

**NORTH RIDGEVILLE MUNICIPAL COUNCIL
MINUTES OF
SPECIAL MEETING SEPTEMBER 2, 2010**

CALL TO ORDER: 4:00 P.M.

President Kevin Corcoran: I call to order the North Ridgeville City Council Special Meeting of Thursday, September 2, 2010. Clerk, please call the roll

ROLL CALL:

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

Also, present were Safety-Service Director Jeffry Armbruster and Clerk of Council George Smith.

Absent was Mayor David Gillock.

Auditor Chris Costin and Law Director Andrew Crites arrived after roll call.

READING OF NOTICE:

Clerk of Council Smith: April 31, 2010, Council President Kevin Corcoran and Members; regarding Special Council Meeting. Dear President and Members of Council, notice is hereby given in accordance with Section 3.9 (c) of the Charter of the city of North Ridgeville that a Special Council Meeting will be held on Thursday, September 2, 2010 at 4:00 P.M. This meeting will be held in Council Chambers, North Ridgeville City Hall, 7207 Avon Belden Road, North Ridgeville, Ohio 44039. The purpose of this meeting is to conduct a public workshop to discuss, receive and hear information relating to legislative items, which may appear on the September 7, 2010 Council agenda. No action will be taken at this workshop. Sincerely yours, Dave Gillock, Mayor.

SPECIAL MEETING WORKSHOP:

President Corcoran: I just wanted to let everybody know that since this is a workshop, we are going to keep this semi informal. This is, again, to get some information that will hopefully give us some insight as to what is coming up at our next meeting and to try to give us some advance warning of those things, so we can ask questions now and not make that meeting especially long. Does anyone have any questions or comments before we get started?

Council Member Boose: It is good to see Mr. Armbruster at the other end of the table.

Safety-Service Director Armbruster: I hate to be in the back of the room you know.

Council Member Boose: You were in the shadows back there.

Safety-Service Director Armbruster: I am usually up here trying to sell my wares, right?

President Corcoran: You have plenty of opportunity to do that tonight; starting with T 95. Again, because this is somewhat informal, we are going to skip the reading of the ordinance itself. Jeff, do you want to fill us in with T 95 and T 96?

Safety-Service Director Armbruster: T 95 has to do with an application that we did with the Ohio Environmental Protection Agency and you have the ordinance in front of you, which is 592,000 dollars. This is a process that; actually Johnson and Anderson are here. They actually were the ones that helped in the building of French Creek. I think you all know the story with regards to that. We were trying to figure out where the manholes were and what was going on. I made a telephone call to some company in Michigan and they happened to be there. Terry, I think you were the inspector on the job. He is now in charge of the company and Bill is, they came down from Michigan just to make sure that what I was telling you was the truth and nothing but the truth. With that process, what we've done is, we've made application which is the second page with the division of Environment and Financial Assistance and this is a long process. This book in front of me is a lot of work and effort that we have gone through, both Johnson and Anderson and the City and with the Auditor's office and all of us put together a plan to take from where we found all the manholes to actually physically plan and engineer what needs to be done to French Creek, as well as, the second piece of legislation is with the collection system within the city of North Ridgeville and in the process, the 592,000 dollars that in this planning grant or loan process, we had to have legislation which is the second page and the resolution which you have, T 95, which authorizes the city of North Ridgeville to move forward on the project; not necessarily borrow the money, but the only way that the Ohio EPA will hear an application process is you have to have the authority to do so. What they want to make sure is that the community, City Council and everybody knows what is going on with regards to the Administration so that there is nothing behind a closed door in the process; that it's open and that there are discussions and everybody is involved in that and this process has been open. In our presentation to the Ohio EPA, Bill there was what, six, seven, eight people down in Columbus? Johnson and Anderson Representative Bill Popp: Right. Yes, Ohio EPA actually creates a team of planners and engineers and financial people to assist you with your applications.

Safety-Service Director Armbruster: And through that process they said that this is just a planning grant that we are in the planning process. You've gone from soup to nuts.

President Corcoran: Jeff, let me interrupt you for a second. Planning for what exactly?

Safety-Service Director Armbruster: The planning and engineering to fix the interceptor sewer from North Ridgeville into French Creek is this 592,000 dollars. So, in other words; to define what is absolutely necessary to decrease the I and I, the infiltration of water that is not coming from the flushing of your toilet, but actually penetrations in the pipe that are within that pipe; fixing that process and making sure that within that process, the pipe is tight and that we are not spending money at French Creek to take care of infiltration, but actually to take care of the waste that is physically coming from our homes and from our industry. That is what it is all about.

Council Member Boose: So, this is not fixing that, this is identifying what it is going to take to fix that and at the end of the day, whatever we spend today to stop that infiltration will save way beyond that by not having to treat it at the plant.

Johnson and Anderson Representative Bill Popp: The product at the end of the 592,000 is an evaluation study that tells you if it is feasible to do certain activities and in that study, we weight alternatives and evaluate processes which will list alternatives, pick one if feasible and suggest it if feasible and then there are other steps beyond that. All these steps will come forward to City Council for passage if they wanted to. But, this is the sum of all the activities that will take to get a good facility's development plan.

Council Member Boose: And this line is solely and wholly owned by the city of North Ridgeville?

Safety-Service Director Armbruster: Correct. That is correct. This legislation is for North Ridgeville's interceptor. It is for French Creek's interceptor system that leaves the city of North Ridgeville and goes through Avon and Sheffield. It is for that specific pipe.

Council Member Boose: So, it is actually owned by French Creek and not Avon?

Safety-Service Director Armbruster: Correct.

Council Member Butkowski: Jeff, once we get this study done, there has to be federal money out there to do these projects as there are in other areas of the United States. I am familiar with some of them that are going on now. Once we do this study and we are ready to go, can we get money if some of that money opens up again like that to do this project?

Safety-Service Director Armbruster: That was a great segue, Bernie. I don't know where you came up with that question, but Bill, go ahead.

Johnson and Anderson Representative Bill Popp: The goal is and basically, we have met a couple of times with the Ohio EPA and they told us that this 2010 program sets you up for the 2011 program and rumor has it that the State is going to put in some economic stimulus money. They haven't passed that yet and we don't really know how much but, if there is, this would put you in line to get a higher rating and we have to use this facility's plan to improve our scores, but we would get as a high of a rating as we possibly could and the higher you are in the ranking system, the more grant money that is available.

Council Member Butkowski: That is what I mean, with the federal thing and I don't know if there is any federal money coming down the line, like the other stimulus money was, but that stimulus money then could . . .

Johnson and Anderson Representative Bill Popp: In the 2010 program, everybody got federal money and a lot of people put it in their state revolving fund and in this case, water pushing loan fund through the Ohio EPA and they were able to give a lot of that money to those communities that qualified during that period of time and in some cases, in Ohio, they gave 100 percent federal grants. It depended upon the needs and that sort of thing.

Council Member Butkowski: So, we need this in order to be ready to get any money any place.

Johnson and Anderson Representative Bill Popp: This gets you into the program and now that you are in the system, they have this team of Ohio EPA people that help you get a higher ranking

and better scores and better documentation. That is what is happening. The city of North Ridgeville did submit for the economic stimulus money that was available and didn't qualify because they had such a low ranking. Now, we are going through the front door and having them help us. We were able to get this particular grant qualified under their program.

Council Member Olesen: These folks have a kind of a vested interest if this succeeds by establishing this committee. So, it is in the State's best interest and the City's best interest.

Johnson and Anderson Representative Bill Popp: At the end of this facility's plan we'll be able to tell you how much best interest it is. At this point, it looks like its interesting. We've done some studies a little bit here on infiltration and also included in this is a summary of all the activities that your staff has identified for improvements, such as equipment replacement improvement. So, some of this 592,000 dollars is related to evaluating your wastewater treatment plant.

President Corcoran: Jeff, to what extent can we get the other communities that are part of French Creek to pay for some of this.

Safety-Service Director Armbruster: Well, how this works is the I and I that we are paying now, which Andy I think is at what, 48 percent, 52 percent, is that how it breaks up between how the credits work between the two cities with the infiltration?

Law Director Crites: Thank you for the question, but I would defer to Mr. Costin, because I don't know.

Safety-Service Director Armbruster: When Avon pays their bill, they get a credit. Do you know the number?

Johnson and Anderson Representative Bill Popp: The city of Avon only pays 48 percent of their metered flow, we believe related to previous studies of infiltration.

Law Director Crites: That was a resolution of litigation that went through arbitration. It was an arbitrary arbitration.

Johnson and Anderson Representative Bill Popp: Our study will help identify the validity of that, we hope.

President Corcoran: So, there is a possibility then, that we could use this study to get Avon to pay more?

Safety-Service Director Armbruster: Absolutely. Not only that, we could use the study because we can benchmark this back to our 1993 cameras. Part of the scope of the services, if we go forward with it, down the road, would be the actual televising in the evaluation of the pipe and from that would be the construction side. If we choose to go on from there, we're going to be able to evaluate whether the 48 percent makes any sense at all because I am not sure back when they did mediation that they even used those films. We have been working down in my office, we've been transferring all that VHS tape to CDs since November and it has been running every day. You would think that with my tv being on back there that I'm looking at sewers. I'm not looking at sewers, it is transferring all that information over. You're right Bob, that could be used for that and it is going to help us, quite honestly, through this process of where we are going with Avon right now.

Council Member Johnson: Wouldn't this be considered an operating cost, this whole thing, where it would be divided between the communities as part of operating the plant?

Safety-Service Director Armbruster: That is correct.

Council Member Johnson: We would still share in it.

Auditor Costin: Section two.

Safety-Service Director Armbruster: Since we own it and since it is our responsibility. This City Council needs to bless it to move forward, because we can't move forward at French Creek without this body, City Council, to give us the approval to go forward on this; even though it services, not only North Ridgeville's local collection system, Avon's local collection system, and Sheffield's local collection system.

Council Member Boose: I have a couple of questions about the financing. One, how does this compare the five years at 3.2 percent interest to current BAN or Bond funding? Second, did we allocate this in our study that we just had completed earlier for the sewer rate increase studies? And three, if not, how is that going to impact the short term of that, because I don't know that this was included in there?

Johnson and Anderson Representative Bill Popp: Part of the application process was showing how this particular loan would impact your cash flows and we provided a chart in the application form that demonstrates that if you follow the recommendations of CH2M Hill's study, that the cash flow is positive.

Council Member Boose: Right, but I mean, was the cost of the interest for next year on 592,000 included in the rate study calculations that we did for 2011 and the Auditor is shaking his head no, that this was not.

Johnson and Anderson Representative Bill Popp: The rate study was done before the application was presented.

Council Member Boose: That is my point. So my question is, have we determined yet, how that is going to affect any potential increase in 2011 for the wholesale rate and/or our own internal City's rate?

Safety-Service Director Armbruster: As what Bill said, is we took CH2M Hill's recommendations, and recommendations only on their study, plugged this number into it and that was the question that Ohio EPA had asked us, is how this works in the process. I believe that we are in the black using CH2M Hill's recommendations. The only other way that you could do it, if you did not use the recommendations, would be to reduce the expenses at French Creek to meld that 592,000 dollars into that.

Council Member Boose: I'm confused. What you are telling me, is if we borrow money, 600,000 let's say, and pay interest on it for one year, we will actually break even rather than not spend it and that doesn't make sense.

Safety-Service Director Armbruster: No, what I am saying is with the projected increased rates that CH2M Hill gave us, increases it. This number can fit into that looking at expenses and everything else that we have in there. I am saying that if we don't follow that rule, it doesn't meet the criteria.

Council Member Boose: I understand the criteria needed for the project. My question is, beyond that; whether we do this project or whether we don't, we're looking at an increase in sewer rates next year. Was the cost of this program included in that and I don't think it was?

Johnson and Anderson Representative Bill Popp: The cost of this program is not included in that. I believe that the intent of both the French Creek and the collection system for the City proper was to build up a reserve and I think the build up of reserve far exceeds the cost of the 130,000 per year for five years that this would impact the cash flow.

Council Member Boose: Correct, but the build up that we've created was not sufficient to where we wanted it to be, so that we still had to build more. So, if we take that away, and maybe we haven't come up with the answer; I just want to pose the question that, have we yet determined what the impact on our potential sewer rates for 2011 will be in passing this? You might not have the answer. That is not your job. It is the Auditor's job to make sure that we understand that, because you don't work for the City, but I don't know.

Safety-Service Director Armbruster: We had to have that answer for the Ohio EPA, regardless, as to what our best guess was based on the knowledge that we have today and I think Bill can answer that question.

Johnson and Anderson Representative Bill Popp: I think the answer is that the cost study that you have did not include this in the cost. We did this after.

Council Member Boose: So my question is, what is the effect when we include this cost? I am asking anybody who might know.

Auditor Costin: I'm under the impression that we are attempting to get all or part of this money through grants and it was my understanding that we are going through this process because this is what you need to do to apply for the grants. So, until we know what the grants are, we don't know what it is going to cost us. In addition, I am under the understanding that although we are going through this process, we are not yet committing to the expenditure of any money and correct me if I'm wrong, as I was under the understanding that before we have to pull the trigger on expenditures, we will know the amount of grants that we will be receiving and Council will be able to make a decision whether or not we want to move forward. At that time, it will be necessary for us to determine how we would have to fund whatever that shortfall is. That is my understanding.

Council Member Boose: Okay, and then my only other comment would be then, if you look in section one, it says that this legislation would authorize the Mayor to file an application and enter into an agreement for a loan. Does that not commit us somewhat?

Safety-Service Director Armbruster: For the purposes of the application only.

Council Member Boose: Can we then, exclude "for a loan" and just say "authorize to file an application"?

Safety-Service Director Armbruster: Because the application is specific to the Ohio EPA, the authority to spend the money and the authority for entering into an agreement, he can't sign anything because they know that this is the way it has come out from the State, but they are well aware of the fact that the ability to spend the money or to borrow the money has not been

legislated because you don't even know what the end result is going to be. They don't know what the end result is going to be.

Johnson and Anderson Representative Bill Popp: I believe Mayor Gillock has the opportunity to not sign the agreement in his judgement. The resolution is for giving him the right to sign the agreement if he so chooses.

Council Member Boose: Correct. If we do this, it gives him the right to do it if he wants and it also says that he doesn't have to, but if he does, then aren't we obligated to spend 592,000 and somehow come up with it.

Johnson and Anderson Representative Terry Broemer: If I may, I believe this is a varied step program. This is one of the steps that you have to go through and it will come back to Council again, correct me if I'm wrong, once there is an offer made by Ohio EPA. It would come back to you folks again before he would be authorized to sign it.

Council Member Boose: Can we put that in here?

President Corcoran: Because given the amount of the grant, we might not need the 592.

Council Member Boose: Or we might be able to borrow it at cheaper or better terms on the open market.

Johnson and Anderson Representative Bill Popp: What the application process needs is for this board to recognize the single individual to sign and that is all they are looking for is a resolution saying this is the individual to sign if he signs designating this as the City's representative.

Council Member Boose: Am I the only one that sees this in here?

President Corcoran: I see what you are talking about. We have done other legislation or resolutions similar to this where we have put forth ideas that we are looking to get grant money for. This came up a few months ago.

Council Member Boose: To my recollection, that didn't include authorizing a loan. It was just applying for a grant.

Safety-Service Director Armbruster: Dennis, you can rest assure that as conservative as our Auditor is and I've known him for years, that he is not certifying the funds. Be it as it may, through this process, as difficult as it was, and we had a lot of conversation with regards to it with the Ohio EPA. I wish that you were there at those meetings because they fully recognize that they don't know what the amount of money it is going to be. They don't know what the grant is going to be. They know our application process. They know the difficulties of it and they are exactly what Kevin is saying. This is what they are requiring in order for us to get into the pipeline to get to the next level.

Council Member Boose: Again, this legislation doesn't talk about a grant. It talks about a loan.

Safety-Service Director Armbruster: I understand, it is the application and that is what it is all about. But, you have to get through this process to get to the next level.

Council Member Boose: Can I agree with your assessment of our Auditor?

President Corcoran: We are looking at the title of the resolution where we are authorizing the Mayor to file an application.

Council Member Boose: And enter into an agreement for a loan.

Council Member Buescher: Mr. President, I understand what Mr. Boose is saying and there is always a problem with what you see is what you get in legislation. You would hate to have it be interpreted by someone telling us that, that is the way it is. So, I understand what he is saying, but I also understand what these gentlemen are saying.

Council Member Boose: I guess, if we are all on the record here, which we are and we are all agreeing that we are not authorizing any money to be spent or borrowed for a loan, it would just be nice if it was in the legislation.

Law Director Crites: Which would be real easy to do. Remember we are not giving this legislation a reading tonight. I was told this was a work session. Basically, this is going to come out as a question. Am I hearing this right? Is that what we need to do here is get the application in and if the application is approved, then we are going to be extended an offer to either borrow money, receive a grant or both?

Johnson and Anderson Representative Bill Popp: In this particular case, for the 592, they will not have a grant. It will be a loan. The grant part will be the design and construction if you so choose to do that.

Law Director Crites: Okay, but it doesn't look like what we are dealing with here today has anything to do with the grant or the grant application. This is about applying for the WPCLF loan fund. If we are lucky enough to have that offer extended to us and we find that offer desirous, that agreement has to be brought back to Council and Council will have to authorize the Mayor to enter into it. Is that right?

Johnson and Anderson Representative Bill Popp: The actual wording is on the upper packet on page ten of 13, page four and they are asking for a copy of the legislation authorizing borrower to enter into a Water Pollution Control Loan Fund agreement with the Ohio EPA and a copy of the minutes that would be evidence of passage thereof. If the loan was accessible, then yes, the agreement would be part of it.

Law Director Crites: It sounds like the application process is naming a requisite element that Council approve or authorize the Mayor to enter into the loan. It looks like Councilman Boose is saying that we are not sure we want to do that yet.

Council Member Boose: I'm not saying we are not sure. I just want to make sure that we know how we are going to pay for it. Again, we are already dealing with, in my opinion, huge increases in sewer rates and this, if my understanding is correct, will come from the same fund that we have to address the sewer rates from.

Law Director Crites: The point being is that it will be real easy for us to amend this legislation for its first reading by taking out the clause and enter into an agreement and just craft the legislation so that it is an authorization for the Mayor to sign documents to make the application, but now I'm concerned that would cause us to fail in the application process with the State.

Auditor Costin: There are a couple things that I recollect from the meeting we had internally and maybe I misunderstood and I apologize. The legislation, I thought, was drafted from the requirements that the EPA wanted to see. So, it includes the information that needed to be included, done, end of story. However, now my question becomes, as I was under the impression

that we would be getting grants for the 592,000 dollars as well? If that is not the case, then the followup question has to be, would we have to go forward and prepare the evaluation for us to qualify for the 993,000 dollar grant? In other words, do we know we are spending 592,000 through this loan fund? We are receiving it through the loan fund with the repayment terms as indicated, but is that now a prerequisite to applying for the next step for the 993,000 dollar grant? Johnson and Anderson Representative Bill Popp: There are two parallel programs here. The 592 is the planning activities for the French Creek System. The 993 are the planning activities for the collection system for the sewer system.

Auditor Costin: So, they are both studies?

Johnson and Anderson Representative Bill Popp: Yes, they are both studies. Now, the 592 does become eligible for grants if it becomes feasible to do the design and construction and you roll that grant into the design and construction part of it. There are grants for that work, so it does become eligible for grants but, we don't know how high that grant is.

Auditor Costin: So back to the question? Would we become eligible before we expended it or do we know with passage of this legislation now, that we do need to borrow 592,000 dollars to be paid back in five years?

Johnson and Anderson Representative Bill Popp: It depends when they actually call for nominations of the design and construction, which we understand will be in October. No, I can not guarantee that the 592 will be eligible for grants. This is the step that you would be taking a chance by not being eligible for grants and proceeding with the study.

Council Member Jaenke: Mr. President, I have a question. What are the consequences if we do nothing?

Safety-Service Director Armbruster: We do nothing then. We don't fix the interceptor. We don't help in any way what-so-ever, the Avon situation. The I and I continues to increase if we do nothing. We've just basically done nothing.

Council Member Jaenke: Haven't we been, over the past couple of years, spending dollars to repair some of the inflow problems?

Safety-Service Director Armbruster: Not on the French Creek system at all. The last time we worked on the French Creek System was in 1993 when we televised it. Last year, during the winter, we found all the manholes with the help of Johnson and Anderson. Beyond that, we don't know and part of this project is to survey, because we don't have a proper survey as to what the pipe is and where it is. We found all the manholes and GPS and beyond that, there has been no work on French Creek what-so-ever on the actual pipe. Is that right Don?

French Creek Superintendent Don Daley: Right.

Council Member Boose: I'm not suggesting we do nothing, though I appreciate the question because I think it is good information. My concern is that, if we go forward and if we have to spend the money, which this legislation authorizes the Mayor to do, what impact will it have on the budget and what impact will it have on any anticipated sewer increase because without this, we are already looking at a 25 percent increase. So, does this make it a 28 percent, another three percent?

Safety-Service Director Armbruster: The difference between this Dennis, is the 25 percent increase has to do with the collection system in itself. Is that correct? There is French Creek and there is the collection system within the city of North Ridgeville. The collection system within the city of North Ridgeville went up 25 percent. French Creek is going up seven percent a year. Within this process, this has to do with French Creek. With no corrections in French Creek, we have no opportunity of reducing the I and I and no opportunity, if anything, of reducing any of the credits going back to Avon or the stuff going to North Ridgeville. Quantitatively, I believe the number just in power alone, we're going to save and Don could you comment on that?

French Creek Superintendent Don Daley: One thing about our collection system, even here, if you don't do something about it, it degrades itself every year to the point that you start replacing major lines. In French Creek's case, we figured out that what it amounts to is if we can get rid of or control this infiltration, our electric costs amounted to about 20 percent of our total flow, which was about 149,000 dollars. You take 149,000 over five years, if you don't do anything at all . . .

Council Member Boose: Again, I'm not suggesting we don't do anything. I would just like someone to tell me how much is it going to cost the average homeowner in this City with the sewer rate increase; whether it be because the wholesale rate has to increase from seven percent to whatever and that is all I'm asking. If you don't have it today, maybe between now and Tuesday, we can find it. I just think it is important for all of us to understand because we are the ones that have to go back to our residents and answer that. We are still answering questions about why we went up 25 percent just a month ago.

Council Member Butkowski: The only problem I see here and yes, I would like to know how much it is going to cost me, but how much is it going to cost us if we do nothing? That is the problem. You have a thing that is sitting in the ground and it is never going to be as good as it is today and over time, you're going to have to figure out how much it is going to cost. But, the bottom line is, if we do that in two years, it is going to cost us a whole lot more than it is going to cost us today. It's just like stuff in your house. It slowly dies and you better do something or you are going to be paying a whole lot more the next day, than if you do it today. I don't really think that we have too much choice in what we are going to do. Those lines are getting older and older and the type of soil we have around here, eats it out and with that infiltration, we paid the EPA a whole lot of money a few years ago for infiltration when we went under and we don't ever want to have to do that again. If we have a really bad storm and a section of that pipe goes out, we are going to go under.

Council Member Johnson: I wondered if it would be possible to pass the legislation, but sit on it and not act on it right away until we can actually find out what we qualify for and if need be, and if we don't like what we qualify for, we repeal it.

Safety-Service Director Armbruster: I can answer that question. Without the legislation as part of the package, we don't have an application.

Council Member Johnson: Well, that is my point.

Safety-Service Director Armbruster: We don't have one. I guess the simple answer, Dennis, to your question is, if you throw the 592,000 dollars into the CH2M Hill formula, the debt service would change whatever that amount is by that amount. What that number is, I don't know. I suppose what I could do, well I can't because CH2M Hill is not under contract and I am not sure that I can throw that into the formula; whether we have that formula or not to give you an exact amount. I'm not sure what impact that would have.

President Corcoran: Would that impact the wholesale rate?

Safety-Service Director Armbruster: Wholesale only.

Council Member Boose: Which indirectly impacts the residential rate.

Safety-Service Director Armbruster: Wholesale went up seven percent and seven percent, I think is what it is and what that number is, I'm not sure and I don't know what the interest would be on it. If we borrowed it ourselves, I think it is two percent BANs and if we borrowed from the Ohio EPA, I think it is three and a half percent. We asked them whether that could be a reduced number and they said absolutely not. That is their basement.

Johnson and Anderson Representative Bill Popp: Teresa did help create that chart that shows what the impact would be on the cash flows of this particular loan.

Council Member Boose: I'd like to see that.

President Corcoran: Chris, did you have a comment?

Auditor Costin: Actually two. I think it should be noted that T 95, the 592,000 dollars comes out of the French Creek system and T 96, the 993,000 dollars comes out of North Ridgeville's system. Again, I have to apologize, I didn't think of doing specific calcs, although, we did do some calcs for the study because frankly, again, I was under the impression that this was part of what we're doing for what ifs; to see if we are going to qualify for grants. At that time, when we know what we qualify for, then we make a decision as to whether we want to go forward to do anything. I may have misunderstood that presentation that we had internally, but that is the way I understood it. So, if in fact that is the case, then we don't have to do anything at this point. If that is not the case, then what we need to do is calculate worse case scenario which is repaying these back and I have to be honest, these are feasibility studies and I'm not sure those feasibility studies qualify for issuance of BANs. This may be our best source of funding. If the later statement I said is true, then we have to go back and see what the impact is on our sewer rates. Again, I think the clarification needs to be, can this process keep going forward as I understood it where we are going to incur no dollars until we know if we qualify for grant dollars and then have Council be able to make a decision? I thought that was what was in Mayor Dave's mind as well, or do we have to spend some amount of money in advance before we can make that decision? Once we answer that, then we know we have to do some calculations.

Council Member Olesen: This is kind of an off the wall question, but I think all Council Members are aware that we feel that we have lost a lot of money in tap in fees in our neighboring community of Avon that should have come here. I think this matter is in court now or going to court or close to it. If this revenue does come back to our City, can this be applied to what we are talking about here?

Safety-Service Director Armbruster: I can't answer that, but if you've got 653,000 dollars coming back in, it is overall going to help the system, but it is not going to specifically going to pay for this, I don't think.

Auditor Costin: The money that you are referring to are tap in fees that will go to the French Creek system. Those become part of the French Creek system and I believe those would be available to pay for the debt service on the 592. They would not be available to pay for the 993. The 993 deals with our own internal system.

Council Member Olesen: Do we feel, at this point, that this is promising; that we may receive some remuneration.

Law Director Crites: It would be impossible to speculate at this point. It is actually pretty early on in the process. It has just recently been brought to a head by the local municipal planning organization, NOACA, and it is a little too early to guess on that one.

Auditor Costin: I just want to reiterate, again, we need to be mindful of the fact that these are the studies. The study then says here is what you need to do. The need to do is going to be fixing our system; not the studies. So, once we determine that here is what we need to do, then we determine here is what we apply for; then we determine okay, here is what we are going to have to finance. We are not just financing the studies. We need to finance the cure. We need to finance the multimillions of dollars that it is going to take to fix our system. My understanding is that we have been presented with an opportunity to fix our system, but we have to go through this maze of legislation to find out what we qualify for.

Johnson and Anderson Representative Bill Popp: That is a pretty good snapshot. On the last sheet of this packet here, describes what the 592,000 is and some of that money you've already spent. Most of that money; the biggest number is televising your system. All of these activities you intended on doing anyway. Of the activities that come out of the facility condition reports, the result is all of the improvements that your staff has identified that were to be done anyway and so, what this really is, is an application of a loan and grant program that is large enough to handle these improvements you intended on doing anyway. The only thing you are really conforming is the facility's plan development to get into their system, which is 70,000. The program really is compiling everything you intended on doing and putting it into a loan and possibly, we hope, the grant program. As far as timing, typically, you take the planning activities and the study you described as to what should be done, then you apply for a design and construction loan, and typically they roll the planning activities right into that and all that, the big package, qualifies for, we hope, partly grant money. We don't know how high we would rank to say how much that percentage would be. That is where the whole program can get in if you follow all the way through. If you just do some of these activities and you don't go through the design and construction, then no, there is no grant money available to it.

Auditor Costin: In that case, we would have spent 592,000 dollars and really accomplish nothing except a very nice study.

Johnson and Anderson Representative Bill Popp: Evaluate your system. It could be a basis for arguing against the Avon agreement and that sort of thing. We could identify what can and

should be done. Yes, there will be no actual physical improvements coming out of this money other than knowing what your system is and identifying what you need to do.

Safety-Service Director Armbruster: Last year, we were supposed to be camering the system. When I got here, I asked, "well, where are we?" They just didn't do it. It wasn't French Creek, it is just the fact that United Survey just didn't do the job. I said, "well you're not going to do the job. I'm not going to have you do the job, because it makes no sense, because we don't have any kind of planning activity to get it done." So, French Creek didn't ask for it. We put the process in as we knew we were going to do this planning. We were going to move forward on this and try to get it to the next level so that we could, at least, put our arms around the whole project rather than haphazardly go about it as we have done it in the past. What Johnson and Anderson has been able to do for us, is to put our arms around it, find an opportunity; maybe, but to put our arms around the whole project and in fact, the whole scope of the project and the planning side of it kind of gives an idea as to where we are for not only now, but five or six, seven years from now.

Law Director Crites: Can I ask a question? I don't even pretend to understand what is going on. We spend a lot of time talking about French Creek out here, don't we Jeff? I seem to always leave the room with more questions than answers. That being said, it is because there is a lot going on out there. It is not because of the management. It is a situation, I think, that we inherited from our predecessors. It seems to me that what we have here is a piece of legislation before us that is a condition precedent or at least authorizes a condition precedent being the application process of seeing what is out there for us and Council wants to be able to decide whether or not we want to take what is out there, before us, once it is presented to us. So, it doesn't seem that Council would be amenable or at least as cautious about the passage of this piece of legislation Tuesday; after Labor Day weekend, that says that the Mayor can file the application and enter into the loan. We would like that to be a two step process. Am I correct, Councilman Boose? Having dealt with the State agencies and their laundry list of application elements in the past, I am of the opinion that if we simply modify this legislation in a way that made us feel more comfortable; that we weren't actually giving; and not that our Mayor is a loose canon that is going to run off and sign a 993 million-dollar loan knowing Council didn't want him to do it, but just so that we can have our T's crossed and I's dotted with every piece of legislation that comes through here and I am willing to be shot down on this, but I am throwing it out there. Could we not modify both these proposals (Tape 1, Side 1 ends) (Tape 1, Side 2 begins)

Law Director Crites: To file an application and negotiate an agreement with OEPA/OWTA. That would satisfy the legal conundrum we have here of passing a piece of legislation that does give the Mayor the authority to sign a note, which we are not sure we want to sign yet, but the question is and I ask these gentlemen their opinion. I am of the opinion that it would get by the State, but do you think that the State would reject it because . . .

Johnson and Anderson Representative Bill Popp: Typically, the State has very strict guidelines. Their guideline is actually shown right here. They give an example of what they wanted, but will it not pass? We can go through them with that. If that is what you are willing to do.

Law Director Crites: It would be easy to amend it. If it went to them and they kicked it back and I am going to be of the opinion that they won't. When they see this legislation, they are going to be going through their checklist saying "Oh, did Council pass legislation saying that they could apply and do an agreement with us?" They are going to say, "Yeah, they did." We are not trying to deceive anybody here.

Johnson and Anderson Representative Bill Popp: I think they have a meeting at the end of October and I think another one in early December.

Law Director Crites: What is our time frame in getting the application in?

Johnson and Anderson Representative Bill Popp: September 24.

Law Director Crites: That is my thought. We have until Tuesday to make the decision, but I think that will solve the problem as far as passing this legislation that grants the authority. It reserves the ability for Council to treat it as a two part process; as an application and then loan documents, which is what we want to do I think that I am hearing.

Johnson and Anderson Representative Bill Popp: We will try to contact Ohio EPA and maybe get an answer to you by Tuesday.

Council Member Boose: Not to muddy it, or to be able to at least understand that if we can't change it and we have to say what it says, that we at least we all understand before we say yay or nay, how much it is going to cost the residents of the City on an annual basis. I think that is only fair rather than find out come April or March when we do appropriations, oh by the way, because you guys passed this and because we went into this loan, either or would suffice at least for me and my understanding, because then I can make an informed decision. Right now, I can't, because I don't know how much it is going to cost.

Law Director Crites: And you would know the answer to this because of your profession rather than me, but we would be looking at the burden on the system's financial health would be the debt service and not the cash disbursed (inaudible).

Council Member Boose: Correct.

President Corcoran: We do have one more meeting.

Safety-Service Director Armbruster: Andy, do you have that wording so that we could write it down?

Law Director Crites: Yes. Just simply strike enter into and substitute it with negotiate. So, it would read to file an application and negotiate an agreement rather than enter into it.

Council Member Boose: Which would then be later authorized by Council.

Law Director Crites: Right.

Johnson and Anderson Representative Bill Popp: On your behalf, we will pose that question to them tomorrow and an answer will be directed back to Mr. Armbruster?

Safety-Service Director Armbruster: If it is simple, yes. If there is something else that they need, we need to get Andy on a conference call.

Law Director Crites: Not before nine o'clock in the morning.

Council Member Boose: Thank you. I'm sure the rest of this work session will go much smoother.

Safety-Service Director Armbruster: The second one, the 993,000 will be exactly the same application but it is for the collection system within the city of North Ridgeville. It is a lot more because we have a lot more miles of pipe to look at and as long as we are going through the process, we decided that we might as well do North Ridgeville too and not just French Creek. We were willing to go through all the work to get it there.

Council Member Boose: The only difference, as Mr. Costin already pointed out, was that the 993,000 would be paid from the North Ridgeville Sanitary Sewer Enterprise Funds versus the French Creek Waste Water Treatment Plant Enterprise Fund.

Safety-Service Director Armbruster: I certainly want to recognize Teresa and her staff in all the help that they did and also French Creek to get us to this point and certainly Johnson and Anderson.

Council Member Boose: Thank you all, really.

President Corcoran: Gentleman, the time frame allows Michigan residents to come into our State. Thank you very much for coming and I would appreciate you being able to get that answer back to us before our meeting Tuesday night.

Law Director Crites: You're home opener is tonight by the way.

Johnson and Anderson Representative Bill Popp: You're welcome. One of our friends went to Ohio State and even as we speak, he is probably tailgating somewhere.

Safety-Service Director Armbruster: And Bill went to Michigan Tech. Oh, Terry went to Michigan Tech? A big hockey school.

President Corcoran: Thanks for coming. All right, moving on T 91. Eric?

Computer Service Supervisor Clanin: T 91 is an ordinance allowing us to upgrade our networking computer system from Novell to Microsoft Windows. In order to do that, there are three different sections and the third is the actual hardware. There is a portion for the licensing for the network clients to access the server and there is also a portion for professional services. There was three parts of this but, myself, the Law Director, Andy and Jeff found that the hardware is actually already appropriated for, so we don't need it to be included in the ordinance. We are going to amend this ordinance.

Law Director Crites: If I may, I would like to give just a thumbnail sketch about what we are going to be doing. As part of the realization that in trying to give Council a whole picture of what is happening, which is a good reason that they did it. They included the 18,000 because it is below the 25,000 and it doesn't have to be publically bid and it has already been appropriated. It doesn't need to be in the ordinance. The department simply hasn't cut a purchase order and the expenditure has already been approved by Council. So, what I am going to do to change the ordinance to amend it, is pull that out of it, simply because, it doesn't need to be there. Have you received the packet for the next meeting? Have you seen the legislation yet? That will be out of it and that will change the grand total of what you are approving from 70 minus?

Computer Service Supervisor Clanin: 52,000, right around there.

Law Director Crites: Right, and the only other change is that we are simply going to specify the firms, which the City has decided to go with for the actual personal services therein, just for the purpose of giving Council notice of who is going to be the contractor. Those services also, by Charter and State law, do not have to be advertised or publicly bid, because they are exempt as personal and professional services.

President Corcoran: Eric, why are we doing this?

Computer Service Supervisor Clanin: Because probably about five percent of the world are using Novell and it is no longer going to be supported in 2011. Novell is actually moving toward Linux and it is a proprietary system. We don't feel comfortable with the security and 95 percent of the world is on Microsoft now.

Law Director Crites: If I can chime in, as a Department Head and not as the City's Lawyer, I'll be very happy to see this happen just for the ever increasing burden that is placed upon us for record retention and destruction issues. This is going to make it a lot easier especially with emails and electronic data. It will be a lot easier for us to handle and protect ourselves in the event we ever receive requests, I think.

President Corcoran: With this software change, will this mean that everybody will get on the Microsoft Office system, so that they are using Word rather than some people using Word Perfect still. Something that is only used by dinosaurs and attorneys.

Safety-Service Director Armbruster: Yes and when it comes to electronic documents that we are going to have to look up. The difficulty that we had just the other day to try to gather some information, there isn't any experts out there that can help us in that process. When you get to Microsoft through the electronic finding of different emails, there is everybody out there that can help us. In fact, we actually have the consultants that are here if there are any questions. Their clients consist of Cleveland Clinic, which is the probably the largest. Harry can go on and on from where they are. It started off with what we were going to do with the telephones and that is why Sean is back there as part of it and it ended up migrating into where the telephones became secondary to the fact that we need to get to Microsoft. The reason we wanted to push it and get it done was so that, Teresa, when it comes to January, February, and March, she can have a system that is completely stable, so that we would enter into this agreement, get it moving and do October, November and December; knowing that it was already budgeted through the process to be up and operating by January 1 or by the 15, so that we at least have a thirty-day span here. Harry has guaranteed me to have it done in five days, but now it has turned it into three months, right Harry? Six days?

Consultant Harry Bhatia: Actually, it is less than four percent of the population is still on Novell.

Safety-Service Director Armbruster: Three percent? The objective would be that we would go down on Friday and come back up on Monday, is that right?

Consultant Harry Bhatia: No. As part of surveying structures, that is what should be planned. At that point, we'll look and take each user in each department at a time and migrate them over. We'll do a project with each department, sit down with them, tell them when they will be down and what time and what is an agreeable time to migrate them. By the way, talking about four or five percent, I did this project for Westinghouse in Pittsburgh in 1996 and worked with Key Bank

in 1999. You guys are way behind. Novell just got sold (inaudible) and no longer a publically traded company in that way. The (inaudible) is already gone from there. I can't say enough about (inaudible) Every software you try to buy today, you will have problems because there's not, people don't produce anymore, applications for (inaudible) services. It becomes a problem for each department to buy anything and trying to get it on the server.

President Corcoran: Harry, if we can ignore sewer systems since 1993, I think ignoring the computer system for this long, really isn't that bad.

Council Member Boose: I'll ask the financial question. Since the 18,000 is already appropriated, do we have the additional 52,000 and from where will it come?

Auditor Costin: I think that is coming up. He is going to explain how he is going to save us money in a different ordinance. Part of the money is coming from funds available in the court system. Part of the money is going to come from savings that he is going to discuss on switching our vendors for office equipment and the balance would have to be re-appropriated.

Safety-Service Director Armbruster: It is in the appropriation. We re-appropriated it from where it is.

Council Member Boose: So, the whole 70 has been appropriated?

Safety-Service Director Armbruster: Absolutely.

Auditor Costin: I am not sure about that number yet

Deputy Auditor Machovina: Some of this is in the budget itself.

Computer Service Supervisor Clanin: There is about a third coming out of the Mayor's Court Fund and then the balance of it is coming out of the Computer Services budget.

Council Member Boose: And it is there?

Computer Service Supervisor Clanin: It is there, yes. (inaudible) The printer ordinance will save us about 32,000 dollars a year.

Council Member Boose: Right, but that doesn't pay for it.

Safety-Service Director Armbruster: The 32,000 is not part of the 70,000. The 70,000 is within the scope of the budget as it is today, because we knew we weren't going to get any additional money. We just reallocated within the process of the budget with a third of it coming out of the Mayor's Court and obviously, with our Law Director's approval of that, as to how we are going to do that.

Council Member Boose: I'd like to make sure the money is there.

Safety-Service Director Armbruster: There are no additional monies necessary coming out of the budget.

Council Member Boose: If sometime, between now and then, someone could show me where that is coming from I would appreciate it.

Deputy Auditor Machovina: There are certain parts (inaudible). Some of it has to be filled in because the upgrading. The upgrading budget is all in the past.

Council Member Boose: I can't find it in here.

Deputy Auditor Machovina: (inaudible) It's a standard appropriation and then we're upgrading (inaudible).

Council Member Johnson: Can you give us all a summary?

Safety-Service Director Armbruster: Yes. If you could email it to them, Eric, please.

Council Member Boose: Thank you and thank you for getting us into the twentieth century and soon we'll be in the twenty first.

Safety-Service Director Armbruster: Quickly, the other part of that is you are in your second reading, we have our copier consultants that are here with regards to all the documents and everything. I am hopeful that we can move forward on that project at the same time where we are going to get the cost savings and get all of our equipment changes made out. When I saw a stack of HP boxes sitting in front of my life the other day when I walked in, how many thousands of dollars are there. Luckily, they are empty because every time I go and buy cartridges, these things are hundreds and hundreds of dollars and we need to move forward on this scanning process to go in with the new Sharp equipment and I am hopeful that in the second or first reading that we can suspend second and third, we can start that project the same time we are going to be starting. MaryBeth, when will this start if legislation were passed? How soon can we quickly get started on that?

Ace Copier Representative MaryBeth Barron: If the documentation goes through and they (inaudible) in two weeks, they wanted all the (inaudible) installed. Now, we understand that, that kind of thing is somewhat unrealistic and maybe challenging for end users. So, what we do is take responsibility and work with the individuals, very similar to what Harry was talking about, timing, going to departments, (inaudible), is it a heavy workload period in that month. Once it's included then the manufacturer wants to ship the equipment (inaudible), they want it done right away. The savings (inaudible).

Safety-Service Director Armbruster: This is again within the budget. Actually, it is going to save the budget 33,000 in a year's time, so if we get this done in the last quarter, it is going to save us a quarter of that in the transition. We will then only have three or four pieces of equipment, I think, that we will lease based on the newness and everything else will be brand new. Sharp scanners, copiers and we've done that analysis so, that is why we want to move that legislation forward too.

Ace Copier Representative MaryBeth Barron: I was just going to say, interestingly enough it goes hand in hand with the upgrade of the software, as well, because the device can be called copier (inaudible) getting information and data retrieved quicker, more securely and make it more readily available to give the departments and end users. So, it really does go hand in hand with the software application.

Council Member Boose: We are comfortable with understanding that we are going to get new equipment every four years or pay two to four extra payments and are the extra payments included in the budget?

Safety-Service Director Armbruster: In the 48 month, plus two.

Council Member Boose: Or four depending on the . . .

Safety-Service Director Armbruster: Those decisions, you know, we could either roll that at the end of four years, and that is what we are doing now. We are rolling equipment around. Unfortunately, we've got some equipment in here. We'll have a handle on the leases now. We've had some equipment that have been renewed and we didn't get any new equipment and paid the same price. They are handling that situation. We are getting rid of that. We are going to junk it and it has worked into this. The technology, Dennis, is moving so quickly. At the end of the four years, we need to move forward beyond that and get into new equipment. If they are our vendor, they know that we still have another vendor we are dealing with and three pieces of equipment. They are going to have to stay sharp. Hopefully, I will still be here four years from now, I don't know; maybe, I won't. But, through those negotiations we'll be able to bring the City from where we are technology of 2010 into technology of 2014.

Council Member Boose: And all the Richo's are going to be gone too?

Safety-Service Director Armbruster: We'll end up with what, MaryBeth, three?

Ace Copier Representative MaryBeth Barron: Two, actually, are on left on lease (inaudible). The two remaining leases will expire within about six months of the expiration (inaudible). The other thing, it really puts the City in control of the system rather than having the vendor put the issue on you saying, "oh gosh, we need to upgrade this department", and then nothing is consistent. So you really end up with a 48 month term that upon that expiration, you end up in the driver's seat in terms of choosing whether or not you want to purchase the equipment or if you want to send it back and if the departments need to be realigned (inaudible). It is no longer in a reactive type of mode.

Council Member Boose: Thank you.

President Corcoran: Is that it?

Safety-Service Director Armbruster: That's it.

President Corcoran: Thank you, very much, for coming today. Moving back are there any other ordinances anyone wants to talk about?

Council Member Boose: T 92. If someone could talk to me about the purpose and reason.

Safety-Service Director Armbruster: The ordinance today for the Engineer was established long before, I think, Mayor Gillock got here and it is tied to the Police Chief's salary, such as the Mayor. What we have done is have a pay scale range between 70,000 and 83,000 dollars and it would float with any raises that were given. So, we've actually reduced on the high side, the salary, by 10,000 dollars. The range is there based on the qualifications that we see for the Engineer. We are interviewing 28 candidates. We finished number 15 today. Based on the qualifications and the starting pay could be at 70 or 73 or 83. We wanted to be competitive. It gives the flexibility, but beyond that it is not tied to anyone. It is only tied to the negotiations. If there are zero increases. It is zero. If it is 83 next year, it is 83.

Council Member Boose: What is it today?

Safety-Service Director Armbruster: Ninety-three thousand, plus. It is 93,000 tied to the Police Chief. We've reduced it 10,000 dollars.

President Corcoran: T 93 supposedly is somewhat silly according to the Law Director, so we are going to skip that one and go right to T 94. Do you want to talk about that one?

Law Director Crites: Yes. Times are tough, so we figured we would turn this place into a wild Vegas and see what happens. The fact of the matter is, is Mayor Gillock presented this to me. Let me back up and say that we get, and I as the Law Director, have been dealing rigorously with people banging on our door wanting to bring in these gaming operations. Basically, they're PCs where customers will sit and rent a computer and play video poker. They seem to do really well. They are located in Cleveland. They are all over North Olmsted. We have had them here. Our Police go and bust them under the state statute, anti gambling laws. There is litigation all over the State as to whether or not it is legal. There is a good argument saying that it is kind of absurd to be going in and busting these people for winning a ten dollar gas card playing video poker, when across the street at the Convenience store, the guy is buying 100 dollars worth of lottery tickets while he is playing keno in the pub. The State electorate just voted to legalize a casino in Cleveland. I say that not to be totally flippant, but that is basically the attitude that the Attorney General's office has wisely taken in Columbus. They have basically taken the attitude that we've got bigger fish to fry. That being said, this legislation as you see it, is not a red carpet to invite these gaming activities. Frankly, I am sure that it is going to be frowned upon from the people who want to open them up in our City because it is so restrictive. It is very much geared off of what was passed in the city of Brook Park. Parma is doing the same thing. What they've done in recognition of them keep popping up, and it is almost impossible to prosecute them under the state laws and our own gambling statutes, because it is such a gray area as to whether or not it's a game of chance, game of skill and there is a break down where if it is a game of skill, the pay off can only be ten dollars and can't be cash or if it can be and whether or not it is a gaming house. It is super hard to prosecute. It is a recognition of these municipalities and now, potentially us, that they are coming, so let's regulate it. Let's regulate it by making sure that it is safe, making sure that it doesn't live up to one of the biggest fears and that is it creates an atmosphere of ill repute, which I think is very often overblown, but it is a legitimate concern and the way the legislation is drafted with restrictions on lighting, restrictions on security, restriction on age, and certain restrictions on what they can do if they have a liquor license and when they can close. It really hems it in and if someone comes in to do it, that allows us to keep a tighter eye on it. I think it is right in step with what is happening statewide with the statewide attitude of this kind of activity and it charges fees. It is going to happen anyways, you might as well keep a tight belt on it and make them pay you for the privilege.

Council Member Butkowski: We had somebody at Planning Commission that was talking about it.

Law Director Crites: Recently?

Council Member Boose: Within the last couple months. The guy wanted to do it over at some old store. He had to get a variance or something. He went in front of zoning.

Council Member Butkowski: I don't think he got approval.

Council Member Boose: No, he didn't. It was an adult game parlor

Council Member Butkowski: Yes, that is what it was..

Law Director Crites: So, what we are left with right now is . . .

Council Member Butkowski: (inaudible)

Law Director Crites: It's not that kind of an adult game. You can make more money that way.

Council Member Boose: It was gaming but he was only going to allow adults there, like video games and stuff but, were there things of chance? Oh, don't worry about that.

Law Director Crites: My official legal assessment of it is that the problem you have on it is that recently, a guy came to me who was a lawyer who had a client that wanted to start an operation in town that did Texas Hold Em. The fact of the matter is, is that it is legal to have a bar or open up a shop where people come and it is legal to do that as long as you are just playing and losing your own money and winning your own money. The house doesn't have a stake. The house doesn't make any money, doesn't take a piece of the action and doesn't charge people to come in, such as people at the door charging 20 dollars to come in and gamble. So, you tell these guys when they come in, they say, "hey, can we come and do this?" and I say, "well it is possible for you to come in and do this legally, so therefore legally, we can't stop you. However, we doubt whether you are going to be able to do it legally because if you do it legally, you can't make any money." And they never do. So, they come in and eventually, they start taking a piece of the action or the dealer starts getting tipped and our Chief of Police just rides them. Feel free to come in and try but the second you step out of line, you are going to get busted and they are going to take your machines. So, we'll see what happens. It was the Mayor's call. I was more of the opinion to stay hands off in all of it, but I think he has a good attitude that if it is coming in anyway, you might as well restrict it.

Council Member Butkowski: At least you will then know where they are at a little bit better.

Law Director Crites: They have rules to play by. I think the way it is written, you're going to scare them all off.

Council Member Butkowski: It would cost them a lot of money to open up and they would have to have a lot of overhead.

Law Director Crites: They would have to pay for security measures that they don't want to have to pay for.

President Corcoran: Yes, Chris?

Auditor Costin: Last comment, on the two issues that Eric talked about. This is a workshop. I saw his worksheets, both of them. I didn't know he wasn't going to bring them, but we will email them to you because I believe that those appropriations are fine and are in place. In the one case, it is my understanding that all that is happening is the amount we are paying for rent and supplies is actually just going to decrease. That is all that is happening there and he has charged the computers to numerous funds including what we have appropriated within his own budget. I think that is all in place. On the other two big issues, I personally am more confused now than when I walked in. I will try to discuss that with the Administration so that I can get a clarification on my misunderstandings. I am sure the same questions are going to come up on Tuesday.

Safety-Service Director Armbruster: Well, we are going to fix it through negotiating and move forward.

Law Director Crites: I respect their diligence, but I think that if you put it through like that, the State reviewer's would never . . .

Auditor Costin: But, did you hear what he said, he is going to call and ask them?

Law Director Crites: I wish he wouldn't have done that. That's not the way to do it. The way to do it is just amend the ordinance and put it through.

Safety-Service Director Armbruster: I'll call them in the morning and tell them that they should just put it in.

President Corcoran: Are there any other ordinances that anybody has any questions about before we move on.

Safety-Service Director Armbruster: The only other one is the copiers, which is T 85.

President Corcoran: We already talked about it.

Council Member Boose: Mr. President, I want to thank you for having this. I think this was a great opportunity. I think we all learned a lot about some things that maybe we didn't know a lot about. I know I did and so, I want to thank you for having this. This was very, very valuable.

President Corcoran: Thank you, Dennis.

Roseanne Johnson: Yes, it gives us an opportunity to find out before Tuesday, what is actually in front of us.

Council Member Boose: Thank you, also for accommodating my schedule. I appreciate that as well.

President Corcoran: That was the purpose of this and that way we could get some of these questions out of the way before Tuesday and we don't sit here an hour before we actually do anything on Tuesday.

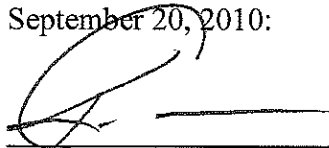
ADJOURNMENT:

President Corcoran: Seeing no other business to bring before the Council, the meeting is adjourned.

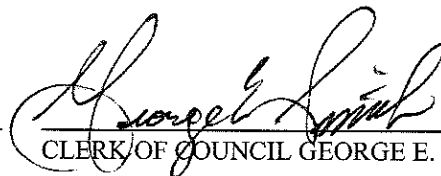
Meeting adjourned at 5:20 P.M.

Approval of Minutes:

These Minutes were approved at a regular meeting of the North Ridgeville Municipal Council on September 20, 2010:



PRESIDENT OF COUNCIL KEVIN CORCORAN



CLERK OF COUNCIL GEORGE E. SMITH