



CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN

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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.

RESOLUTION(S)

(The following Resolution(s) were passed by City Council on April 6, 2015)

1348-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY JEFFREY A. SWEITZER REGARDING CERTAIN LAND OWNED BY HIM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

WHEREAS, the applicant, Jeffrey A. Sweitzer, has applied to the County Auditor to place not less than ten acres in an agricultural district for at least five years or is otherwise qualified under O.R.C. §929.02 and said application either has been or must be approved by the County Auditor; and

WHEREAS, the General Assembly of the State of Ohio has enacted §929.01 to §929.05 of the Ohio Revised Code to permit the establishment of Agricultural Districts to preserve agricultural land, to exempt land in those districts from the collection of specified utility assessments and to provide other benefits for land in those districts; and

WHEREAS, §929.02(B) provides that the legislative authority of a municipal corporation may reject or modify an application for inclusion in an Agricultural District filed pursuant to O.R.C. §929.02(A), if such rejection or modification is necessary to prevent a substantial, adverse effect on the provision of municipal services within the municipal corporation, efficient use of land within the municipal corporation, the orderly growth and development of the municipal corporation, or the public health, safety or welfare; and

WHEREAS, the legislative authority of a municipal corporation is required to review each application for inclusion in an Agricultural District made by an owner of real property which is located within the municipal corporation by approving, rejecting, or approving with modifications within the statutory time frame; and

WHEREAS, Jeffrey A. Sweitzer filed such an application, available for inspection and located in the office of the Clerk of Council and which application is incorporated by reference as if fully rewritten herein.

1348-2015 Continued

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

SECTION 1. The application is hereby approved for all purposes encompassed by O.R.C. §929.01 to §929.05 and any other benefits made available by the Ohio Revised Code except for the exemption from collection of assessments provided by O.R.C. §929.03. This constitutes a modification and is necessary to prevent an adverse effect on the provision of municipal services, to ensure efficient land use and orderly growth and development and to provide for the public health, safety and welfare.

SECTION 2. Should the County Auditor reject or refuse this application; should the applicant fail to renew the application when necessary, or for any other reason should the applicant fail to comply with or become out of compliance with the requirements to be included in an agricultural district, this approval shall terminate.

SECTION 3. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted 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 compliance with all legal requirements including §121.22 of the Ohio Revised Code.

1349-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY DONNA AND FRANK KRUPKA REGARDING CERTAIN LAND OWNED BY THEM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

WHEREAS, the applicants, Donna and Frank Krupka, have applied to the County Auditor to place not less than ten acres in an agricultural district for at least five years or is otherwise qualified under O.R.C. §929.02 and said application either has been or must be approved by the County Auditor; and

WHEREAS, the General Assembly of the State of Ohio has enacted §929.01 to §929.05 of the Ohio Revised Code to permit the establishment of Agricultural Districts to preserve agricultural land, to exempt land in those districts from the collection of specified utility assessments and to provide other benefits for land in those districts; and

WHEREAS, §929.02(B) provides that the legislative authority of a municipal corporation may reject or modify an application for inclusion in an Agricultural District filed pursuant to O.R.C. §929.02(A), if such rejection or modification is necessary to prevent a substantial, adverse effect on the provision of municipal services within the municipal corporation, efficient use of land within the municipal corporation, the orderly growth and development of the municipal corporation, or the public health, safety or welfare; and

WHEREAS, the legislative authority of a municipal corporation is required to review each application for inclusion in an Agricultural District made by an owner of real property which is located within the municipal corporation by approving, rejecting, or approving with modifications within the statutory time frame; and

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WHEREAS, Donna and Frank Krupka filed such an application, available for inspection and located in the office of the Clerk of Council and which application is incorporated by reference as if fully rewritten herein.

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

SECTION 1. The application is hereby approved for all purposes encompassed by O.R.C. §929.01 to §929.05 and any other benefits made available by the Ohio Revised Code except for the exemption from collection of assessments provided by O.R.C. §929.03. This constitutes a modification and is necessary to prevent an adverse effect on the provision of municipal services, to ensure efficient land use and orderly growth and development and to provide for the public health, safety and welfare.

SECTION 2. Should the County Auditor reject or refuse this application; should the applicant fail to renew the application when necessary, or for any other reason should the applicant fail to comply with or become out of compliance with the requirements to be included in an agricultural district, this approval shall terminate.

SECTION 3. That is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted 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 compliance with all legal requirements including §121.22 of the Ohio Revised Code.

ORDINANCE(S)

(The following Ordinance(s) were passed by City Council on April 6, 2015)

5228-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO PURCHASE/ LEASE FOUR NEW POLICE VEHICLES AND RELATED EQUIPMENT FROM THE STATE BID LIST OR 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 \$135,000.00 AND DECLARING AN EMERGENCY.

WHEREAS, City Council has approved and appropriated funds for four replacement vehicles for the Police Department; and

WHEREAS, the purchases/leases will also involve contracts for equipment and materials from multiple vendors, all of which shall be selected from the State of Ohio bid lists or cooperatives of approved and previously bid assets and services, or from vendors offering identical items and/or services at prices less than those appearing on State "bid lists"; and

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WHEREAS, none of the individual vendor contracts for purchase shall involve the expenditure of funds in excess of the statutory limit requiring public advertising or 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 contract for the purchase/ lease of four new vehicles and necessary equipment for the Police Department from the State Bid List or Co-Op, or from vendors offering prices below that of the State pre-bid forums, or to advertise for bids according to law and in a manner prescribed by law and enter into a contract with the lowest and best bidder in the cumulative amount, not to exceed \$135,000.00.

SECTION 2. The cost of the police vehicles and equipment shall be charged to and paid from the appropriate City fund.

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 for the health, safety and welfare of the community and obtaining the vehicles as quickly as possible. WHEREFORE, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5229-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ENTER INTO A CONTRACT WITH THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC., NORTH RIDGEVILLE DIVISION AND DECLARING AN EMERGENCY.

WHEREAS, the Council and Administration of the City of North Ridgeville, Ohio (“the City”), have conducted extensive negotiations with the Fraternal Order of Police, Ohio Labor Council, Inc., North Ridgeville Division (“the FOP Union”), as the bargaining representative for its members and such negotiations have resulted in and between the parties as is memorialized in the attached **Exhibit “A”**; and

WHEREAS, the previous Collective Bargaining Agreement expired on December 31, 2014, and the City and the Union intend the language of the attached **Exhibit “A”** be adopted as the Collective Bargaining Agreement between the parties for the term stated therein.

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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 and directed to enter into an agreement with the Fraternal Order of Police, Ohio Labor Council, Inc., North Ridgeville Division, upon the terms and conditions as substantially set forth in **Exhibit "A"** attached hereto and made a part hereof as though fully rewritten herein, on behalf of all of the employees in the bargaining unit.

SECTION 2. Said contract shall be effective retroactively on January 1, 2015, for all provisions contained therein unless otherwise stated in the agreement.

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 necessity to finalize the agreement. WHEREFORE, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5230-2015 AN ORDINANCE AMENDING SECTION 1240.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH RIDGEVILLE, OHIO, KNOWN AS THE ZONING CODE ORDINANCE, TO REZONE THE FOLLOWING LAND: LOCATED AT GREENLAWN DRIVE; PERMANENT PARCEL NUMBER 07-00-028-103-125 (AS SHOWN BY LEGAL DESCRIPTION ATTACHED); FROM B-5 ARCHITECTURAL BUSINESS DISTRICT TO R-1 RESIDENCE DISTRICT AND OWNED BY KATHLEEN M. AND HAROLD J. BOGNER, TRUSTEES.

WHEREAS, by the present official zoning map and zoning Ordinance of the City of North Ridgeville, County of Lorain and State of Ohio, the following described land is situated in a B-5 Architectural Business District;

WHEREAS, the parcel described in the attached **Exhibit "A"** is owned by Kathleen M. and Harold J. Bogner, Trustees; and

WHEREAS, City Council has considered the affirmative written and oral representations of both the owner of the parcel and a prospective developer of an adjacent dependent parcel that any development on the subject parcel, or on that abutting the same shall be engineered and constructed so as to direct the flow of waste water Northerly to the Westerly Sewer located along Center Ridge Rd.; and

WHEREAS, in the opinion of City Council, and upon the recommendation of the North Ridgeville Planning Commission, it would be conducive to the public welfare and safety and not detrimental to the

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community to have said real estate parcel rezoned from B-5 Architectural Business District to R-1 Residence District.

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

SECTION 1. That Section 1240.01 of the Codified Ordinances of the City of North Ridgeville, Ohio, being the zoning Ordinances of said City, and the official zoning map appended thereto in Sections 1248.01 and 1248.02, be and the same is hereby amended so as to provide that from and after the effective date of this Ordinance, the following described land, located at Greenlawn Drive; Permanent Parcel Number 07-00-028-103-125, shall be and hereby is changed from B-5 Architectural Business District to R-1 Residence District owned by Kathleen M. and Harold J. Bogner, Trustees and more particularly described in the attached **Exhibit “A”**.

SECTION 2. That upon the effective date of this Ordinance, the Chief Building Official shall cause the official zoning map to be changed and corrected so as to show the R-1 Residence District created.

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.

CITY COUNCIL MEETING DATES FOR 2015

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| January 5, 2015 | January 20, 2015 | February 2, 2015 |
| February 17, 2015 | March 2, 2015 | March 16, 2015 |
| April 6, 2015 | April 20, 2015 | May 4, 2015 |
| May 18, 2015 | June 1, 2015 | June 15, 2015 |
| July 6, 2015 | July 20, 2015 | August 3, 2015 |
| August 17, 2015 | September 8, 2015 | September 21, 2015 |
| October 5, 2015 | October 19, 2015 | November 2, 2015 |
| November 16, 2015 | December 7, 2015 | December 21, 2015 |