

DATE: January 19, 2021
INTRODUCED BY: Mayor Corcoran
REFERRED TO: _____
TEMPORARY NO: T 8-2021

1ST READING: January 19, 2021
2ND READING: Dispensed
3RD READING: Dispensed
ADOPTED: January 19, 2021
EMERGENCY: January 19, 2021

RESOLUTION NO. 1509-2021

A RESOLUTION TO AUTHORIZE THE EXECUTION OF THEN AND NOW CERTIFICATES BY THE FISCAL OFFICER AND THE PAYMENT OF AMOUNTS DUE FOR VARIOUS PURCHASE ORDERS AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ohio Revised Code Section 5705.41(D)(1), the City may not enter into any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the City's Fiscal Officer that the amount required to meet the obligation has been lawfully appropriated for such purpose and is in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, Ohio Revised Code Section 5705.41(D)(1) further provides that in such circumstances when no certificate is furnished as required and the expenditure is for \$3,000.00 or more, the City's Council, as the City's taxing authority, may authorize the drawing of a warrant in payment of amounts due upon such contract or order upon certification by the City's Fiscal Officer that there was at the time of the execution of such certificate a sufficient sum appropriated for such purpose in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, the City's Fiscal Officer certifies that the expenditure was and is properly appropriated and otherwise lawful; sufficient funds were and are available or in the process of collection to the credit of the proper fund, and the funds were and are free from any previous encumbrance; and

WHEREAS, the City is issuing Then and Now Certificates in connection with payments due and owing as shown in Exhibit A attached; and

WHEREAS, City Council deems it to be in the best interest of the health, safety and welfare of the City to approve the execution by the City Fiscal Officer of Then and Now Certificates, and to authorize the payment of amounts due under the contracts or orders requiring the expenditure of \$3,000.00 or more.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. City Council, pursuant to Ohio Revised Code Section 5705.41(D)(1), hereby approves the execution of the Then and Now Certificates by the Fiscal Officer and authorized payment due and owing as shown in Exhibit A attached and incorporated herein.

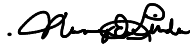
SECTION 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. This Resolution is hereby declared to be an emergency measure, the emergency being due to an emergency sewer camera repair. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: January 19, 2021



PRESIDENT OF COUNCIL

ATTEST: 

CLERK OF COUNCIL

APPROVED: Jan 26, 2021



MAYOR

EXHIBIT A

City of North Ridgeville
Then and Now Certification Summary

	<u>Certification Date</u>	<u>Invoice Date</u>	<u>Amount</u>	<u>Purpose</u>
Best Equipment	12/18/2020	12/15/2020	3,243.20	Emergency Repairs to Sewer Camera

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ORDINANCE NO. 5788-2021

**AN ORDINANCE AUTHORIZING THE MAYOR TO PURCHASE
ULTRASONIC WATER METERS AND APPURTENANCES FROM
BADGER METER, INC., NOT TO EXCEED \$200,000.00 FOR
CALENDAR YEAR 2021 AND DECLARING AN EMERGENCY.**

WHEREAS, per Ordinance No. 4634-2009, the City entered into a contract with Badger Meter, Inc. for the installation and implementation of the AMR water meter automated system; and

WHEREAS, the City must purchase Ultrasonic water meters, which are uniquely compatible with the City's water meter system, for new construction installs and/or replacements; and

WHEREAS, Badger Meter, Inc. is the sole manufacturer of the Ultrasonic water meters, which are the only brand or type of meter which can be integrated into the City's existing automated system.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. The Mayor is hereby authorized to purchase Ultrasonic water meters and appurtenances from Badger Meter, Inc., not to exceed \$200,000.00 for the year 2021.

SECTION 2. City Council finds that formal bidding is not required due to the fact that Badger Meter, Inc. is the sole manufacturer of the Ultrasonic water meters, which are unique in that they are the only product compatible with the City's existing water meter system.

SECTION 3. The cost of the Ultrasonic water meters and appurtenances shall be charged to and paid from the appropriate fund.

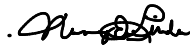
SECTION 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 5. This Ordinance is hereby declared to be an emergency measure, the emergency being due to expedite the purchase and delivery of water meters which are needed. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: January 19, 2021



PRESIDENT OF COUNCIL

ATTEST : 

CLERK OF COUNCIL

APPROVED: Jan 26, 2021



MAYOR

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ORDINANCE NO. 5789-2021

AN ORDINANCE IMPOSING A MORATORIUM ON THE OPERATION OF ANY SHORT TERM RESIDENTIAL REAL ESTATE RENTALS IN THE CITY OF NORTH RIDGEVILLE FOR A PERIOD NOT TO EXCEED 180 DAYS FROM THE EFFECTIVE DATE OF THIS ORDINANCE AND DECLARING AN EMERGENCY.

WHEREAS, the City of North Ridgeville endeavors to comport with constitutional guarantees by assuring that our ordinances are rationally related to a legitimate State interest; and

WHEREAS, pursuant to the State Constitution, municipalities have the power to enact ordinances providing for and protecting the public health, safety, morals or general welfare; and

WHEREAS, neither the City of North Ridgeville Codified ordinances nor its Planning/Zoning Code contain any comprehensive regulations concerning the operation of short term (less than 30 days) residential real estate rentals (STRs) within the City with the exception of narrow zoning regulations concerning bed and breakfast special uses within the City; and

WHEREAS, over the past few years, there has been an increase in the operation of STRs by way of online booking sites; and

WHEREAS, the City has a legitimate public interest in preserving its residential neighborhoods, and the recent proliferation of STRs threatens the health, safety, welfare, comfort, and peace of the City's neighborhoods by introducing transient guests into the City's residential zoning districts, leading to increased noise, traffic, and occupancy of residences without sufficient owner supervision and City oversight; and

WHEREAS, the City needs additional time to consider and review any applicable sections of its Codified ordinances and any applicable state law, conduct community outreach, and to study, plan for, formulate, and draft reasonable and comprehensive regulations with respect to STRs within the City; and

WHEREAS, until such time as reasonable and comprehensive regulations concerning STRs are established, the Council desires to enact a moratorium on the operation of STRs in the City's residential zoning districts for a period of one hundred and eighty (180) days in order to prevent proliferation of these uses in the City's residential zoning districts, while also taking time to ensure the City regulates these uses in a reasonable and practical manner so as to protect both the rights of the property owners, their neighbors, and the City's residential neighborhoods; and

WHEREAS, the moratorium contained herein is not intended to be, and it shall not operate as, a moratorium for any currently permitted, legal bed and breakfast uses in the City. Any previously permitted, legal bed and breakfast use that is operated during the period of this moratorium shall operate in compliance with the terms of the current Planning/Zoning Code.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH RIDGEVILLE, LORAIN COUNTY, OHIO, THAT:

SECTION 1. Council hereby imposes a moratorium on the operation of any short term (less than 30 days) residential real estate rental to a non-occupant owner within any residentially zoned district in the City of North Ridgeville, in order to allow the North Ridgeville City Council to review applicable Ohio statutes, case law, community outreach, planning and zoning concerns, other municipalities' ordinances and additional input relative to possible regulations in this area.

SECTION 2. This moratorium shall be in effect for a period not to exceed one hundred and eighty (180) days from the effective date of this ordinance or until regulations are enacted to address the issues described herein, or until this Council approves legislation explicitly revoking this moratorium.

SECTION 3. The moratorium contained herein is not intended to be, and it shall not operate as, a moratorium for any currently permitted, legal bed and breakfast uses in the City.

SECTION 4. Whoever violates this ordinance is guilty of a misdemeanor of the third degree and shall be subject to the penalty provided in N.R.C.O. Section 830.99. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including §121.22 of the Ohio Revised Code.

SECTION 6. This Ordinance is hereby declared to be an emergency measure, the emergency being due to the health, safety, and wellbeing of City residents. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: January 19, 2021



PRESIDENT OF COUNCIL

ATTEST :



CLERK OF COUNCIL

APPROVED: Jan 26, 2021



MAYOR