

DATE:	<u>October 2, 2023</u>	1 ST READING:	<u>October 2, 2023</u>
INTRODUCED BY:	<u>Mayor Corcoran</u>	2 ND READING:	<u>Dispensed</u>
REFERRED BY:	<u></u>	3 RD READING:	<u>Dispensed</u>
TEMPORARY NO:	<u>T 102-2023</u>	ADOPTED:	<u>October 2, 2023</u>
		EMERGENCY:	<u>October 2, 2023</u>
		EFFECTIVE:	<u>October 2, 2023</u>

RESOLUTION NO. 1607-2023

A RESOLUTION AUTHORIZING THE EXECUTION OF THEN AND NOW CERTIFICATES BY THE CITY FISCAL OFFICER AND THE PAYMENT OF AMOUNTS DUE FOR VARIOUS PURCHASE ORDERS, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Ohio Revised Code Section 5705.41(D)(1), the City may not enter into any contract or give any order involving the expenditure of money unless there is attached thereto a certificate of the City’s Fiscal Officer that the amount required to meet the obligation has been lawfully appropriated for such purpose and is in the treasury or the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, Ohio Revised Code Section 5705.41(D)(1) further provides that in such circumstances when no certificate is furnished as required and the expenditure is for \$3,000.00 or more, the City’s Council, as the City’s taxing authority, may authorize the drawing of a warrant in payment of amounts due upon such contract or order upon certification by the City’s Fiscal Officer that there was at the time of the execution of such certificate a sufficient sum appropriated for the purpose of such contract in the treasury or the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

WHEREAS, on May 16, 2022, City Council adopted Ordinance 5951-2022 deeming it to be in the best interest of the health, safety, and welfare of the City to approve the execution by the City Fiscal Officer of Then and Now Certifications, and to authorize payment of amounts due under the contracts or orders requiring the expenditure of \$3,000.00 up to \$20,000.00;

WHEREAS, on May 16, 2022, City Council adopted Ordinance 5951-2022 City Council also deemed it necessary to review and approve the execution by the City Fiscal Officer of Then and Now Certifications and authorize payments of amounts due under contracts or order which exceeds \$20,000.00;

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

SECTION 1. City Council, pursuant to Ordinance 5951-2022 adopted May 16, 2022, hereby approves the execution of Then and Now Certificates by the Fiscal Officer and authorizes payment due and owing as shown in Exhibit A attached and incorporated herein.

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 provide the Department of Finance with the resources necessary to meet its obligations. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: October 2, 2023



Jason R. Jacobs
PRESIDENT OF COUNCIL

ATTEST :



Nicholas Ciofani
CLERK OF COUNCIL

APPROVED: Oct 06, 2023



Kevin Corcoran
MAYOR

EXHIBIT A

City of North Ridgeville
Then and Now Certification Summary

	<u>Certification Date</u>	<u>Invoice Date</u>	<u>Amount</u>	<u>Purpose</u>
Kokosing Materials	6/30/2023	6/27/2023	71,347.30	Purchase of street paving materials
Legacy Roofing	9/14/2023	8/31/2023	51,109.50	Roof replacement at City Hall.

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RESOLUTION NO. 1608-2023

**A RESOLUTION ADOPTING THE SOLID WASTE
MANAGEMENT PLAN FOR THE LORAIN COUNTY SOLID
WASTE MANAGEMENT DISTRICT, AND DECLARING AN
EMERGENCY.**

WHEREAS, the City of North Ridgeville is located within the Lorain County Solid Waste Management District; and

WHEREAS, the Lorain County Solid Waste Management District Policy Committee prepared and adopted a final draft of the Solid Waste Management Plan in accordance with Ohio Revised Code Sections 3734.53, 3734.54, and 3734.55; and

WHEREAS, the Lorain County Solid Waste Management District has provided a copy of the Adopted Final Solid Waste Management Plan for ratification to each of the legislative authorities of the District; and

WHEREAS, the City of North Ridgeville must decide whether it approves of said Solid Waste Management Plan within ninety days of receipt of the Final Draft Plan.

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

SECTION 1. The City of North Ridgeville hereby approves the Lorain County Solid Waste Management District Solid Waste Management Plan. To obtain or view a copy of the 2024-2033 Lorain County Solid Waste Management District Adopted Plan, or the Plan Executive Summary, please visit www.loraincountyohio.gov/solidwaste.

SECTION 2. The Clerk is hereby directed to send the District a copy of this resolution to the attention of Victoria Kish, Administrative Assistant, Lorain County Solid Waste Management District, 226 Middle Avenue, 5th Floor, Elyria, Ohio 44035, or by e-mail to vkish@loraincounty.us.

SECTION 3. 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 4. This Resolution is hereby declared to be an emergency measure, the emergency being in order to meet the Lorain County Solid Waste Management District deadline. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: October 2, 2023



Jason R. Jacobs
PRESIDENT OF COUNCIL

ATTEST :



Nicholas Ciofani
CLERK OF COUNCIL

APPROVED: Oct 06, 2023



Kevin Corcoran
MAYOR

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ORDINANCE NO. 6104-2023

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ENTER INTO CONTRACTS WITH SIX (6) INDIVIDUAL PROPERTY OWNERS WHOSE PROPERTIES SURROUND THE INTERSECTION OF AVON BELDEN ROAD (SR 83) AND CHESTNUT RIDGE ROAD FOR THE PURCHASE OF PERMANENT AND/OR TEMPORARY RIGHT-OF-WAY FOR THE ROUNDABOUT IMPROVEMENT, PLUS ANY ADDITIONAL COSTS ASSOCIATED WITH THE EXECUTION OF THESE CONTRACTS AND DECLARING AN EMERGENCY.

WHEREAS, the City has already entered into an LPA Agreement with the Ohio Department of Transportation by Ordinance No. 5834-2021 for the Avon Belden Road (SR 83) and Chestnut Ridge Road Roundabout, also known as LOR-083-11.19, ODOT PID 114797.

WHEREAS, the six (6) parcels that surround the Avon Belden Road (SR 83) and Chestnut Ridge Road intersection need to be either permanently or temporarily acquired for the construction of the roundabout; and

WHEREAS, the original contract estimated right-of-way at \$100,000.00, but actual costs developed by the ODOT approved appraisal came in at \$252,510.00.

WHEREAS, ODOT has recently awarded the City additional safety funds totaling \$122,008.00 to be used for right-of-way costs that will be reimbursed upon contract execution of the parcels.

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 enter into contracts with the six (6) property owners for the purchase of permanent and temporary right-of-way for the Avon Belden Road (SR 83) and Chestnut Ridge Road Roundabout, also known as LOR-083-11.19, ODOT PID 114797 in an amount not to exceed \$252,510.00.

SECTION 2: The purchases shall be consummated in such a manner and on such terms as the Director of Law may approve.

SECTION 3: The purchase price, together with any costs and expenses incurred by the City in connection with this acquisition, including taxes, if any, shall be 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 is hereby declared to be an emergency measure, the emergency being in order to keep the project moving forward for the safety of the public. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: October 2, 2023



Jason R. Jacobs
PRESIDENT OF COUNCIL

ATTEST :



Nicholas Ciofani
CLERK OF COUNCIL

APPROVED: Oct 06, 2023



Kevin Corcoran
MAYOR

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ORDINANCE NO. 6105-2023

**AN ORDINANCE AMENDING ORDINANCE NUMBER 6031-2022
OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING
APPROPRIATIONS FOR THE PERIOD COMMENCING
JANUARY 1, 2023, AND ENDING DECEMBER 31, 2023, 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, 2023, and ending December 31, 2023, Ordinance No. 6031-2022 be and the same 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 respective funds listed below, the amounts as follows:

<u>Fund</u>		<u>Personal</u>		<u>Transfers</u>	
<u>Number</u>	<u>Fund</u>	<u>Services</u>	<u>Other</u>	<u>and Advances</u>	<u>Total</u>
	<u>Special Revenue Funds</u>				
220	Motor Vehicle License Tax	-	10,000	-	10,000
265	Ambulance	-	23,000	-	23,000
	Total Special Revenue Funds	-	33,000	-	33,000
	<u>Capital Project Fund</u>				
410	Capital Projects	-	509,000	-	509,000
445	Police Station Construction	-	750,000	-	750,000
	Total Capital Project Funds	-	1,259,000	-	1,259,000
	<u>Enterprise Funds</u>				
670	French Creek	-	75,000	-	75,000
	Total Enterprise Funds	-	75,000	-	75,000
	Total All Funds	-	1,367,000	-	1,367,000

SECTION 3. That the Director of Finance 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 in order to provide the Department of Finance with the resources necessary to meet its obligations. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: October 2, 2023



Jason R. Jacobs
PRESIDENT OF COUNCIL

ATTEST :



Nicholas Ciofani
CLERK OF COUNCIL

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ORDINANCE NO. 6106-2023

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH HAROLD J BOGNER LIVING TRUST, HAROLD J BOGNER, AND KATHLEEN M BOGNER TRUSTEES, FOR THE PURCHASE OF REAL PROPERTY IN THE AMOUNT OF \$300,000.00 PLUS CLOSING COSTS, AND DECLARING AN EMERGENCY.

WHEREAS, the City has funds available for the purchase of an approximate 0.49-acre parcel of real property located at 35945 Center Ridge Road; and

WHEREAS, the real property is being purchased for municipal purposes.

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 with Harold J. and Kathleen M. Bogner Trustees for the purchase of 0.49-acres of real property located at 35945 Center Ridge Road in the amount of \$300,000.00; said property is comprised of a single parcel that is identified in the Lorain County Records as Permanent Parcel No. 07-00-021-117-069.

SECTION 2. This purchase shall be consummated in such manner and on such terms as the Director of Law may approve.

SECTION 3. The purchase price, together with any costs and expenses incurred by the City in connection with this acquisition shall be 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 is hereby declared to be an emergency measure, the emergency being in order to secure the necessary property and meet the seller's timeline. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: October 2, 2023



Jason R. Jacobs
PRESIDENT OF COUNCIL

ATTEST :



Nicholas Ciofani
CLERK OF COUNCIL

APPROVED: Oct 06, 2023



Kevin Corcoran
MAYOR