

DATE:	<u>March 21, 2022</u>	1 <sup>ST</sup> READING:	<u>March 21, 2022</u>
INTRODUCED BY:	<u>Mayor Corcoran</u>	2 <sup>ND</sup> READING:	<u>Dispensed</u>
REFERRED BY:	<u></u>	3 <sup>RD</sup> READING:	<u>Dispensed</u>
TEMPORARY NO:	<u>T 54-2022</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

**RESOLUTION NO. 1559-2022**

**A RESOLUTION TO AUTHORIZE THE EXECUTION OF THEN AND NOW CERTIFICATES BY THE 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 in 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 such purpose in the treasury or in the process of collection to the credit of an appropriate fund free from any previous encumbrances; and

**WHEREAS**, the City’s Fiscal Officer certifies 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 City is issuing Then and Now Certificates in connection with payments due and owing as shown in Exhibit A attached; and

**WHEREAS**, City Council deems 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 Certificates, and to authorize the payment of amounts due under the contracts or orders requiring the expenditure of \$3,000.00 or more.

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

**SECTION 1.** City Council, pursuant to Ohio Revised Code Section 5705.41(D)(1), hereby approves the execution of the Then and Now Certificates by the Fiscal Officer and authorized payment due and owing as shown in Exhibit A attached and incorporated herein.

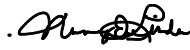
**SECTION 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including Section 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 purchase order in a timely manner. Wherefore, this Resolution shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



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>
The Baldwin Group	1/25/2022	1/22/2022	3,785.00	Mayor's Court annual software support agreement renewal
Wellington Implement	3/4/2022	1/18/2022	6,631.00	French Creek annual scagroller agreement
Shamrock Companies Inc.	3/9/2022	1/10/2022	3,751.17	Utilities Ubill processing for October 2021
Shamrock Companies Inc.	3/8/2022	1/10/2022	4,411.79	Utilities Ubill processing for September 2021

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REFERRED BY:	<u></u>	3 <sup>RD</sup> READING:	<u>Dispensed</u>
TEMPORARY NO:	<u>T 46-2022</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

**ORDINANCE NO. 5925-2022**

**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH A CONSULTING ENGINEERING FIRM FOR THE CITY OF NORTH RIDGEVILLE WATER ASSET MANAGEMENT PLAN, NOT TO EXCEED \$75,000.00, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the need exists to identify the current status of our water distribution system assets, as well as a comprehensive review of ordinances governing the City water distribution system through a Water Asset Management Plan; and

**WHEREAS**, it is desired to use the Water Asset Management Plan to assist in the development of annual capital improvement plans and budgets; and

**WHEREAS**, the Water Asset Management Plan data will aid in the development and/or revision of long-range infrastructure programs; and

**WHEREAS**, the Water Asset Management Plan will review all financials associated with the water distribution system to recommend future rate increases and make sure the City has a long term funding strategy moving forward; and

**WHEREAS**, the City of North Ridgeville has received a proposal from a consulting engineering firm to gather and provide the necessary data and subsequent reports for the City of North Ridgeville Water Asset Management Plan.

**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 enter into a contract according to law and in a manner prescribed by law with a consulting engineering firm to gather and provide the necessary data and subsequent reports for the City of North Ridgeville Water Asset Management Plan, in an amount not to exceed \$75,000.00.

**SECTION 2.** The cost of the consulting engineering firm for this project 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 in order to move forward with the City of North Ridgeville Water Asset Management Plan to gather and provide necessary data for the development of annual capital improvement plans and budgets. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST :



Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR

DATE:	<u>March 21, 2022</u>	1 <sup>ST</sup> READING:	<u>March 21, 2022</u>
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TEMPORARY NO:	<u>T 48-2022</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

**ORDINANCE NO. 5926-2022**

**AN ORDINANCE AMENDING ORDINANCE NO. 5921-2022, WHICH WAS FOR ADVERTISING AND ENTERING IN A CONTRACT FOR A TWELVE-MONTH PERIOD FOR THE PURCHASE OF CHEMICALS TO BE USED BY THE FRENCH CREEK WASTEWATER TREATMENT PLANT, AND DECLARING AN EMERGENCY.**

**WHEREAS**, Ordinance No. 5921-2022 needs to be amended because once bid, the chemicals may have multiple contracts, depending on the lowest bidder; and

**WHEREAS**, Ordinance No. 5921-2022 was written as if there would only be one contract for all of the chemicals.

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

**SECTION 1.** Ordinance No. 5921-2022 is hereby amended by changing the heading as follows:

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO, TO ADVERTISE FOR BIDS AND ENTER INTO CONTRACT(S) FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH THE LOWEST AND BEST BIDDER(S), FOR THE PURCHASE OF CHEMICALS TO BE USED BY THE FRENCH CREEK WASTEWATER TREATMENT PLANT.**

**SECTION 2.** Section 2 of Ordinance No. 5921-2022 is hereby amended as follows:

The Mayor is hereby authorized to enter into contract(s) for the above chemicals with the lowest and best bidder(s).

**SECTION 3.** All other sections, terms, and provisions of Ordinance No. 5921-2022 not specifically modified or affected by this amending ordinance shall remain in full force and effect.

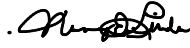
**SECTION 4.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in 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 amend a previous Ordinance currently in place and purchase the necessary chemicals 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: March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR

DATE:	<u>March 21, 2022</u>	1 <sup>ST</sup> READING:	<u>March 21, 2022</u>
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REFERRED BY:	<u></u>	3 <sup>RD</sup> READING:	<u>Dispensed</u>
TEMPORARY NO:	<u>T 51-2022 AMENDED</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

Amended on the floor 3/21/2022

**ORDINANCE NO. 5927-2022**

**AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO SELL EQUIPMENT WHICH NO LONGER SERVES A MUNICIPAL PURPOSE AND PURCHASE A NEW KOBELCO SK 45SRX-7 EXCAVATOR AND AUXILIARY EQUIPMENT FOR THE SERVICE DEPARTMENT FROM THE STATE BID LIST 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 \$65,000, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the following City-owned equipment no longer serves a municipal purpose: 2013 Bobcat E45 excavator; and

**WHEREAS**, City Council has appropriated funds for the purchase of a new Kobelco SK 45SRX-7 excavator and auxiliary equipment; and

**WHEREAS**, the City has received a quote for the purchase of a new Kobelco SK 45SRX-7 excavator and auxiliary equipment for approximately \$88,000; the trade-in value of the equipment listed above is approximately \$23,000, this amount shall be credited against the purchase price of the new equipment for a net cost not exceed \$65,000.00; and

**WHEREAS**, O.R.C. Section 721.15(b) authorizes, with approval, the trade-in of used vehicles or equipment for purchase of new vehicles or equipment of the same type, and authorizes the selling price of the old equipment to be subtracted from the purchase price in a single contract transaction.

**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 sell or trade-in the above-listed equipment that no longer serves a municipal purpose; to seek quotes for the purchase of a new Kobelco SK 45SRX-7 excavator and auxiliary equipment; to have the selling price of the itemized equipment credited against the purchase price of the Kobelco SK 45SRX-7 excavator and auxiliary equipment; and to enter into an agreement with the lowest and best bidder or purchase from the State Purchasing Program, according to law and in a manner prescribed by law, not to exceed \$65,000.00 (net of trade-in allowance).



**SECTION 2.** The cost of the above transaction(s) shall be charged to and/or paid from the appropriate City 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 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 in order to purchase the necessary equipment at the lower price before March 31, 2022. Wherefore, this Ordinance shall take effect and be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR

DATE:	<u>February 22, 2022</u>	1 <sup>ST</sup> READING:	<u>February 22, 2022</u>
INTRODUCED BY:	<u>Mayor Corcoran</u>	2 <sup>ND</sup> READING:	<u>March 7, 2022</u>
REFERRED BY:	<u></u>	3 <sup>RD</sup> READING:	<u>March 21, 2022</u>
TEMPORARY NO:	<u>T 32-2022</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

**ORDINANCE NO. 5928-2022**

**AN ORDINANCE AMENDING N.R.C.O. SECTION 1044.01,  
USER CHARGES (SEWER), BY ADDING A SUBSECTION  
ENTITLED *BILLING CORRECTIONS*.**

**WHEREAS**, the Utilities Department proposes adding a subsection entitled *Billing Corrections* to N.R.C.O. Section 1044.01 *User Charges* (sewer) in order to remedy the absence of direction as to making adjustments/corrections to previous invoices that may have been miscalculated.

**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 1044.01 *User Charges* (sewer) is hereby amended by adding the following subsection:

*Billing Corrections.*

Where it is determined that sewer consumption has not been appropriately calculated and billed, other than intentional negligence or tampering, correction of the billing may only be calculated for one (1) year prior to detection of the problem, whether the correction benefits the City or the consumer.

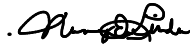
**SECTION 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in 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.

PASSED:            March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR

DATE:	<u>February 22, 2022</u>	1 <sup>ST</sup> READING:	<u>February 22, 2022</u>
INTRODUCED BY:	<u>Mayor Corcoran</u>	2 <sup>ND</sup> READING:	<u>March 7, 2022</u>
REFERRED BY:	<u></u>	3 <sup>RD</sup> READING:	<u>March 21, 2022</u>
TEMPORARY NO:	<u>T 33-2022</u>	ADOPTED:	<u>March 21, 2022</u>
		EMERGENCY:	<u>March 21, 2022</u>

**ORDINANCE NO. 5929-2022**

**AN ORDINANCE AMENDING N.R.C.O. SECTION 1058.11,  
*BILLING AND COLLECTION (STORMWATER)*, BY  
 ADDING A SUBSECTION ENTITLED *BILLING  
 CORRECTIONS*.**

**WHEREAS**, the Utilities Department proposes adding a subsection entitled *Billing Corrections* to N.R.C.O. Section 1058.11 *Billing and Collection (stormwater)* in order to remedy the absence of direction as to making adjustments/corrections to previous invoices that may have been miscalculated.

**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 1058.11 *Billing Corrections (stormwater)* is hereby amended by adding the following subsection:

*Billing Corrections.*

Where it is determined that the stormwater utility has not been appropriately calculated and billed, correction of the billing may only be calculated for one (1) year prior to detection of the problem, whether the correction benefits the City or the consumer.

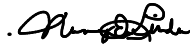
**SECTION 2.** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in 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.

PASSED:            March 21, 2022



Jason R. Jacobs  
 PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR

DATE: February 22, 2022  
INTRODUCED BY: Mayor Corcoran  
REFERRED BY: \_\_\_\_\_  
TEMPORARY NO: T 34-2022

1<sup>ST</sup> READING: February 22, 2022  
2<sup>ND</sup> READING: March 7, 2022  
3<sup>RD</sup> READING: March 21, 2022  
ADOPTED: March 21, 2022  
EMERGENCY: March 21, 2022

**ORDINANCE NO. 5930-2022**

**AN ORDINANCE AMENDING N.R.C.O. CHAPTER 1060,  
GARBAGE AND REFUSE COLLECTION AND DISPOSAL,  
BY ADDING A SECTION ENTITLED *BILLING  
CORRECTIONS*.**

**WHEREAS**, the Utilities Department proposes adding a section entitled *Billing Corrections* to N.R.C.O Chapter 1060 *Garbage and Refuse Collection and Disposal* in order to remedy the absence of direction as to making adjustments/corrections to previous invoices that may have been miscalculated.

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

**SECTION 1.** N.R.C.O. Chapter 1060 *Garbage and Refuse Collection and Disposal* is hereby amended by adding the following section:

*Billing Corrections.*

Where it is determined that the refuse has not been appropriately calculated and billed, correction of the billing may only be calculated for one (1) year prior to detection of the problem, whether the correction benefits the City or the consumer.


**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.

PASSED: March 21, 2022



Jason R. Jacobs  
PRESIDENT OF COUNCIL

ATTEST : 

Nancy Linden  
CLERK OF COUNCIL

APPROVED: Mar 24, 2022



Kevin Corcoran  
MAYOR