

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING MARCH 1, 2010**

CALL TO ORDER: 7:31 P.M.

President Corcoran: I call to order the North Ridgeville City Council Meeting of Monday, March 1, 2010. Please stand for the invocation and pledge of allegiance.

INVOCATION: lead by President Corcoran.

PLEDGE OF ALLEGIANCE: lead by Boy Scout Troop 153.

ROLL CALL:

Present were Council Members Dennis Boose, Richard Jaenke, Bob Olesen, Bernadine Butkowski, Roseanne Johnson and President Kevin Corcoran.

Absent was Council Member Nancy Buescher.

Also, present were Mayor David Gillock, Safety-Service Director Jeffry Armbruster, Law Director Andrew Crites, Auditor Chris Costin and Assistant Clerk of Council Paula Cope.

Absent was City Engineer Larry Griffith.

MINUTES - Corrections (if any) and Approval:

Council Minutes of regular meeting held February 16, 2010

President Corcoran: Are there any corrections to those minutes?

 moved by Boose, seconded by Johnson to approve

President Corcoran: All those in favor say yes. All those opposed say no.

 Yes, 6 No, 0

President Corcoran: Minutes are approved.

President Corcoran: Please note:

Parks & Recreation Minutes of regular meeting January 27, 2010 and

Civil Service Commission Minutes of regular meeting February 16, 2010.

LOBBY:

President Corcoran: We come to the lobby session of City Council. This is your opportunity to speak to us and let us know what is on your mind. There are certain rules you need to follow. One being that you have three minutes to speak. When you come up to the microphone, please

give your name and address so, if there is any reason for us to contact you, we can do so. You are limited to one subject per night. So, tonight, please stick to one topic. The lobby is now open.

1) Becky Campbell of 5425 Olive Street explained that she is a member of Friends of the Park as well as a Charter member of the Dog Park Committee. On behalf of those committees, she provided a presentation regarding the need for 3.5 acres to be set aside for the creation of a dog park. She explained the benefits and the design of this park and stated that the costs are included in the packet that she handed out to the Council Members.

Council Member Boose: Mr. President, just a comment. This group made a similar presentation to the Park and Recreation Commission last week at their monthly meeting. They have been working together for a long time and the Park and Rec Commission approved a motion to recommend that up to three and a half acres be dedicated for a dog park in the City owned property that is north and east of the current library. The exact location is yet to be determined and most likely, Council will want to have the Engineer take a look at that to see what parcel best suits that. I just wanted to give you that background that they have gone through the Park and Recreation Commission.

President Corcoran: Thank you, Mr. Boose. Is there anybody else that would like to speak before Council tonight?

2) John Klembarisky of 9143 Katherine Street spoke regarding the water pressure problem in his development off Reed Road. He explained that a phone call was made to him from his Councilman on December 15 indicating that the project was completed and that they should see a change in their water pressure. He stated that they have not seen a change and the water pressure problem has actually gotten worse. He read some of the comments he received from his neighbors.

Safety-Service Director Armbruster: We will take a look at that tomorrow. The Engineer is not with us tonight but, we will see if we can get a conclusive answer back to you on what is happening with the vault and the things that are going on over there on Lorain and Bagley.

President Corcoran: Anybody else?

3) Robert Gaydash of 9400 Avon Belden Road thanked Teila Lovell in the Building Department for passing along some answers to his concerns from the last meeting. He thanked Council for providing extreme politeness he received during his three minutes of lobby during the last Council meeting. He asked for, either in writing or on public record, an answer regarding his concerns on the safety situation by the Junior High School that he brought up during the last meeting.

President Corcoran: Mr. Mayor?

Mayor Gillock: First, I would like to point out that the young lady that is sitting right here is Teila who is the one that helped you get your information. She did a great job on that and we

appreciate it. We'll look into that other issue. You have brought it up before but, until tonight, we never knew exactly where you were talking about. We'll take a look at it. Thank you.

President Corcoran: Anybody else?

4) Linda Turner of 38158 Pebble Lake Trail spoke of a safety concern regarding lack of a sidewalk on a portion of Otten Road. She stated that the Homeowner's Association told her that if the developer had widened the sidewalk down Otten Road, the City had agreed to put in the portion to connect the sidewalk. That has not been done. She explained her concern as it relates to the safety of the children riding their bikes down the street, people walking their dogs and people pushing baby strollers.

Mayor Gillock: Mr. President, I can answer this question to clear it up a little bit. When Meadow Lakes was built there were no homes on that particular area and therefore there were no sidewalks required. We met with the developer several years ago over the issue of the sidewalks going up Otten. We wanted that sidewalk put in at that time. The sidewalk that he had put in on Otten was a four-foot sidewalk. We wanted a six foot. At that time we reached an agreement with him that if he tore all that out and put in the six-foot sidewalk, we would take responsibility of putting that piece of sidewalk in that you are referring to but, that was dependent upon the City having the money to do it. We have lots of streets in this City that don't have sidewalks. We are aware of the issue; not just there, but throughout the City. Your summation is pretty accurate. We said we will do that, but again, it depends upon our finances. We are doing appropriations right now and it is something we are going to look at it. Whether we can do it or not right now, I can't say. We can't guarantee when it will be done, but we have said at some point; some day, we'll do that and that is the best answer I can give you right now.

President Corcoran: Thank you. Anybody else? Seeing none, we are moving on to the Administrator's reports. Mayor Gillock?

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Thank you, Mr. President. First, I want to thank the scouts for being here tonight and doing a great job on leading the Pledge of Allegiance.

I also want to add my condolences on behalf of the City to Mr. Gil Cornish. Gil was a Councilman who donated about 16 years of his life trying to make North Ridgeville a better place to be. He will be missed. Please keep him in your prayers. I have three things I want to mention this evening.

First, I received our Annual Treasurer's Report for last year. I just wanted to point out a little bit in what the economy has done to the City's investments. In 2006 the interest on our investments

was 1,238,000 dollars. In 2007 it went up a slight amount to 1,400,000 and then in 2008 it dropped almost in half to 758,000. Last year, it was 452,000. We went from a high of almost a million four to about 400,000 losing a million dollars a year in interest. So, the economy is affecting all of us.

I just want to briefly mention a meeting that was held last Thursday at the Ridgefield Recreation Center. I want to thank the Ridgefield Homeowner's Association for allowing us to use that facility. We had a discussion regarding FirstEnergy removing the discounts that they were giving to all electric homes. It has become quite a controversy. There were meetings in Columbus held by Representative Matt Lundy, Senator Grendell, and Senator Patton, who also had been involved in it. We held a meeting here and had over 400 people show up. We had Representative Matt Lundy, representatives from the PUCO, representatives from the Ohio Consumer's Council, and FirstEnergy. Representative Lundy did announce at that meeting that he received a call about fifteen minutes before the meeting from the Governor's office that they had ordered the PUCO and FirstEnergy to revisit the issue; to reinstate the discount immediately and work out a long range plan that would be much more fair and equitable to those homeowners. We are glad to see that being addressed.

The last thing I want to mention is a project that Columbia Gas will be doing in North Ridgeville which is quite similar to our water meter project where we are replacing all the meters so that we can read the meters on computers at City Hall. We are a little bit ahead of them. They are going to be installing automated meter reading equipment on all their gas meters. In most cases you'll simply get a call saying that they will be doing something to your gas meter and when they will be there. The gas people wear uniforms and have labels or name tags and so forth. It won't be an inconvenience or anything to you. You won't even have to be there in most cases. There are some homes that do have gas meters inside. In those cases they will contact you and they will have to get into the home to make that transition. Again, customers will be given advanced information via a post card of when they will be there. They will have a contact number. It does not cost the homeowner anything. Right now they read your meter every other month and they estimate it in the middle month, unless you are on a budget plan. This will allow them to do as we have been doing with the water for years in driving down the street in a vehicle and pickup the reading. So, that is a tremendous improvement for them. They are going to start this month. It will take them a number of years to do their entire territory, but they are starting in North Ridgeville. So, you will see them out there through March and April and should be finished in early June with the whole City. Thank you. That concludes my report.

President Corcoran: Thank you, Mayor. Safety-Service Director Armbruster.

B. Safety-Service Director:

Safety-Service Director Armbruster: Thank you, Mr. President. I would like to report this past week we had an unfortunate accident with one of our large single axle snow plows. As our plow

driver was driving down Wallace, where the power lines go across there, he lost a little bit of where the road was with the blowing snow; he got off the road and the plow actually tipped on its side as it went into the ditch. I'm happy to report that when Dunlap's brought it out with the big wreckers. There was absolutely no damage to the truck. The truck was in the ditch, but yet it was so soft from the mud that there was no damage to it in any way including the mirrors. The driver was actually transported to Fairview and he was later released. The Mayor and I talked to him about lunch time. This happened about 6:30 in the morning. Everything is good. It is a scare that we had, but it is something that brought us all to recognize that it is pretty tough sometimes to plow snow, especially in the big trucks or in any truck that, if you do see a plow truck, please give clearance to it. It is such a big vehicle when they are going down and throwing salt. Respect those plow drivers because they really work hard for us in the City of North Ridgeville and every place. That concludes my report.

President Corcoran: Thank you.

C. **Engineer:**

President Corcoran: The Engineer is not here, so we are moving on to the Auditor.

D. **Auditor:**

Auditor Costin: Thank you. No report for this evening.

President Corcoran: Thank you, Mr. Costin. Clerk, please read the other reports.

E. **Other Reports:**

Assistant Clerk of Council Cope: Please note:
Police Department Support Car Report for January 2010;
Mayor's Court Report for January 2010; and
Annual Treasurer's Report for 2009.

COUNCIL COMMITTEE REPORTS:

President Corcoran: There are no Council Committee reports.

Council Member Boose: Mr. President, though there isn't a written committee report, as I did mention earlier, the Park and Rec Commission did recommend that some land be dedicated to the dog park. Since we have a lot of people from the dog park here today, I just wanted them to know that in order to meet the meeting for us to even consider something as a full Council, we would have had to have that information to us in writing before the meeting you gave the presentation to. So, I will work with the Law Director and the Director of the Park and Rec

Department to put something together for our next meeting. I just wanted you to know that there will be no action on that this evening because it didn't make cloture.

President Corcoran: Thank you, Mr. Boose. Moving on to correspondence.

CORRESPONDENCE:

Assistant Clerk of Council Cope:

1) Received from John Hart, PE., District Deputy Director for ODOT District 3, an invitation to participate in a roundtable discussion on improving the state's transportation infrastructure with other transportation stakeholders from Lorain and Medina Counties on Tuesday, March 16, 2010 from 9:30 to 11:30 A.M. at the Spitzer Conference Center.

Assistant Clerk of Council Cope: That is all the correspondence that the Clerk received.

OLD BUSINESS:

President Corcoran: There is no old business tonight. Moving on to new business.

NEW BUSINESS:

Assistant Clerk of Council Cope:

Application for placement of farmland in an Agricultural District from Michael J. and Kathleen A. Smith for 35.88 acres located at 5756 Stoney Ridge Road.

 moved by Corcoran, seconded by Boose to accept the application with modifications and ask the Law Director to prepare legislation for the next Council meeting

President Corcoran: All those in favor say yes. Those opposed say no.

 Yes, 6 No, 0

President Corcoran: Motion is accepted.

T 30-2010 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION MADE BY LILLIAN M. RAK, AND CONSTANCE A. WOODSIDE, TRUSTEES TO HAVE CERTAIN LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT.

T 31-2010 A RESOLUTION TO APPROVE WITH MODIFICATION THE APPLICATION MADE BY GEORGE GROSIK AND MARGARET HAPUTA TO HAVE CERTAIN LAND OWNED BY THEM DESIGNATED AS BEING LOCATED WITHIN AN AGRICULTURAL DISTRICT.

T 32-2010 A RESOLUTION SUPPORTING THE REINSTATEMENT OF THE FIRSTENERGY ALL-ELECTRIC DISCOUNTS FOR CONSUMERS RESIDING IN ALL-ELECTRIC HOMES.

moved by Boose, seconded by Olesen to suspend the By-Laws to give T 32 a first reading tonight

President Corcoran: Is there any discussion?

Council Member Boose: Mr. President, even though as the Mayor had said and many of us in this room understand, that the PUCO, the people from FirstEnergy and the State Legislation; as other branches of government are working to try to find a permanent solution to the discounts for all electric homes. I think it is imperative that we as a community show our support in this cause and get a copy of this hopefully approved legislation down to the State House as quickly as possible and as part of section three indicates, that upon adoption, that this resolution be sent to the PUCO, to FirstEnergy, attention Governor Ted Strickland, Ohio Representative Matt Lundy, and Ohio Senator Sue Morano in support of this legislation. Thank you.

President Corcoran: Thank you, Mr. Boose. Any other discussion?

Council Member Olesen: Just briefly, Mr. President. I was at the same meeting with Mr. Boose and what we heard there was that some people in our own City had 50 percent increases in their monthly bills and others have 300 percent increases and a lot of these homes, as some are in my Ward, are elderly people. They just sprang a super-duper incredibly big raise on everybody and it came as a total surprise to a lot of people. Right now, the wheels are in motion to do something about this situation and hopefully, it will be resolved for both the people in Ward 3 and Ward 4 where there are even more electric homes.

President Corcoran: Yes, someone who has been intimately involved in this issue for the last several months and years, this does affect almost 1,000 homes in North Ridgeville. It is an important issue for our residents and I whole heartedly agree with moving this thing forward. Is there any further discussion about giving T 32 a first reading tonight? All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: T 32 will have a first reading tonight.

T 33-2010 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO SCOTTSDALE INSURANCE COMPANY FOR INSURANCE DEDUCTIBLE COSTS IN THE AMOUNT OF \$6,564.66.

moved by Boose, seconded by Olesen to suspend the By-Laws to give T 33 a first reading tonight

President Corcoran: Is there any discussion? Hearing none, all those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: T 33 will have its first reading tonight.

T 34-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ENTER INTO A PARTICIPATION AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE

PURCHASE OF SODIUM CHLORIDE FOR THE 2010/2011 WINTER SEASON, PURSUANT TO RESOLUTION NO. 693-90.

T 35-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH CLEAR WIRELESS, LLC.

 moved by Mayor Gillock, seconded by Butkowski to suspend the By-Laws to give T 35 a first reading tonight

President Corcoran: Is there any discussion?

Mayor Gillock: Mr. President, if possible, we would like to adopt this this evening with the emergency. This is a lease with Clear Wireless that will bring income to the City and let them go ahead and collocate on our tower. Thank you.

President Corcoran: All those in favor say yes. All those opposed say no.

 Yes, 6 No, 0

President Corcoran: T 35 will have its first reading tonight.

RECESS:

 moved by Boose, seconded by Johnson to suspend the recess

President Corcoran: Is there any discussion? All those in favor say yes. All those opposed say no.

 Yes, 6 No, 0

President Corcoran: Okay, moving on to first readings.

FIRST READINGS:

T 32-2010 A RESOLUTION SUPPORTING THE REINSTATEMENT OF THE FIRST
1193-2010 ENERGY ALL-ELECTRIC DISCOUNTS FOR CONSUMERS RESIDING IN ALL-ELECTRIC HOMES.

 First Reading

 moved by Boose, seconded by Olesen to suspend second and third readings this evening

President Corcoran: Is there any discussion? Hearing none, all those in favor say yes. All those opposed say no.

 Yes, 6 No, 0

President Corcoran: Second and third readings are suspended.

 moved by Boose, seconded by Olesen to adopt T 32

 moved by Boose, seconded by Olesen to add the emergency due to the timeliness of this issue being discussed right now in the State and that we move this along to show them our support immediately

President Corcoran: Mr. Johnson, do you have something?

President Corcoran: Is there any discussion? Hearing none, all those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: Second and third readings are dispensed with.
moved by Boose, seconded by Johnson to adopt T 35

President Corcoran: Is there any discussion?
moved by Johnson, seconded by Boose to add the emergency

President Corcoran: What is the reason to be stated for the emergency?

Law Director Crites: Mayor could you provide for the reason on the emergency?

Mayor Gillock: For the welfare of the citizens, as it will bring in additional funds, which will help keep our tax base lower.

President Corcoran: Is there any discussion? All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: It was moved by Boose and seconded by Johnson to adopt with the emergency T 35. Is there any discussion? Clerk, please call the roll.

Yes, 6 No, 0

Assistant Clerk of Council Cope: T 35-2010 has been adopted with the emergency by a vote of six to zero and becomes permanent ordinance number 4721-2010.

Permanent Ordinance No. 4721-2010

President Corcoran: That is the end of first readings. Moving on to second readings, we have T 8.

SECOND READINGS:

Assistant Clerk of Council Cope:

T 8-2010 AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1442,
BOARD OF DRAINAGE AND FLOOD CONTROL.
Second Reading

T 9-2010 AN ORDINANCE AMENDING NRCO SECTION 1040.11,
REVISED MAINTENANCE OF PRIVATE SEWERS, BY ADDING ENFORCEMENT
REIMBURSEMENT MEASURES.
Second Reading

T 13-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH
RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A
CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW
AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND/OR
DELIVER CONCRETE TO BE USED BY THE CITY OF NORTH
RIDGEVILLE, OHIO.
Second Reading

- T 14-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF LIMESTONE AND SAND TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
Second Reading
- T 15-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF ASPHALT AND RELATED MATERIALS TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
Second Reading
- T 16-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT, FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW, AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND INSTALL FULL DEPTH CONCRETE PADS AND REPAIR SERVICES TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.
Second Reading
- T 17-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF CHEMICALS TO BE USED BY THE FRENCH CREEK WASTE WATER TREATMENT PLANT.
Second Reading
- T 18-2010 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE RENTAL OF EQUIPMENT AND RELATED SERVICES FOR ROAD REPAIR AND MAINTENANCE TO BE USED BY THE SERVICE DEPARTMENT.
Second Reading

T 19-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH THE NORTHEAST OHIO AREA WIDE COORDINATING AGENCY (NOACA) AND BURGESS & NIPLE, INC. IN AN AMOUNT NOT TO EXCEED \$75,000.00 FOR THE PREPARATION OF A PLANNING STUDY FOR THE PROPOSED NORTH RIDGEVILLE TOWN CENTER.
Second Reading

T 23-2010 A RESOLUTION OF THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, OHIO, APPROVING AND RATIFYING AN APPLICATION FOR TAX INCENTIVE IN COMMUNITY REINVESTMENT AREA NO. 14 CREATED BY CITY OF NORTH RIDGEVILLE RESOLUTION NO. 768-94, BY LAKE RIDGE HOLDING, LTD, AN OHIO CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF OHIO.
Second Reading

President Corcoran: That is the end of the second readings.

THIRD READINGS:

President Corcoran: There are no third readings.

COMMITTEE MEETING ANNOUNCEMENTS:

President Corcoran:

Finance Committee meetings began today and are scheduled to continue March 2 and 4, 2010 beginning at 8:30 A.M. each day in Council Chambers.

Public Hearings to be held Monday, March 15, 2010 beginning at 7:20 P.M. on agricultural district applications received for the following:

- 1) George Grosik & Margaret Haputa for 33.97 acres located on Island Road;
- 2) Lillian M. Rak and Constance A. Woodside, Trustees for 54.2 acres located at 5660 Otten Road;
- 3) Michael J. and Kathleen A. Smith for 35.88 acres located at 5756 Stoney Ridge Road.

Next Regular Council Meeting Monday, March 15, 2010 at 7:30 P.M. in Council Chambers.

ADJOURNMENT:

President Corcoran: Is there any other business to bring before the City today? Hearing none, the meeting is adjourned.

Meeting adjourned at 8:14 P.M.

Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on March 15, 2010: