

**NORTH RIDGEVILLE CITY COUNCIL  
MINUTES OF REGULAR MEETING MARCH 7, 2016**

**CALL TO ORDER:** 7:30 P.M.

President Corcoran: Welcome to the Monday, March 7, 2016 regular Council meeting.

**INVOCATION:**

Led by President Corcoran.

**PLEDGE OF ALLEGIANCE:**

Led by President Corcoran.

**ROLL CALL:**

Present were Council members Dennis Boose, Bruce Abens, Bob Chapek, President Pro-Tem Bernadine Butkowski, Roseanne Johnson and President Kevin Corcoran.

Terrence Keenan was excused.

Also present was Mayor G. David Gillock, Safety-Service Director Jeff Armbruster, Law Director Andy Crites, City Engineer Scott Wangler, Deputy Auditor Teresa Machovina and Clerk of Council George E. Smith.

**MINUTES - Corrections (if any) and approval:**

President Corcoran: You have before you the public hearing meeting minutes of February 16, 2016. Are there any corrections or objections to approving those minutes? Hearing none, those minutes stand approved.

You also have before you the City Council meeting minutes of February 16, 2016. Are there any corrections or objections to approving those minutes? Hearing none, those minutes stand approved.

President Corcoran: We received the Board of Zoning and Building Appeals meeting minutes of February 25, 2016, the Civil Service Commission meeting minutes of February 16, 2016, the Finance Committee meeting minutes of February 16-18, 2016, the Finance Committee meeting minutes of February 22, 2016, the Parks and Recreation Commission meeting minutes of January 27, 2016 and the Special Civil Service Commission meeting minutes of February 19, 2016.

President Corcoran: That brings us to the lobby session of the meeting.

Moved by President Corcoran and seconded by Johnson to split the lobby session into two sessions where the first one will be dedicated to the items that are on the agenda this evening and the second would be questions and answers from the audience.

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

Yes – 6

No – 0

**LOBBY (REGARDING AGENDA ITEMS ONLY):**

President Corcoran: This is the lobby session. This is your opportunity to address Council. If you would like to speak on an issue, please approach the podium for the record. State your name and address. You will be given three minutes to speak. Is there anybody who would like to speak this evening? Ok then, moving on to the Administrator's reports. First, we have Mr. Mayor.

**ADMINISTRATORS REPORTS:**

**A. Mayor:** Thank you Mr. President. First as a reminder, next Tuesday, a week from tomorrow, March 15<sup>th</sup> is the Primary Election. Polls open at 6:30 a.m. and close at 7:30 p.m. In addition to voting for candidates for county and state and federal government entities – there are two local issues on the ballot which pertain to North Ridgeville. Issue 8 is a zoning amendment. The City's Charter requires a mandatory referral of rezoning to electors when a parcel property is to be rezoned for multiple family dwelling. Redwood Living has requested two parcels on Center Ridge Road and Meadow Lakes Blvd. be rezoned. Such rezoning proposals shall not become effective unless approved by a majority vote of the electors of the City and of each ward in which the properties are located. This is why Issue 8 is on the ballot. It is required by the Charter. Issue 9 will appear on the ballot for those residents living in Ward 1-A – Friendship Food Service located in the new convenient store at Center Ridge Road and Case Road has requested a Sunday liquor license. So you will see that if you live in Ward 1-A.

Our agreement with R.I.T.A. – we have agreed that on March 15<sup>th</sup>, also a week from tomorrow, next Tuesday, we will have a free municipal income tax return preparation event. R.I.T.A. invites all taxpayers, as does the City, who are required to file a municipal income tax return to attend a free taxpayer event. R.I.T.A. agents will work with taxpayers on a first come, first serve basis. It will be held here in our Council Chambers next Tuesday from 1:00 p.m. to 7:00 p.m. For a list of documents to bring to the event, visit our website, but normally that would be your W-2's or other insurance forms you might have. Again, that is next Tuesday. It is free. First come, first serve. R.I.T.A. agents will be on hand to help residents file their taxes.

North Ridgeville Community Garden is starting its sixth season as a community project and partnership with the City. Applications are now being accepted for this year's growing season. The garden, if you have not seen it, is located at Chestnut Ridge Road at the Route 10 access road. Garden plots are \$20.00 for the first 15x20 foot lot; \$20.00 for the first plot and \$10.00 for each additional lot. Gardener's plant and care for their own plots. Excess produce is donated to North Ridgeville's Community Care. The donations help pay for the expenses for running the site. They have tools and equipment and water and a lot of things to help the gardeners grow.

Just a reminder – this Sunday night is daylight savings time. This says don't forget to turn your clocks ahead one hour – spring forward, leap back.

Last thing I have is March 19<sup>th</sup>, a week from Saturday, the Rotary Club of North Ridgeville will be sponsoring their annual Easter egg hunt at Ranger Stadium behind the middle school. Gates

open at 1:30 p.m. The egg hunt is at 2:00 p.m. It is over at 2:01. Be there and don't be late or you will miss it. It is a great event. Thank you Mr. President.

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

**B. Safety-Service Director:** Just a quick question – is that Sunday night or Sunday morning at 12:00 a.m. that your clocks go forward? I thought it was Sunday morning. Maybe not. Help me here Mayor?

Mayor Gillock: It is in the middle of the night. Saturday night before you go to bed, turn your clocks forward and they will be right when you get up Sunday morning.

Safety-Service Director Armbruster: That is correct. Continue to crack seal Durapatch ditching. We have both track hoes out. Lear Nagle and Center Ridge – I am sure Scott is going to talk on that. They continue to progress. There was a question with regards to Lear Nagle as to getting underneath the 480 bridge. There were some drainage issues. We are going to stay off – it actually had us putting our storm drain in one of the lanes and we were able to move it to one of the sides to work more appropriately which will mean less traffic being stopped up there. We kind of engineered that – that is GPI that did that. It appears as though they have done an outstanding job and everyone has accepted it. That completes my report.

President Corcoran: Thank you. Mr. Engineer.

**C. Engineer:** Thank you Mr. President. Last meeting we had a resident at the lobby session, Mr. Robert Hilko of 5425 Avon Belden – he was inquiring as to the maintenance responsibilities of sewer laterals. I met with the Service Department and Service Director about how that has been handled and I wanted to clarify that. The resident was concerned that he had maintenance responsibly all the way to the main underneath the road and he would be responsible for tearing the road up in the event that the pipe was to fail. That is not accurate. The way we break down the responsibilities is at the cleanout towards the house is the resident responsibility. The cleanout towards the main is the City's responsibility for structural things like a pipe failure. For clogs or obstructions, the maintenance for the responsibility for the resident goes all the way to the main. I wanted to clarify that because it came up last meeting at a lobby session.

On Center Ridge Road – this is loosely related to Center Ridge Road. I count it as an I&I big victory. We've been struggling to control I&I in our sanitary sewers and mitigate some of the flooding; some of our residents have been dealing with wet weather where storm water is getting into the sanitary and peaking flows like it is not supposed to. Some of the demolition that was taking place related to Center Ridge Road at the northwest corner of Ridgeview and Center Ridge Roads, particularly, the demolition contractor in his work discovered a lot of storm water was being directed into the sanitary. Those have been removed and abandoned and will give a lot of relief to I&I in that neighborhood now. That concludes my report.

President Corcoran: That is good news. Thank you. Ms. Deputy Auditor.

**D. Deputy Auditor:** Good evening Council. I just have one comment for this evening - just to say T 18 on the agenda for this evening which is a Resolution to approve expenditure of funds is solely the result of a purchase order not being in place at the time of ordering of the services. The funds have been appropriated accordingly. We ask that possibly Council could expedite that Ordinance this evening so we can pay our vendor timely. I would appreciate it. That is all I have for this evening.

President Corcoran: Thank you.

**E. Other Reports:**

President Corcoran: We have the February 2016 Mayor's Court report, the February 2016 Parks and Recreation Director's report, the January 2016 Police Department report and the January 2016 Water Distribution reports.

President Corcoran: There are no committee reports.

**COUNCIL COMMITTEE REPORT(S):** None.

President Corcoran: There is no correspondence.

**CORRESPONDENCE:** None.

President Corcoran: We have no old business.

**OLD BUSINESS:** None.

President Corcoran: Moving on to new business. We have a liquor permit request.

**NEW BUSINESS:**

Clerk of Council Smith:

A request from the Ohio Division of Liquor Control for a new liquor permit for JH Rock, Inc. DBA Angelina's Pizza, 34887 Lorain Road.

Moved by Butkowski and seconded by Johnson to not request a hearing as stated in the application so that this permit can be sent to the state for final disposition by March 28, 2016.

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

Yes – 6

No – 0

President Corcoran: Moving on to T 17.

**Ordinance and Resolution submittal(s)**

Clerk of Council Smith:

**T 17-2016** AN ORDINANCE AMENDING SECTION 1240.01 OF THE CODIFIED ORDINANCES OF THE CITY OF NORTH RIDGEVILLE, OHIO, KNOWN AS THE ZONING CODE ORDINANCE, TO REZONE THE FOLLOWING LAND: LOCATED AT 36068 LORAIN ROAD; PERMANENT PARCEL NUMBER 07-00-025-106-060; FROM R-1 RESIDENCE DISTRICT TO B-3 HIGHWAY COMMERCIAL DISTRICT AND OWNED BY TIMOTHY TESMER.

(Introduced by petition of Michael Tully, guardian to Timothy Tesmer)

President Corcoran: I will refer this to the Planning Commission and the Building and Lands Committee. T 18.

Clerk of Council Smith:

**T 18-2016** A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO SQUIRE PATTON BOGGS (US) LLP IN THE AMOUNT OF \$3,950.00.

(Introduced by Mayor Gillock)

Moved by Johnson and seconded by Boose to suspend the By-laws to give T 18 a first reading this evening.

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

Yes – 6

No – 0

**RECESS:**

President Corcoran: This is the recess portion of the meeting. Would anyone like a recess?

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

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

Yes – 6

No – 0

Moved by Johnson and seconded by Butkowski to go into executive session after the second lobby session before adjournment to discuss personnel issues, wages and some new hires.

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

Clerk of Council Smith: The motion passed.

Yes – 6

No – 0

President Corcoran: Moving on to first readings, we have T 9.

**FIRST READINGS:**

Clerk of Council Smith:

**T 9-2016** A RESOLUTION TO APPROVE, WITH MODIFICATION, THE APPLICATION MADE BY ROBERT WENSINK, ET AL. 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)

President Corcoran: T 10.

Clerk of Council Smith:

**T 10-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF CHEMICALS TO BE USED BY THE FRENCH CREEK WASTEWATER TREATMENT PLANT.

(Introduced by Mayor Gillock)

President Corcoran: T 11.

Clerk of Council Smith:

**T 11-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF ASPHALT AND RELATED MATERIALS TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

(Introduced by Mayor Gillock)

President Corcoran: T 12.

Clerk of Council Smith:

**T 12-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE RENTAL OF EQUIPMENT AND RELATED SERVICES FOR ROAD REPAIR AND MAINTENANCE TO BE USED BY THE SERVICE DEPARTMENT.

(Introduced by Mayor Gillock)

President Corcoran: T 13.

Clerk of Council Smith:

**T 13-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, FOR THE PURCHASE OF LIMESTONE AND SAND TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

(Introduced by Mayor Gillock)

President Corcoran: T 14.

Clerk of Council Smith:

**T 14-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND/OR DELIVER CONCRETE TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

(Introduced by Mayor Gillock)

President Corcoran: T 15.

Clerk of Council Smith:

**T 15-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ADVERTISE FOR BIDS AND NEGOTIATE A CONTRACT FOR A TWELVE-MONTH PERIOD, ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, TO FURNISH AND INSTALL FULL DEPTH CONCRETE PADS AND REPAIR SERVICES TO BE USED BY THE CITY OF NORTH RIDGEVILLE, OHIO.

(Introduced by Mayor Gillock)

President Corcoran: T 16.

Clerk of Council Smith:

**T 16-2016** AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE, OHIO TO ENTER INTO PARTICIPATION AGREEMENTS WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE PURCHASE OF SODIUM CHLORIDE FOR THE 2016 SUMMER AND 2016/2017 WINTER SEASONS, PURSUANT TO RESOLUTION NO. 693-90.

(Introduced by Mayor Gillock)

President Corcoran: T 18.

Clerk of Council Smith:

**T 18-2016** A RESOLUTION TO APPROVE THE EXPENDITURE OF FUNDS TO  
SQUIRE PATTON BOGGS (US) LLP IN THE AMOUNT OF \$3,950.00.  
(Introduced by Mayor Gillock)

Moved by Johnson and seconded by Boose to dispense with the second and third readings.

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

Yes – 6                      No - 0

Moved by Johnson and seconded by Boose to adopt T 18.

Moved by Johnson and seconded by Boose to add the emergency to T 18 in order to pay the vendor in a timely fashion.

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

Yes – 6                      No – 0

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

Clerk of Council Smith: The motion passed and becomes **Resolution number 1375-2016.**

Yes – 6                      No – 0

President Corcoran: Moving on to second readings, we have T 6.

## **SECOND READINGS:**

Clerk of Council Smith:

**T 6-2016** A RESOLUTION TO APPROVE, WITH MODIFICATION, THE  
APPLICATION MADE BY RAYMOND W. & SARAH M. WROBLEWSKI  
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; First reading 02/16/2016)

Law Director Crites: Mr. President, if I can briefly speak to this, there was a notion disseminated that we are obliged to pass this this evening or else we lose authority to do so. The fact of the matter is under the respective Ohio Revised Code section, if the legislative body doesn't act upon the application within thirty days after the public hearing, it is deemed approved. If we did nothing, it would be approved. However, I think it would be well advised for us to be a



proactive body and given the opportunity, because it is something we will approve for the benefit of the applicant that the third reading be waived and it simply be adopted. No need for the emergency.

Moved by Boose and seconded by Johnson to dispense with the third reading.

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

Yes – 6

No – 0

Moved by Boose and seconded by Johnson to adopt T 6.

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

Clerk of Council Smith: The motion passed and becomes **Resolution number 1376-2016.**

Yes – 6

No – 0

President Corcoran: T 8.

Clerk of Council Smith:

**T 8-2016** AN ORDINANCE AMENDING ORDINANCE NO. 3727-2001 BY  
CORRECTING THE JOB TITLE OF PARKS AND RECREATION PROGRAM  
“DIRECTOR” TO PARKS AND RECREATION PROGRAM “SUPERVISOR”.  
(Introduced by Mayor Gillock; First reading 02/16/2016)\

President Corcoran: That is the end of second readings. We have no third readings.

**THIRD READINGS:** None.

**MEETING ANNOUNCEMENTS:**

President Corcoran: Our next regular Council meeting will be on Monday, March 21, 2016 at 7:30 P.M. in Council Chambers.

**LOBBY (Q&A - REGARDING ANY CITY BUSINESS):** This is the second lobby session that is open to the public to bring up items of concern that are going on in the City. If you would like to ask a question, make a comment; please step up to the podium and state your name and address for the record. You will be given three minutes to speak. Is there anybody that would like to address Council?

Neal Casbean, 5620 Lear Nagle; stated there have been six to three accidents regarding Lear Nagle and the stop sign removal. Three incidents have been DUI related. Mr. Casbean noted there are three other stops signs still up and they have not been removed as Mr. Armbruster stated he would do.

Angie Harrison, 5647 Lear Nagle: stated she is wishing to discuss the stop sign removal at Lear Nagle. Mrs. Harrison stated there have been eight accidents in seven months and the removal of the stop sign is a safety issue. She stated she is also waiting on the flashing lights she was promised by the end of February.

Wayne Balas, 5660 Lear Nagle: stated he agrees with everything regarding the stop sign removal issue at Lear Nagle and due to the mild winter there have not been as many accidents as he feels would have happened.

Safety-Service Director Armbruster: To the fact of the sign not being up, it isn't up because the budget has not passed. The funds to buy it – we are discussing that this evening. As we continue as the budget passes, we can buy the signs. They are the flashing signs that are up somewhat like Elyria's. To the accidents – they are not all on the corner. Some of them are on the corner. The car that almost hit the house was an older woman that actually lost control or not lost control – drove through the yards before the curve. We are keeping track of it. The Police Chief and I understand and talk about this often. It is not forgotten. As to the intersections – as we look at them – this is not to be addressed here – we are talking about this intersection here and at this point as we put up those signs, the crosswalk in itself, we all know when we moved the crosswalk, it was going into someone's driveway. The crosswalk is certainly safer today than it was because there is actually a sidewalk into the school. The crosswalk does not allow, before, when it went across and into the driveway – you had to walk into the driveway of the school. Recognizing those, we are going to put the lights up, they will be up, lighted signs and hopefully that will solve or help solve the problem on that corner.

President Corcoran: If you are going to speak, this is not an open forum; you need to come up to the podium. Unfortunately, how this works is if someone wants to speak before you, you have to give them a first chance before you get a second chance. I'm sorry, that is just the rules. I've mentioned this before, you guys are more than welcome to talk to the Administration at some other time, other than right here, but unfortunately, there are rules that we have to follow. Is there anybody else that would like to talk for the first time? Okay. Please come on up.

Mrs. Harrison asked how many times Mr. Armbruster crossed the crosswalk every day.

Safety-Service Director Armbruster: I am not over there crossing that crosswalk.

Mrs. Harrison stated she crossed the crosswalk for the past nine years every single day twice and stated how it was constructed before was not an issue. She reiterated the fact nothing has been done.

Safety-Service Director Armbruster: Mrs. Harrison, the fact of the matter is those decisions that were involved at that intersection, were far beyond; I was involved in that and so were others. The school was involved, we all know that. I was involved. The Police Chief was involved. The Street Department was involved and the entire Administration was involved in those changes. We tried to make it safer for the kids to cross over to the schools. We tried to make it

move traffic quicker because there is more traffic on Lear Nagle to begin with. Quicker means within the speed limit. To suggest that only I was involved in those decisions – that is not true. The other thing is as I pointed out earlier in my comments; the signs in themselves that are going to be placed at either end will be placed as soon as the budget is passed. I cannot spend money that I don't have.

Mrs. Harrison asked if the stop sign could be put back for safety while they wait.

Safety-Service Director Armbruster: Certainly we will revisit the issue and the accidents. Whether the stop sign goes back up again, I cannot give you that answer. I know that some of those accidents that and I am not sure, do you have the accident number? I have access to all the accidents that are over there, we all do. Some of those are not even on the corner. That is the unfortunate thing. You are talking about accidents on Lear Nagle before we had accidents all the way down to Mills Road that took place. There is an indication – we've added guardrail, we've added reflectors, we've added signs above the guardrail. We have done substantial things to recognize or allow people to know to go around that corner. To move the crosswalk in itself is for safety of those kids that go across there.

Mr. Casbean stated the stop sign didn't cost the City any money and now the City is spending money to figure out something else. The residents in that area were not asked or consulted.

Councilman Boose: Before executive session, because everybody will leave and when we come back there won't be anybody here – a couple of weeks ago a former member of this Commission, a former City Councilman, Dick Brent, passed away and I just wanted to acknowledge that Dick was a member of City Council for some time. He was an active member of Council and the community. Those that knew Dick, knew he did everything for everybody before himself. It is sad to see his passing, but wanting to acknowledge that at one point he was a member of this Council.

President Corcoran: Thank you Mr. Boose. We will now adjourn into executive session to discuss municipal employee pay structures. We said we won't be conducting anymore business so you are more than welcome to hang out and wait for us to come back, but when we come back, the only thing that is left is to adjourn the meeting.

(Adjourned into executive session at 8:10 p.m.)

(Reconvened into the Council meeting at 8:45 p.m.)

**ADJOURNMENT:**

President Corcoran: This meeting is adjourned. The meeting was adjourned at 8:45 p.m..


NORTH RIDGEVILLE CITY COUNCIL  
REGULAR MEETING MARCH 7, 2016

12

Approval of minutes on March 21, 2016:

A stylized handwritten signature, possibly reading "K. E.", enclosed within a large, loopy circular flourish.

PRESIDENT OF COUNCIL

A cursive handwritten signature, appearing to read "George E. Smith".

CLERK OF COUNCIL