

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING DECEMBER 1, 2008**

CALL TO ORDER: 7:30 P.M.

President Bernadine Butkowski: I call to order the North Ridgeville City Council Meeting of Monday, December 1, 2008 to order. Please stand for the invocation and pledge of allegiance.

INVOCATION: lead by President Butkowski.

PLEDGE OF ALLEGIANCE: by all.

ROLL CALL:

Present were Council Members Nancy Buescher, Dennis Boose, Richard Jaenke, Bob Olesen, Kevin Corcoran, Ray McLaughlin and President Bernadine Butkowski.

Also, present were Mayor David Gillock, Safety-Service Director Denny Johnson, Law Director Andrew Crites, Auditor Chris Costin and Clerk of Council Warren Blakely.

Engineer Larry Griffith arrived after roll call.

MINUTES - Corrections (if any) and Approval:

President Butkowski:

Council Minutes of special meeting held November 10, 2008.

 moved by Boose, seconded by Olesen to approve

President Butkowski: Is there any discussion? Clerk, please call the roll.

 Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

Council Minutes of regular meeting held November 17, 2008.

 moved by Olesen, seconded by Corcoran to approve

President Butkowski: Are there any corrections? Clerk, please call the roll.

 Yes, 5 No, 0 Abstain, 2 (Jaenke, Butkowski)

Clerk of Council Blakely: Motion passes by a vote of five, zero and two abstentions.

President Butkowski:

Civil Service Commission Minutes of regular meeting November 18, 2008;

Board of Zoning & Building Appeals Minutes of regular meeting November 20, 2008; and

Parks & Recreation Commission Minutes of regular meeting October 22, 2008.

President Butkowski: We'll move on to the Lobby.

LOBBY:

President Butkowski: I'm asking anyone who would like to address Council tonight to fill out a form in the back of the room and place it on the desk next to Mrs. Buescher. That will allow us to get back to you if necessary. Please give your name and address before starting to speak. You will have three minutes to address your Council. Remember, there is no interaction. Is there anyone who would like to speak tonight? Please check to see if the microphone is on.

1) Keith Jenkins of 8852 Harris Drive spoke regarding the rezoning for the Hampton Place PCD. He stated that he understands Mr. Valore spent 1.3 million dollars and took a risk and there was nothing binding to give Mr. Valore the PCD. He questioned the PCD application which was filed days before the PCD legislation was suspended. He stated that he is not anti development but asked Council if they will approve a PCD under legislation that is being reworked because it was bad. He asked that Council put some thought into their decision when this issue comes to a vote. He further asked that Council give reasons for a yes or no vote.

President Butkowski: Thank you. Is there anyone else wishing to speak this evening? Okay, we'll be moving on to the Administration reports. First, we'll hear from our Mayor, Mr. Gillock.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Good evening and I hope everyone had a great Thanksgiving. As many of you know, we like to recognize our citizens at Council meetings; especially the kids, whenever we can and we have such an opportunity tonight. We have many great athletic programs for our kids in North Ridgeville. One, that is sponsored by our Parks and Rec Department that has gone a little bit further than most is our Mini Rangers program. The North Ridgeville Mini Ranger's program is one of the most successful programs throughout Lorain County. Founded by Coach Terry Murray, the North Coast Football League is comprised of several traveling teams from around the area. The North Ridgeville Mini Rangers have been undefeated in regular schedule play the last three years and have won the championship two out of the last three years. This year, this group of fifth and sixth graders entered two post season tournaments. First, they won the Avon Invitational defeating Amherst and Avon All Star Teams. Then, they entered the Midwest National Youth Football Tournament this last weekend with teams from Indiana, South Carolina, Pennsylvania, Michigan, Maryland, New York, Illinois and Canada. After besting an undefeated team from Talawanda, Ohio 30 to 26 and that was a cool game, I was there, that was a tough one, they topped a team from Brampton, Ontario 24 to zero. Then, they played for

National Championship against Reynoldsburg, Ohio, where they lost against another All Start Team; finishing second in a National Tournament is certainly something to be proud of and we would like to recognize them tonight. First, if you will bear with me for a little bit; I would like all the coaches to come up front first and stand right in front of the Council Members. Now, all the players come up in front of the coaches; then all the cheerleaders that we have with us tonight to come up front, because they work really hard too. They go to all the games. There is the Championship Plaque they got from the Midwest Tournament and I think they deserve a great round of applause. This is a great program that keeps kids off the street and keeps them busy. Coach Murray, would you like to say anything. I'll give you no more than three minutes. Congratulations again Mini Rangers. Thank you. I just want to mention that Ray McLaughlin, he wouldn't stand up, but he helped a lot with the team and the kids asked in recognition of their accomplishment, if they could get a day off school. So, were gonna give you December 26 as Mini Rangers Day.

Each Monday from April through September 4, residential addresses are randomly selected from each of the four Wards in our City by our Utility Supervisor. A visual inspection is done at each location and if that household participates in our recycling program by having at least one blue bag out for collection, they receive a fifty-dollar gift certificate to a business in the City. Of the sixteen locations selected each month, the one recycling the most is included in a drawing from all six monthly top recyclers for a grand prize of two hundred dollars to a local participating merchant of their choice. Tonight, we are going to pick a winner. I have the six monthly winners and they are Samuel and Barbara Mandolesi from Little Flower Circle, Paul Fobel from Boulder Drive, David Jolley from Creekside Lane, Garry and Mary Severin from Avalon Drive, Gerard Abamonte from Albert Avenue and John Davis from Rosebelle Avenue. We'll just put these down and mix them up. Come up here and pick one, would you? You have to pick one of these tickets for me. The winner of two hundred dollars gift certificate is David Jolley from Creekside Lane and our Utility's Supervisor will be contacting him. Congratulations to all the winners and we appreciate their support of the recycling program.

Finally, I would like to request an Executive Session this evening to discuss the acquisition of property.

moved by Mayor Gillock, seconded by Corcoran to go into Executive Session during recess to discuss the acquisition of property

President Butkowski: Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

President Butkowski: Thank you, Mr. Gillock. We will be going into Executive Session at the time of our break. Moving on to our Safety Service Director, Mr. Johnson.

B. Safety-Service Director:

Safety-Service Director Johnson: Thank you, Madam President. I don't know how you follow thanking a room full of kids and then giving away money, but I'll give it a shot.

I've distributed a revised copy of T 138 on your desks tonight. After discussing the issue with Building, Engineering and Utilities departments, we discovered a few scenarios where the strict 200 foot limit would cause a hardship for the City or the property owner. The revised wording and the addition of a waiver authority allows the City to accomplish the goal without causing undue hardship. I suggest Council amend T 138 by substitution. T 138 is up for second reading tonight.

 moved by Mayor Gillock, seconded by Buescher that T 138 be amended by substitution with the ordinance laid on the desk this evening

President Butkowski: Is there any discussion? Clerk, please call the roll on the substitution.

 Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

Safety-Service Director Johnson: Thank you, Madam President. As a reminder, Case Road will be closed for up to five months for sanitary sewer work. A detour is posted that moves the traffic over to Stoney Ridge Road, which is also under construction and should be completed by the end of the month. We are working with both contractors to ensure delays are as minimal as possible.

And finally, there has been some news coverage lately, on road salt shortages. Our salt supply reserve is good and deliveries have been timely so far this year. We do not anticipate any shortage this year, knock on wood. That concludes my report.

President Butkowski: Thank you, Mr. Johnson. Our Engineer has arrived. Do you have a report for us?

C. Engineer:

Engineer Griffith: Thank you, Madam President. As the song goes, it's the most wonderful time of the year, but the holiday season is also one of the most damaging times of the year for the environment. Here are three environmentally friendly tips for you to consider:

- 1) Eat locally grown food if possible. Visit farmers' markets and try fresh local ingredients that do not require extensive shipping. Try not to purchase more than you need. Around a third of the food bought during the holiday's ends up in the trash.

2) Give a meaningful gift. Consider an experienced gift, such as offering a friend to help clean out a closet or a drainage ditch. Gifts of this type, do not require wrapping paper and won't end up in the garage. Consider giving a gift of the great outdoors. Buy someone a pass to a State or National Park to help them reconnect with the world around them.

3) Use a light-emitting diode, that is LED lights, to deck the halls. US Department of Energy reports that if all conventional incandescent Christmas lights in this Country were replaced by LED lights this season, the annual energy savings would total two billion kilowatt hours. That is enough energy to power nearly two hundred thousand homes for an entire year. Thank you and that concludes my report.

President Butkowski: Thank you. Everyone's list has now been filled. We'll be moving on to the Auditor, Mr. Costin.

D. Auditor:

Auditor Costin: Thank you, Madam Chairman. No report scheduled for tonight, but I have a couple of items. First, under new business, is T 163, which represents our temporary appropriation ordinance that we pass annually. That allows us to expend monies between January and March until our final appropriation ordinance is approved by Council. I would request that you consider passing that either tonight or at our last meeting of the year in December. When it does pass, it will need the emergency added to it so it is in full effect on January 1.

In addition, I handed out prior to the meeting, another ordinance that we pass annually and that represents an administrative reimbursement ordinance. I would request that be added to first readings and once again, we can pass it tonight or at the last meeting in December. Again, when we do, it will require the emergency. Once again, that is an ordinance that we pass annually and it reimburses our general fund from various other funds for administrative expenses that were incurred on their behalf and is appropriated and ready to go. All we need is the legal authority in the form of an ordinance. That concludes my report and comments. I thank you very much.

Council Member Boose: Madam President.

President Butkowski: Yes, Mr. Boose.

Council Member Boose: I respectfully request the Clerk to provide a temporary ordinance number to the legislation just referenced by the Auditor.

Clerk of Council Blakely: The temporary number assigned is T 167-2008.

moved by Boose, seconded by Buescher to suspend the By-Laws to allow T 167-2008 its first reading this evening

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

E. Other Reports:

President Butkowski: Please note:

Police Department Support Report for October 2008 and
Building Department Report for October 2008.

President Butkowski: We'll move on to the Council Committee Reports. Will the Clerk please read the reports?

COUNCIL COMMITTEE REPORTS:

Clerk of Council Blakely:

1) BUILDINGS & LANDS COMMITTEE REPORT #5740 dated November 19, 2008:
Members of Council: We have considered the matter of T 151-2008, an ordinance amending
NRCO Section 660.12 fences, allowing for commercial nonlethal electric fences and recommend
that this request be approved with revisions, to be made by the Law Director, relating to public
safety.

Signed: Members McLaughlin and Olesen and Chairperson Buescher.
 moved by Buescher, seconded by Olesen to approve

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

2) UTILITIES COMMITTEE REPORT #5741 dated November 25, 2008: Members of
Council: We have considered the matter of revising T 153-2008 by clarifying the homeowner's
responsibility for maintenance of sanitary sewer lines so that it will be in the best interest of the
City and the resident and recommend that this request be approved and T 153-2008 revised and
attached hereto, be adopted by Council.

Signed: Member McLaughlin and President Olesen.
 moved by Olesen, seconded by McLaughlin to approve

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

 moved by Olesen, seconded by Buescher to suspend the By-Laws to allow T 153-2008 its
first reading this evening

President Butkowski: Is there any discussion? Please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

President Butkowski: We will now move on to our Correspondence and we have some this evening.

CORRESPONDENCE:

Clerk of Council Blakely:

1) Received from Michael Hiler, Office Chief of the Office of Housing and Community Partnerships, Ohio Department of Development, a Monitoring Report stating that no findings or corrective actions were noted by OHCP in regard to the Ohio Small Cities Community Development Block Grant Program.

President Butkowski: Thank you.

OLD BUSINESS:

President Butkowski: We have no old business tonight.

NEW BUSINESS:

President Butkowski:

Received a request from the Board of Drainage and Flood Control for Council to amend the Board's Constitution Article V: Meetings, Section 1 to read as follows:

Meetings will be held on the fourth Tuesday of the first month of each quarter at 7:00 P.M. in the Council Chambers or as designated in the minutes of the previous meeting

President Butkowski: This constitutes a necessary reading and we will vote on this at our next meeting on December 15.

Received a Petition for a change in Zoning Classification from R-1 Residence District to I-2 Light Industrial District for approximately 4.7798 acres and part of 35496 Lorain Road; Permanent Parcel No. 07-00-024-101-106

President Butkowski: We need a T number for this. Clerk, do you have a T number for this?

Clerk of Council Blakely: The T number for this is 168-2008.

President Butkowski: I WILL REFER T 168-2008 TO THE BUILDING AND LANDS COMMITTEE AND TO THE PLANNING COMMISSION. Clerk, could you read the other New Business?

Clerk of Council Blakely:

T 162-2008 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.

T 163-2008 AN ORDINANCE PROVIDING FOR THE TEMPORARY APPROPRIATIONS OF MONEY FOR CURRENT EXPENSES AND OTHER EXPENDITURES FOR THE CITY OF NORTH RIDGEVILLE, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2009 AND ENDING MARCH 31, 2009.

 moved by Olesen, seconded by Buescher to suspend the By-Laws to give T 163 its first reading tonight

President Butkowski: Is there any discussion?

Council Member Boose: Madam President.

President Butkowski: Yes, Mr. Boose.

Council Member Boose: As the Auditor had indicated, this piece of legislation needs to be passed by the next Council meeting. So, it isn't required that it be passed this evening, but it could be. Again, when we do pass it, it does need to be passed with the emergency so that it will be in full effect January 1, 2009. Thank you.

President Butkowski: Thank you. Is there any other discussion? Clerk, please call the roll.

 Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

T 164-2008 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO PURCHASE A NEW PICK UP TRUCK ALONG WITH PICK-UP EQUIPMENT THROUGH THE STATE CO-OP, OR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH AN OUTSIDE VENDOR ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, NOT TO EXCEED \$30,000.00.

Council Member Boose: Madam President.

President Butkowski: Yes, Mr. Boose.

Council Member Boose: If I could, through you, direct a question to the Administration? Is this something you would like to see passed now so that you can move forward with it? It has already been approved in appropriations. I just want to make sure that you get the right thing.

Mayor Gillock: Yes, this has already been appropriated. It is in this year's budget, so we would like to move forward if we could and purchase this out of this year's budget and get it done before the end of the year.

moved by Boose, seconded by Buescher to suspend the By-Laws to allow a first reading this evening

President Butkowski: Is there any discussion? Clerk, please call the roll on the suspension.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

T 165-2008 AN ORDINANCE AMENDING NRCO 816.02, CIRCUSES, MENAGERIES, CARNIVALS AND OTHER PUBLIC EXHIBITIONS, ADDING A CRIMINAL HISTORY BACKGROUND CHECK AND ALLOWING FOR EVENTS OF LONGER DURATION.

President Butkowski: I WILL REFER T 165-2008 TO THE SAFETY COMMITTEE.

T 166-2008 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WILLIAM AND HELEN RACIN FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 36815 CENTER RIDGE ROAD IN THE CITY OF NORTH RIDGEVILLE IN THE APPROXIMATE AMOUNT OF \$135,000.00.

moved by Mayor Gillock, seconded by Boose to suspend the By-Laws to allow a first reading this evening

President Butkowski: Is there any discussion? Clerk, please call the roll on the suspension.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

President Butkowski: We're moving on to Recess. We have an Executive Session to go to. We will move to go into Executive Session and we will return as soon as possible.

RECESS:

Adjourned to Executive Session at 8:01 P.M.

Reconvened at 8:20 P.M.

FIRST READINGS:

Clerk of Council Blakely:

T 119-2008 AN ORDINANCE AMENDING NRCO SECTION 1474.09 DETENTION PONDS BY ADDING A MINIMUM SETBACK OF TEN (10) FEET FROM PROPERTY LINES TO THE TOP OF BANK OF STORM WATER STORAGE BASINS.

First Reading

T 121-2008 AN ORDINANCE AMENDING CHAPTER 1226 AND CREATING SECTION 1226.16 BY ADDING STANDARD CONSTRUCTION DETAILS TO ENGINEERING DEPARTMENT REQUIREMENTS FOR CONSTRUCTION WITHIN THE CITY OF NORTH RIDGEVILLE.

First Reading

T 122-2008 AN ORDINANCE AMENDING NRCO SECTION 1046.19 WATER LINE MATERIAL AND CONSTRUCTION SPECIFICATIONS BY ADOPTING THE ATTACHED UPDATED AND REVISED WATER LINE MATERIAL AND CONSTRUCTION SPECIFICATIONS FOR THE CITY OF NORTH RIDGEVILLE, OHIO.

First Reading

President Butkowski: This ordinance will need a public hearing and it will be at our next meeting on 12/15.

Clerk of Council Blakely:

T 136-2008 AN ORDINANCE AMENDING ORDINANCE NO. 4309-2006 RELATING TO THE OPERATION OF A SNOWMOBILE, OFF-HIGHWAY MOTORCYCLE, ALL PURPOSE VEHICLE OR SIMILAR TYPE VEHICLE AS DEFINED IN CHAPTER 476.

First Reading

President Butkowski: Here, on T 136 under Section One; where it reads number 4309-2008. That should read 2006.

 moved by Butkowski, seconded by Buescher to amend T 136

President Butkowski: Is there any discussion? Clerk, please call the roll on the amendment.

 Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

President Butkowski: Okay, we'll move on to T 167.

Clerk of Council Blakely:

T 167-2008 AN ORDINANCE REPRESENTING REIMBURSEMENT OF
4611-2008 ADMINISTRATIVE EXPENSES FROM VARIOUS FUNDS OF THE CITY OF NORTH RIDGEVILLE, OHIO.

First Reading

 moved by Olesen, seconded by Corcoran to dispense with the second and third readings

President Butkowski: Is there any discussion? Clerk, please call the roll.

 Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

 moved by Olesen, seconded by Corcoran to adopt

moved by Olesen, seconded by Corcoran to add the emergency in order to get the expenses transferred

President Butkowski: Clerk, please call the roll on the emergency.

Clerk of Council Blakely: Motion on the emergency passes by a vote of seven to zero.

Yes, 7 No, 0

President Butkowski: Motion was made by Olesen and seconded by Corcoran to adopt with the emergency. Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero and becomes ordinance number 4611-2008.

Permanent Ordinance No. 4611-2008

T 153-2008 AN ORDINANCE AMENDING NRCO SECTION 1040.11 MAINTENANCE
REVISED OF PRIVATE SEWERS, AND CLARIFYING HOMEOWNER'S
4612-2008 RESPONSIBILITY.

First Reading

moved by Olesen, seconded by Buescher to dispense with the second and third readings

President Butkowski: Is there any discussion?

Council Member Olesen: Yes, Madam President. This is the ordinance that I don't think a lot of folks in the City are aware that their responsibility for a sewer line break extends to the middle of the road for the main line. That would entail the homeowner paying the fees to dig up the road, fill it to our specifications and redo the road. Most cities don't do this. This is an old law that we just uncovered. The new legislation would make the homeowner's responsibility to the right of way. That is what this is all about and what this legislation proposes. Thank you.

President Butkowski: Thank you, Mr. Olesen. Is there any other discussion? Clerk, please call the roll on the suspension.

Yes, 7 No, 0

Clerk of Council Blakely: Motion on the suspension passes by a vote of seven to zero.

moved by Olesen, seconded by Corcoran to adopt

moved by Olesen, seconded by Corcoran to add the emergency because there are a number of people out there, who, when they found out about this are very concerned. I'd like to get this off so that they don't have to spend their holidays worrying about their sewer possibly breaking down.

President Butkowski: Is there any discussion? Clerk, please call the roll on the emergency.

Clerk of Council Blakely: Motion on the emergency passes by a vote of seven to zero.

Yes, 7 No, 0

President Butkowski: Motion was made by Olesen and seconded by Corcoran to adopt with the emergency. Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero and becomes ordinance number 4612-2008.

Permanent Ordinance No. 4612-2008

T 163-2008 AN ORDINANCE PROVIDING FOR THE TEMPORARY APPROPRIATIONS
4613-2008 OF MONEY FOR CURRENT EXPENSES AND OTHER EXPENDITURES
FOR THE CITY OF NORTH RIDGEVILLE, OHIO FOR THE PERIOD
COMMENCING JANUARY 1, 2009 AND ENDING MARCH 31, 2009.

First Reading

Auditor Chris Costin: Madam Chairman?

President Butkowski: Yes.

Auditor Chris Costin: Having thought this through, I indicated that we could pass this, this meeting or next meeting. There really is no reason not to pass it. It does have to be in place on January 1. I would recommend you pass it with the emergency and clear it off the itinerary.

President Butkowski: Thank you, Mr. Costin.

moved by Olesen, seconded by Corcoran to dispense with the second and third readings

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion on the suspension passes by a vote of seven to zero.

moved by Boose, seconded by Buescher to adopt

moved by Boose, seconded by Buescher to add the emergency so that the ordinance will be in full effect as of January 1, 2009

President Butkowski: Is there any discussion on the emergency? Clerk, please call the roll on the emergency?

Yes, 7 No, 0

Clerk of Council Blakely: Emergency passes by a vote of seven to zero.

President Butkowski: A motion was made by Boose and seconded by Buescher to adopt with the emergency. Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Adoption passes by a vote of seven to zero and becomes ordinance number 4613-2008.

Permanent Ordinance No. 4613-2008

President Butkowski: We'll move on to T 164.

Clerk of Council Blakely:

T 164-2008 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
4614-2008 RIDGEVILLE TO PURCHASE A NEW PICK UP TRUCK ALONG WITH
PICK-UP EQUIPMENT THROUGH THE STATE CO-OP, OR TO
ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT WITH AN

OUTSIDE VENDOR ACCORDING TO LAW AND IN A MANNER
PRESCRIBED BY LAW, NOT TO EXCEED \$30,000.00.

First Reading

moved by Boose, seconded by Corcoran to dispense with the second and third readings

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion to suspend passes by a vote of seven to zero.

moved by Boose, seconded by Corcoran to adopt

moved by Boose, seconded by Corcoran to add the emergency in order to benefit the health, safety and welfare of the residents of North Ridgeville

President Butkowski: Is there any discussion on the emergency? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion on the emergency passes by a vote of seven to zero.

President Butkowski: A motion was made by Boose and seconded by Corcoran to adopt with the emergency. Is there any discussion?

Council Member Boose: Madam President?

President Butkowski: Yes, Mr. Boose.

Council Member Boose: Yes, just as a reminder that we did approve the appropriation of 30,000 dollars back earlier this year and this just expedites the Administration being able to purchase the equipment.

President Butkowski: Thank you. Is there any other discussion? Clerk, please call the roll on the adoption with the emergency.

Yes, 7 No, 0

Clerk of Council Blakely: T 164-2008 passes seven to zero with the emergency and becomes ordinance number 4614-2008.

Permanent Ordinance No. 4614-2008

President Butkowski: Okay. We'll move on to T 166.

Clerk of Council Blakely:

T 166-2008 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
4615-2008 CONTRACT WITH WILLIAM AND HELEN RACIN FOR THE PURCHASE
OF REAL PROPERTY LOCATED AT 36815 CENTER RIDGE ROAD IN THE
CITY OF NORTH RIDGEVILLE IN THE APPROXIMATE AMOUNT OF
\$135,000.00.

First Reading

moved by Mayor Gillock, seconded by Corcoran to dispense with the second and third readings

President Butkowski: Is there any discussion on the suspension? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: The suspension passes by a vote of seven to zero.

moved by Mayor Gillock, seconded by Corcoran to adopt
moved by Mayor Gillock, seconded by McLaughlin to add the emergency so we
can get this done in this year's budget

President Butkowski: Is there any discussion on the emergency? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: The emergency passes by a vote of seven to zero.

President Butkowski: A motion was made by Gillock and seconded by Corcoran to adopt with
the emergency. Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: The adoption with the emergency passes by a vote of seven to zero and
becomes ordinance 4615-2008.

Permanent Ordinance No. 4615-2008

President Butkowski: We'll move on to Second Readings. The first is T 140.

SECOND READINGS:

Clerk of Council Blakely:

T 140-2008 AN ORDINANCE ACCEPTING VICTORY LANE AND DEDICATING IT
FOR PUBLIC PURPOSES.

Second Reading

T 141-2008 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW WITH THE LOWEST AND BEST
BIDDER FOR THE CONSTRUCTION OF IMPROVEMENTS TO VICTORY
LANE, INCLUDING SANITARY SEWERS, STORM SEWERS, WATER
MAIN, ROADWAY PAVEMENT, AND WATER QUALITY BASINS,
TOGETHER WITH NECESSARY APPURTENANCES AND WORK-
RELATED INCIDENTALS THERETO, NOT TO EXCEED \$1,500,000.00.

Second Reading

moved by Mayor Gillock, seconded by Corcoran to postpone T 141 until such
time the BANs are in place

Mayor Gillock: We can go ahead and do the bidding for the road, but we can't enter into a
contract until the BANs are passed and that is why I would make that motion to postpone this
until that time. Thank you.

President Butkowski: You don't want to add a specific date?

Mayor Gillock: I don't know what that date is. We'll just move it until after the BANs are done
and then after the BANs are done, we can bring this back.

President Butkowski: Is there any discussion? Clerk, please call the roll on the postponement.
Yes, 7 No, 0

President Butkowski: T 138 Amended.

Clerk of Council Blakely:

T 138-2008 AN ORDINANCE AMENDING NRCO SECTION 1046.10, SERVICE
CONNECTIONS, AND ADDING WATER MAIN LOCATION TO THAT
SECTION.
Second Reading

President Butkowski: We'll move on to our Third Readings for tonight. The first one is T 112-2008 Revised.

THIRD READINGS:

Clerk of Council Blakely:

T 112-2008 AN ORDINANCE WAIVING THE SEWER INTERCEPTOR FEE FOR
REVISED THE ORIGINAL R-1 HAMPTON PLACE SUBDIVISION AS
4616-2008 SUBMITTED/APPROVED JUNE 2007 FOR IMPROVEMENTS FOUND TO
BENEFIT THE CITY.

Third Reading

moved by Corcoran, seconded by McLaughlin to adopt

President Butkowski: Is there any discussion? Clerk, please call the roll.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero and becomes ordinance number 4616-2008.

Permanent Ordinance No. 4616-2008

T 108-2008 AN ORDINANCE AMENDING SECTION 1240.01 OF THE CODIFIED
ORDINANCES OF THE CITY OF NORTH RIDGEVILLE, OHIO KNOWN AS
THE ZONING CODE ORDINANCE, TO RE-ZONE THE FOLLOWING LAND:
APPROXIMATELY 218 ACRES SITUATED BETWEEN AVON BELDEN
ROAD AND STONEY RIDGE ROAD AND SHOWN BY LEGAL
DESCRIPTION BELOW; FROM R-1 RESIDENCE DISTRICT TO PCD
PLANNED COMMUNITY DEVELOPMENT AS PETITIONED BY
ANTHONY M. VALORE, VALORE PROPERTIES, INC.

Third Reading

moved by Butkowski, seconded by Jaenke to postpone until our next meeting on
December 15

President Butkowski: Is there any discussion? The reason it is being postponed is because we have not had the public hearing for this one and we have to have that before it can be passed. We'll postpone that until the next meeting. Is there any other discussion? Clerk, please call the roll on the postponement.

Yes, 7 No, 0

Clerk of Council Blakely: Motion to postpone has passed by a vote of seven to zero.

T 148-2008 A RESOLUTION GRANTING PRELIMINARY APPROVAL FOR THE PROPOSED PLANNED COMMUNITY DEVELOPMENT SITUATED ON APPROXIMATELY 218 ACRES BETWEEN AVON BELDEN ROAD AND STONEY RIDGE ROAD AND KNOWN AS HAMPTON PLACE PCD.

Third Reading

moved by Butkowski, seconded by Corcoran to postpone for the reasons of the public hearings

President Butkowski: Is there any discussion? Clerk, please call the roll on the postponement.

Yes, 7 No, 0

Clerk of Council Blakely: Motion passes by a vote of seven to zero.

COMMITTEE MEETING ANNOUNCEMENTS:

President Butkowski: Upcoming meeting announcements:

Public Hearing to be held Monday, December 15, 2008 at 7:00 P.M. regarding T 108-2008, re-zone approximately 218 acres situated between Avon Belden Road and Stoney Ridge Road from R-1 Residence District to PCD Planned Community Development as Petitioned by Anthony M. Valore, Valore Properties, Inc.

Next Regular Council Meeting Monday, December 15, 2008 at 7:30 P.M. in Council Chambers

Public Hearings to be held Tuesday, January 20, 2009 beginning at 7:15 P.M. to consider the following in the order in which they appear:

- 1) T 119-2008. adding a minimum setback of 10 feet from property lines to storm water storage basins; and
- 2) T 121-2008, adding standard construction details to Engineering Department requirements for construction.
- 3) T 122-2008, adopting and revising water line material and construction specifications.

ADJOURNMENT:

moved by Corcoran to adjourn

Meeting adjourned at 8:48 P.M.

Approval of Minutes:

MOTION McLaughlin 2ND Boose DATE December 15, 2008

YES 7 NO 0 ABSTAIN 0