



CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

Publication date: 11.17.2014

The City of North Ridgeville Legislative Bulletin contains Ordinances and Resolutions acted upon by City Council. If noted within Ordinance or Resolution text, supplemental and supporting documents, such as exhibits, are available, upon request, by contacting Tara L. Peet, MMC at the Clerk of Council's office, 7307 Avon Belden Road, North Ridgeville, OH 44039, (440) 353.1508.

ORDINANCES

(The following Ordinances were passed by City Council on November 17, 2014)

5178-2014 AN ORDINANCE APPROVING THE FINAL PLAT OF NORTHBOROUGH SENIOR CITIZEN PLANNED RESIDENTIAL DEVELOPMENT, PHASE 2, FOR RECORDING PURPOSES ONLY AND DECLARING AN EMERGENCY.

WHEREAS, Green Quest Development, LLC, has submitted the final plan and plat to the Planning Commission of North Ridgeville and the Planning Commission gave final approval on the 11th day of February, 2014, for Northborough Senior Citizen Planned Residential Development, Phase 2; and

WHEREAS, the Engineer of the City of North Ridgeville has reviewed the site plan and plat and finds them in good order and has approved them subject to full compliance with both his recommendations to Planning Commission and applicable City of North Ridgeville Ordinances, and recommends to Council that this phase be approved; and

WHEREAS, this Council desires to approve the plat for recording purposes and for compliance with all North Ridgeville Codified Ordinances.

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

SECTION 1. The Council of the City of North Ridgeville does hereby approve the final plan, including the plat as submitted by Green Quest Development, LLC, for Northborough Senior Citizen Planned Residential Development, Phase 2 for recording purposes.

SECTION 2. The City Engineer has reviewed the site plan and plat and he, together with the other necessary City officials, is authorized to approve the necessary plat and documents showing compliance with engineering requirements and applicable North Ridgeville Codified Ordinances.

SECTION 3. 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 Section 121.22 of the Ohio Revised Code.

5178-2014 Continued

SECTION 4. This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to move the project forward. WHEREFORE, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5183-2014 AN ORDINANCE AMENDING ORDINANCE NO. 5140-2014, WHICH APPROVED THE PURCHASE/LEASE OF 3 NEW POLICE VEHICLES FROM THE STATE CO-OP OR FROM AN OUTSIDE VENDOR, BY INCREASING THE AMOUNT OF VEHICLES BEING PURCHASED TO 4, AND BY INCREASING THE PURCHASE AMOUNT FROM \$95,481.00 TO \$128,033.00.

WHEREAS, Ordinance No. 5140-2014 approved the purchase/lease of 3 new police vehicles from the State Co-Op, or to advertise for bids and enter into a contract with an outside vendor according to law and in a manner prescribed by law, not to exceed \$95,481.00; and

WHEREAS, a City police vehicle has been totaled due to being damaged by a drunk driver during the investigation of a prior incident; and

WHEREAS, the Police Department needs to replace the totaled vehicle, which will cost approximately \$32,552.00. The City Law Director shall proceed to seek recovery for the loss from the responsible party.

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

SECTION 1. Ordinance No. 5140-2014 is hereby amended by increasing the amount of police vehicles being purchased from the State Co-Op or an outside vendor from 3 to 4, and by increasing the purchase amount from \$95,481.00 to \$128,033.00.

SECTION 2. All other sections, terms and provisions of Ordinance No. 5140-2014 not specifically modified or affected by this amending Ordinance shall remain in full force and effect.

SECTION 3. 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 Section 121.22 of the Ohio Revised Code.

SECTION 4. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

5184-2014 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REPLACEMENT WATER AGREEMENT WITH THE CITY OF ELYRIA.

WHEREAS, per North Ridgeville City Ordinance No. 4950-2012, the City entered into a 10-year contract with the City of Elyria for the purchase of water; and

WHEREAS, the demand for water in the City of North Ridgeville has increased and has exceeded the 2,000,000 gallon limit set by Elyria in the existing contract; however, said contract states the amount may be changed by mutual agreement of the parties; and

WHEREAS, per Elyria City Ordinance No. 2014-108 passed on October 20, 2014, Elyria has agreed to increase the amount of water being supplied to North Ridgeville to 3,100,000 gallons per day and will implement a new tiered water rate, with the first 2,000,000 gallons being charged at the same rate as the current contract; and

WHEREAS, because the water supplier is a governmental agency, pursuant to City Charter Section 11.7, the contract does not require advertising or public bidding.

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 enter into a replacement Water Agreement with the City of Elyria for the purchase of water, a copy of said agreement is attached hereto and marked **Exhibit "A"** and incorporated as if rewritten herein.

SECTION 2. Said agreement shall expire September 26, 2022.

SECTION 3. The purchase of water 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 Section 121.22 of the Ohio Revised Code.

SECTION 5. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

5185-2014 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH TRIANGLE SERVICES, INC. FOR CUSTODIAL SERVICES, NOT TO EXCEED \$55,000.00 AND DECLARING AN EMERGENCY.

WHEREAS, the City has advertised for bids according to law and in a manner prescribed by law for custodial services; and

5185-2014 Continued

WHEREAS, the lowest and best bidder is Triangle Services, Inc.

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

SECTION 1. The City has advertised for bids according to law and in a manner prescribed by law for custodial services; the lowest and best bidder is Triangle Services, Inc.

SECTION 2. The Mayor is hereby authorized to enter into a contract with Triangle Services, Inc., not to exceed \$55,000.00.

SECTION 3. The areas to be serviced are: Parks and Recreation (South Central Park concession stand, Community Cabin, Safetyville, 3 Shady Drive restrooms, Soccer Complex, Frontier Park, and the Parks and Recreation office); Service Department (office areas, washrooms, locker room and cafeteria); Office for Older Adults (5 washrooms, craft room, offices, lobby, kitchen and multi-purpose rooms); Police Department (lobby, washrooms, hallways, cells and holding areas, day room, public areas, offices, training room, break room shower rooms and stairwells); City Hall (all offices, lunch kitchen, washrooms, Building Dept., Engineering Dept., hallways, entranceways, lobby, conference room and Council chambers).

SECTION 4. The contract shall commence on December 1, 2014 and conclude on November 30, 2015 and will have an option for a one additional year extension as provided in the advertised specifications.

SECTION 5. The cost for said custodial services shall be paid from the appropriate fund(s).

SECTION 6. 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 Section 121.22 of the Ohio Revised Code.

SECTION 7. This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to have a contract in place by December 1, 2014. **WHEREFORE**, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

RESOLUTIONS

(The following Resolutions were passed by City Council on November 17, 2014)

1320-2014 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO O'TOOLE, MCLAUGHLIN, DOOLEY, PECORA, ATTORNEYS AT LAW, IN THE AMOUNT OF \$4,146.25 AND DECLARING AN EMERGENCY.

1320-2014 Continued

WHEREAS, O.R.C. §5705.41 provides that City Council may authorize the payment of amounts due, wherein legislation shall be passed within thirty (30) days from receipt of a certificate of the fiscal officer in accordance with O.R.C. §5705.41 (D)(1); and

WHEREAS, the fiscal officer does certify 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, O’Toole, McLaughlin, Dooley, Pecora, Attorneys at Law, provided outside legal services to the City for conciliation with the Fraternal Order of Police negotiation, and serves a necessary public purpose.

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

SECTION 1. Council hereby authorizes payment to O’Toole, McLaughlin, Dooley, Pecora, Attorneys at Law for the following invoice:

Invoice #114333 \$4,146.25

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 Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to pay the invoice in a timely manner. **WHEREFORE**, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

REMAINING CITY COUNCIL MEETING DATES FOR 2014

December 1, 2014 December 15, 2014

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