

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
REGULAR MEETING JUNE 7, 2010**

CALL TO ORDER: 7:30 P.M.

President Corcoran: I call to order the Regular Council Meeting of Monday, June 7, 2010. Please stand for the invocation and pledge of allegiance.

INVOCATION: lead by President Corcoran.

PLEDGE OF ALLEGIANCE: by all

ROLL CALL:

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

Absent was Council Member Nancy Buescher

Also, present were Mayor David Gillock, Safety-Service Director Jeffry Armbruster, Law Director Andrew Crites, Engineer Larry Griffith, Auditor Chris Costin and Clerk of Council George Smith.

MINUTES - Corrections (if any) and Approval:

Council Minutes of regular meeting held May 17, 2010

President Corcoran: Please note, there is a correction on page one under invocation and it should read invocation was lead by President Pro-Tem Johnson. Are there any comments or corrections to make to those minutes other than what was stated? Minutes are approved.

President Corcoran: Please note:

Civil Service Commission Minutes of special meetings May 11, 2010 and May 20, 2010;

Planning Commission Minutes of special meeting May 24, 2010; and

Civil Service Commission Minutes of regular meeting May 25, 2010.

LOBBY:

President Corcoran: This is your opportunity to talk to us. You have to come up to the podium. Please state your name and address for the record. I don't believe we have sign in sheets this evening, so when you state your name and address, please speak clearly. You will have three minutes to speak. Please join us as the lobby is now open. Does anyone want to speak?

1) Robert Gaydash of 9400 Avon Belden Road spoke his concerns regarding the Junior High School and explained his conversations he had with those involved at that school. He stated that he was at the school at 2:20 P.M. and it was a jammed up mess between the school buses and the businesses located on that property. He asked for another three minutes.

President Corcoran asked if there was anyone else that would like to speak. He addressed Mr. Gaydash and stated that he has his second three minutes.

2) Robert Gaydash of 9400 Avon Belden Road spoke regarding his concerns that relate to the sewer system in North Ridgeville and his belief that it may be outdated very shortly, as he knew that the system is very old. He noted that he will be doing research as far as North Ridgeville's sewer system and neighboring communities' sewer systems and will supply those materials to Council.

President Corcoran asked if there was anyone else that would like to speak. Hearing no one, he moved the meeting on to the Administrator's Reports.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Gillock: Thank you, Mr. President. I have a few items this evening. First, each year, Cleveland Magazine comes out with the ranking of the suburbs and they give you the top 20. They list several other cities among that and we are not in the top 20. I just wanted to briefly give you some of the stats as they apply to North Ridgeville. They did grade 77 Cleveland area communities on a number of factors. We scored 24th safest community overall and the second safest city in Lorain County. We were third in home sales overall. We were fifteenth overall in the ten year median home sale price increases and we were second in Lorain County. We were tied with Elyria for tenth with the lowest taxes. Only Amherst and Lorain surpassed us with a lower tax rate in Lorain County. We were also featured in the article as being a boomtown opportunity. So, overall, I think we fared very well compared to the other 77 communities.

Next, I just wanted to let you know and I think we have an ordinance on the agenda tonight that we did receive approval on our Lorain Road construction phase 3B and that we will be receiving a grant and an interest free loan in the amount of 674,000 dollars. We hope to get that done. That will allow us to continue and finish the Lorain Road reconstruction from Honeycut Avenue to Island Road. So, we are happy to receive that.

Also, today, I received a letter from the Insurance Services Office, the ISO. ISO ranks cities throughout the country from one to ten and this affects your fire insurance premiums basically. We have been raised in our classification to a four, which I believe is the highest we have ever been. You're not going to see a big reduction when you buy your insurance, but overall, it will

mean a reduction in insurance rates for North Ridgeville. When they do residential rates, they kind of look at the whole area. When they do businesses, they will ask for protection classes, which means a little bit more to the businesses, but that is a good thing and overall, it could save us a little bit of money and every little bit helps.

Lastly, Mr. Gaydash referred to this a little bit and we have been waiting on this. As Council knows, we have been working with CH2M Hill in reviewing our sewer rates. We have been doing this for about two years now and updating it each year. We finally got the revised report for the sanitary sewer rate model update. It is 77 pages and I will send a copy to each Council person. I would ask the Council President, at this time, if he would refer to the Utilities Committee the sewer rate model update issue and it can be taken up in Committee.

President Corcoran: The Chair will refer the utilities study to the Utilities Committee.

Mayor Gillock: Thank you. That concludes my report.

President Corcoran: Thank you. Safety-Service Director.

B. Safety-Service Director:

Safety-Service Director Armbruster: Today was the beginning of a long three days where we are interviewing IT people for our computer position downstairs. We had six interviews today and plan on doing, I think, three tomorrow and two on Wednesday. Quite honestly, I am very pleased to say that the interviewees that we had today, were mostly from North Ridgeville. I didn't, quite honestly, believe that we had that many people that; not that we're not intelligent, I'm not saying that, but just that we are in the IT side of and there are just so many jobs out there it was interesting with the young people and the older people, such as myself, that have jobs and all these individuals had jobs and they were just actually looking for the opportunity of maybe coming in and serving and helping us in the city of North Ridgeville. That concludes my report.

President Corcoran: Thank you. Mr. Engineer, Larry Griffith.

C. Engineer:

Engineer Griffith: Thank you, Mr. President. Tonight, I have three items to mention. The first is good news, the second is both bad and good news and lastly, a thank you.

First, the long awaited Lorain County Solid Waste District Collection Center will open on Saturday, June 19 at 10:00 A.M.. No longer will you have to wait for the ever so often drives that were held previously. The Center, located at 540 South Abbe Road in Elyria (near Big Lots), will have the following three days a week regular hours; Monday and Wednesday, from 12:00 noon to 6:00 P.M. and Saturday, from 9:00 A.M. to 6:00 P.M. They will accept

electronics (computers, cell phones, etc.), tires, fluorescent bulbs and ballasts, and household hazardous waste. For a complete list or any questions, call 1-800-449-5463 or log onto www.loraincounty.us/solidwaste.

Second, as a result of the above, the North Ridgeville Service Department will no longer accept used tires.

And lastly, I would like to thank Matthew Gainsayer, age nine, for his letter to the Editor in the May 5th edition of the North Ridgeville Press. Matthew wrote about how we generate too much garbage and are quickly filling our disposal sites and how we need to recycle in order to make our disposal sites last as long as possible. It will be Matthew's generation that will have to deal with the future lack of disposal sites. That concludes my report this evening.

President Corcoran: Thank you. Mr. Auditor Costin.

D. Auditor:

Auditor Costin: Thank you, I actually have no report scheduled for this evening.

E. Other Reports:

President Corcoran: Please note:

Water System Operation Report for April 2010;
Building Department Report for April 2010; and
Police Department Quarterly Report January - March 2010.

COUNCIL COMMITTEE REPORTS:

Clerk of Council Smith:

BUILDINGS & LANDS COMMITTEE REPORT #6288 dated May 17, 2010: Members of Council: We have considered the matter of T 61-2010, an ordinance amending NRCO Chapter 1210, Planning Commission to require City Planner review and a traffic impact study when certain criteria are met and recommend revising said legislation by deleting in Section 1, five (5) and inserting twenty-five (25) and recommend that this request be approved and T 61-2010 be adopted by Council as revised.

Signed: Members Nancy Buescher and Richard Jaenke and Chairperson Robert Olesen.

moved by Olesen, seconded by Jaenke to accept

Mayor Gillock: Mr. President, the Engineer and I have been discussing this and we would like to recommend changing instead of going from five to twenty-five. We would like to suggest that it be fifteen. We think that a subdivision with fifteen new homes reaches a sufficient size that there

is a traffic impact and we need to be looking at the planning and 25, we feel, is just a little bit too big. We have seen divisions such as Schoolhouse Lane and other developments with 12 to 15 and the impact that they have had and we would be missing those. So, it would be our wish and recommendation that we amend this to change it from five to 15 units as a trigger point needing a City Planner Review and Traffic Impact Study.

moved by Mayor Gillock, seconded by Butkowski to amend the Committee Report changing the 25 to 15

President Corcoran: It was moved by the Mayor and seconded by Butkowski to amend T 61, the report?

Mayor Gillock: I would leave that to the Law Director to answer that.

Law Director Crites: Yes, your By-Laws direct you to consider, discuss and amend, if you wish, any Council Committee Report and that is what you have before you. If you so decide to take the Mayor and the Engineer's recommendation to lower the threshold from 25 to 15, what you would simply be doing is amending a Council Committee Report and then the motion already on the floor to accept would go forward and likely pass. What that would do would simply signal my office to prepare the amended legislation for your next meeting and when it comes back onto the floor, it will be on the agenda for the next meeting. It will simply be and I'll take that direction, we'll amend it by substitution and the threshold will read 15.

President Corcoran: Are there any questions about the amendment to the Council Committee Report?

Council Member Butkowski: Mr. Chairman, I agree with what the Mayor said in that 15 homes equate to quite a few cars and that could really affect the traffic and it should determine a study, depending upon the location of the subdivision. It could really impact some streets. So, I think it is a good idea to lower it to 15.

Law Director Crites: Mr. President, if I may. I should reiterate what gave rise partially and originally to the attention to this piece of legislation is the fact that the study is actually paid for by a deposit advanced by the developer. It is not born by the City which is similar in nature of inspection fees.

President Corcoran: Does anybody from the Committee have any questions about this revision? All right. It was moved by the Mayor and seconded by Butkowski to amend the Committee Report changing the 25 to 15. Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Passed with one absent.

President Corcoran: Mr. Olesen moved and Mr. Jaenke seconded to accept the Committee Report. All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: Committee Report is accepted. Correspondence.

CORRESPONDENCE:

Clerk of Council Smith:

- 1) Received a letter from the County Auditor Special Projects Coordinator, Jack Kilroy reporting on the Tax Incentive Review Council meeting held in March 2010.
- 2) Received a letter from Patti Smith, Supervisor of the Permit Processing Unit of the Ohio E.P.A. submitting a public notice, draft permit and fact sheet in reference to French Creek Waste Water Treatment Plant.
- 3) Received a public notice from the Ohio E.P.A. regarding a draft proposal and final actions relating to water quality certification for a project to construct a concrete block sea wall and L-shaped pier completed in July 2009 by Craig S. McAllester of 32160 Lake Road, Avon Lake.
- 4) Received the 2009 Lorain County Community Development Annual Report.

Clerk of Council Smith: That concludes correspondence.

President Corcoran: Thank you. Moving on to old business.

OLD BUSINESS:

Clerk of Council Smith:

T 29-2010 AN ORDINANCE VACATING A THIRTY (30) FOOT WIDE UNIMPROVED
4752-2010 STREET LOCATED APPROXIMATELY 725 FEET WEST OF RACE ROAD
AND BEGINNING ON THE SOUTH SIDE OF SUGAR RIDGE ROAD.

Third Reading

moved by Olesen, seconded by Boose to adopt T 29

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

Yes, 6 No, 0

Clerk of Council Smith: Measure is approved unanimously with one absent and becomes ordinance number 4752-2010.

Permanent Ordinance No. 4752-2010

NEW BUSINESS:

Planning Commission recommendation to Council of their special meeting May 24, 2010

APPLICANT: Robert Clark, BLMJ, LLC, 21337 Oakhurst Lane, Strongsville, Ohio 44149

OWNER: BLMJ, LLC, 21337 Oakhurst Lane, Strongsville, Ohio 44149

REQUEST: Approval to construct an outdoor pavilion

LOCATION: Mulligan's Mini-Golf, 7760 Victory Lane in a B-4 District
Permanent Parcel No. 07-00-003-102-090

PC ACTION: Approved by a vote of four to zero
moved by Olesen, seconded by Jaenke to accept Planning Commission's recommendation
to Council

President Corcoran: Any comments or questions?

Council Member Olesen: Yes, Mr. President, just a comment. This is a fantastic facility. It is on
three acres and this will just add to the magnificent structure built over there.

President Corcoran: Anything else? Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Measure is approved.

Ordinance and Resolution Submittals:

T 68-2010 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NORTH
RIDGEVILLE, OHIO, TO APPLY TO THE OHIO DEPARTMENT OF
DEVELOPMENT FOR FUNDING UNDER THE OHIO SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY
DEVELOPMENT PROGRAM FOR FISCAL YEAR 2010.

moved by Mayor Gillock, seconded by Johnson to suspend the By-Laws to give T 68 a
first reading this evening

Mayor Gillock: Mr. President, we have a June 25th deadline to get this application in.

President Corcoran: Any comments or questions? All those in favor say yes. All those opposed
say no.

Yes, 6 No, 0

President Corcoran: T 68 goes on first readings. T 69.

Clerk of Council Smith:

T 69-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH THE OHIO PUBLIC WORKS COMMISSION AND
AUTHORIZING THE CITY TO BORROW FUNDS RELATED THERETO AT
A ZERO PERCENT INTEREST RATE.

moved by Mayor Gillock, seconded by Johnson to suspend the By-Laws to give T 69 a
first reading this evening

President Corcoran: Any comments or questions? All those in favor say yes. All those opposed
say no.

Yes, 6 No, 0

President Corcoran: T 69 will have its first reading this evening. T 70.

T 70-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW FOR THE LORAIN ROAD (HONEYCUT DRIVE TO ISLAND ROAD) RECONSTRUCTION, PHASE 3B, INCLUDING OTHER APPURTENANCES, NOT TO EXCEED \$1,052,000.00.

moved by Olesen, seconded by Johnson to suspend the By-Laws to give T 70 a first reading this evening

President Corcoran: Any comments or questions?

Mayor Gillock: Mr. President, I might just point out that T 69 and T 70 work in conjunction with each other. These are for our next round of Ohio Public Works funding. This would allow us to reconstruct the section of Lorain Road between Honeycut Drive and Island Road. As I said earlier, we are receiving 674,000 dollars total; of which 378,000 of that is a grant and we will need to amend T 69 as the loan amount is actually 296,000 dollars. That is an interest free loan. So, when T 69 does come up for its first reading, we need to amend that amount in that ordinance. We want to get both of these passed, so we can go ahead and start the bidding process and hopefully get these done yet this year. Thank you.

President Corcoran: Thank you, Mr. Mayor. All in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: T 70 will receive its first reading this evening.

Council Member Boose: Just a point of order, Mr. President. This also means we need to amend T 69 as well?

Mayor Gillock: T 69 is the one that needs amended.

Council Member Boose: This one will need to be amended as well, because the same number appears in both.

Mayor Gillock: You are right.

Council Member Boose: Thank you.

President Corcoran: Moving on. T 71.

Clerk of Council Smith:

T 71-2010 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 PURPOSE OF RENOVATING, CONSTRUCTING AND FURNISHING AN ADA ACCESSIBLE RESTROOM AND NECESSARY APPURTENANCES AT FRONTIER PARK, IN THE APPROXIMATE AMOUNT OF \$80,000.00.

moved by Mayor Gillock, seconded by Boose to suspend the By-Laws to give T 71 a first reading this evening

President Corcoran: Are there any comments or questions?

Mayor Gillock: Yes, we get Community Development Block Grant Funds which is a federal

grant for low income or senior type improvements in the City. We have been doing this for several years; improving our bathrooms in our parks. This one would be for furnishing an ADA accessible restroom, sidewalk and other appurtenances at Frontier Park. The total amount of the ordinance is 80,000 dollars. The grant would actually pay 50,000 dollars of the improvement and 30,000 would come from the Parks and Recreation Improvement Fund. We did pole the Parks and Recreation Committee members last week for approval on the 30,000. We have it in writing that three of them have approved that. I believe we have to make a motion for Council to also approve that expenditure for 30,000. If I am not correct, Mr. Auditor?

Auditor Costin: Charter requires that monies expended for the Park and Rec Fund be approved by Council and that can be done verbally or it could be incorporated actually in T 71.

Mayor Gillock: So, it can be included right in the ordinance. Then, at the next Parks and Rec Board Meeting, they will again moralize their vote. We do have it documented that they did approve that 30,000 dollar expenditure. According to the Auditor, if we approve this, this evening for the 80,000, that will take care of both sides of it.

Council Member Johnson: Mr. President, we did get a letter from Parks and Rec Commission, from Bob Slovak.

President Corcoran: Does anyone else have any other comments? Hearing none, all those in favor, say yes. All those opposed say no.

Yes, 6 No, 0

President Corcoran: T 71 is added to the first readings this evening.

Clerk of Council Smith:

T 72-2010 AN ORDINANCE CREATING THE FULL-TIME POSITION OF FINANCE
TECHNICIAN.

T 73-2010 AN ORDINANCE AMENDING ORDINANCE NO. 4486-2007 BY
INCLUDING THE FULL-TIME POSITION OF FINANCE TECHNICIAN,
AND TO CREATE AND ESTABLISH A WAGE RATE FOR THIS POSITION.

Mayor Gillock: Mr. President, I just want to explain a little bit about what T 72 and T 73 are. We are creating a new job title, but not really a new position. We have a position in the payroll office that, right now, is in the Union. Through negotiations with them, that position is being taken out of the Union and another position is being put in. The Union does not want to eliminate that current job title. We are just creating a new job title at the same pay scale for that same person. That is all this is.

Council Member Boose: Point of order or question. We are not intending to replace the Union position. I just want everyone to know that we are not adding staff.

Mayor Gillock: We are not adding a new person. All we are doing is changing a title for that person who is no longer in the Union.

Council Member Boose: I knew that, but I wanted everyone else to know that.

President Corcoran: T 74.

Mayor Gillock: Point of order. I want to ask the Law Director, do we need T 74?

Law Director Crites: Actually, Mayor, if there are not objections from members of Council, I would just like to ask Council President to just withdraw it from the agenda. If you want to speak to it or if you want me to briefly.

Mayor Gillock: Go ahead.

Law Director Crites: There was an opportunity with a local farmer, who has historically farmed land that we recently acquired from Forest City. We wanted to enter into a lease. Unfortunately, due to a deadline, which he had to commence his farming operation, which was basically now, we were not left with enough time to advertise it as required statutorily, so it is not going to be feasible this year. Very likely, we will next year. You will see it again, but I would recommend at this point in time, with an amicable understanding with the farmer, that we just couldn't do it and I would suggest that we just pull it from the agenda.

President Corcoran: Is there any objection to that? Okay, T 74 is removed from the agenda. T 75.

Clerk of Council Smith:

T 75-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE PUBLIC UTILITIES COMMISSION OF OHIO, THE OHIO RAIL DEVELOPMENT COMMISSION AND NORFOLK SOUTHERN RAILWAY COMPANY FOR THE CONSTRUCTION OF IMPROVEMENTS NECESSARY TO ENHANCE THE SAFETY OF FOUR RAILROAD CROSSING LOCATED IN THE CITY OF NORTH RIDGEVILLE.

moved by Mayor Gillock, seconded by Boose to suspend the By-Laws to give T 75 a first reading this evening

President Corcoran: Any comments?

Mayor Gillock: Mr. President, we have worked on this for about two years I believe. We are up to the point now where we are ready to sign a contract with Ohio Rail Commission. At this point, there is about 1.8 to 2 million dollars in grants going toward this project through an 800,000 stimulus funding grant. The City obtained the 800,000 earmarked. It was already there. The railroad was doing 80 and the Ohio Rail Commission is also putting up funding. This ordinance gives us the authority to enter into a contract to do that part of the improvements which would be at three of the crossings. It is called a quad gate system. The easiest way I can describe it is to say that now, when you pull up to the railroad tracks and you see one arm come down like this, now you will see two arms that will come down and it will block it. There are sensors that if a car that was caught in the middle, it would open up and let them get out. On one of the crossings there would actually be a physical barrier in the middle of the road to prevent going around rather than the four quad gate system. So, that is what this is. We have a part to play in this, in that, we have to do the road markings which several of those are already there and detectors as part of the signal system. Mr. Costin and I have discussed this earlier. I don't

believe those expenditures, although money has been appropriated, but in Capital Projects and that is not the way we anticipate paying for them. We would want it to be paid by BANs. We don't anticipate our part being paid for until next year. So, in our discussions; correct me if I'm wrong, we are okay to pass this as is as long as we plan on those expenditures being paid next year which is what we anticipate. This will be a really positive step in making this an actuality. It is a pretty exciting improvement for the City. Thank you.

President Corcoran: Thank you, Mr. Mayor. Do you have anything to add Mr. Costin?

Auditor Costin: Yes, he was correct. We did discuss it. We have somewhat of a conundrum here because we would have to issue BANs. We actually do not know how much our portion is going to be. The legislation states it shall not exceed 300,000 but, when you go back and read the detail on the grant, some of that may be repaid by excess monies available as well. Because it will not be likely expended until next year, we may be able to expend our portion out of street levy monies since it is directly related to the street, the expenditures we are going to be doing and/or if not that, then we would have to issue BANs as soon as we are alerted that we need to come up with that money. We will have to issue those BANs relatively quickly. So, during the appropriation process, we were relatively assured we were going to get this, so, in the appropriation ordinance we indicated proceeds from BANs that would be used to expend on this project, but as we are mid year and it is likely we won't expend those monies until next year, we will probably reverse that expenditure and BANs issuance, unless we are alerted later in the year that we need to move forward. Does that clear up what he summarized?

Council Member Boose: Mr. President, I have a question to that point. Does that mean that T 75 does not require any funds from the City, any part of that 300,000, or once this is passed those monies would be; again, although they were already appropriated and in our appropriations budget; funded through BANs, is that part of this or in addition to this legislation?

Auditor Costin: No, in this ordinance, the City portion is still an amount up to 300,000, but we don't know what that is. So, we are really not in position to issue BANs because we are likely not going to need to spend that money until 2011; then we would probably appropriate it in 2011. If we are legally allowed to take the money from the Street Levy Fund, we will have adequate resources there and we would not need to issue BANs. For any portion we are not legally allowed to take from the Street Levy Funds, then we will have to issue BANs.

Council Member Boose: Thank you.

Council Member Butkowski: Mr. President, I have a question. Mr. Mayor, when these gates are put up, will that mean we will not have the horns from the trains?

Mayor Gillock: After we complete the safety improvements, I believe, the procedure is that we apply to the Federal Railroad Commission for designation as a quiet zone which is what this is all for besides the safety aspect. At which time, when that is granted, the train will not have to blow their whistle going through the entire City.

President Corcoran: It was moved by the Mayor and seconded by Boose to give T 75 a first reading this evening. All those in favor say yes. All those opposed say no.

Yes, 6 No, 0

President Corcoran: T 75 is added to first readings.

RECESS:

moved by Jaenke, seconded by Johnson to dispense with the recess
President Corcoran: All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

President Corcoran: First readings. T 67.

FIRST READINGS:

Clerk of Council Smith:

T 67-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT FOR THE YEARLY EXPENDITURE OF FUNDS FOR THE
PROFESSIONAL SERVICES OF MARSH-MCBIRNEY, INC., A HACH
COMPANY, FOR METERING SERVICES FOR THE FRENCH CREEK
WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$80,000.00.
First Reading

T 68-2010 A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF NORTH
1207-2010 RIDGEVILLE, OHIO, TO APPLY TO THE OHIO DEPARTMENT OF
DEVELOPMENT FOR FUNDING UNDER THE OHIO SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT COMMUNITY
DEVELOPMENT PROGRAM FOR FISCAL YEAR 2010.
First Reading

moved by Boose, seconded by Olesen to dispense with the second and third
readings this evening

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

Yes, 6 No, 0

moved by Boose, seconded by Olesen to adopt

moved by Boose, seconded by Olesen to add the emergency, so that we can meet
the filing deadline later in the month

President Corcoran: All those in favor of adding the emergency say yes. All those opposed say
no.

Yes, 6 No, 0

President Corcoran: Mr. Boose moved and Mr. Olesen seconded to adopt T 68 with the
emergency. Any comments? Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Measure is approved unanimously and becomes resolution number 1207-2010.

Permanent Resolution No. 1207-2010

T 69-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
4753-2010 AGREEMENT WITH THE OHIO PUBLIC WORKS COMMISSION AND
AUTHORIZING THE CITY TO BORROW FUNDS RELATED THERETO AT
A ZERO PERCENT INTEREST RATE.

First Reading

moved by Boose, seconded by Jaenke to amend the amount indicated in section one from 264,000 to 296,000

President Corcoran: Any comments? All those in favor of the amendment say yes. Those opposed say no.

Yes, 6 No, 0

moved by Mayor Gillock, seconded by Johnson to dispense with the second and third readings this evening

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

Yes, 6 No, 0

moved by Johnson, seconded by Jaenke to adopt T 69 as amended

President Corcoran: Any comments about adopting T 69? Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Measure is unanimously approved and becomes ordinance number 4753-2010.

Permanent Ordinance No. 4753-2010

T 70-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4754-2010 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
MANNER PRESCRIBED BY LAW FOR THE LORAIN ROAD (HONEYCUT
DRIVE TO ISLAND ROAD) RECONSTRUCTION, PHASE 3B, INCLUDING
OTHER APPURTENANCES, NOT TO EXCEED \$1,052,000.00.

First Reading

moved by Boose, seconded by Jaenke to amend T 70-2010 replacing the amount listed of 264,000 to an amount of 296,000 where appropriate

President Corcoran: There are two spots where it needs to be changed. All those in favor of the amendment say yes. Those opposed say no.

Yes, 6 No, 0

moved by Boose, seconded by Johnson to dispense with the second and third readings this evening

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

Yes, 6 No, 0

moved by Boose, seconded by Jaenke to adopt T 70 as amended

President Corcoran: Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: T 70 is unanimously approved and becomes ordinance number 4754-2010.

Permanent Ordinance No. 4754-2010

T 71-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS
4755-2010 AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A
 MANNER PRESCRIBED BY LAW WITH THE LOWEST AND BEST
 BIDDER FOR THE PURPOSE OF RENOVATING, CONSTRUCTING AND
 FURNISHING AN ADA ACCESSIBLE RESTROOM AND NECESSARY
 APPURTENANCES AT FRONTIER PARK, IN THE APPROXIMATE
 AMOUNT OF \$80,000.00.

First Reading

moved by Boose, seconded by Jaenke to dispense with the second and third readings this evening

President Corcoran: Are there any comments? Mr. Costin?

Auditor Costin: Yes, at the proper time, I would like to recommend now that section two be revised to read as follows. It presently says the cost of this project will be paid from CDBG grant monies and Parks and Recreation Improvement Funds. I would like to then add a comma and continue it to read in the amounts of 50,000 dollars and 30,000 dollars comma respectively. That will give you the approval that you need to spend the monies from the Park and Rec Improvement Fund.

moved by Boose, seconded by Johnson to amend T 71 to include the amounts 50,000 and 30,000 respectively

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

Yes, 6 No, 0

President Corcoran: T 71 has been amended. There is a motion on the floor by Boose and seconded by Jaenke to dispense with the second and third readings of T 71. All those in favor say yes. Those opposed say no.

Yes, 6 No, 0

moved by Boose, seconded by Jaenke to adopt

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

Yes, 6 No, 0

Clerk of Council Smith: Measure is approved unanimously and becomes ordinance number 4755-2010.

Permanent Ordinance No. 4755-2010

T 75-2010 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
4756-2010 AGREEMENT WITH THE PUBLIC UTILITIES COMMISSION OF OHIO,
 THE OHIO RAIL DEVELOPMENT COMMISSION AND NORFOLK
 SOUTHERN RAILWAY COMPANY FOR THE CONSTRUCTION OF
 IMPROVEMENTS NECESSARY TO ENHANCE THE SAFETY OF FOUR
 RAILROAD CROSSING LOCATED IN THE CITY OF NORTH RIDGEVILLE.

First Reading

moved by Mayor Gillock, seconded by Olesen to dispense with the second and third readings this evening

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

Yes, 6 No, 0

moved by Olesen, seconded by Jaenke to adopt T 75

Mayor Gillock: Mr. President, I would like to ask the Law Director a question regarding the emergency clause because he is the one that has been having the conversations with the Rail Commission's Legal Counsel.

Law Director Crites: What is at stake here is availability of earmarked stimulus funds essentially. We have nothing to lose by adding the emergency clause and we probably should so we don't regret it. I would state the purpose of the emergency as to why it serves the health, safety welfare of the citizens of North Ridgeville. If we don't get this passed and signed by the Mayor and sent back to them, we could lose a significant amount of federal funds.

President Corcoran: And therefore harming the safety of the citizens.

Law Director Crites: Exactly my point.

moved by Olesen, seconded by Johnson to add the emergency clause

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

Yes, 6 No, 0

President Corcoran: It was moved by Olesen, seconded by Jaenke to adopt T 75 with the emergency clause. Any comments? Clerk, please call the roll

Yes, 6 No, 0

Clerk of Council Smith: It has been unanimously approved and becomes ordinance number 4756-2010.

Permanent Ordinance No. 4756-2010

SECOND READINGS:

President Corcoran: There are no second readings this evening. That brings us to third readings, T 55.

THIRD READINGS:

Clerk of Council Smith:

T 55-2010 AN ORDINANCE REPEALING ORDINANCE NO. 4124-2005 TO
4757-2010 ELIMINATE THE JOB TITLE "CHIEF DEPUTY CLERK", AND AMENDING
NRCO CHAPTER 220 COUNCIL.

Third Reading

moved by Johnson, seconded by Olesen to adopt

President Corcoran: Any comments? Clerk, please call the roll.

Yes, 6 No, 0

Clerk of Council Smith: Measure is adopted unanimously and becomes ordinance number 4757-2010.

Permanent Ordinance No. 4757-2010

COMMITTEE MEETING ANNOUNCEMENTS:

President Corcoran:

Next Regular Council Meeting Monday, June 21, 2010 at 7:30 P.M. in Council Chambers

ADJOURNMENT:

President Corcoran: Is there any other business to be brought before the City this evening?
Meeting is adjourned.

Meeting adjourned at 8:25 P.M.

Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on June 21, 2010: