

**NORTH RIDGEVILLE CITY COUNCIL
MINUTES OF REGULAR MEETING APRIL 20, 2015**

CALL TO ORDER: 7:30 P.M.

President Corcoran: Calling to order the Monday, April 20, 2015 regular Council meeting.

INVOCATION:

Led by President Corcoran.

PLEDGE OF ALLEGIANCE:

Led by President Corcoran.

ROLL CALL:

Present were Council members Dennis Boose, Terrence Keenan, Dr. Ronald Arndt, Bernadine Butkowski, Robert Olesen, Roseanne Johnson and President Kevin Corcoran.

Also present was Mayor G. David Gillock, Safety-Service Director Jeffry Armbruster, City Engineer Scott Wangler, Auditor Chris Costin and Clerk of Council George E. Smith.

MINUTES - Corrections (if any) and approval:

President Corcoran: You have before you public hearing minutes of April 6, 2015 regarding the Schrauf Agricultural District. Are there any corrections or objections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: You have before you public hearing minutes of April 6, 2015 regarding the T 2-2015 Amended which was the Bogner rezone. Are there any corrections or objections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: You have before you the Council meeting minutes of April 6, 2015. Are there any corrections or objections to approving those minutes? Seeing none, those minutes are approved.

President Corcoran: Please note the Planning Commission meeting minutes of April 14, 2015 and the Workers Comp Safety Committee meeting minutes of March 26, 2015.

Moved by President Corcoran and seconded by Boose to bifurcate the lobby session to have two separate lobby sessions – the first designed to allow people to speak on items that are on the agenda this evening and a second lobby session before adjournment to allow for interaction between participants in the lobby session and the Council and Administration.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7

No - 0

LOBBY (REGARDING AGENDA ITEMS ONLY):

President Corcoran: We are at the first lobby session. If you wish to speak to one of the items on the agenda for this evening, now is your opportunity to do so. This lobby session will be used for the items that are on the agenda this evening. Please come to the podium; state your name and address for the record. You will be given three minutes to talk about the topic that is on the agenda. There won't be any interaction at this session, but if you want interaction there will be plenty of time at the other lobby session. Is there anybody that would like to address Council during this first lobby session?

President Corcoran: Seeing none, we will move on then to the Administrator's reports.

ADMINISTRATORS REPORTS:

A. Mayor: Thank you Mr. President. First this evening, our Fair Housing Board member, Bruce Konya's term will expire this July 5th. He has done a great job and has agreed to stay on the Board for another term.

Moved by Mayor Gillock and seconded by Johnson to nominate Bruce Konya to another term on the Fair Housing Board.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7

No – 0

President Corcoran: Congratulations Mr. Konya.

Mayor Gillock: Thank you. Second, I just want to briefly mention a Proclamation that the City issued recognizing our nursing homes. May 10 – May 16 is National Nursing Home week. Their theme this year is bring home the fiesta. A lot of us have parents, relatives - nursing homes are very important and we want to recognize the efforts that they add to the City.

Third, in a continued effort to communicate with our residents, City Council meeting videos are now available for watching via the City's website. We know that not all residents have access to Time Warner's government access channel 12 to keep apprised of City Council meetings. We now have the ability to post videos on the City website. Within a week after the Council meeting, the video will be available to view in its entirety by accessing the City Council webpage. You go to the City webpage; you go to City Council. Click on the navigation link. Council meeting videos and those meeting videos will remain available for viewing for one year following each Council meeting.

Finally, I would like to give you an update on this year's street projects. We approved the budget March 16th where we nearly tripled the dollar amount that has been appropriated in previous years for street paving and repairs. We are still out in full force patching and repairing which we will continue to do, but these are paving projects where we actually use a paver and put a new layer down. We will be doing this year: Case Road – from Burns to the Avon border; Stoney Ridge Road – from Center Ridge Road to Stone Creek; Stoney Ridge Road and Mills

Road intersection; North Lear Nagle – from Adele to Center Ridge Road; Chestnut Ridge Road – from the turnpike bridge to the railroad tracks and if we can stretch our dollars, we will take it all the way to Root Road; Bender Road and Otten Road will be tar and chipped and Lexington Way will receive another top coat. We will also be doing concrete full-depth street repairs and sidewalk repairs on portions of Rosebelle Avenue between Drake and Hadaway; on Lee Avenue; two areas on Eastview between Drake and Poplar; and 115 feet north of Helen Street; Helen Street 115 feet west of Eastview and the Westfield drive cul-de-sac. We also have the Jaycox Road reconstruction project phase one which will include reconstruction of Jaycox Road from approximately 350 feet north of Center Ridge Road because that first 350 feet will be done as part of that Center Ridge Road widening project. We will go from approximately 350 feet north of Center Ridge Road to approximately 450 feet north of Drake Street. That is passed Liberty School. Next year; this is Ohio Public Works funds, our project next year we will pick up where we left off this year and take it the rest of the way to Mills. The cost of that reconstruction of Jaycox is \$585,573.00 and we have received a grant from the Ohio Public Works Commission for \$345,488.00 of that. This significantly reduces our portion. I know the residents will be glad to see those roads get some well-deserved repair. That concludes my report. Thank you.

President Corcoran: Thank you Mr. Mayor. Mr. Safety-Service Director.

B. Safety-Service Director: Just as the Mayor suggested and told us that we continue to make progress on filling the chuck holes - there is still a bunch out there. We are still working on them. We are nowhere close after this winter of filling them all. We will continue to do so. We will continue to use the new equipment that the Council has provided us through the budget and you residents have given us. It won't be sitting in the service garage area; it will actually be physically out being used. That concludes my report.

President Corcoran: Thank you Mr. Armbruster. Mr. Engineer.

C. Engineer: Thank you Mr. President. Now with warm weather upon us, the stories of algae blooms are not far off. Fresh water algae blooms are the result of excess nutrients, particularly some phosphates. The excess of nutrients originate from fertilizers that are applied to the land. When phosphates are introduced into the water system, the higher concentrations cause increased growth of algae in plants. The algae tend to grow very quickly and die a short-lived life. The result is a high concentration of dead organic matter which starts decaying. The decayed process consumes all the oxygen in the water and without sufficient dissolved oxygen in the water, animals and plants may die off in large numbers. To mitigate this result, I am asking that all our residents use fertilizer in recommended rates and do not over apply fertilizer. That concludes my report.

President Corcoran: Thank you Mr. Wangler. Mr. Auditor.

D. Auditor: Thank you Mr. Chairman. Council should have received the March report. I do want to alert Council that at the next meeting you can expect legislation for bond anticipation notes, our current existing BAN's expire the first week of June and the plan is to issue the new

BAN's that were approved during the appropriation meetings concurrent with the rollover of the existing BAN's. That legislation we are in the process of finalizing - the descriptions and estimates. That legislation will be here for you for the first meeting of May. That concludes my report and comments.

President Corcoran: Thank you Mr. Costin.

E. Other Reports:

President Corcoran: We have the 2014 Elyria Municipal Court report, the March 2015 Fire Department report, the March 2015 Mayor's Court report, the March 2015 Support Car report and the March 2015 Water Distribution reports.

President Corcoran: There are no Council Committee reports.

COUNCIL COMMITTEE REPORT(S): None.

President Corcoran: There is no correspondence.

CORRESPONDENCE: None.

President Corcoran: There is no old business.

OLD BUSINESS: None.

President Corcoran: We are moving on directly to new business. We have a Planning Commission action.

NEW BUSINESS:

Clerk of Council Smith:

Planning Commission action(s) taken from the April 14, 2015 meeting:

APPLICANT: Abby Twarek, ThenDesign Architecture (TDA)

OWNER: North Ridgeville City Schools, 5490 Mills Creek Lane

REQUEST: Review of the proposed North Ridgeville City School and Stadium

LOCATION: 34600 Bainbridge Road in an R-1 District; Permanent Parcel Nos. 07-00-016-104-181 and 07-00-016-104-005

PC ACTION: Approved by a vote of five to zero

Moved by Olesen and seconded by Keenan to accept the Planning Commission action.

President Corcoran: Are there any comments or questions?

Councilman Olesen: The only thing I would like to add is that we have gone over this for so long now. I think Planning Commission was under the opinion that the developers have met the concerns of the Fire and Police Departments in this development and so they approved it.

President Corcoran: Mr. Mayor.

Mayor Gillock: Mr. President, I just wanted to reiterate that we worked closely with the schools on this. There were some issues that were brought up concerning water supply and road access to Center Ridge Road. The school worked with us. We worked those issues out and are ready to move forward. I appreciate working with the schools and the efforts they put in to comply with those recommendations from the Police and Fire Chief. Thank you.

President Corcoran: Anybody else? All those in favor say yes. Those opposed say no.
Yes – 7 No – 0

President Corcoran: The report was approved. T 67.

Ordinance and Resolution Submittals

Clerk of Council Smith:

T 67-2015 AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN REAL PROPERTY LOCATED IN THE CITY OF NORTH RIDGEVILLE TO BE A PUBLIC PURPOSE; DECLARING A PORTION OF SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; COMPENSATING THE SCHOOL DISTRICT FOR REVENUE NOT REALIZED; DESIGNATING INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL BENEFIT SUCH PROPERTY; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND.

(Introduced by Mayor Gillock)

President Corcoran: T 68.

Clerk of Council Smith:

T 68-2015 AN ORDINANCE DECLARING THE IMPROVEMENT OF CERTAIN REAL PROPERTY LOCATED IN THE CITY OF NORTH RIDGEVILLE TO BE A PUBLIC PURPOSE; DECLARING A PORTION OF SUCH PROPERTY TO BE EXEMPT FROM REAL PROPERTY TAXATION; COMPENSATING THE SCHOOL DISTRICT FOR REVENUE NOT REALIZED; DESIGNATING INFRASTRUCTURE IMPROVEMENTS TO BE MADE THAT WILL BENEFIT SUCH PROPERTY; REQUIRING ANNUAL SERVICE PAYMENTS IN LIEU OF TAXES; ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND.

(Introduced by Mayor Gillock)

President Corcoran: T 69.

Clerk of Council Smith:

T 69-2015 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT(S) ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH THE LOWEST AND BEST BIDDER(S) FOR THE PURCHASE OF A NEW UV DISINFECTION SYSTEM AND APPURTENANCES, SUPPORT BUILDING AND NEW PAVED DRIVEWAY AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$1,600,000.00.

(Introduced by Mayor Gillock)

President Corcoran: T 70.

Clerk of Council Smith:

T 70-2015 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 PLANS, SPECIFICATIONS, BIDDING DOCUMENTS AND CONSTRUCTION PHASE SERVICES FOR THE JAYCOX ROAD WATER MAIN DESIGN INCLUDING APPURTENANCES, NOT TO EXCEED \$90,000.00.

(Introduced by Mayor Gillock)

President Corcoran: T 71.

Clerk of Council Smith:

T 71-2015 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 PLANS, SPECIFICATIONS, BIDDING DOCUMENTS AND CONSTRUCTION PHASE SERVICES FOR THE OLIVE AVENUE, LEWIS STREET, BRANCH STREET AND CROSS STREET WATER MAIN REPLACEMENTS INCLUDING APPURTENANCES, NOT TO EXCEED \$100,000.00.

(Introduced by Mayor Gillock)

Moved by Mayor Gillock and seconded by Boose to suspend By-laws to give T 71 a first reading.

President Corcoran: Are there any comments or questions?

Mayor Gillock: Mr. President, this was discussed during our appropriations. We budgeted this money to make the water line improvements on Olive, Lewis, Branch and Cross Street. We would like to get the engineering done and get started early during the construction season.

President Corcoran: Any further comments or questions?

Councilman Keenan: Mr. President, may I ask the Mayor what is different between this and T 70? Do we also have a sense of urgency on T 70 that wasn't expressed?

Mayor Gillock: Mr. President, T 70 relates to the Jaycox water main which we have some...we are meeting with the engineer this week to review his scope of services. I am not comfortable yet to move forward with it. We will probably do that the next meeting after I meet with them and get a better feel for their total scope of services.

Councilman Keenan: Thank you.

President Corcoran: All those in favor say yes. Those opposed say no.
Yes – 7 No – 0

President Corcoran: T 71 has now been added to first readings. T 72.

Clerk of Council Smith:

T 72-2015 AN ORDINANCE AUTHORIZING THE MAYOR 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 CENTER RIDGE ROAD WIDENING SANITARY SEWER PROJECT AND OTHER APPURTENANCES, NOT TO EXCEED \$1,000,000.00.

(Introduced by Mayor Gillock)

Mayor Gillock: Mr. President, I just want to mention that T 69 and T 72, and I think that is all, will require the BAN's that Mr. Costin referred to so we won't be doing anything with these because you cannot pass them until the bonds are in place. We are just going to let them work through the system so they will go through at the same time. T 71 also.

Councilman Keenan: Mr. President, on T 72 and Mayor, please correct me if I am wrong, as we look at this for the sanitary sewer – this is the effect of pulling this out of the previous ODOT work. This was already engineered; therefore, we haven't passed anything for engineering because we have already engineered it. We had to spend a little bit of money to pull it out of the documents so it has its own separate bid package, but for the benefit of the audience, the City has already paid for this engineering work to be completed.

President Corcoran: T 73.

Clerk of Council Smith:

T 73-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO PURCHASE A DURA PATCHER FOR THE SERVICE DEPARTMENT FROM THE STATE BID LIST OR STATE 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 \$60,000.00.

(Introduced by Mayor Gillock)

Moved by Mayor Gillock and seconded by Boose to give T 73 a first reading.

President Corcoran: Are there any comments or questions?

Mayor Gillock: Mr. President, this is an additional piece of equipment that we can use to make a different kind of repair to our roads. We had it demonstrated. Councilwoman Butkowski was there. I sent the information to Council members and actually pulled the Finance Committee members. They are supportive. Since it is more than \$50,000, we do need an Ordinance but we are purchasing off the state bid list so it has already been bid. We would like to get this passed so we can get that piece of equipment in use as soon as possible.

Councilwoman Johnson: Isn't that instead of another piece of equipment?

Mayor Gillock: Yes. During appropriations we did budget \$40,000 for an additional Falcon machine in which we have one Falcon. In trying to address the street conditions, we were looking at purchasing a second one. We found this piece of equipment which is \$20,000 more. It treats different types of needed repairs where the Falcon can heat up asphalt and fill deep holes. It can't repair shallow holes, cracking or sprawling. This machine will give us the ability to repair those kinds of damages with a tack material that makes a permanent repair and a really nice repair. We think this will be a good addition to our fleet. Thank you.

Auditor Costin: Two points on the same matter: the Street Superintendent actually preferred giving up the Falcon to obtain this and the second point is we only have \$40,000 appropriated. With this passage would be charged to the Street Fund contingency and then we reclassify when we do our next set of amendment appropriations.

President Corcoran: Any other questions or comments? All those in favor say yes. Those opposed say no.

Yes – 7

No - 0

President Corcoran: T 73 will have a first reading. That is the end of new business. Would anyone like a recess?

RECESS:

Moved by Butkowski and seconded by Johnson to dispense with the recess.

President Corcoran: Are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7

No – 0

President Corcoran: Moving on to first readings. T 59.

FIRST READINGS:

Clerk of Council Smith:

T 59-2015 AN ORDINANCE ACCEPTING CERTAIN STREETS/IMPROVEMENTS LOCATED IN THE WINDSOR POINT SUBDIVISION NO. 4, AND DEDICATING THEM FOR PUBLIC PURPOSES.

(Introduced by Mayor Gillock)

President Corcoran: T 60.

Clerk of Council Smith:

T 60-2015 AN ORDINANCE ACCEPTING CERTAIN STREETS/IMPROVEMENTS LOCATED IN THE WINDSOR POINT SUBDIVISION NO. 5, AND DEDICATING THEM FOR PUBLIC PURPOSES.

(Introduced by Mayor Gillock)

President Corcoran: T 61.

Clerk of Council Smith:

T 61-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ENTER INTO AN AGREEMENT WITH THE NORTH RIDGEVILLE SCHOOL DISTRICT FOR THE DEVELOPMENT OF THE JAYCOX ROAD EXTENSION, THE NEW 3RD - 8TH GRADE SCHOOL, AND RELATED IMPROVEMENTS.

(Introduced by Mayor Gillock)

President Corcoran: I am going to refer that to the Building and Lands Committee. T 71.

Clerk of Council Smith:

T 71-2015 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 PLANS, SPECIFICATIONS, BIDDING DOCUMENTS AND CONSTRUCTION PHASE SERVICES FOR THE OLIVE AVENUE, LEWIS STREET, BRANCH STREET AND CROSS STREET WATER MAIN REPLACEMENTS INCLUDING APPURTENANCES, NOT TO EXCEED \$100,000.00.

(Introduced by Mayor Gillock)

Councilman Boose: Mr. President, excuse me, if I can direct to the Mayor, how soon do we need to get this legislation moving in order to be timely so that we get this project done in the summer? I can tell you from personal experience that when we redid the water main on Denise, because of whatever, it didn't get started until October and we had to deal with it all winter long. I certainly wouldn't want these residents to have to deal with that same thing.

Mayor Gillock: Mr. President, I wanted to get it moving, but Mr. Costin has informed me that

this is part of the BAN's so we won't pass it now because we cannot approve it until the BAN's are issued.

Auditor Costin: That is correct. Likely, the earliest we would be able to approve this would be the first meeting in June. We should have a commitment for our BAN's by that time. During the appropriations process when this was discussed; a couple of the other projects we actually had appropriated from the various funds – engineering monies. This one was not discussed. We did not do that so accordingly, we don't have the appropriation in place at this point. That is because the money is not yet available.

Councilman Boose: Again, for residents, this kind of ties into the other water main replacement in that same area – Lewis, Branch, Cross; they are all connecting those streets so that kind of ties that all together from the water mains that have already been done. Thank you.

President Corcoran: T 73.

Clerk of Council Smith:

T 73-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO PURCHASE A DURA PATCHER FOR THE SERVICE DEPARTMENT FROM THE STATE BID LIST OR STATE 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 \$60,000.00.

(Introduced by Mayor Gillock)

Moved by Boose and seconded by Olesen to dispense with the second and third readings for T 73.

President Corcoran: Are there any comments or questions?

Councilwoman Butkowski: Mr. Chairman, I did see the demonstration of the equipment and it looks really good. It looks like it is going to be saving our roads that are starting to go. It should give them two or three more years. It will be a big asset to this City.

President Corcoran: Anybody else?

Councilman Keenan: Mr. President, may I direct this to the Safety-Service Director – do we have this same piece of equipment working in greater Northeastern Ohio that we have looked at? Just seen the performance in this climate?

Safety-Service Director Armbruster: City of Cleveland I believe has two or three of them. The City of Lorain has one. The demonstrations that have been out there, the communities that surround us have really been impressed with it too. I am certain they are probably going to buy a Dura Patcher.

Mayor Gillock: Mr. President, ODOT has at least fifteen of them and they are looking to purchase more. They are becoming fairly common. We have seen them and watch them work.

Councilman Keenan: Thank you.

President Corcoran: All those in favor say yes. Those opposed say no.

Yes – 7 No – 0

Moved by Boose and seconded by Olesen to adopt T 73.

Moved by Boose and seconded by Olesen to add the emergency clause to T 73 for the health, safety and welfare of the residents and to get the streets repaired as quickly as possible.

President Corcoran: On the emergency clause, are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7 No – 0

President Corcoran: On the adoption with the emergency clause, are there any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: The motion passes unanimously and becomes **Ordinance number 5231-2015.**

Yes – 7 No – 0

President Corcoran: Moving on to second readings. First up we have T 47.

SECOND READINGS:

Clerk of Council Smith:

T 47-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY MICHAEL J. SMITH REGARDING CERTAIN LAND OWNED BY HIM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

(Introduced by Mayor Gillock; Public hearing on 03/16/2015; First reading 04/06/2015)

President Corcoran: T 48.

Clerk of Council Smith:

T 48-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY RICHARD STASH REGARDING CERTAIN LAND OWNED BY HIM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

(Introduced by Mayor Gillock; Public hearing on 03/16/2015; First reading 04/06/2015)

President Corcoran: T 50.

Clerk of Council Smith:

T 50-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY WILLIAM SCHRAUF REGARDING CERTAIN LAND OWNED BY HIM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

(Introduced by Mayor Gillock; Public hearing on 04/06/2015; First reading 04/06/2015)

President Corcoran: T 57.

Clerk of Council Smith:

T 57-2015 A RESOLUTION AUTHORIZING THE MAYOR TO APPLY TO THE OHIO DEVELOPMENT SERVICES AGENCY FOR FUNDING UNDER THE COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM (CHIP) GRANT.

(Introduced by Mayor Gillock; First reading 04/06/2015)

Moved by Mayor Gillock and seconded by Johnson to dispense with the third reading for T 57.

President Corcoran: Are there any comments or questions?

Mayor Gillock: This is our annual CHIP Grant that we now have to go through County to get. It has a May 1st deadline so we need to adopt it with the emergency. Last year we paved the senior lot and this is phase two of that project. We would like to get this passed this evening with the emergency.

President Corcoran: Any other comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7 No – 0

Moved by Johnson and seconded by Butkowski to adopt T 57.

Moved by Johnson and seconded by Butkowski to add the emergency clause to T 57 due to the May 1, 2015 application deadline.

President Corcoran: On the emergency clause, are there any comments or questions? All those in favor say yes. Those opposed say no.

Yes – 7 No – 0

President Corcoran: On the adoption with the emergency clause, are there any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: The motion passes unanimously and becomes **Resolution number 1350-2015**.

Yes – 7

No – 0

President Corcoran: T 63.

Clerk of Council Smith:

T 63-2015 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ENTER INTO A REAL ESTATE PURCHASE AGREEMENT WITH BLUE MARBLE REALTY, LLC FOR THE SALE OF REAL PROPERTY LOCATED ON VICTORY LANE.

(Introduced by Mayor Gillock; First reading 04/06/2015)

Law Director Crites: Yes, I had a brief comment to bring Council up to speed: as all Council and the Administration remember, the three acres which was contemplated in this potential sale is of the Victory Lane Sports Park property which is under lease to the current tenant. Before we can consummate and close the sale of this three acres; I would ask Council to approve an amendment that lease, which we are currently negotiating the terms of the agreement. It is very much an amicable negotiation. In short, expect to see another piece of legislation coming to Council hopefully at the next meeting that will have to work in concert and essentially as a condition pressing to the closing of this deal.

Councilman Keenan: So we would expect that we would need to pass the amendment to the existing lease by emergency the next time it comes.

Law Director Crites: Possibly, but you know how real estate closings go. The way that we drafted the purchase agreement; the release of that three acre chunk from the lease is just a condition of the closing. The timing may or may not require that. I would always like to avoid an emergency.

Councilman Keenan: I am just thinking of the next meeting. I thought we have the discussion if we see that is coming down the tracks right now. I am thinking this.

Law Director Crites: I don't want to assume everyone understands – the Sports Park wants to release the three acres from their lease because the business which Blue Marble is coming in is entirely complementary and symbolic of what they are doing. There will be no resistance from the Sports Park about these three acres.

President Corcoran: Thank you Mr. Law Director. T 66.

Clerk of Council Smith:

T 66-2015 A RESOLUTION IN SUPPORT OF THE LEAR NAGLE ROAD WIDENING PROJECT.

(Introduced by Mayor Gillock; First reading 04/06/2015)

President Corcoran: That is the end of second readings. We are moving on to third readings. First up we have T 40.

THIRD READINGS:

Clerk of Council Smith:

T 40-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY GEORGE D. GROSNIK & MARGARET HAPUTA REGARDING CERTAIN LAND OWNED BY THEM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

(Introduced by Mayor Gillock; Public hearing on 03/16/2015; First reading 03/16/2015; Second reading 04/06/2015)

Moved by Olesen and second by Butkowski to adopt T 40.

President Corcoran: Are there any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: The motion passed unanimously and becomes **Resolution No. 1351 - 2015.**

Yes – 7

No – 0

President Corcoran: T 46.

Clerk of Council Smith:

T 46-2015 A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY THE LILLIAN M. RAK TRUST, CONSTANCE WOODSIDE, TRUSTEE REGARDING CERTAIN LAND OWNED BY THEM WHICH HAS BEEN DESIGNATED AS AN AGRICULTURAL DISTRICT BY THE OFFICE OF THE COUNTY AUDITOR.

(Introduced by Mayor Gillock; Public hearing on 03/16/2015; First reading 03/16/2015; Second reading 04/06/2015)

Moved by Olesen and second by Butkowski to adopt T 46.

President Corcoran: Are there any comments or questions? Clerk, please call the roll.

Clerk of Council Smith: The motion passed unanimously and becomes **Resolution No. 1352 - 2015.**

Yes – 7

No – 0

MEETING ANNOUNCEMENTS:

President Corcoran: The next regular Council meeting will be on **Monday, May 4, 2015 at 7:30 P.M.** in Council Chambers.

President Corcoran: This brings us to our second lobby session of the meeting.

LOBBY (Q&A - REGARDING ANY CITY BUSINESS):

President Corcoran: This is your opportunity to address the items of your concerns within the City to Council. This gives us an opportunity to respond to your concerns. If you wish to address Council, please approach the podium and state your name and address for the record and ask away. You will still be given the three minutes to speak on the topic of your choice. I do have three people that have already handed in slips to talk this evening. First up, Charlotte Corridoni.

Charlotte Corridoni, 34056 Gina: expressed her frustration in the surplus in the water fund going to Center Ridge Road and Lear Nagle widening instead of fixing the City's infrastructure. She also stated Issue 17 may go to construction and believed this could be code for widening of Center Ridge Road. Ms. Corridoni also stated everyone should have to pay a tax or no one at all stating she heard Meadow Lakes residents felt they should not have to pay for a storm water fee. Ms. Corridoni stated with the purchase of the new fire truck, the roads are not equipped to handle the truck.

President Corcoran: Mrs. Corridoni, I believe you are mistaken on Issue 17. It is not for Center Ridge Road. We've had Issue 17 or the Street Levy on the ballot for many, many years. It has been in existence for a long time. We have used it for... (interruption by Ms. Corridoni) I'm sorry I am talking, if you could just hold off for a second ... we have used it for the reconstruction of roads for many, many years. It is not for Center Ridge, it is there for, and you heard the Mayor go through all the different roads that we are reconstructing this year. That money comes from the Street Levy – a lot of that money comes from the Street Levy. If you don't want us to put money towards fixing roads, if you don't pass that issue, then we won't be able to fix the roads. Unfortunately that is the way it works. It is not taking money and diverting it towards Center Ridge.

Ms. Corridoni stated the money was supposed to go back in for refurbishment of sewers and water and stated the money did not go there.

Mayor Gillock: Issue 17 is our Street Levy which has been in place for well over twenty years. It cannot be used for storm or sanitary sewers. That is not what it is for. It is for street repair and bridges which has been what it was used for. The Street Levy is not being used for Center Ridge Road. That will be funded by the license plate increase. The speaker mentioned that we have a new fire truck that our roads and bridges would not support. I don't know where that came from. All of our roads and bridges will support our fire trucks. Our fire trucks are designed to be able to traverse anywhere within the City. The comments regarding Mills Creek not wanting to pay a fee – I have no idea where that came from. It is news to me. Issue 17, 18 and 19 – all three issues are basic levies that support our police, fire and streets only. They have been in place for many years. It is just a continuation of the existing levies that are there now. They are not increases. No new taxes. We did raise the sanitary fees. We have invested in improvements. We are still looking at an EQ basin. We are looking at several sewers this summer that we will be upgrading as need be. I think we are starting in the Aurensen/Behm area. As far as flooding, we have made improvements in the Waterbury area. We will be spending \$25,000 on revising a

weir from our detention pond this summer. We continue our investigation of the storm water utility to be able to fund the improvements we want to make in those areas. In addition, we have applied for a million dollar grant from the Turnpike Mitigation Plan to address flooding in those areas and potentially add detention on turnpike property. So there is a lot being done but it does take time. That is what is being done among other things.

Safety-Service Director Armbruster: In fact, Issue 17 – the Street Levy is so restrictive that it cannot be used for any employee’s wages at all. It is used for only materials and equipment for the roads. That was put in place years ago by residents that probably, twenty-five or thirty years ago, when they did want us, the Administration, to use this money other than for streets and equipment for those streets to repair the streets. It cannot be used for any labor money at all. It is for materials and it is for equipment to fix the streets in the City of North Ridgeville. Certainly, it is something that without that, we are in trouble.

Councilman Keenan: Mr. President, I would like to respond to Ms. Corridoni’s comment about the Meadow Lakes dispute. You are accurate that it could have come out of my mouth about the idea that in the west side where they built a lot of the newer developments with a lot of retention and they are spending the money on the land on the retention etc. and the maintenance. The comment was, not that they wouldn’t pay any storm water fee, but they wanted to be acknowledged for the fact that they are already spending and paying for ongoing maintenance. In this study that is underway right now to determine what is the fair rate to charge the residents, there is a term called equivalent residential unit (ERU) is what gets tossed about. The City has agreed that we are going to spend a little bit more money to get a little bit more detailed so that people are charged fairly. Nobody is going to get away with no charge. In that regard, I would like you to know, yes, you heard mostly correctly. We are going to evaluate the properties on a more detailed level than just a quick brush and say that if you own a property you will pay the same as every other property. We didn’t feel that was the right way to go. We think that some properties are 5,000 square feet and some are 750 and they should be acknowledged as such. So the people on the west side will pay, but they are already paying to control their water now and there will be recognition of that.

President Corcoran: Alan Willoughby.

Alan Willoughby, 32778 Deerspring Court: proposed the idea that Greenlawn and Aurenson should be connected but for people only. Mr. Willoughby stated the state of children’s health and wellness is scary and increasing pedestrian friendly connectivity would be best.

Mayor Gillock: I agree with Mr. Willoughby wholeheartedly. There are a number of things being done to address some of these issues. Two years ago, it may be three years ago, we applied for a Safe Routes to School program to help provide sidewalks to the schools. I believe it is this year – we will be installing about \$350,000.00 worth of new sidewalks that will be built in our community around the schools. In addition, after our Master Plan was completed, we applied to NOACA for a Transportation for Livable Communities Study which was completed which recommended a connector sidewalk from Center Ridge Road along the west side of Route

83 to the turnpike. We have submitted a grant request for that. As part of the Aurensen/Greenlawn project, we want to bring the sidewalk from Greenlawn to 83 and then up to Bainbridge – there is a crosswalk and you can get to South Central as well as the school, especially the new school. In addition, our Parks and Recs Department currently has a Heart and Sole program in place in conjunction with the Lorain County Health Department to help address health issues in the community. June 3rd will be the kickoff for, I believe, nine walking sessions which the public can learn and hear more about. So there are several things being done that certainly fit right in to what you were saying. Thank you.

President Corcoran: As part of the widening of Center Ridge and Lear Nagle, we are required to have sidewalks. We will have sidewalks on both Lear and Center Ridge, but also the trail that is on Center Ridge.

Mayor Gillock: Correct, I will even take you a little bit further: as part of widening Center Ridge Road and Lear Nagle, we will put in sidewalks. We have been in discussions with the Lorain County Metro Parks looking at when we do Center Ridge Road, the sidewalk will stop at Stoney Ridge. We are working with them to extend that sidewalk on so you will be able to get to Sandy Ridge. You will be able to basically walk from Sheetz to Sandy Ridge and Lorain County Metro Parks has other plans in the future to connect on over to the college and even further that you would be able to walk from Sheetz beyond Lorain County Community College. Thank you.

President Corcoran: Mr. Willoughby, I am sorry, but your time is up. We are going to give other people a chance to talk. Would anybody else like to address Council this evening? Come on up.

Serena Johnson, 5890 Wallace Blvd. stated she is introducing the North Ridgeville Community Task Force which aids the Police Department regarding awareness on drug addiction in North Ridgeville. Since April 2014 to present, there have been ten overdoses of heroin alone. There will be a rally/walk on May 17, 2015 12:00 P.M. to 4:00 P.M. at South Central. The pavilion is rented. Ms. Johnson asked Council for support.

Councilman Boose: Mr. President, Ms. Johnson if you would again, would fill this out so we can follow up with you. If you can also let us know of any meetings that you are having because I would be more than willing to sit at a meeting, not just attend a rally, but also to see what other grassroots things that you and the others are trying to put together so we can be of help in many different ways. I would certainly appreciate that.

Ms. Johnson stated she is looking for a community building that will give them two hours every two weeks for parents to come in whose kids are fighting addiction. They have a Facebook page which is www.facebook.com/NRCTF.

Councilman Boose: Again, if you can just give us the information to contact you, we will be more than willing to follow up with you.

Councilman Keenan: Mr. President, may I ask, I know you have walked away, but this is a pretty good opportunity to say what is the best way to donate? I didn't hear that.

Ms. Johnson stated through the North Ridgeville Community Task Force. She stated they are still in the process of filing the nonprofit paperwork.

Councilman Keenan: Fantastic. Thank you.

President Corcoran: Is there anybody else that would like address Council?

Carol Ward, 5410 Wallace Blvd.: stated she was also with the North Ridgeville Community Task Force and stated her son went through rehabilitation for drug addiction. Ms. Ward expressed people are dying and that everyone needed to join in on this.

Gene Kleinholz, 7470 Root Road: stated on April 25, 2015 will mark the 52nd anniversary of the only man that died in the line of duty – Maynard Hintz. Mr. Kleinholz asked for a moment of silence. Mr. Kleinholz gave a brief biography of Mr. Hintz.

President Corcoran: Anybody else?

Tonya Sutherland, 36075 Aurensen Road: asked Mayor Gillock if there were any more discussions with Mr. Valore regarding the connection of Aurensen Road.

Mayor Gillock: Mr. President, we have a meeting with him later this week. He had some health issues and has been unavailable. We are meeting with him this week. We will be addressing your concerns.

President Corcoran: Anybody else?

Jaimey Noll Whitehead, 7200 Noll Drive: stated one of her children is deaf and is concerned for safety in connecting Aurensen and Greenlawn. She expressed how difficult it is getting out of her driveway during the Corn Festival. Ms. Whitehead asked what Mr. Valore will do to ensure the safety of her deaf child.

President Corcoran: Thank you Ms. Whitehead – that will be a discussion that the Mayor will have. Is there anybody else that would like to address Council this evening?

James Remi, 36237 Behm Drive: asked what the urgency was to put the cut-through on Aurensen.

Mayor Gillock: Mr. President, there is no urgency. We didn't ask for the cut-through. The developer, when he brought his plans in, had the cut-through there. He wants it for marketing reasons. The plans were approved by Planning. He met all our ordinances and codes and did everything he was supposed to. So Planning approved it. It came to Council and Council

approved it. So we have to recognize his property rights and at the same time we are telling him our residents don't want it. We are having that discussion with him that it is not wanted. We can't just arbitrarily say we already approved it, but now we are telling you no. Our Police and Fire Chiefs normally and our ordinances support this; normally if we can have two exits to a development, we like to have that. In this case, both our Police and Fire Chiefs said one entrance is not an issue. If my Police and Fire Chief are comfortable with it, then I am fine with it. So we are going to have that discussion with Mr. Valore and see where we go from there. As it has been pointed out – he has certain property rights. He owns the property. It is zoned residential. He brought plans in that met our codes and they were approved. So we have some issues there that we have to try and deal with.

Mr. Remi stated this was all approved before everyone had a chance to voice their opinion on it.

Mayor Gillock: It went through the normal process with the notifications that our codes require. Our codes don't require - maybe they should; our codes don't require us to notify everybody that may have an interest. It requires us to notify the adjoining or abutting properties. That was done. He followed all the requirements. We have to be respectful of both sides.

President Corcoran: Is there anybody else?

Pat Wysocki, 7480 Noll Drive: stated the Ordinances state the developer needs twenty-five acres and the developer has twenty-three point something. Ms. Wysocki stated she felt the builders are required to do the least amount. Ms. Wysocki stated she walked the ditch she questioned. She asked why there is a section closed on the west side of the Bogner property and why there is water coming from it.

Safety-Service Director Armbruster: Pat, I believe that we have had discussions; I mean, if not with you, with the water that is coming off of Center Ridge up there. We are looking into that. There is a covered ditch up there that goes toward the water tower that we are aware of that does run water. As behind Giant Eagle, water in North Ridgeville in a certain area can go east or west within almost ten feet. We are aware of it. We are looking at it and we are certainly cleaning the ditches over in the Maddock Road area back to you as we did a couple years ago. We cleaned them out at the end of Aurenson and Behm. We are just completing that project. We are looking into it and we are working to rectify any flooding in the City of North Ridgeville as we continue to clean ditches.

Mayor Gillock: Mr. President, I wanted to respond to the comments regarding the twenty-five minimum requirement and he only has twenty-two point seven one – if that is the case, our CBO would not approve that project. He would lose his license. There are two cluster subdivision chapters in our Ordinances; I believe it is 1280 and 1282. They are slightly different. That would not be allowed to happen. He might apply for a variance which he did not do. That situation just can't happen.

Ms. Wysocki stated the plan on option one gives the acreage and it says twenty-three point seven seven acres.

Mayor Gillock: You will have to talk to the Chief Building Official about it. He is the one that checks those numbers, but if the Ordinance requires twenty-five acres and he doesn't have twenty-five acres; it is not going to be approved.

Ms. Wysocki stated she will call the Building Department tomorrow.

Mayor Gillock: Talk to Guy Fursdon.

Ms. Wysocki stated the City has done a great job cleaning out the ditches.

Councilman Keenan: Mr. President, Mrs. Wysocki, after walking the ditches and I called David Bogner and I asked him the question – because we stood in the detention basin of the Bogner properties and that detention basin had two pipes that were visible on the bottom of the catch basin inside the detention basin. David Bogner explained to me that both of those pipes actually run out, actually, the small pipe runs in at the top of what looks like a four-inch pipe because there is an underground spring in the parking lot that he is picking up. He has, if you would, a French drain in the ground underneath that is why there is no surface basin. He is interrupting...that is coming in but then the large pipe that was a twelve or eighteen-inch pipe heading to the northwest; that is actually going to the northwest in picking up a large clay pipe that runs diagonal across the parking lots. I don't know the source of it which is really your question. David Bogner knew it well and said that pipe is coming out and it cuts across his parking lot and goes into the start of that ditch. It is a pipe that is running under the ground. I am not sure the source of it yet, but it sounds like it is on a diagonal and I don't think it is coming from Center Ridge Road.

Ms. Wysocki stated she suspects the water is coming from what used to be the Barton Ditch.

Elaine Schroeder, 7416 Avon Belden Road: asked if there was any contingency in place regarding Corn Festival parking and are there any plans for camera scoping for water run-off lines.

Safety-Service Director Armbruster: Storm lines, I believe we have been over there I think. I'm not sure exactly which storm line you are talking to. If you could just leave me your...what is your phone number ... we will get it later. With regards to the Corn Festival, you are only supposed to park on one side of the street. You are not supposed to park on the side of the street where the fire hydrants are. I believe what I suggested earlier at several of these meetings is we will be ticketing anyone that is parked on the other side of the street. Unfortunately, there will be maybe ...if they park in your yard and not on the street is one thing, but parking on the street, if they are parked on the hydrant side – they will be ticketed.

Ms. Schroeder stated they park all the way up to the stop sign. There are signs on the hydrant side that say no parking. Her complaint is the parking up to the stop sign.

Safety-Service Director Armbruster: Some of the storm lines over in the Aurenson/Behm area are very difficult to get to because there are buildings on top of them. That is over the years and years, since the 1950's that they have come in. It becomes very difficult to do anything there. I'm glad a gentleman here that lives up to Behm and Aurenson – he said up until we fixed the ditch that is right at the end of the Behm and Aurenson and we dug that all out – he doesn't get storm water like he did. He probably gets some; as normally everyone does. My yard today in Ridgefield is sopping wet and it has got standing water in it and it is in Ridgefield. All of the community has that kind of thing. You are supposed to hold the water for a certain amount of time and release it as it goes into the ditch. It just doesn't run away right away. We are continuing to clean the Maddock Road area and the ditch system over there. We are not going to leave. We are going to finish it. The ditches that we can clean in there as they get on the list, not because we are here, we have other areas of the community that are on the list. Your problem is significant to yourself and to everyone, but we have to have some order of how we are going to get it done so we can get and finish up things as we move forward. We have done that. We have done it for Lakeridge Academy. We have done it down on Waterbury. We took that system and we made it work. We are trying to make it work over here as we did on Case Road all the way over on Otten. Just stay with it and not just do a portion of it – to move through and do it all. We have every day out there - we have two track hoes that are in the ditches. It has been that way for as long as I have been here. We have had at least one and I know with Mayor Gillock – twelve years he has been here; we had Brian out there all twelve, thirteen, fourteen years. Previous to that, I know Brian was out in the ditches because he is one of the most comprehensive ditch cleaners probably in this part of the country. There is no question about it. The way he operates he is absolutely the best and moves forward.

Councilman Boose: Mr. President, to the Safety-Service Director, there has got to be some Ordinance that says you can't park so close to the end of a street or something. I am sure that the Police can deal with that.

Safety-Service Director Armbruster: We will make sure that they don't park that close to the stop sign.

President Corcoran: Anybody else? Okay.

Councilman Arndt: I can't help but feel compelled to share that from where I sit, this lobby session has been very exciting and it has been in my view, an example of what has come from some of the things that our Council and Administration have done by listening to you. If you think of the City survey that we had done, while it didn't get to every single person – what we have been able to do is to listen to what it is that you have said that you wanted. Tonight, in my view, was a great example of that. I really want to acknowledge President Corcoran for bifurcating our meeting so everybody who chooses to speak on their issues gets heard. Tonight we heard many questions and concerns and you were able to get, maybe not the most perfect

answer that you wanted, but you did indeed get an answer. You had a direction. Hopefully you had the opportunity to see and discover that indeed, the Administration and Council persons really do care. We heard with Mr. Willoughby a delightful opportunity where someone comes to the podium with a potential solution to a problem. It may not be the best or the most perfect and I can't say that is exactly what we would do, but it is an example of us coming to the table with possibilities. We heard Mr. Kleinholz remind all of us that the greatest gifts in our life are tied with heartstrings. Gene, I really thank you of that reminder for us. Then, Ms. Johnson and Ms. Ward coming to your Council and your Administration with what strikes me as the greatest opportunity for us to function as a community. With that, as a backdrop, I did not want this meeting to get passed us without recognizing isn't this what good government and good community citizenship is all about. I really want to acknowledge those of you in the audience and all of us sitting up here. That is it.

ADJOURNMENT:

President Corcoran: Seeing no other business to bring before the City this evening, the meeting is adjourned. The meeting was adjourned at 8:55 P.M.

Approval of minutes:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL