stated the surrounding residential owners complained about noise. She stated the City's current noise Ordinance and that the rezone of Case Road would cause a noise disturbance. She felt the rezone, if it went forward, would be spot zoning.

Mike Babet, 38601 Sugar Ridge Rd.: stated spot zoning is frowned upon and Case Road rezone would be just that. He encouraged Council to vote no on the Ordinance (T 29-2018)

Jackie Lucas, 3205 Bay Landing Dr., Westlake, OH: stated she is at the meeting on behalf of her father who is the land owner regarding T 29-2018. She stated she has been contacted by a County Commissioner that thinks the business idea would be a great addition to the County.

Mary Nowicki, 38520 Avalon Dr.: stated the Avalon HOA is against the Case Road rezone. She stated the facility in Avon that Ms. Lucas cited last Council meeting does not permit alcohol or loud music. Ms. Nowicki stated she is against the rezone for Case Road.

Steve Shoureas, 5056 Case Rd.: Mr. Shoureas stated he felt the applicant was making promises he could not keep. He noted the facility in Avon that Ms. Lucas cited at last meeting is not comparing apples to apples.

Moved by Boose and seconded by DeVries to allow Mr. Shoureas up to an additional three minutes to speak.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Mr. Shoureas stated no one actually supports the rezone and asked Council to vote the rezone down.

Albert Volak, 38538 Case Rd.: stated when he drives through dilapidated towns, he thinks about zoning. He asked Council to keep up strict zoning.

Carol Grodi, 4982 Somerset Ct.: stated she felt this rezone would be spot zoning and it would be abuse of the zoning laws. Ms. Grodi stated the rezone would devalue surrounding properties, violate noise Ordinances and increase intoxicated driving.

Moved by Boose and seconded by Abens to allow Ms. Grodi up to an additional three minutes to speak.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Ms. Grodi stated rezoning the property is granting special treatment to one owner. She urged Council members to visit Avalon Drive properties to see their side.

Carl Caporale., 38639 Avalon Dr.: stated there were at least six properties available on Center Ridge Road. Mr. Caporale provided pictures of the Sandy Ridge Reservation event center. He noted another facility on Gulf Road.

Moved by Boose and seconded by Abens to allow Mr. Caporale up to an additional three minutes to speak.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Mr. Caporale stated the facility is not needed as there are two nearby.

President Corcoran moved on to the Administrator's reports.

**ADMINISTRATORS REPORTS:**

**A. Mayor:**

Moved by Mayor Gillock and seconded by Boose to add T 60-2018 to the agenda under first readings.

Councilman Boose stated he felt it was appropriate to do this all at the same time.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Mayor Gillock stated T 58-2018, is an Ordinance accepting the \$1 million state grant and agreement approval with the Ohio Department of Natural Resources for the S.B. 310 Capital Improvement Community Recreation Flood Mitigation Project entitled "Mill Creek Conservation and Flood Control." Mayor Gillock requested T 58-2018 and T 60-2018 be adopted with the emergency in order to get started on the project as soon as possible. It involves moving water out of French Creek and addressing flooding throughout the City.

Mayor Gillock stated in regard to T 49-2018, City Council previously approved the City entering into a grant agreement with NOPEC, Ordinance Number 5510-2018 on February 5, to participate in the Energized Community Grant program. This program provides the City with an

opportunity to finance eligible efficiency or energy infrastructure projects. NOPEC has approved our submitted projects to include LED conversion in several City-owned facilities – City Hall, Shady Drive Complex, Soccer Complex, Frontier Park and South Central Park. Also approved is insulation at the Service Department garage and installation of energy efficient HVAC in the Parks & Recreation building at Shady Drive to replace temporary propane heaters.

Mayor Gillock asked that City Council adopt T 49 with the emergency this evening to get started on the project.

Rita Price was a huge part of the City family for fifteen years and will be hard to replace as the Director of the Office for Older Adults. The City is extremely fortunate to find someone, not to replace Rita, but to continue her leadership in her own style.

Moved by Mayor Gillock and seconded by Westover to appoint Meredith Brescilli as Director of the Office for Older Adults.

Meredith has been with the City in the Parks & Recreation Department for three years. Prior to coming to North Ridgeville, Meredith worked for the City of Akron and for the City of Barberton where she had experience working with older adults. She also has a Bachelor's Degree in programing. Meredith will be a welcome addition to the City's administrative staff.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

Mayor Gillock stated the Service Department has begun addressing the list of residential streets to be paved this year. They are currently milling and prepping the southern halves of Cornell, Wallace and Olive prior to paving. The northern halves of these three streets were paved last year. As they continue to move through the streets, the latest information will be posted to the City website at [www.nridgeville.org](http://www.nridgeville.org).

Mayor Gillock reminded everyone that Tuesday, May 8th is Election Day. Polls open at 6:30 a.m. and will remain open until 7:30 p.m. There are no local issues on the ballot; however, there are two county five year renewals – Issue 4 Mental Health and Issue 5 Developmental Disabilities. At the state level, there is Issue 1 which is a proposed constitutional amendment to create a bipartisan, public process for drawing congressional districts. In addition to the issues, there are a number of county, state and federal candidates running in the Primary Election. For the complete list, visit the Lorain County Board of Elections website at [www.loraincountyelections.com](http://www.loraincountyelections.com).

The North Ridgeville Visitors Bureau will be hosting the annual “Discover the Ridge” this Saturday, May 12 from 9:00 a.m. to -3:00 p.m. This is a free family event exploring people, places and things that make North Ridgeville unique. Start out at the kick-off at Don Mould's Garden Center located at 34837 Lorain Road at 9:00 a.m. to “Celebrate our Veterans.” The VFW will host a ceremony followed by free donuts provided by Dunkin' Donuts. There are twenty

businesses and locations participating in this year's event. Maps will be available for all of the open houses held throughout the City at the opening ceremony. Residents can pick up a brochure at City Hall or visit the City website or the Chamber of Commerce's website. Lorain County Pride Day is Saturday, May 19. Parks & Recreation will be participating from 9:00 a.m. to noon and are looking for volunteers and organizations to play an active role in improving our community and parks. If you are interested, please call our Parks & Recreation Department at 353-0860.

**B. Safety-Service Director:** Safety-Service Director Armbruster stated the City crews are continuing to fill chuck holes throughout the City. They just filled some of the large holes on Lorain going down to Island.

**C. Engineer:** Engineer Rodriguez stated the I-480 Eastbound and Lorain Road Signal Upgrade Project was delayed due to lag time on the traffic signal support poles that are part of this project. He anticipates a four to six week delay.

Engineer Rodriguez noted pavement work required closing Garden Street between Olive Ave. and Wallace Blvd. beginning May 2 for thirty days. A detour route has been established using Cross Street. The road will be rebuilt.

Engineer Rodriguez noted that signs are in place to alert motorists of the upcoming work zone and road closure. All work is contingent upon the weather. To help ensure the safety of the construction workers as well as the traveling public, motorists should remain alert, reduce their speed and watch for stopped traffic while passing by the work zone.

Engineer Rodriguez gave an update regarding the US 20/Center Ridge Road Widening Project. He stated that storm sewer installation continues along the south side of US-20 (Center Ridge Rd.) from Lear Nagle Rd. to the west towards Pitts Blvd. Crews will continue grading the south side of US 20 from Jaycox Rd. to the east. There may be temporary interruptions to residential and commercial drives throughout the week. East and west bound lanes will be maintained at the current ten foot widths. The center turn lane will remain.

Engineer Rodriguez stated due to the amount of water breaks on Boulder Drive and the age of the water infrastructure on Boulder Dr. and Cary Dr., the City has decided to replace the water main. At this time the project is in the design phase and construction plans are to be completed by the end of July 2018. Once those plans are complete, the City will put the project out for public bid. That process usually takes six to eight weeks. Construction could begin the middle of September or the beginning of October. The estimated time of construction is approximately twelve weeks, weather permitting. Access to residences will be maintained at all times.

Moved by Mayor Gillock and seconded by Boose to amend the title of T 56-2018 to read:  
An Ordinance requiring sump pumps in new residential construction to be tied into an existing storm sewer system with a mandatory overflow device.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Mayor Gillock noted another project at Bainbridge and Route 83. He stated it is a sidewalk project to add sidewalks to Aurensen to Bainbridge and then crosswalks to get across to the east side. It began today and was paid for by a grant.

**D. Auditor:** Auditor Wilcheck stated T 50 regarding supplemental appropriations will cover an anticipated increase in the cost for the Luanne Lift Station. The NOPEC grant money was also funded in the supplemental appropriations along with anticipated separation benefits. There are also payments to the Lorain County Engineer for Lear Nagle Road improvements that weren't in the original budget. Also the Lorain Municipal Court funds are included which are required by statute.

**E. Other Reports:** President Corcoran noted that Council received the April 2018 Parks and Recreation Director's report.

**COUNCIL COMMITTEE REPORT(S):** None.

**CORRESPONDENCE:** None.

**OLD BUSINESS:** None.

**NEW BUSINESS:** None.

**RECESS:**

Moved by Boose and seconded by DeVries to dispense with the recess.

President Corcoran asked for any comments or questions. No discussion was offered.

A voice vote was taken and the motion carried.

Yes –7                      No – 0

**FIRST READINGS:**

**Ordinance and Resolution submittal(s)**

Clerk of Council Linden:

**T 48-2018** AN ORDINANCE AMENDING ORDINANCE NO. 4177-2005 TO INCLUDE OTHER TYPES OF AUCTION FOR THE SALE OF PERSONAL PROPERTY OWNED BY THE CITY OF NORTH RIDGEVILLE.

**(Introduced by Mayor Gillock)**

Mayor Gillock stated this Ordinance effectively just adds auto auctions to the Ordinance already in place for auctions.

President Corcoran asked if it were tied to T 51.

Mayor Gillock stated yes.

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 48-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 48.

Moved by Boose and seconded by DeVries to add the emergency clause to T 48-2018 in order to get the vehicles sold as quickly as possible.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5539-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 49-2018      AN ORDINANCE ESTABLISHING THE NOPEC GRANT FUND.**  
**(Introduced by Mayor Gillock)**

Moved by Mayor Gillock and seconded by Boose to dispense with the second and third readings for T 49-2018.

Mayor Gillock stated this was a grant. A portion of it is estimated at \$68,000 and it will need to be bid. The City would like to get moving before cold weather arrives and save the residents money.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 49-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 49-2018 in order to get the funds placed in the correct account as quickly as possible.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5540-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 50-2018**      AN ORDINANCE AMENDING ORDINANCE NUMBER 5497-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018.

**(Introduced by Mayor Gillock)**

Moved by Mayor Gillock and seconded by Boose to dispense with the second and third readings for T 50-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by Westover to adopt T 50-2018.

Moved by Boose and seconded by Chapek to add the emergency clause to T 50-2018 in order to get the funds transferred and used in a timely manner.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

Councilman Boose stated Council received a background informational sheet from the Auditor. The amendments are well within the budgeting process.

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5541-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 51-2018**      AN ORDINANCE AUTHORIZING THE SALE OF VEHICLES NO LONGER NEEDED FOR MUNICIPAL PURPOSES.

**(Introduced by Mayor Gillock)**

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 51-2018.

President Corcoran noted T 51-2018 was tied to T 48-2018.

Mayor Gillock noted eleven vehicles are being sold. Six are police cars and they all have about 100,000 miles. There are five trucks from the Service Garage all with well over 100,000 miles.



A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 51-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 51-2018 in order to sell the vehicles as quickly as possible for the betterment of the City.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5542-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 52-2018**      AN ORDINANCE AMENDING EXHIBIT “A” OF THE DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO.

**(Introduced by Mayor Gillock)**

President Corcoran referred T 52-2018 to the Finance Committee.

Clerk of Council Linden:

**T 53-2018**      AN ORDINANCE AMENDING N.R.C.O. SECTION 440.17, THROUGH TRUCKS PROHIBITED; LOAD LIMITS.

**(Introduced by Mayor Gillock)**

President Corcoran referred T 53-2018 to the Streets, Sidewalks and Bridges Committee.

Clerk of Council Linden:

**T 54-2018**      A RESOLUTION IN SUPPORT OF JOINING, AS A PLAINTIFF, PENDING FEDERAL LITIGATION AGAINST VARIOUS PHARMACEUTICAL COMPANIES AND/OR DISTRIBUTORS OF CERTAIN PAIN MEDICATIONS THAT HAVE CONTRIBUTED TO THE OPIOID EPIDEMIC.

**(Introduced by Mayor Gillock)**

Mayor Gillock stated they were contacted by the law firm leading on this case. He felt it was best to join in.

Law Director Moriarty stated any expenses incurred by the City would be paid if the City received a settlement or reward. If the City doesn't receive an award or settlement, then it owes nothing. This lawsuit includes the distributors which helped contribute to the epidemic.

Mayor Gillock stated the Law Director felt it was important to bring Council on board with this

lawsuit.

Councilman Boose asked if the City was awarded something, could the fees be greater than the actual settlement.

Law Director Moriarty stated no.

Moved by Mayor Gillock and seconded by President Corcoran to dispense with the second and third readings for T 54-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by Chapek to adopt T 54-2018.

President Corcoran asked the Clerk to call the roll vote.

Clerk of Council Linden stated the motion carried and becomes **Resolution number 1424-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 55-2018**     A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO DON MOULD'S PLANTATION IN THE AMOUNT OF \$4,586.00.  
**(Introduced by Mayor Gillock)**

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 55-2018.

Councilman Boose stated the services have been rendered and it needs to be paid. He asked if it needed the emergency.

Mayor Gillock stated it needed paid within thirty days per O.R.C. and suggested the emergency clause.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 55-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 55-2018 in order to meet the timing deadline for payment.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Resolution number 1425-2018**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 56-2018**      AN ORDINANCE REQUIRING SUMP PUMPS IN NEW RESIDENTIAL  
**Amended**      CONSTRUCTION TO BE TIED INTO AN EXISTING STORM SEWER  
SYSTEM WITH A MANDATORY OVERFLOW DEVICE.

**(Introduced by Councilwoman Michelle Hung)**

President Corcoran referred T 56-2018 Amended to the Building and Lands Committee.

Clerk of Council Linden:

**T 58-2018**      AN ORDINANCE ACCEPTING THE OFFER OF A GRANT OF STATE  
FUNDS IN A MAXIMUM AMOUNT OF \$1,000,000.00 AND APPROVING  
THE GRANT AGREEMENT WITH THE OHIO DEPARTMENT OF  
NATURAL RESOURCES FOR THE S.B. 310 CAPITAL IMPROVEMENT  
COMMUNITY RECREATION GRANT FOR THE MILL CREEK  
CONSERVATION AND FLOOD CONTROL PROJECT.

**(Introduced by Mayor Gillock)**

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 58-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 58-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 58-2018 in order to address the City storm water management in a timely fashion.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5543-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 59-2018** AN ORDINANCE AMENDING ORDINANCE 5517-2018 WHICH AUTHORIZED THE LUANNE DRIVE PUMP STATION REPLACEMENT PROJECT AND OTHER APPURTENANCES BY INCREASING THE AMOUNT FROM \$285,000.00 TO \$425,000.00.

**(Introduced by Mayor Gillock)**

Moved by Mayor Gillock and seconded by Boose to dispense with the second and third readings for T 59-2018.

Mayor Gillock stated the engineering estimate was \$285,000 and the one bid that came in was \$410,000. He will speak to the engineering firm to find out why the estimate was so far off. The station needs repaired before it fails.

Councilman Boose asked why the estimate was so low.

Engineer Rodriguez stated he did not know why but if he had to guess it was because most of the companies were frontloaded with work. He thought that bidding in the fall would be more competitive.

Councilman Boose agreed that the replacement was necessary and stated the money was budgeted.

Engineer Rodriguez stated the Service Department believes it will hold out but further stated they do want to get the project done right away.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 59-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 59-2018 in order to timely rebid the project and get the project completed.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5544-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 60-2018** AN ORDINANCE ESTABLISHING THE ODNR FLOOD CONTROL GRANT FUND.

**(Introduced by Mayor Gillock)**

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 60-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by DeVries to adopt T 60-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 60-2018 in order to place the funds that are available and to have accountability.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7                      No – 0

President Corcoran asked the Clerk to call the roll vote on the adoption with the emergency.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5545-2018.**

Yes – 7                      No – 0

**SECOND READINGS:**

Clerk of Council Linden:

**T 29-2018** AN ORDINANCE AMENDING SECTION 1240.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH RIDGEVILLE, OHIO, KNOWN AS THE ZONING CODE ORDINANCE, TO REZONE THE FOLLOWING LAND: LOCATED AT 5011 CASE ROAD; PARCEL NUMBER 07-00-043-103-099 AND OWNED BY JK LUCAS, LLC FROM R-1 RESIDENCE DISTRICT TO B-1 NEIGHBORHOOD BUSINESS DISTRICT.

**(Introduced by Petition of John Lucas; First reading 03/05/2018; Referred to Planning Commission and Building and Lands on 03/05/2018; Building and Lands on 03/19/2018; Building and Lands report accepted on 04/02/2018; Planning Commission on 03/26/2018 & 04/10/2018; Planning Commission report accepted on 04/16/2018; Public hearing 04/16/2018)**

Clerk of Council Linden:

**T 46-2018** AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH THE LOWEST AND BEST BIDDER FOR THE REPAIR OF VARIOUS SECTIONS OF THE INTERCEPTOR PIPE SYSTEM SERVICING THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$450,000.00.

**(Introduced by Mayor Gillock; First reading 04/16/2018)**

**THIRD READINGS:**

Clerk of Council Linden:

**T 41-2018** A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY JOSEPH SIMMONS FAMILY TRUST REGARDING CERTAIN LAND OWNED BY THEM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.  
**(Introduced by Mayor Gillock; First reading 04/02/2018; Public hearing 04/16/2018; Second reading 04/16/2018)**

Moved by Boose and seconded by Westover to adopt T 41-2018.

President Corcoran asked the Clerk to call the roll vote on the adoption.

Clerk of Council Linden stated the motion carried and becomes **Resolution number 1426-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 43-2018** AN ORDINANCE AMENDING N.R.C.O. CHAPTER 282.03(b) TAX  
**Amended** ABATEMENT REVIEW BOARD.  
**(Introduced by Mayor Gillock; First reading 04/02/2018; Second reading 04/16/2018; Amended on the floor 04/16/2018)**

Moved by Boose and seconded by Abens to adopt T 43-2018 Amended.

President Corcoran asked the Clerk to call the roll vote on the adoption.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5546-2018.**

Yes – 7                      No – 0

**MEETING ANNOUNCEMENTS:**

President Corcoran stated the next regular Council meeting will be on Monday, May 21, 2018 at 7:30 p.m. in Council Chambers. There will be a public hearing regarding T 45-2018 (Shady Drive name change) on Monday, June 4, 2018 at 7:00 p.m. in Council Chambers.

**2<sup>nd</sup> LOBBY (Non-agenda items)**

Pat Wysocki, 7480 Noll Dr.: stated she is concerned about the Muslim Community Center to be built on Center Ridge Road specifically the soil and elevations. She felt that it could cause flooding into Mills Creek and cited a study that should have been done and never was.

Moved by Westover and seconded by Abens to allow Ms. Wysocki up to an additional three minutes to speak.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Ms. Wysocki stated the area is in a special flood hazard area. She is concerned the flood waters will end up down in her area.

Engineer Rodriguez stated if the pond is dug up and filled, material will be brought in. The overflow will flow out into the Ridgeway Ditch. The City just passed an Ordinance to work on Mills Creek. The culvert project at the turnpike has been done. A lot of the things are in place and it does take time. The City continues to engineer things. The City had significant rain in the last few years and he didn't believe there had been flooding. Engineer Rodriguez encouraged anyone to come in and he would answer their questions.

Merilyn Bright, 36415 Behm Dr.: stated Ms. Wysocki touched on many of her points. She added she is concerned about the contaminants in the soil on the property.

Engineer Rodriguez stated that the property is private. It is the responsibility of the owner to have the soil checked. The water that runs off the roof will run into the detention pond and slowly be released into the stream.

Mayor Gillock stated there is an Ordinance against bringing hazardous waste into the City. He believed that the dirt was observed by the City when it was filled.

Albert Krage, 37903 Sugar Ridge Rd.: stated there is still a truck problem on Sugar Ridge. He had been watching the traffic in the afternoon daily. He estimated two hundred trucks. He felt the police aren't doing anything. He showed pictures to Council and the Administration of truck traffic.

Moved by Boose and seconded by Abens to allow Mr. Krage up to an additional three minutes to speak.

A voice vote was taken and the motion carried.

Yes – 6                      No – 1 (DeVries)

Mr. Krage stated he sees trucks all over town and he felt signage needed erected.

Mayor Gillock stated that Sugar Ridge Road and Avalon Drive receive the most police attention in the City. He noted that many of the pictures he submitted are permitted trucks.

President Corcoran reminded everyone that this was not a back and forth session.

Mike Babet, 38601 Sugar Ridge Rd.: noted the Ordinance states the trucks must be making a delivery on that road. He also noted that he is asking Council President to identify out of the eight-six tickets, how many were truck route violation and not speeding. He asked for the information at the next Council meeting.

Mr. Krage stated he would like to continue on in response to the Mayor.

President Corcoran stated that it was not a back and forth session and he could speak if he had something else to speak on.

**ADJOURNMENT:**

President Corcoran adjourned the meeting at 8:57 p.m.

Approval of minutes on May 21, 2018:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL