

**NORTH RIDGEVILLE CITY COUNCIL  
MEETING MINUTES  
JULY 2, 2018**

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

President Corcoran called the Monday, July 2, 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, President Pro-Tem Bruce Abens, Robert Chapek, Martin DeVries, Michelle Hung, President Kevin Corcoran and Gregg Westover.

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 June 18, 2018 Council minutes. No corrections or objections were noted. The minutes stand approved.

President Corcoran noted Council received the Civil Service Commission meeting minutes of June 19, 2018 and the Parks and Recreation Commission minutes of May 23, 2018.

**LOBBY:**

President Corcoran stated there will be one lobby session for this evening. He stated if anyone would like to address Council or the Administration on any item, please step up to the podium and state your name and address for the record.

President Corcoran asked if anyone in the audience cared to speak.

John Vrtachnik, 5553 Main Ave: asked if the City has considered lowering the speed limit on Center Ridge Road to twenty-five miles an hour in the construction zone.

Engineer Rodriguez stated he can contact ODOT and make the suggestion. It is a thirty-five mph zone but he can make the suggestion.

President Corcoran stated he thought that would cause a little bit of difficulty with the construction and the Police trying to pull people over, but certainly stated the City should look into it.

Virginia Pelteir, 6936 Meadow Lakes Blvd.: thanked the Council for making the City great. She believed there was poaching after dark in the Sandy Ridge Reservation. She stated she was concerned about the safety of the Police force. She cited an example of a deer screaming after possibly being shot with a silencer. She requested assistance of the Ohio Guard Reserve. She stated the geese have disappeared and so have the deer.

Councilman Boose asked if the Administration is aware of poachers.

Mayor Gillock stated he isn't aware but further stated he will take it up with the Police Department and the Metro Parks. The Metro Parks prohibit hunting on the property.

President Corcoran moved on to the Administrator's reports.

#### **ADMINISTRATORS REPORTS:**

**A. Mayor:** Mayor Gillock requested City Council adopt T 74-2018 with the emergency this evening which is a resolution to proceed to submit to the electors of the City the question of issuing bonds for an outdoor family aquatic center. This will allow the City to move forward with certifying the necessary paperwork to meet the Board of Elections deadline of August 8 to place the bond issue on the November ballot.

Mayor Gillock asked Council to consider adopting T 77-2018, with the emergency. He stated there were a few of the vehicles listed that were previously sold at auction and three additional vehicles have been added – three 2007 Ford Taurus'. Mayor Gillock stated they would like to move forward with selling the vehicles at auction.

Mayor Gillock asked Council to consider adopting T 79-2018, with the emergency, in order to make payment to the Lorain County Engineer. He stated that because of unexpected additional costs incurred by the contractor, the City's share increased by \$45,242.21.

Mayor Gillock stated the Service Department will begin prepping and paving Bender Road next week, the week of July 9 with an estimated completion date of July 27. As with any paving project, this schedule is subject to change depending on the weather.

Mayor Gillock stated on Tuesday, July 3 at South Central Park, the City will be celebrating Independence Day. The party in the park will kick-off the celebration from 7:00 p.m. to 9:30 p.m. with food vendors, bounce houses, balloon twisters, live music and more. A spectacular fireworks show will follow at dark. The rain date for the fireworks only is July 5.

In preparation for the celebration, Bainbridge Road will be closed between Root Road and Route 83 starting at 1:00 p.m. tomorrow, July 3 and will reopen the morning of Wednesday, July 4 by 8:00 a.m.

City Hall offices will be closed on Wednesday, July 4 in observance of the Independence Day holiday. Enjoy your holiday and stay safe!

As a reminder, on Friday, July 6 there will be movies in the park. The featured movie will be Lego Batman Movie and will be shown at dusk at South Central Park by the gazebo.

The next concert series at South Central Park will be to the sounds of The Attraxxion on Friday, July 13. These concerts are free and take place at the gazebo from 7:00 p.m. to 9:00 p.m. For the complete schedule of movies and concerts, visit the City's website at [www.nridgeville.org](http://www.nridgeville.org).

Moved by Mayor Gillock and seconded by Boose to adjourn into executive session in place of the recess to consider the discipline of a public employee.

A roll call vote was taken and the motion carried.

Yes – 7                      No – 0

**B. Safety-Service Director:** Safety-Service Director Armbruster stated the zoning inspector continues to try to get residents to mow their lawns. There is a process for citation and getting the grass cut.

**C. Engineer:** Engineer Rodriguez stated in regard to the I-480 Eastbound and Lorain Road Signal Upgrade Project – he has been notified by the contractor that they have a confirmed delivery of the new traffic signal poles the week of August 13th. A new traffic zone and pattern will be set up around the same time to accommodate the remaining work associated with the project. He will have more information as the arrival of signal poles gets closer. The City will post an update on the City website once construction dates are locked down.

US 20/Center Ridge Road Widening - Installation of temporary concrete pavement has been completed from Lear Nagle to Jaycox Road. Permanent asphalt paving will continue on the south side of US 20 from where they stopped just east of Ranger Way to Lear Nagle. There may be temporary interruptions to residential and commercial drives throughout the week.

French Creek Bridge, East of SR 83 - crew's will begin construction on the new structure. This is the structure by St. Peter's. The traffic pattern has already been marked and should have no effect on traffic.

Garden Street to be completed - the paving crew will place top course asphalt during the week. Timing will be determined on the progress of US 20, Pitts and Jaycox.

Ranger Way and Pitts Blvd closed for 30 days. Tentatively, both roads should be open by the end of day on July 6.

Full depth concrete repairs - The City's contractor should be wrapping this project up within the next two weeks if not sooner. Any damaged tree lawns will be repaired by the contractor before they are released from their contract. Please bear with the contractor and the City as the repairs are being finished. There will be delays getting in and out of the streets, especially on concrete pour days.

ODOT Urban Paving Project- SR 10 - Reminder portions of Lorain Road (SR 10) and the ALT SR 83 access to SR 10 will be resurfaced. ODOT's contractor is scheduled to begin work the week of July 16, 2018. The project has a completion date of August 29, 2018. Traffic will be maintained during construction. He stated that he would continue to update the community if any other information becomes available.

**D. Auditor:** Auditor Wilcheck stated he had nothing to report.

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

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

**CORRESPONDENCE:** None.

**OLD BUSINESS:** None.

**NEW BUSINESS:** None.

**RECESS:**

Adjourned into executive session at 7:47 p.m.

Reconvened into the City Council meeting at 8:03 p.m.

**FIRST READINGS:**

**Ordinance and Resolution submittal(s)**

Clerk of Council Linden:

**T 74-2018** A RESOLUTION DETERMINING TO PROCEED TO SUBMIT TO THE ELECTORS OF THE CITY THE QUESTION OF ISSUING BONDS FOR THE PURPOSE OF IMPROVING CITY-OWNED PROPERTY NEAR SOUTH CENTRAL PARK AND THE CITY'S ADMINISTRATIVE COMPLEX BY CONSTRUCTING, FURNISHING, EQUIPPING AND OTHERWISE IMPROVING AN OUTDOOR FAMILY AQUATIC CENTER WITH A POOL HOUSE, ACTIVITY, LAP AND PLUNGE POOLS, A LAZY RIVER, DECK, GRASS AND SHADE AREAS, AN ACCESS DRIVE AND WALKWAYS AND A PARKING AREA.

*(Introduced by Councilman Boose & Mayor Gillock)*

Moved by Boose and seconded by DeVries to dispense with the second and third readings for T 74-2018.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

Moved by Boose and seconded by DeVries to adopt T 74-2018.

Moved by Boose and seconded by DeVries to add the emergency clause to T 74-2018 for the immediate preservation of the public health, safety and welfare of this City and for the further reason that this Resolution is required to be immediately effective to enable the City to proceed timely with the filing of the materials necessary for the submission of the question of the bond issue to the electors at the election stated in Section 1.

President Corcoran asked if there were any comments or questions on the emergency clause. No discussion was offered.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

President Corcoran asked if there were any comments or questions on the adoption of T 74-2018, with the emergency. No discussion was offered. He asked the Clerk to call a roll vote.

Clerk of Council Linden stated the motion carried and becomes **Resolution number 1430-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 75-2018**      AN ORDINANCE CREATING THE FULL-TIME POSITION OF  
LABORATORY MANAGER.

*(Introduced by Mayor Gillock)*

Clerk of Council Linden:

**T 76-2018**      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.

*(Introduced by Mayor Gillock)*

Clerk of Council Linden:

**T 77-2018**      AN ORDINANCE AMENDING ORDINANCE NO. 5542-2018 WHICH  
AUTHORIZED THE SALE OF VEHICLES NO LONGER NEEDED FOR  
MUNICIPAL PURPOSES.

*(Introduced by Mayor Gillock)*

Moved by Boose and seconded by Westover to dispense with the second and third readings for T 77-2018.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by Westover to adopt T 77-2018.

Moved by Boose and seconded by Westover to add the emergency clause to T 77-2018 in

order to send the cars to auction as soon as possible.

President Corcoran asked if there were any comments or questions on the emergency clause. No discussion was offered.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

President Corcoran asked if there were any comments or questions on the adoption of T 77-2018, with the emergency. No discussion was offered. He asked the Clerk to call a roll vote.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5553-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 78-2018**      AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH EMD STUDIO INC. FOR PROFESSIONAL ARCHITECTURAL SERVICES, NOT TO EXCEED \$219,500.00.  
*(Introduced by Mayor Gillock)*

Clerk of Council Linden:

**T 79-2018**      AN ORDINANCE AMENDING THE AMOUNT OF ORDINANCE NO. 5373-2016, WHICH APPROVED PAYMENT TO THE LORAIN COUNTY ENGINEER FOR THE CITY'S SHARE OF THE CONSTRUCTION COST FOR THE LEAR NAGLE ROAD WIDENING PROJECT AND OTHER APPURTENANCES, BY INCREASING THE AMOUNT FROM \$2,908,853.10 TO \$2,954,095.31.  
*(Introduced by Mayor Gillock)*

Moved by Boose and seconded by Chapek to dispense with the second and third readings for T 79-2018.

President Corcoran asked for any comments or questions.

Councilman Boose stated the work has been completed and the County Engineer needs paid. He thanked the Engineer for keeping this project in budget.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

Moved by Boose and seconded by Chapek to adopt T 79-2018.

Moved by Boose and seconded by Chapek to add the emergency clause to T 79-2018 in order to timely pay the Lorain County Treasurer for work already completed.

President Corcoran asked if there were any comments or questions on the emergency clause. No discussion was offered.

A voice vote was taken and the motion carried.

Yes – 7                      No – 0

President Corcoran asked if there were any comments or questions on the adoption of T 79-2018, with the emergency. No discussion was offered. He asked the Clerk to call a roll vote.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5554-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 80-2018**      AN ORDINANCE AUTHORIZING THE ADMINISTRATION TO CREATE A SMALL CELL DESIGN GUIDELINE MANUAL WHICH WILL BE REFERRED TO AND INCORPORATED INTO THE UPCOMING SMALL CELL LEGISLATION.

*(Introduced by Mayor Gillock)*

President Corcoran asked the Law Director to speak to this Ordinance.

Law Director Moriarty stated this all began back in 2016 when the four big telecommunications companies were able to get a bill passed in the middle of the night. The new 5G network is coming and there is no stopping it. The law was challenged and it was rewritten. This is where H.B. 478 comes from. This allows the City to have some say in where they can be located. The City needs this Ordinance in place by August 4 when the bill goes into place. Law Director Moriarty stated the 5G network isn't in place yet. He is asking that the Administration have the ability to amend the manual without coming to Council.

Moved by President Corcoran and seconded by DeVries to dispense with the second and third readings for T 80-2018.

President Corcoran asked for any comments or questions.

Councilman Boose stated he understood what the Law Director was saying. He isn't familiar with H.B. 478. He recommended having the additional two weeks to review this before quickly passing it as this Ordinance is not very detailed or specific.

Mayor Gillock asked the Law Director if the manual needed done by August 4.

Law Director Moriarty stated no. August 4 is the date the cell phone people can put in applications. What is new with the house bill is the City's ability to charge the applicants application fees per pole and per unit that they intend to install. There are multiple applications they can make for a certain number of units.

Mayor Gillock asked if there will be another Ordinance required to be adopted after this one.

Law Director Moriarty stated yes there will be one more Ordinance coming forth with the manual.

Mayor Gillock stated the City will need to adopt the next Ordinance by emergency at the July 16 meeting because the August 6 meeting will be too late.

President Corcoran stated there was an issue on Lorain Road in front of Taco Bell and one in front of Speedway. There were temporary generators and there was a little bit of a safety issue. Those were the cell towers we are discussing that went on the poles.

Mayor Gillock stated all the current Ordinance is doing is giving the Administration the authority to create the manual. Another Ordinance will be coming to Council. Council should adopt this Ordinance tonight. The other Ordinance will need addressed at the July 16 Council meeting.

Councilman Boose stated the manual and corresponding ordinance will need to be done at the next meeting.

Law Director Moriarty stated yes or at least the basics and it can be amended as needed.

President Corcoran stated one of the issues is the small cell tower itself. They require electricity. There was a question if the inspectors need to go inspect the electrical end and if they could charge a fee.

Councilman Boose stated as long as Council will be able to see the manual and vote on it he does not have issue.

President Corcoran took a voice vote on the dispensing of the first and second readings.

Yes – 7                      No – 0

Moved by President Corcoran and seconded by Westover to adopt T 80-2018.

Moved by President Corcoran and seconded by Hung to add the emergency clause to T 80-2018 in order to meet the deadlines for the second piece of legislation to come.

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 5555-2018.**

Yes – 7                      No – 0



Councilman Boose asked as a point of clarification, he has an amended version of T 80 sitting before him.

Moved by President Corcoran and seconded by DeVries to amend Ordinance number 5555-2018 to add in the words in italics.

President Corcoran asked for any comments or questions.

Councilman Boose asked if the Law Director could comment on where the fine line was where the manual can be changed by the Administration without having to come to Council.

Law Director Moriarty stated he wasn't sure how to answer the question, but this would give the Administration the ability to make changes to the manual without having to come to Council.

Councilman Boose stated he is concerned that an Administration could change things that maybe Council does not want to change.

Law Director Moriarty stated this is trying to give leeway to the Administration to make changes if they are needed without having to come to Council.

Councilman Boose stated he didn't think he was okay with that.

President Corcoran asked the Clerk to call the roll on the amendment.

A roll call vote was taken and the motion carried.

Yes – 6                      No – 1 (Boose)

Clerk of Council Linden:

**T 81-2018**      AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AND RESOLUTIONS AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; TO APPROVE, ADOPT, ENACT AND PUBLISH NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.

*(Introduced by President Corcoran)*

**SECOND READINGS:**

Clerk of Council Linden:

**T 45-2018**      AN ORDINANCE CHANGING THE NAME OF A PORTION OF SHADY DRIVE TO WATERBURY BOULEVARD.

*(Introduced by petition of K. Hovnanian Waterbury, LLC; First reading 04/16/2018; Referred to SSB and PC on 04/16/2018; SSB on 05/07/2018; SSB report accepted on 05/21/2018; PC on 05/08/2018 & 06/12/2018; PC report accepted on 06/18/2018)*

Clerk of Council Linden:

**T 70-2018** AN ORDINANCE AMENDING ORDINANCE NO. 3907-2003, WHICH CREATED THE POSITION OF SAFETY COORDINATOR AND SET THE COMPENSATION THEREFORE.

(Introduced by Mayor Gillock; First reading 06/18/2018)

Clerk of Council Linden:

**T 73-2018** AN ORDINANCE ADOPTING AND APPROVING THE TAX BUDGET OF THE CITY OF NORTH RIDGEVILLE, OHIO FOR THE YEAR BEGINNING JANUARY 1, 2019 AND SUBMITTING SAME TO THE LORAIN COUNTY AUDITOR.

(Introduced by Mayor Gillock; First reading 06/18/2018; Public hearing 07/02/2018)

**THIRD READINGS:**

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; Amended on the floor 05/07/2018; Referred to B&L on 05/07/2018; B&L on 05/21/2018; Report accepted on 06/04/2018; Second reading 06/18/2018; Amended by substitution on 06/18/2018)

Moved by Hung and seconded by Abens to adopt T 56-2018 Amended.

President Corcoran asked if there were any comments or questions. No discussion was offered. He asked the Clerk to call the roll.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5556-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 66-2018** AN ORDINANCE REPEALING ORDINANCE NOS. 3685-2001 AND 2762-93, WHICH ESTABLISHED THE COMPENSATION FOR THE FAIR HOUSING BOARD EXECUTIVE SECRETARY.

(Introduced by Mayor Gillock; First reading 06/04/2018; Second reading 06/18/2018)

Moved by Boose and seconded by Abens to adopt T 66-2018.

President Corcoran asked if there were any comments or questions. No discussion was offered. He asked the Clerk to call the roll.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5557-2018.**

Yes – 7                      No – 0

Clerk of Council Linden:

**T 67-2018** AN ORDINANCE AMENDING ORDINANCE NO. 1587-80 AND N.R.C.O.  
SECTION 1228.06, *POST-TYPE STREET LIGHTING INSTALLATIONS*.  
(Introduced by Mayor Gillock; First reading 06/04/2018; Second reading 06/18/2018)

Moved by Boose and seconded by Westover to adopt T 67-2018.

President Corcoran asked if there were any comments or questions. No discussion was offered. He asked the Clerk to call the roll.

Clerk of Council Linden stated the motion carried and becomes **Ordinance number 5558-2018**.  
Yes – 7                      No – 0

**MEETING ANNOUNCEMENTS:**

President Corcoran stated the next regular Council meeting will be on Monday, July 16, 2018 at 7:30 p.m. in Council Chambers. There will be a Utilities Committee meeting on Monday, August 6, 2018 at 6:15 p.m. to discuss the French Creek wholesale rates in Council Chambers. There will be a public hearing on August 6, 2018 at 7:00 p.m. for the final plat of Meadow Lakes Subdivision 15 in a PCD in Council Chambers. There will be a public hearing on August 6, 2018 at 7:15 p.m. for the final plat of Lifestyles of Meadow Lakes Phase 2 in a PCD in Council Chambers.

**ADJOURNMENT:**

President Corcoran adjourned the meeting at 8:32 p.m.

Approval of minutes on July 16, 2018:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL