

**NORTH RIDGEVILLE CITY COUNCIL  
MEETING MINUTES  
AUGUST 7, 2017**

**CALL TO ORDER:** 7:30 P.M.

President Corcoran: Calling to order the Monday, August 7, 2017 Council meeting.

**INVOCATION:**

Led by President Corcoran.

**PLEDGE OF ALLEGIANCE:**

Led by President Corcoran.

**ROLL CALL:**

Present were Council members Dennis Boose, Bruce Abens, Bernadine Butkowski, Roseanne Johnson, Robert Chapek, Gregg Westover and President Kevin Corcoran.

Also present was Mayor G. David Gillock, Law Director Andrew Crites, Auditor Jeffrey Wilcheck, Assistant City Engineer Cathy Becker and Clerk of Council Tara L. Peet.

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

President Corcoran: You have before you the Committee of the Whole minutes from July 17, 2017. Are there any objections or corrections to approving those minutes? Seeing none, those minutes are approved. You also have before you the City Council minutes of July 17, 2017. Are there any objections or corrections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: Please note we received the Board of Zoning and Building Appeals minutes of July 27, 2017, the Civil Service Commission minutes of July 18, 2017, the Finance Committee minutes of August 1, 2017, the Parks and Recreation minutes of June 28, 2017, the Records Commission minutes of July 17, 2017 and the rescheduled Board of Zoning and Building Appeals minutes of July 13, 2017.

**LOBBY:**

President Corcoran: We are only going to have one lobby session this evening. We are opening up lobby session right now. If you would like to speak, please step up to the podium. Make certain you complete a lobby sheet in the back of the room if you choose to speak. You will be given three minutes to speak. Would anybody like to speak?

Tim Glasow, 36185 Behm: complemented the City on getting Behm Road repaired.

President Corcoran: Is there anybody else? Moving on to the Administrator's reports. Mayor, you are up first.

**ADMINISTRATORS REPORTS:**

**A. Mayor:** Thank you Mr. President. I would like the gentleman to know we appreciate those comments and it is good to know.

On tonight's agenda is T 73-2017 an Ordinance cooperating with the Director of the Ohio Department of Transportation to perform pavement repairs and resurfacing as part of the ODOT's Urban Paving Program. The repairs will be along sections of Route 10/Lorain Road and Alternate Route 83 and is tentatively scheduled to begin next summer. I am requesting we dispense with the By-laws and adopt with the emergency in order for us to meet the state's deadline of August 31.

I would like to recommend to Council to accept the appointment of Michael Crevda to the Civil Service Commission. Michael is Senior Vice President/Relations Manager at TriState Capital Bank in Cleveland and will be a great asset to the Commission. He did have a conflict and couldn't be here this evening. Michael will be filling the vacancy created by the resignation of Dan Zezena who resigned in April due to a change in job responsibilities. I want to thank Dan for his dedication and serving on the Civil Service Commission since 2008. He will certainly be missed.

Moved by Mayor Gillock and seconded by Boose to recommend Michael Crevda be appointed to the Civil Service Commission.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7

No – 0

I would like to take this opportunity to publicly thank Schill Grounds Management for providing the clean-up, landscaping and design that you see as you enter City Hall. They did an outstanding job and at no cost to the City as part of a community beautification project. Schill Grounds Management is headquartered right here in North Ridgeville on Mills Industrial Parkway. They are a family-owned business with over twenty years of experience in not only landscaping but also snow removal. On behalf of our City, thank you for donating your time and talents and plants and mulch.

The Lorain County General Health District will begin spraying for mosquitoes citywide this evening and hope to be done Thursday evening, depending on weather. There will be two trucks with "Mosquito Control" logos on the sides of their vehicles that will be spraying nightly from approximately 8:30 p.m. to 11:30 p.m. The spray is not harmful to human, animal or plant life, but it must get the insects, but not the animals.

It's beginning to look a lot like Corn Festival. The annual Corn Festival kicks off this Friday and runs through Sunday, August 13. Bainbridge Road, between Route 83 and Root Road, will close at 1:00 p.m. on Thursday and will reopen by 7:30 a.m. on Monday, August 14 to allow ample time for set up/tear down. And, don't forget, on Sunday is the Grande Parade departing from the

Marc's shopping center at 1:30 p.m. that will travel down Center Ridge Road to the middle school Ranger Stadium. This section of Center Ridge Road will be closed during the procession.

The Service Department is finishing up with paving Pitts Blvd. on Wednesday of this week.

We are one week into the road closure at Route 83 and Mills Road in order to construct a roundabout at that intersection. We anticipated there would be some bumps along the way. We are responding to reports of trucks traveling on Stoney Ridge and also on Westminster to cut through which are not designated truck routes. Our police department has heightened their monitoring of traffic flow in this area to enforce the truck route. As a reminder, there is a detour map posted on the City's website. As long as we stay on schedule and the weather cooperates, this closure should only last approximately sixty days. We are trying to make it go faster but we are at the mercy of Ohio Edison. They are trying to move some poles and we cannot move it any faster.

The City has contracted with Simple Recycling to offer a free curbside recycling program. There is no cost to the City or to the residents to participate. Simple Recycling trucks will begin picking up weekly all items placed at curbside in the specialized orange Simple Recycling collection bags starting tomorrow, August 8. Residents can recycle unwanted clothing, shoes, accessories, and home goods such as kitchenware, books and toys. Residents should have received information in the mail including one of the collection bags. If more bags are needed, contact Simple Recycling at 866-835-5068 or email at [info@simplerecycling.com](mailto:info@simplerecycling.com). Many of you already donate these items to worthy organizations such as North Ridgeville Community Care, Goodwill, Salvation Army and Amvets – I encourage you to continue to donate your items to your charity of choice. This is merely another option for residents to participate in our recycling efforts.

Moved by Mayor Gillock and seconded by Johnson to enter into executive session at the recess portion to discuss litigation and the appointment of a public employee.

President Corcoran: Are there any questions? Clerk, please call the roll.

Clerk of Council Peet: The motion carries.

Yes – 7                      No – 0

Mayor Gillock: That concludes my report.

President Corcoran: Thank you Mayor.

**B. Safety-Service Director:** Absent.

President Corcoran: Ms. Assistant Engineer.

**C. Assistant Engineer:** Thank you. Excess storm water runoff from impervious areas is one of the biggest problems facing waterways. The excess runoff from residential areas includes pollutants such as fertilizers, herbicides, animal waste and oil and contributes to downstream flooding. Homeowners can help prevent excess storm water runoff by planting a bowl shaped rain garden in a low spot in their yard where runoff can be directed to it. The rain garden will capture and absorb storm water and pollutants and also act as a beautiful and functional garden. Rain garden construction and informational manuals are available for pick-up at the Engineering Department at City Hall. That concludes my report.

President Corcoran: Thank you. Mr. Auditor.

**D. Auditor:** Thank you. I have two things to report this evening – the audit for 2016 has been completed and the CAFR is in the process of getting printed and will be available to you next meeting. Result of the audit I will be able to share once it is officially released by the Auditor of State’s office. The second item is T 72-2017 – supplemental appropriations – it is for outside legal services and it is needed in order to meet some of the anticipated expenditures there. The \$100,000 increase is based upon an estimate from our Law Director. That completes my report for this evening.

**E. Other Reports:** President Corcoran: We have the June 2017 Mayor’s Court report, the June 2017 Police Department report, the June 2017 Support Car report and the July 2017 Parks and Recreation Director’s report.

**COUNCIL COMMITTEE REPORT(S):**

Clerk of Council Peet:

COMMITTEE OF THE WHOLE report dated July 17, 2017 which recommends City Council adopt T 54-2017 as submitted.

**(Council action required)**

Moved by Johnson and seconded by Butkowski to adopt the Committee of the Whole report dated July 17, 2017.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7                      No – 0

President Corcoran: That report has been adopted. Next.

Clerk of Council Peet:

FINANCE COMMITTEE report dated August 1, 2017 which recommends City Council adopt T 66-2017 as submitted.

**(Council action required)**

Moved by Johnson and seconded by Butkowski to adopt the Finance Committee report dated August 1, 2017.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7                      No – 0

President Corcoran: That report has been adopted.

**CORRESPONDENCE:**

Clerk of Council Peet:

A letter from the Ohio Division of Liquor Control notifying City Council that all permits to sell alcoholic beverages are set to expire October 1, 2017.

**OLD BUSINESS:**    None.

**NEW BUSINESS:**    None.

**RECESS:**

(Adjourned into executive session at 7:45 p.m.)

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

**FIRST READINGS:**

**Ordinance and Resolution submittal(s)**

Clerk of Council Peet:

**T 72-2017**    AN ORDINANCE AMENDING ORDINANCE NUMBER 5427-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2017 AND ENDING DECEMBER 31, 2017.

**(Introduced by Councilwoman Johnson)**

Moved by Johnson and seconded by Butkowski to suspend the By-laws to dispense with the second and third readings for T 72.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7                      No – 0

Moved by Johnson and seconded by Butkowski to adopt T 72.

Moved by Johnson and seconded by Butkowski to add the emergency clause to T 72 in order to pay the anticipated outside legal bills.

President Corcoran: Are there any comments or questions on the emergency clause? All those

in favor say yes. Those opposed say no.  
Yes – 7                      No – 0

President Corcoran: On the adoption now with the emergency, any final comments or questions?  
Clerk, please call the roll.

Clerk of Council Peet: The motion carries and becomes **Ordinance number 5473-2017**.  
Yes – 7                      No – 0

President Corcoran: T 73.

Clerk of Council Peet:

**T 73-2017**      PID NO. 92888; PROJECT NAME: LOR SR 0010 06.53  
AN ORDINANCE COOPERATING WITH THE DIRECTOR OF THE OHIO  
DEPARTMENT OF TRANSPORTATION TO PERFORM PAVEMENT  
REPAIRS AND RESURFACING AT THE LOCATIONS LISTED IN SECTION  
1.  
**(Introduced by Mayor Gillock)**

Moved by Johnson and seconded by Butkowski to dispense with the second and third readings for T 73.

President Corcoran: Are there any comments or questions?

Councilman Boose: Mr. President, perhaps to the Auditor, the funds that the City needs to pay towards this project – we appropriated those earlier this year?

Auditor Wilcheck: They were appropriated as part of the annual budget, yes.

Councilman Boose: Thank you.

President Corcoran: All those in favor say yes. Those opposed say no.  
Yes – 7                      No – 0

Moved by Johnson and seconded by Butkowski to adopt T 73.

Moved by Johnson and seconded by Butkowski to add the emergency clause to T 73 in order to meet the state's deadline of August 31, 2017.

President Corcoran: Are there any comments or questions on the emergency clause? All those in favor say yes. Those opposed say no.  
Yes – 7                      No – 0

President Corcoran: On the adoption now with the emergency, any final comments or questions?  
Clerk, please call the roll.

Clerk of Council Peet: The motion carries and becomes **Ordinance number 5474-2017.**

Yes – 7                      No – 0

President Corcoran: That is the end of first readings. Moving on to second readings, we have T 69.

**SECOND READINGS:**

Clerk of Council Peet:

**T 69-2017** 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; First reading 07/17/2017)**

President Corcoran: T 70.

Clerk of Council Peet:

**T 70-2017** A RESOLUTION OF SUPPORT FOR THE OHIO PUBLIC WORKS COMMISSION PRIORITIES.

**(Introduced by Mayor Gillock; First reading 07/17/2017)**

Moved by Mayor Gillock and seconded by Johnson to dispense with the third reading for T 70.

Mayor Gillock: Yes, there is a deadline that we have to get this application in before the end of the month.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7                      No – 0

Moved by Mayor Gillock and seconded by Johnson to adopt T 70.

Moved by Mayor Gillock and seconded by Johnson to add the emergency clause to meet the end of the month deadline for submission.

President Corcoran: On the emergency clause, are there any questions? All those in favor say yes. Those opposed say no.

Yes – 7                      No – 0

President Corcoran: On the adoption now with the emergency, are there any final comments or questions? Clerk, please call the roll.

Yes – 7                      No – 0

Clerk of Council Peet: The motion carries and becomes **Resolution number 1408-2017.**

Yes – 7

No – 0

President Corcoran: T 71.

Clerk of Council Peet:

**T 71-2017** AN ORDINANCE AMENDING THE RATE CHARGED FOR THE COLLECTION AND DISPOSAL OF SOLID WASTE, YARD WASTE, AND RECYCLABLE MATERIALS, AUTHORIZING THE PERIODIC ADJUSTMENT OF THE RATE CHARGED FOR THE SERVICE, THE DECLARATION OF A RATE HOLIDAY, AND THE PROCESS BY WHICH SUCH IS DETERMINED.

**(Introduced by Mayor Gillock; First reading 07/17/2017)**

Councilman Boose: At the last meeting when this legislation was introduced, I suggested some changes to the legislation and before you is an updated T 71-2017. I will just note the potential changes before I would make a motion to change this by substitution. The first change from the original legislation is in the second whereas, where it used to read the same percentage of increase, now reads by the same increase as the monthly fee because of the manner in which the fee is calculated. There would be a difference in percentages. The second area is in section 3- originally it said and we would recommend whether or not whether a rate increase is necessary or if a rate holiday is declared. I suggested that there may be a time come that there would not necessarily be a rate increase but a downward rate adjustment. I didn't want to lose the opportunity to do that. It reads-recommend whether or not a rate adjustment is necessary or if a rate holiday shall be declared. The third change is in section five which originally read supported by a five year forecast a rate holiday of no less than fifty percent may be recommended. I am suggesting it be changed to twenty-five percent to not limit us to just a rate holiday but also a rate adjustment. I didn't want to limit the payback to residents by a rate holiday. Within a year or two, the calculations the Auditor provided us could be half a million dollars and half of that is \$250,000 which is substantial. I didn't want to limit us. The Mayor and Administration get to review this on an annual basis based on the calculations. I am recommending that section five be changed to read supported by five year forecast an adjustment or a rate holiday of no less than twenty-five percent maybe recommended. Finally, in conversation with the Auditor, he recommended that perhaps that those who have not participated in paying the higher rate should not participate in the rebate. Suggested that you would need to be a residential unit included in at least four billing cycles prior to the month in which the adjustment is going to be made and also service must continue for that billing cycle which seems to make sense. It is not refundable in cash. You couldn't come to us and say I will take the money instead of not billing me.

Moved by Boose and seconded by Johnson to amend T 71-2017 by substitution.

President Corcoran: I do have a question about section five – the way this reads, the adjustment of no less than twenty-five percent – that is an awful big adjustment. It is the language. Why



even have that in there? Why not just leave it as an adjustment or a rate holiday may be recommended for December of that year? I understand the rate holiday part of you wanting to limit that, but the adjustment itself – would you ever see an adjustment of twenty-five percent or more?

Auditor Wilcheck: I think the way it is worded – it can be adjustment to be determined or the rate holiday can be as little as twenty-five percent of the regular monthly rate.

President Corcoran: I understand that is what you are thinking, but that is not the way I read it. I think the problem is that “or”. It is qualifying it by saying no less than twenty-five percent.

Councilman Boose: I understand we are changing it to say a rate adjustment or holiday?

President Corcoran: I am saying we change it to say an adjustment or rate holiday may be recommended. The qualifying of the no less than twenty-five percent confuses the terms adjustment or rate holiday. I understand the limiting factor on the rate holiday, but on the adjustment - you would never get to that.

Councilman Boose: The inference was supposed to be that it would be no less than twenty-five percent versus fifty percent. I don't have a problem with that at all. I would have suggested that earlier. I didn't want to take it all out and try to compromise. So we are eliminating the words “of no less than fifty percent”.

President Corcoran: The motion is to amend T 71 by substituting what is in front of less those couple of words. Is everyone clear on that?

Councilman Boose: Just a comment, I did also ask at the last meeting and I have conferred with the Auditor since that time is one of the things that we need to make sure of is that our water department and software can handle such a request. I have been told that it can so as such, we just need to make sure that it happens. It is my understanding that there has to be some work done by a third party that is going to have to train or do some things with that software within the department. We have already delayed the return of this for some time. I just want to make sure that October happens and oh we can't do this and we are waiting until next spring to get it done.

President Corcoran: There was an email sent out today to make sure that it could happen on time.

Auditor Wilcheck: In reference to what Mr. Boose was mentioning, I hope to have a definitive answer before third reading and passage. I have asked the question to ensure and on section six, I want to make sure that everyone understands that an account has to be on the system and receive for four billing cycles in order to qualify for the rate holiday. The idea behind that is someone new coming on this system wouldn't be fair for them to get a rate holiday when they haven't paid anything into Refuse Fund. The question is whether four was sufficient or whether it was more or less.

President Corcoran: I guess the other question is can the software handle that component?

Auditor Wilcheck: I hope to have that answer by next reading.

President Corcoran: Any other questions about all this?

Councilman Chapek: Yeah, how did we determine only four months? People might say it is unfair that I have been on it a whole year and someone with just four months is going to get two months credit.

Councilman Boose: You can choose six or eight...

President Corcoran: There was no rhyme or reason I believe, right?

Auditor Wilcheck: That is correct. It was an arbitrary selection on my part and met for discussion as part of the amendment. If there is more or less in terms of number of billing cycles, that is Council's discretion.

Councilwoman Butkowski: I am wondering once you start checking the equipment, if it isn't possible, unless it is a whole year, it might be easier to take out the year thing and they could put one date in there and pull all those names out. It is easier than ... well maybe the four month one they could...

President Corcoran: We can check with Mr. Whitlock and see what the best way to handle that is. Hopefully we can get an answer then before our next meeting.

Councilman Chapek: What is ever easiest for the system...

President Corcoran: On the motion, all those in favor say yes. Those opposed say no.

Yes – 7

No – 0

President Corcoran: T 71 has now been amended. Moving on to third readings.

**THIRD READINGS:**

Clerk of Council Peet:

**T 62-2017** AN ORDINANCE APPROVING THE FINAL PLAT OF MEADOW LAKES, SUBDIVISION 13, IN THE MEADOW LAKES PCD FOR RECORDING PURPOSES ONLY.

**(Introduced by Mayor Gillock; Public hearing 08/07/2017; First reading 07/05/2017; Second reading 07/17/2017)**

Moved by Johnson and seconded by Butkowski to adopt T 62.

President Corcoran: Are there any comments or questions? Clerk, please call the roll.

Clerk of Council Peet: The motion carries and becomes **Ordinance number 5475-2017.**

Yes – 7

No – 0

President Corcoran: Next up is T 63.

Clerk of Council Peet:

**T 63-2017** AN ORDINANCE APPROVING THE FINAL PLAT OF LIFESTYLES OF MEADOW LAKES, PHASE 1, IN THE MEADOW LAKES PCD FOR RECORDING PURPOSES ONLY.

*(Introduced by Mayor Gillock; Public hearing 08/07/2017; First reading 07/05/2017; Second reading 07/17/2017)*

Moved by Johnson and seconded by Butkowski to adopt T 63.

President Corcoran: Are there any comments or questions? Clerk, please call the roll.

Clerk of Council Peet: The motion carries and becomes **Ordinance number 5476-2017.**

Yes – 7

No – 0

**MEETING ANNOUNCEMENTS:**

President Corcoran: Our Committee of the Whole meeting is scheduled for Monday, August 21, 2017 at 7:00 p.m. before our Council meeting. Our next City Council meeting will be Monday, August 21, 2017 at 7:30 p.m.

Councilman Boose announced that the Lions Club will be holding the 38<sup>th</sup> annual 10k and their 24<sup>th</sup> annual 5k and fun run on Saturday, August 12 at 9:00 a.m. at the North Ridgeville High School. Registration is online through the Lion's website. You can sign up the day of the run. He also noted that the businesses near the roundabout construction are still open and running.

President Corcoran stated he will be playing in the horseshoe tournament on Saturday against Mr. Carney at 12:00 at the Corn Festival.

**ADJOURNMENT:**

President Corcoran: This meeting is adjourned. The meeting was adjourned at 8:26 p.m.

Approval of minutes on August 21, 2017:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL