



## 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.

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### ORDINANCE(S)

**5571-2018 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE BOULDER DRIVE AND CARY DRIVE WATER MAIN REPLACEMENT PROJECT INCLUDING APPURTENANCES, NOT TO EXCEED \$702,000.00 AND DECLARING AN EMERGENCY.**

**WHEREAS**, there are frequent and numerous water main breaks on Boulder Drive and Cary Drive, and the existing eight-inch water mains are in need of replacement with new eight-inch water mains; and

**WHEREAS**, the City has already authorized the engineering for this project in the amount of \$83,000.00; and

**WHEREAS**, the City of North Ridgeville has appropriated the necessary funds for the construction of new water mains on Boulder and Cary Drive; and

**WHEREAS**, plans and bidding documents are available in the City of North Ridgeville Engineering Department for construction of the Boulder Drive and Cary Drive Water Main Replacement Project.

**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 Boulder Drive and Cary Drive Water Main Replacement Project and other appurtenances, in an amount not to exceed \$702,000.00.

**SECTION 2.** The cost of the Boulder and Cary Drive Water Main Replacement Project shall be paid from the appropriate fund.

**5571-2018 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 is hereby declared to be an emergency measure, the emergency being the need for the City to move forward with the project as planned before the weather turns. 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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**5572-2018      AN ORDINANCE AUTHORIZING THE SALE OF VEHICLES/EQUIPMENT NO LONGER NEEDED FOR MUNICIPAL PURPOSES AND DECLARING AN EMERGENCY.**

**WHEREAS,** the City of North Ridgeville has a number of vehicles/equipment which are obsolete, and/or not needed, and/or unfit for public use; and

**WHEREAS,** the sale of such property is one of the powers of local self-government, conferred by Section 3, Article XVIII of the Ohio Constitution when exercised in conjunction with the general law; and

**WHEREAS,** O.R.C. §721.15(A) provides that such sale be authorized by the passage of an authorizing ordinance when the estimated value of the property is more than \$1,000.00, that the vehicle goes to the highest and best bidder, and that the sale be advertised as required under the statute; and

**WHEREAS,** the North Ridgeville City Council finds that the value of each vehicle is more than \$1,000.00; and further finds that due to the amount of vehicles/equipment, the sale will better be accomplished through the services of the Greater Cleveland Auto Auction, and that such sale is also required to comply with O.R.C. §721.15(A).

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

**SECTION 1.** City Council finds the following vehicles/equipment no longer serve a municipal purpose and hereby approves the sale of the obsolete/unneeded/unfit vehicles/ equipment in the manner authorized by law and the proceeds be deposited into the appropriate account:

**5572-2018 Continued**

<u>Vehicles</u>	<u>Serial Number</u>	<u>Mileage</u>
2009 Ford Taurus LTV	1FDEE35S49DA32678	168,716
2004 McCoy Miller ambulance	1HTMNAAM14H660424	137,268

Equipment

2009 Coats Rim Clamp Tire Changer w/assist arm and cheetah blaster	Model No. 5065AX
2011 Coats laser guided Tire Balancer	Model No. 1250
(3) Whelen LED Liberty lightbars	

**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 §121.22 of the Ohio Revised Code.

**SECTION 3.** This Ordinance is hereby declared to be an emergency measure, the emergency being the need to move forward with selling the items at auction as soon as possible. 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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**5573-2018 AN ORDINANCE AMENDING ORDINANCE NUMBER 5497-2017 OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 AND DECLARING AN EMERGENCY.**

**WHEREAS,** it is necessary to amend the appropriations for certain funds and appropriate other 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, 2018 and ending December 31, 2018, Ordinance No. 5497-2017 is hereby supplemented 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 General Fund the amounts as follows:

<u>Fund Number</u>	<u>Fund</u>	<u>Personal Services</u>	<u>Other</u>	<u>Total</u>
101	<b><u>General Fund</u></b>			
	Advances	\$0	\$775,000	\$775,000
	<b><u>Other Funds</u></b>			
267	State Grants	\$0	\$56,400	\$56,400

**5573-2018 Continued**

**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 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 meet the deadlines with each project. 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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**5574-2018      AN ORDINANCE AMENDING ORDINANCE 5466-2017 WHICH AUTHORIZED THE LOR-10C-0.50 I-480 AND SR-10 EASTBOUND ON RAMP ROADWAY AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT AND OTHER APPURTENANCES BY INCREASING THE NOT TO EXCEED AMOUNT FROM \$460,000.00 TO \$555,000.00 AND DECLARING AN EMERGENCY.**

**WHEREAS,** the City of North Ridgeville received a grant from the Ohio Department of Transportation for ninety percent (90%) of the construction costs; and

**WHEREAS,** per the agreement between the City and the Ohio Department of Transportation, the City's share of the construction costs is ten percent (10%) and one hundred percent (100%) of any project costs over the state grant cap of \$414,000.00; and

**WHEREAS,** the City advertised this project for bid in September 2017, and the bid received was in excess of \$460,000.00.

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

**SECTION 1.** Ordinance No. 5466-2017 is hereby amended by increasing the amount appropriated from \$460,000.00 to \$555,000.00.

**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 §121.22 of the Ohio Revised Code.

**5574-2018 Continued**

**SECTION 3.** This Ordinance is hereby declared to be an emergency measure, the emergency being the need to keep the project on schedule. 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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**5575-2018 AN ORDINANCE AMENDING N.R.C.O. SECTION 440.17, THROUGH TRUCKS PROHIBITED; LOAD LIMITS.**

**WHEREAS,** it is the intention of the North Ridgeville City Council and the Administration to increase the load limit for trucks to include the classification of light duty trucks which are customarily allowed on all regularly traveled roads; and

**WHEREAS,** N.R.C.O. Section 440.17 *Through Trucks Prohibited; Load Limits* currently reads as follows:

No person shall drive or operate a truck designed and used to carry property wherein the manufacturer's designated maximum load for such truck is specified to be in excess of one ton, whether loaded or unloaded, upon any street or other public place in the City except on designated and marked State and Federal routes, whether temporary or permanent, provided, however, that if such truck is to deliver or remove property from any place, then the truck may be driven or operated, but only between such place where the property is to be delivered to or removed from and the nearest intersecting State or Federal route.

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

**SECTION 1.** N.R.C.O. Section 440.17 *Through Trucks Prohibited; Load Limits* shall be amended as follows:

No person shall drive or operate a truck designed and used to carry property wherein the gross vehicle weight, as defined at N.R.C.O. Section 402.17, for such truck is in excess of six tons, whether loaded or unloaded, upon any street or other public place in the City except on designated and marked State and Federal routes, whether temporary or permanent, provided, however, that if such truck is to deliver or remove property from any place, then the truck may be driven or operated, but only between such place where the property is to be delivered to or removed from and the nearest intersecting State or Federal route.

**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 §121.22 of the Ohio Revised Code.

**5575-2018 Continued**

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

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**5576-2018 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO TRANSFER A REMNANT PARCEL OF LAND TO THE RINI REALTY COMPANY.**

**WHEREAS**, as part of the Center Ridge Road Widening Project, a number of appropriations of land were required; and

**WHEREAS**, Giant Eagle, owned by the Rini Realty Company, was one such appropriation, as was the adjacent property owned by First Federal; and

**WHEREAS**, the First Federal property was taken in totality due to the remaining portion of property being an uneconomic remnant; and

**WHEREAS**, Rini Realty expressed an interest in the First Federal property, and as part of an Agreed Judgment Entry in the Lorain County Court of Common Pleas, Case No. 15-CV-187142, between the Ohio Department of Transportation, the City of North Ridgeville, and the Rini Realty Company, et al., Permanent Parcel No. 07-00-016-112-001 would be transferred via Warranty Deed from the City to the Rini Realty Company after the bank relocated; and

**WHEREAS**, the bank has relocated and ODOT is currently in the process of finishing the grading and driveway work on the First Federal remnant parcel, therefore the City needs to transfer the property to the Rini Realty Company.

**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 is hereby authorized to transfer Permanent Parcel No. 07-00-016-112-001 to the Rini Realty Company as per an Agreed Judgment Entry in the Lorain County Court of Common Pleas, Case No. 15-CV-187142, between the Ohio Department of Transportation, the City of North Ridgeville, and the Rini Realty Company, et al.

**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 §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.

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**RESOLUTIONS**

**1431-2018 A RESOLUTION APPROVING AN ADVANCE FROM THE GENERAL FUND OF THE CITY OF NORTH RIDGEVILLE, OHIO AND DECLARING AN EMERGENCY.**

**WHEREAS**, in the City of North Ridgeville, Ohio, it becomes necessary for the City’s General Fund to advance resources payments to other funds from time to time with the expectation of repayment.

**WHEREAS**, the City was awarded a grant in the amount of \$980,000 from the Ohio Department of Natural Resources for Mill Creek Conservation and Flood Control Area.

**WHEREAS**, the City has entered into an agreement for the purchase of 30.14 acres of land in the Mill Creek Conservation and Flood Control Area.

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

**SECTION 1.** It is hereby approved to advance \$775,000 from the General Fund to the ODNR Flood Control Grant Fund and the advance shall be repaid upon receipt of the reimbursement from the Ohio Department of Natural Resources.

**SECTION 2.** That it is found and determined that all formal actions of this Council concerning and relating to the passage 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, and in compliance 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 the need to move forward with the project to receive reimbursement by year end. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

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**CITY COUNCIL MEETING DATES FOR 2018**

January 2, 2018	January 16, 2018	February 5, 2018
February 20, 2018	March 5, 2018	March 19, 2018
April 2, 2018	April 16, 2018	May 7, 2018
May 21, 2018	June 4, 2018	June 18, 2018
July 2, 2018	July 16, 2018	August 6, 2018
August 20, 2018	September 4, 2018	September 17, 2018
October 1, 2018	October 15, 2018	November 5, 2018
November 19, 2018	December 3, 2018	December 17, 2018