



## CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

Publication date: 02.06.2017

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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.

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### ORDINANCE(S)

**5419-2017 AN ORDINANCE APPROVING THE SALE OF CERTAIN PERSONAL PROPERTY OWNED BY THE CITY OF NORTH RIDGEVILLE PURSUANT TO O.R.C. SECTION 721.15(D).**

**WHEREAS**, the City of North Ridgeville, pursuant to O.R.C. §721.15(D), may sell certain personal property by Internet auction; and

**WHEREAS**, North Ridgeville City Ordinance No. 4177-2005 and amending Ordinance No. 4711-09 permit the sale of City-owned personal property via Internet auction; and

**WHEREAS**, the following City-owned equipment is not being used by the City and no longer serves a municipal purpose: 2001 Ford Econoline E-350 Super Duty Cargo van; 2004 GMC Safari Cargo van; 1995 Ford L-8000 Truck with V-box and plow; 1999 Ford F-550 truck; salt V-box; 1977 Ford 3000 tractor; Helac powertilt attachment for a Cat 308 excavator; and a 2010 Crown Victoria VIN # 2FABP7BV6AX110887 with 108,518 miles which was formerly utilized by the City's Police Department; and

**WHEREAS**, each item listed above is valued in excess of \$1,000.00, therefore Council must approve its sale.

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

**SECTION 1.** City Council finds that the above listed equipment no longer serves a municipal purpose and hereby approves the sale of each item via Internet auction.

**SECTION 2.** Proceeds from the sale of the items shall be deposited into the appropriate City fund(s).

**5319-2017 Continued**

**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 §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.

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**5420-2017      AN ORDINANCE AMENDING TEMPORARY APPROPRIATION  
ORDINANCE NO. 5415-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO,  
FOR THE PERIOD COMMENCING JANUARY 1, 2017 AND ENDING MARCH  
31, 2017 AND DECLARING AN EMERGENCY.**

**WHEREAS,** it is necessary to appropriate certain unanticipated funds and amend other previously appropriated amounts for the operations of the City of North Ridgeville, Ohio.

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

**SECTION 1.** That to provide for current and other expenditures for the City of North Ridgeville, Ohio for the period commencing January 1, 2017 and ending March 31, 2017, Ordinance No. 5415-2017 be and the same are hereby amended in the following amounts so that from and after the effective date of the Ordinance, the appropriation Ordinance shall include the following, being adjusted for the similar terms in the preceding appropriation Ordinance.

**SECTION 2.** That there be appropriated from the respective funds listed below, the total sums as follows:

<u>Fund/Department</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
<u>General Fund</u>			
Civil Service	\$0	\$5,000	\$5,000
<u>Central Fire Station Construction Fund</u>	0	7,412,200	7,412,200
<u>Flexible Spending Account Fund</u>	0	64,600	64,600

**SECTION 3.** That the Auditor of the City of North Ridgeville is hereby authorized to draw warrants on the Treasury of the City of North Ridgeville for payments on any of the foregoing appropriations, upon receiving proper certification and vouchers therefore, approved by officers authorized by law to approve the same or by an ordinance or resolution of Council to make the expenditure and provide that no

**5320-2017 Continued**

warrants may be drawn or paid for salaries or wages, except to persons employed by authority of or in accordance with law or Ordinance.

**SECTION 4.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were 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.

**SECTION 5.** This Ordinance is hereby declared to be an emergency measure, the emergency being the need to authorize the expenditure of funds. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**5421-2017 AN ORDINANCE ESTABLISHING THE FLEXIBLE SPENDING ACCOUNT FUND AND DECLARING AN EMERGENCY.**

**WHEREAS,** the City offers a Flexible Spending Account (FSA) to employees by which a portion of the employee's earnings are used to pay for qualified health care expenses as established in the City's Cafeteria Plan (most commonly for medical and dependent care expenses); and

**WHEREAS,** Healthcare FSAs are governed by Internal Revenue Code Section 125 when offered through a cafeteria plan; and

**WHEREAS,** the Uniform Coverage Rule indicates that the maximum amount of reimbursement (the total to be contributed by an employee during the year) from a healthcare FSA must be available at all times during the plan year, prohibit the maximum amount of reimbursement at any particular time to the amount the employee has contributed, and employee salary reduction payments shall not be accelerated based on the employee's incurred claims and reimbursements; and

**WHEREAS,** employers assume a level of risk similar to that the employee takes under the use-it-or-lose-it rule where potential forfeitures offset the risk of early termination losses.

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

**SECTION 1.** That there is hereby established the "*Flexible Spending Account Fund*" to be used to account for the employee contributions and reimbursement of eligible medical expenses.

**SECTION 2.** In order to provide the necessary funds to meet the funding requirements imposed on the employer, the City Auditor is authorized to annually advance from the General Fund one-half of the anticipated employee contributions for the plan year for as long as the plan is offered. Such advance shall be repaid after the end of the plan year.

**5321-2017 Continued**

**SECTION 3.** Leftover funds shall be used to reimburse the City for administrative costs incurred during the plan year.

**SECTION 4.** Funds left after repayment of the advance from the General Fund and administrative costs shall be credited to the General Fund.

**SECTION 5.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were 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.

**SECTION 6.** This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate need to have proper procedures in place to fund the Flexible Spending Fund. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**5422-2017      AN ORDINANCE ESTABLISHING THE CENTRAL FIRE STATION  
CONSTRUCTION FUND AND DECLARING AN EMERGENCY.**

**WHEREAS,** the City of North Ridgeville issued debt for the construction of the Central Fire Station in 2016; and

**WHEREAS,** in accordance with Section 5705.09(E) of the Ohio Revised Code, the City must establish a fund to account for the debt proceeds.

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

**SECTION 1.** That there is hereby established the “Central Fire Station Construction Fund” to be used to account for the debt proceeds and related expenditures for the construction of the fire station.

**SECTION 2.** The City Auditor shall allocate the unencumbered debt proceeds of \$7,412,290.50 from the Capital Improvement Fund to the Central Fire Station Construction Fund in order to comply with Section 5705.09(E), Revised Code.

**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 is hereby declared to be an emergency measure, the emergency being the immediate need to be compliant with state law. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**5423-2017 AN ORDINANCE ESTABLISHING AN ANNUAL SALARY AND BENEFITS FOR THE DEPUTY AUDITOR AND AMENDING EXHIBIT "A" OF THE DEPARTMENT HEAD SALARY ORDINANCE NO. 2725-93 AND SUBSEQUENT AMENDMENTS THERETO AND DECLARING AN EMERGENCY.**

**WHEREAS**, the North Ridgeville City Council and the Administration wish to cease the practice of hourly compensation for the position of Deputy Auditor and instead establish an annual salary with defined benefits assigned to the position.

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

**SECTION 1.** An annual salary range of \$65,000.00 to \$90,000.00 is hereby established for the Deputy Auditor.

**SECTION 2.** The Deputy Auditor shall receive the following benefits:

- A) Vacation time – commensurate with experience.
- B) Medical, prescription and dental insurance benefits, as provided for in the AFSCME Contract.
- C) The annual salary of the Deputy Auditor shall increase periodically in the same percentage as that average percentage increase in wages as is from time to time negotiated by the various collective bargaining units of the City of North Ridgeville in order to maintain wage parity.

**SECTION 3.** Any previous Ordinance or Resolution, including Ordinance No. 2725-93, et seq. and Ordinance No. 398-67, which contain provisions identifying the compensation, wages, and/or salary benefits conferred to the position of Deputy Auditor is hereby superseded by the passage of this Ordinance, and shall be considered null and void.

**SECTION 4.** All other sections, terms and provisions of Ordinance No. 2725-93 and subsequent amendments thereto not specifically modified or affected by this amending Ordinance shall remain in full force and effect as previously passed and approved.

**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.

**5323-2017 Continued**

**SECTION 6.** This Ordinance is hereby declared to be an emergency measure, the emergency being the immediate necessity to establish the parameters of the position and make an offer. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**RESOLUTION(S)**

None.

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**CITY COUNCIL MEETING DATES FOR 2017**

January 3, 2017	January 17, 2017	February 6, 2017
February 21, 2017	March 6, 2017	March 20, 2017
April 3, 2017	April 17, 2017	May 1, 2017
May 15, 2017	June 5, 2017	June 19, 2017
July 3, 2017	July 17, 2017	August 7, 2017
August 21, 2017	September 5, 2017	September 18, 2017
October 2, 2017	October 16, 2017	November 6, 2017
November 20, 2017	December 4, 2017	December 18, 2017

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