



CITY OF NORTH RIDGEVILLE LEGISLATIVE BULLETIN



Publication date: 05.18.2020

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)

1492-2020 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO CREATIVE MICROSYSTEMS, INC. FOR ANNUAL LICENSE AND SUPPORT OF THE CMI SOFTWARE AND DECLARING AN EMERGENCY.

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, the license for Creative Solutions supports the City's previous financial system software, CMI, which houses historical financial information and the City's capital asset information necessary to begin the extraction of the historical data and the analysis of capital assets for the 2019 audit.

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 Creative Solutions for the annual renewal for licensing and support of the CMI software in the amount of \$3,794.26 which did not have the Auditor's certification of available appropriations and funds prior to the invoice being received for 2019.

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 §121.22 of the Ohio Revised Code.

1492-2020 Continued

SECTION 3. This Resolution is hereby declared to be an emergency measure, the emergency being in order to pay the invoice in a timely fashion. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

1493-2020 A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO GLW BROADBAND FOR THE NEW TELEPHONE SYSTEM, NETWORK, HARDWARE AND IMPLEMENTATION SERVICES AND DECLARING AN EMERGENCY.

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, GLW Broadband provides the City's new telephone system which includes software, hardware, network systems and implementation services.

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 GLW Broadband for the payment of the phone system software, hardware and implementation services in the amount of \$32,481.70 which did not have the Auditor's certification of available appropriations and funds prior to the invoice being received in 2020.

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 §121.22 of the Ohio Revised Code.

SECTION 3. This Resolution is hereby declared to be an emergency measure, the emergency being in order to pay the invoice in a timely fashion. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

ORDINANCE(S)

5741-2020 AN ORDINANCE AMENDING ORDINANCE NUMBER 4767-2010 BY CHANGING THE POSITION OF FULL-TIME FINANCE TECHNICIAN TO THE TITLE OF ACCOUNTS PAYABLE CLERK AND DECLARING AN EMERGENCY.

WHEREAS, City Council and the Administration desire to replace the position of full-time Finance Technician with Accounts Payable Clerk in the Auditors Office.

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

SECTION 1. The position of full-time Finance Technician is hereby replaced with the new title of Accounts Payable Clerk. Said position will be in the unclassified Civil Service and a non-union position.

SECTION 2. A copy of the job description for the position of full-time Accounts Payable Clerk can be found in the office of the Mayor.

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 is hereby declared to be an emergency measure, the emergency being in order to post the position 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.

5742-2020 AN ORDINANCE AMENDING ORDINANCE NO. 4768-2010 BY REMOVING THE POSITION OF FULL-TIME FINANCE TECHNICIAN AND ADDING THE POSITION OF ACCOUNTS PAYABLE CLERK AND ESTABLISHING A PAY SCALE AND DECLARING AN EMERGENCY.

WHEREAS, City Council and the Administration have changed the full-time position of Finance Technician to the position of Accounts Payable Clerk in the Auditor's Office; and

WHEREAS, City Council and the Administration desire to amend Ordinance No. 4768-2010, which provides wage rates for the City of North Ridgeville and to amend the title to reflect Accounts Payable Clerk rather than Finance Technician.

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

5742-2020 Continued

SECTION 1. Ordinance No. 4768-2010 is hereby amended to remove the position of Finance Technician and add the position of Accounts Payable Clerk.

SECTION 2. The pay rate scale shall be amended as follows:

Old scale:

Entry	A	B	C	D	E	F	G	H	I
38,084.80	38,846.50	39,623.43	40,415.89	41,224.21	42,048.70	42,889.67	43,747.46	44,622.41	45,514.86

New scale:

A	B	C	D	E	F	G	H	I	J	K	L
46,568.69	47,484.45	48,418.52	49,371.28	50,343.10	51,334.34	52,345.41	53,376.71	54,428.64	55,517.21	56,627.55	57,760.10

SECTION 3. The position of Accounts Payable Clerk shall receive the benefits tied to Ordinance No. 2725-93 and subsequent amendments thereto.

SECTION 4. This Ordinance is hereby declared to be an emergency measure, the emergency being in order to post the position 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.

5743-2020 AN ORDINANCE ACCEPTING THE NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT(S).

WHEREAS, the City of North Ridgeville, Ohio, is a member of the Northeast Ohio Public Energy Council (NOPEC) and is eligible for one or more NOPEC Energized Community Grant(s) for 2020 (NEC Grant(s)) as provided for in the NEC Grant Program guidelines; and

WHEREAS, the City has previously entered into a Grant Agreement with NOPEC, Inc. on April 6, 2018, to receive one or more NEC Grants(s).

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

SECTION 1. City Council finds and determines that it is in the best interest of the City to accept the NEC Grant(s) for 2020 and hereby authorizes the Mayor to accept the NEC Grant(s) funds.

SECTION 2. The NEC Grant(s) shall be deposited and applied to the appropriate fund(s).

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

5743-2020 Continued

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.

5744-2020 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH THE LOWEST AND BEST BIDDER FOR THE 2020 TRAFFIC PAINT STRIPING PROJECT AND OTHER APPURTENANCES, NOT TO EXCEED \$150,000.00 AND DECLARING AN EMERGENCY.

WHEREAS, various streets throughout the City no longer meet the appropriate standards for vehicle and pedestrian safety, and need to be restriped with traffic paint; and

WHEREAS, the funds necessary to perform this work have been appropriated; and

WHEREAS, the Engineering Department will review the list of streets from the Service Department, and then create detailed exhibits for the bidding documents; and

WHEREAS, the bidding documents and specifications for this project will be available through the Engineering Department.

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

SECTION 1. The Mayor of the City of North Ridgeville, Ohio is hereby authorized to advertise for bids and enter into a contract, according to law and in a manner prescribed by law, with the lowest and best bidder for the 2020 Traffic Paint Striping Project and other appurtenances, in an amount not to exceed \$150,000.00.

SECTION 2. The cost of this project shall be paid from the appropriate 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 §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 residents. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5745-2020 AN ORDINANCE AMENDING ORDINANCE NO. 5714-2020, BY ADDING AN ADDITIONAL 90 DAYS BEYOND THE 90-DAY EXTENSION OF A MORATORIUM ON THE GRANTING OF PERMITS FOR BILLBOARDS OR SIGNS TO FURTHER ALLOW THE NORTH RIDGEVILLE CITY COUNCIL TO REVIEW APPLICABLE OHIO STATUTES, CASE LAW, PLANNING AND ZONING CONCERNS, OTHER MUNICIPALITY ORDINANCES, AND ADDITIONAL INPUT RELATIVE TO POSSIBLE CHANGES TO THE CURRENT 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, the City of North Ridgeville has a legitimate and substantial governmental interest in improving both traffic safety and the appearance of the City, including but not limited to visual clutter; and

WHEREAS, Ordinance No. 5667-2019, adopted on August 19, 2019, imposed a 180-day moratorium on the granting of permits and on the submission of requests for permits for billboards or signs which do not substantially conform to the billboards or signs currently allowed under N.R.C.O. Chapter 1286, *Signs*; and

WHEREAS, Ordinance No. 5714-2020, adopted on February 18, 2020, amended Ordinance No. 5667-2019, by extending the moratorium for an additional 90 days beyond the ending date of the moratorium; and

WHEREAS, Council requires an additional 90 days to undertake a review of applicable Federal and State statutes and case law, of planning and zoning concerns and other relevant input in order to formulate a local ordinance which adequately, responsibly and constitutionally addresses the regulation of all types of billboards or signs.

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

SECTION 1. Ordinance No. 5714-2020, which extended the 180-day moratorium on the granting of permits for billboards or signs by 90 days, is hereby amended by extending the moratorium for an additional 90 days beyond the ending dates of the moratorium and the first extension.

5745-2020 Continued

SECTION 2. All other provisions of Ordinance Nos. 5714-2020 and 5667-2019 not amended by this amending ordinance shall remain in effect and continue in effect throughout this extension of the original moratorium.

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 is hereby declared to be an emergency measure, the emergency being in order to permit more time to investigate the matter. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5746-2020 AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AN APPLICATION TO THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) ON BEHALF OF THE CITY OF NORTH RIDGEVILLE FOR FEDERAL FUNDING FOR THE REHABILITATION OF A FEDERAL AID ROADWAY; FURTHER AUTHORIZING FUNDS FOR THE REQUIRED LOCAL MATCH AND ADDITIONALLY AUTHORIZING THE MAYOR TO ACCEPT THE FEDERAL AID IF AWARDED AND TO EXECUTE A CONTRACT FOR THE SAME AND DECLARING AN EMERGENCY.

WHEREAS, Sugar Ridge Road, a Federal Aid Roadway within the City of North Ridgeville, has reached and/or exceeded its expected life and is in need of rehabilitation; and

WHEREAS, the rehabilitation of Sugar Ridge Road, from Waterbury Blvd. to the west corporation limits of the City, would replace aged asphalt and concrete pavements, provide new pavement markings, and improve safety; and

WHEREAS, participatory grant funding for this project may be available through NOACA, and would be a split between Federal (80%) and City (20%); and

WHEREAS, the City, if successful in its application for funding, will contribute by paying or obtaining matching funds in order to pay the non-federal matching share for engineering and construction; and

WHEREAS, the City, if successful in its request, will work cooperatively, including executing cooperative agreements if necessary, with all affected local, regional, state, and federal agencies; and

WHEREAS, the City, if successful, will abide by all NOACA policies; and

5746-2020 Continued

WHEREAS, it is accordingly the desire of this Council to authorize the Mayor to make application for said funding, and to authorize the Mayor to accept the grant if awarded and to execute a contract for the same.

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

SECTION 1. This Council does hereby authorize the Mayor to prepare, sign and submit an application to the Northeast Ohio Areawide Coordinating Agency (NOACA) on behalf of the City of North Ridgeville for federal funding for the rehabilitation of Sugar Ridge Road.

SECTION 2. The Mayor is specifically authorized to request funds for the rehabilitation of Sugar Ridge Road, a Federal Aid Roadway.

SECTION 3. This Council does further authorize the Mayor to accept financial assistance/grant funding that may be awarded by and through the application to NOACA and to execute all contract documents if so awarded.

SECTION 4. This Council authorizes the Mayor to use available funding sources to fund the local match required for engineering and construction for the rehabilitation of Sugar Ridge Road within the City of North Ridgeville.

SECTION 5. It is found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance 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 and in compliance will 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 in order to meet the June 1 grant deadline. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

**5747-2020 AN ORDINANCE TEMPORARILY SUSPENDING PARKING LOT AND
SIDEWALK REQUIREMENTS AND RESTRICTIONS FOR 180 DAYS TO
ALLOW LOCAL BUSINESSES TO USE PROPERTY IN A MANNER
CONSISTENT WITH OHIO'S RESPONSIBLE RESTART OHIO PLAN AND
ADMINISTRATIVE GUIDELINES AND DECLARING AN EMERGENCY.**

WHEREAS, on March 9, 2020, in response to the growing COVID-19 public health crisis within the State of Ohio, Governor Mike DeWine signed an Executive Order declaring a State of Emergency for the entire State;

5747-2020 Continued

WHEREAS, on March 22, 2020, pursuant to the authority granted in Ohio Revised Code 3701.13, the Director of Health for the State of Ohio, Amy Acton, issued a Stay Home Order which required all non-essential businesses and operations to cease all activities within the State;

WHEREAS, on April 27, 2020, Governor Mike DeWine announced details for Ohio's Responsible RestartOhio plan whose guiding principles were to protect the health of employees, customers, and their families, supporting community efforts to control the spread of COVID-19, and responsibly getting Ohio back to work;

WHEREAS, part of the Responsible RestartOhio plan provides for certain business, industry and services to reopen in phases while following a detailed list of guidelines to ensure the businesses and establishments will operate in the safest manner;

WHEREAS, the Responsible RestartOhio plan calls for local governments to assist in meeting its goals;

WHEREAS, in an effort to assist and accommodate our existing local businesses in their continued operations and/or reopening under the Responsible RestartOhio plan, the City will order a temporary and conditional suspension of and enforcement of the parking lot and sidewalk requirements and restrictions for businesses found throughout the North Ridgeville Codified Ordinances.

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

SECTION 1. Any and all sidewalk and parking lot requirements or restrictions for existing businesses found throughout the North Ridgeville Codified Ordinances are *conditionally* suspended and will not be enforced for a period of One Hundred and Eighty Days (180) days.

SECTION 2. The suspension is conditioned upon the submission of a Sidewalk/Parking Lot Usage Plan to the City's Building Department for review and necessary approval.

SECTION 3. The Sidewalk/Parking Lot Usage Plan must: a) include the property owner's approval, b) adhere to the safety guidelines provided by the Ohio Department of Health and the Responsible RestartOhio Plan, c) provide for the safe and unencumbered entry and exit of safety forces, and d) take into consideration the interest of other tenants and/or property owners on the same or adjoining parcels.

SECTION 4. There will be no fee associated with the filing of the Sidewalk/Parking Lot Usage Plan.

SECTION 5. If the Sidewalk/Parking Lot Usage Plan is not approved by the Chief Building Officer, an appeal may be filed by the applicant within seven (7) days after notice of the disapproval with the Mayor of North Ridgeville and/or his designee.

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

5747-2020 Continued

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 in order to give the businesses some relief in conjunction with the RestartOhio Plan. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

5748-2020 AN ORDINANCE AMENDING N.R.C.O. SECTION 1446.06 WRITTEN NOTICE OF REVOCATION; HEARINGS; APPEALS.

WHEREAS, requirements regulating a contractor's registration provide protections for the health, safety and welfare of the citizens of North Ridgeville; and

WHEREAS, when a contractor's registration must be suspended or revoked for a violation, such suspension protects the citizens of North Ridgeville; and

WHEREAS, City Council desires to give the Chief Building Official the authority to suspend or revoke contractor registrations for a longer period of time to better protect the health, safety and welfare of the citizens of North Ridgeville; and

WHEREAS, Section 1446.06 *Written Notice of Revocation; Hearings; Appeals* currently states the following:

1446.06 Written Notice of Revocation; Hearings; Appeals.

- (a) The Chief Building Official shall notify, in writing, persons affected by a revocation of registration, and a hearing shall be held by the Chief Building Official on the same.
- (b) After a proper hearing, the Chief Building Official may revoke or suspend registration for a period of not more than six months.
- (c) Persons, firms or corporations aggrieved by the decision of the Chief Building Official may appeal, within five days, to the Board of Zoning and Building Appeals.
- (d) A hearing shall be held by the Board of Zoning and Building Appeals, and the Chief Building Official's decision shall be either affirmed or rejected. If the decision is affirmed, additional penalties may be prescribed by the Board.

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

5748-2020 Continued

SECTION 1. N.R.C.O. Section 1446.06 *Written Notice of Revocation; Hearings; Appeals* is hereby amended and will state the following:

1446.06 Written Notice of Revocation; Hearings; Appeals.

- (a) The Chief Building Official shall notify, in writing, persons affected by a revocation of registration, and a hearing shall be held by the Chief Building Official on the same.
- (b) After a proper hearing, the Chief Building Official may revoke or suspend registration for a period of not more than twelve months.
- (c) Upon a subsequent offense, and subject to a proper hearing, the Chief Building Official may revoke or suspend a registration for a period of up to five (5) years.
- (d) Persons, firms or corporations aggrieved by the decision of the Chief Building Official may appeal, within five days, to the Board of Zoning and Building Appeals.
- (e) A hearing shall be held by the Board of Zoning and Building Appeals, and the Chief Building Official's decision shall be either affirmed or rejected. If the decision is affirmed, additional penalties may be prescribed by the Board.

SECTION 2. 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 3. This Ordinance shall take effect and be in full force from and after the earliest period allowed by law.

Please visit our YouTube Channel to view all public meetings live streamed at the following link:
www.youtube.com/channel/UCTHTaGFRof_AOvxSYAzMNYg

CITY COUNCIL MEETING DATES FOR 2020

January 6, 2020	January 21, 2020	February 3, 2020
February 18, 2020	March 2, 2020	March 16, 2020
April 6, 2020	April 20, 2020	May 4, 2020
May 18, 2020	June 1, 2020	June 15, 2020
July 6, 2020	July 20, 2020	August 3, 2020
August 17, 2020	September 8, 2020	September 21, 2020
October 5, 2020	October 19, 2020	November 2, 2020
November 16, 2020	December 7, 2020	December 21, 2020

www.nridgeville.org