

**NORTH RIDGEVILLE CITY COUNCIL
MINUTES OF REGULAR MEETING JUNE 6, 2016**

CALL TO ORDER: 7:30 P.M.

President Pro-Tem Butkowski: Calling to order the Monday, June 6, 2016 regular Council meeting.

INVOCATION:

Led by President Pro-Tem Butkowski.

PLEDGE OF ALLEGIANCE:

Led by President Pro-Tem Butkowski.

ROLL CALL:

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

President Kevin Corcoran was excused.

Also present was Mayor G. David Gillock, Safety-Service Director Jeff Armbruster, Law Director Andrew Crites, City Engineer Scott Wangler, Auditor Kevin Smith, Fire Chief John Reese and Clerk of Council George Smith.

MINUTES - Corrections (if any) and approval:

President Pro-Tem Butkowski: Are there any corrections or additions to the public hearing meeting minutes of May 16, 2016 regarding T 61-2016 and public hearing meeting minutes of May 16, 2016 regarding T 17-2016? The minutes stand approved as submitted.

President Pro-Tem Butkowski: Are there any corrections to the Council meeting minutes of May 16, 2016? Seeing no corrections, they're passed.

President Pro-Tem Butkowski: Are there any corrections to the Special City Council meeting minutes of May 31, 2016? Seeing none, the minutes have passed.

President Pro-Tem Butkowski: Please note the Civil Service Commission meeting minutes of May 17, 2016, Finance Committee meeting minutes of May 31, 2016, Parks and Recreation Commission meeting minutes of April 27, 2016 and Workers Comp Safety Committee meeting minutes of May 26, 2016.

LOBBY (REGARDING AGENDA ITEMS ONLY):

President Pro-Tem Butkowski: We come to the lobby session. We're going to just have the regular lobby session for whoever wants to speak. When you come up, give us the paper from the back filled out and then you can give your name and address. You will have three minutes to speak. Is there anyone that wants to speak tonight? Anyone want to speak? Seeing none, we will move on.

ADMINISTRATORS REPORTS:

President Pro-Tem Butkowski: Under administrative reports we have Mr. Mayor.

A. Mayor: Thank you Madam President. The first item on my list tonight is T 78-2016 on tonight's agenda authorizing the City to enter into a contract with a consulting engineering firm for the proposed roundabout at Avon Belden and Mills Road. In order to meet the deadline for the Ohio Public Works Commission Project priorities legislation, the City needs the construction cost estimates from Structurepoint. The OPWC grant application deadline is the end of August and this information is required. I'm asking that City Council pass this by emergency tonight in order to meet the necessary deadlines. This is for our Issue 1 project for next year. We are splitting the cost of this project with Avon. We will throw Avon under the bus as we have been waiting on them to return the Memorandum of Understanding, which has kind of put us behind the eight ball timewise. We now have that in hand and we need to get this passed in order to get the engineering done and get the project into OPWC by September 1.

North Ridgeville was again ranked one of the safest cities in Ohio. SafeWise released the top 20 safest cities in Ohio. North Ridgeville came in at number 15. I would like to commend our Police and Fire Departments on a job well done and a special thank you to our residents for their due diligence in reporting suspicious activities. Residents will be glad to know that the Service Department kicked off their paving season today. Our crews are milling South Mills Creek Lane and Hickory Trail today through June 8 and they will return on June 13 and 14 to do the base coat; followed by the top coat on June 15 and 16. Wednesday and Thursday of this week, the crew will be milling Bagley Road and on June 10 they will lay the base and top coat. That is for that one section that for whatever reason, we are still actually looking into that, was less than satisfactory from last year. We are going to repair that. Be prepared for delays.

Tomorrow night starts the Heart and Soul Healthy Strides Program for this season. Healthy Strides combines a casual 30 minute walk proceeded by a brief informative talk by local health professionals and City officials. Meet at Pavilion One at South Central Park at 6:00 P.M. In the event of inclement weather, the walk will be cancelled for the evening. I will be one of the speakers for tomorrow's event along with Dr. Cary Borland from the Cleveland Clinic. All members from the community are welcome and invited to attend.

The North Ridgeville Chamber of Commerce Visitor's Bureau will be sponsoring the annual community wide garage sales on June 15 through June 18. Registrations are now being accepted through Friday at the Chamber of Commerce. The Chamber of Commerce is located on Lorain Road at the corner of Lorain and Island Road; next to Mould's Plantation. For this event, you do not need to obtain a permit from City Hall. Please be extra cautious when traveling through the City as we will have more traffic flow during this four day event.

Finally, coffee and conversation, I would like to extend an invitation to everyone to join me on Monday, June 20; two weeks from today for my monthly coffee and conversation. This month's coffee will be held at the City Diner on Center Ridge Road from 8:00 A.M. until 9:00 A.M. two

weeks from now. This is a great way to get your questions answered and enjoy casual conversation over a cup of coffee. Thank you that concludes my report.

Councilman Keenan: Madam President, Mr. Mayor, what street did you say was going to be redone for some of the bad areas? I didn't catch which street.

Mayor Gillock: South and eastbound on Bagley, from Lorain until the Turnpike.

Councilman Keenan: Bagley - that is what I wanted to know. Good, I didn't hear the name and I thought that is what you meant.

President Pro-Tem Butkowski: Thank you. Mr. Safety-Service Director.

B. Safety-Service Director: Each weekend we find more and more residents that are not mowing their lawns. Paul Blanchette, Zoning Inspector, is heavily out and spending a lot of time citing these individuals to get their lawns mowed. If they don't mow them, we will proceed in doing it ourselves and levying the cost against their taxes that they have to pay. Please be cognizant of the fact that you need to go out and mow your lawn. You can't just have a hay field out there. There are rules and regulations to do that. That concludes my report this evening.

Councilman Boose: Madam President, I have a question for Mr. Armbruster. Is there some sort of delay this year from the time that the residents are notified of the violation to when the lawns are actually mowed? It seems like there's an inordinate amount of time that it is taking them to get these properties mowed. We had several that were cited and it was close to almost a month after they were cited to when they are actually taken care of and we all know what happens within a month from once the grass gets six to eight inches high when they first cite them to when it becomes mowed. It becomes very unsightly and unsafe because it attracts critters of all kinds, rodents and who knows what. I was just wondering if there was some kind of delay this year.

Safety-Service Director: There shouldn't be any delay if the person was responsible in the first place to mow the lawn. What has happened is that there has been such a large volume of individuals that have not mowed their lawn and for us to recycle back to the ones, there are probably twice as many this year as there was a year ago.

Councilman Boose: I have let Paul know of the ones in Ward 2 and there was only six to eight this week, but last week there was probably 25. So, I can see where that would happen, but again, we get residents who say, geez, they've been cited and have been notified and many of them are vacant, many of them are foreclosed homes that are transitioned between the current owner of the property and the bank or whomever that would take that over through foreclosure sale. Those are just comments that I receive from the residents and wanted to bring that up.

Mayor Gillock: Madam President, I would like to add to that a little bit. Once we become aware of a property in violation and it is turned into our Zoning Inspector, which we only have one, he

first has to try and identify the owner. Sometimes it is easy and sometimes it is a bank in California or who knows where. Once we determine that we are not getting a response, we then post the property for five days and after that we can hire a service to mow it, but at that point it really becomes labor intensive from the Zoning Inspector standpoint because we hire someone to mow these properties, that cost is placed on their taxes and it is a lot of paperwork and a lot of work to get that done. You have one person doing it. Like you said, if you turned in 20 or 25 and I know I have turned in a bunch, I am sure that is part of it that Paul just hasn't been able to get to it. If we added another Zoning Inspector, we could do twice as much, but that is what we are dealing with.

Councilman Boose: Paul does an outstanding job. I was talking with Guy earlier this evening. He gets back with me pronto on all the ones to let me know that they are scheduled for inspection and he does a fantastic job.

Councilman Keenan: This is something that I think about a lot in regards to maintenance, repair and neglect of our properties. I was wondering, like we do with plan reviews, where we have the ability to go outside and hire a consultant to do plan review, is there something that would prohibit that because it is law enforcement or zoning enforcement. Could you please address that?

Safety-Service Director Armbruster: We've had discussions within the last month with a company called Safebuilt. They provide building services to the City of Bay Village and in fact they are headquartered and doing business out of Bay Village's City Hall. This is a company that is all over the United States and is growing substantially. They train their Building Inspectors in the states that they are in. I don't know how many communities that they are in, but they do some work in North Olmsted and Olmsted Township and over on the east side. We've had discussions with them and they are coming back within the next week or so to give us more information because we've not only asked them from a part-time Building Inspector side, which we are having a very difficult time finding qualified Building Inspectors, as well as the zoning side as to how they are handling that in other communities. There has been discussions toward that where we would hire an outside company to help us in that process, but we haven't received all the details on it, but we are working through that and when we get that information, we will present it to the Mayor and to Council.

Councilman Keenan: That is great to hear. I wasn't aware that you were doing that and boy, would I ever support the ability to hire part-time, bring somebody in and hit the crush when the grass starts to grow to increase our enforcement periodically.

Mayor Gillock: Madam President. It is something we are looking into. I'm not sure if Safebuilt can do that type, they might be able to do the type of inspection where the paperwork needs to be done, but the point I want to make is each time we do one of these; sometimes even an average size yard might be \$200.00 and when you get a bigger yard it is more than that. That is money that the City has to spend that we don't get back until that house sells and only if it sells someday, so we have a pile of money sitting out there. We budget \$50,000 each year for lawn

mowing and if we spend it all on that type of thing that is \$50,000 tied up somewhere that we will not see. If they can help with something like that I would agree.

President Pro-Tem Butkowski: Moving on. Mr. Engineer.

C. Engineer: I will try and jog your memory of something I spoke of back around spring break for the kids when we were trying to coordinate the crossing of Root Road with the sanitary sewer. We ran into some bad soils there and it derailed our plan to cross Root Road during spring break and we've resolved those issues and are looking to schedule that again. It was slated to be closed today and that plan was derailed when all the utility poles on the Cedar Point Causeway blew over. Part of coordination requires one of the utility poles to be held in place while they temporarily dig a trench in close proximity to the pole. Without a crew to hold the pole, we couldn't go across Root Road. We are kind of in a holding pattern until we can get a crew to hold that pole. We are hopeful they will be able to do it tomorrow. Initially, we were thinking that we could get across the road in a day and I am still hopeful but I am a little tentative that we may not meet our goals considering the rock they are digging and it may stretch out to two days. To refresh your memory, that will mean that the southbound lane will be closed and the northbound lane will be open and routed through the old corner store parking lot. There will be police there to assist with traffic during the whole time. That concludes my report.

President Pro-Tem Butkowski: Thank you. Now we will move onto our Auditor.

D. Auditor: Thank you, Madam President. First I would like to thank Council for entrusting me with this position. I sure hope that I am able to serve you and the residents of North Ridgeville well. So, thank you again. I am learning, but I certainly have big shoes to fill by replacing Mr. Costin and I do ask for your patience. I am working with Deputy Auditor Machovina on the upcoming Mayor's budget for 2017 as well as the appropriation adjustments for the recent debt issuance. Jake Wozniak from KeyBanc Capital Markets is planning on coming to the June 20 meeting to present a summary of the upcoming bond anticipation note transactions. That concludes my report.

E. Other Reports:

President Pro-Tem Butkowski: Please note the April 2016 Mayor's Court report, April 2016 Police Department report, April 2016 Water Distribution reports, May 2016 Parks and Recreation Director's report. We will move onto the Council Committee report.

COUNCIL COMMITTEE REPORT(S):

Clerk of Council Smith:

FINANCE COMMITTEE REPORT dated May 31, 2016 in which the Finance Committee moved to give the Clerk of Mayor's Court a step increase and further recommended City Council adopt T 74-2016 as submitted and T 75-2016 as amended.

Councilwoman Johnson: I did want to clarify something. Under the current Ordinance, she would be getting a step increase. However, once T 75 is adopted, the newly certified person would be put back to Step A. It will still be the same dollar amount as her getting the step increase under the current legislation, but I did want to clarify that.

Moved by Johnson and seconded by Boose to accept the report.

President Pro-Tem Butkowski: All those in favor say yes. All those opposed say no.
Yes - 6 No - 0

President Pro-Tem Butkowski: Motion passed.

CORRESPONDENCE: None.

OLD BUSINESS: None.

NEW BUSINESS: None.

RECESS:

President Pro-Tem Butkowski: Do we have a motion?

Moved by Johnson and seconded by Boose to dispense with recess.

President Pro-Tem Bukowski: All those in favor say yes. All opposed say no.
Yes - 6 No - 0

President Pro-Tem Butkowski: We will cancel recess tonight. Moving on to first readings.

FIRST READINGS:

Ordinance and Resolution submittal(s)

Clerk of Council Smith:

T 78-2016 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 AND
SPECIFICATIONS FOR THE AVON BELDEN ROAD AND MILLS ROAD
ROUNDBOUT, NOT TO EXCEED \$199,400.00.
(Introduced by Mayor Gillock)

Councilman Keenan: Madam President. Can I ask a question about this? Again, this is a project that I support but when it first came up either two weeks ago or four weeks ago, I asked the question if we knew what went into the single lane roundabout versus a double lane. What was the study? We've jumped right into the conclusion without understanding the engineering that went into it. What was it that drove the one lane versus the two lanes? We haven't heard.

Mayor Gillock: I think it is a combination of the volume of traffic and the space available.

Law Director Crites: Madam Chair was there not preliminary engineering that led to that conclusion. It wasn't a decision or conclusion made by the Administration.

Mayor Gillock: The engineering firm came out and pre-engineered it, took traffic counts, looked at what was there based on the traffic volume through there, which isn't as bad as it seems. It usually moves pretty well. However during the morning and afternoon rush hours, when you need to make a left hand turn that is when you get the back up and so based on the traffic volume mainly, it was there recommendation that one lane would handle it sufficiently. That one lane is designed with a truck apron for buses, garbage trucks and semis to get easily around that one lane.

Councilman Keenan: I would like to read that report.

Mayor Gillock: We will get it for you.

Councilman Keenan: I just don't know where it is being held. Email is great.

Councilman Boose: Could I get a copy as well? I've been asking for that for some time.

Mayor Gillock: It will be forwarded to all Council members.

Councilman Boose: In the second whereas, it indicates that the Ohio Department of Transportation provided a study. Could we get a copy of that study as it is something that I have been asking for? I haven't seen that study.

Mayor Gillock: Sure.

Councilman Boose: Second, the amount of \$199,400.00 is that what North Ridgeville is paying and is Avon paying a similar amount? Or is that what both cities are paying all together and we will get reimbursed for half?

Mayor Gillock: That is the total amount and Avon will be reimbursing us almost \$100,000.00, which is half of this.

Councilman Boose: Is that how the rest of the transactions on this will go? We will be putting the money up and they will be reimbursing us.

Mayor Gillock: We have a Memorandum of Understanding which you guys voted on and passed. In that Memorandum of Understanding it states that we will be the lead agency and Avon will reimburse us fifty percent of all costs with an exception for the surveying and right-of-way work. Avon will be retaining Chagrin Valley Engineering to do that work and we will reimburse them for that half.

Councilman Boose: I had the opportunity last week to travel to Wooster, Ohio; down south on Route 83. They are in the process of just beginning a roundabout on the north side of their City and they are closing Route 83 to all traffic for 70 days. Do we know when the construction project to this will begin? Are we going to have to close Route 83 for that and if not, what kind of arrangements were made so that we don't have to and they do?

Mayor Gillock: I can't answer the second part, but we've been assured they are not going to close the road and traffic will be maintained. Don't ask me how they are going to do it.

Councilman Boose: One of the things that you had mentioned earlier and to Mr. Keenan's question was that the single lane roundabout was determined partially on traffic and partially on the area.

Mayor Gillock: Pretty much on traffic.

Councilman Boose: The reason I bring this up is because in the University of Dayton study which was referenced in this process many months ago, it is an operational performance and safety comparison of roundabouts versus traditional intersections, it talks about one of the concerns or one of the things that doesn't work well is when a roundabout is not large enough. When the traffic is such that a double lane works better than a single lane and they have seen some over the years in their study that started off as a single lane and wished they would have been a double lane because what happens is that even though there is a continuous flow of traffic coming into it, they do stop and backup when traffic gets caught in it because of the volume of traffic and so, that isn't anything we have to worry about?

Mayor Gillock: Structurepoint has analyzed it and looked at it and have told us that a single lane is sufficient and is what we should put in. When we looked at the cost, we are trying to do this with Ohio Public Works money to keep our costs down. One of the things we learned is by shifting it slightly to the northeast, toward the water tower, because that is Avon's property, we don't have to acquire near as much land and we can make it fit in there better. Structurepoint has been very much on top of this all along and we will get you those reports. ODOT's report is going to show you that the cost between a single intersection and a roundabout are very close with actually the roundabout costing a little bit more until we shifted it. By doing that, we saved acquisition costs and turns out to be a little bit less, but they say it works for traffic flow much, much better and you have less maintenance and less costs and one lane is sufficient.

Safety-Service Director Armbruster: One thing you have to recognize is that you have a single lane going in. You can't have a two lane roundabout. You have to come out onto a single lane. You can't have two lanes going around a roundabout when you are only coming out on a single lane. It doesn't make sense. If it was coming out onto a double lane, you could do it. Two cars could come out, but you can't have two cars side by side in a roundabout, trying to make a left hand turn with another car coming at you going straight. It won't work. You need to have double lanes both ways in order to come out of that roundabout if that is the way you are going to do it. The reports that you see are going to suggest that the traffic right now, although it

appears to be backed up, which it is, at that 5:00 timeframe, it is the movement of those trucks coming between 3:30 and 6:00 taking a left on Mills Road. What Structurepoint has done is they have actually increased the sides of the inside of the roundabout, so the 53 foot trucks come around there, the trailer itself is going to be up on the bricks you might say to get through there to come around. You actually have a larger roundabout in size but only a single lane when it comes to the entrance and exits on all sides.

President Pro-Tem Butkowski: Thank you. That will help a lot of people to understand it because I have gotten a lot of questions.

Councilman Boose: Again, I am not here to say that the roundabout is not the best solution. I just haven't seen anything that tells me one way or the other.

President Pro-Tem Butkowski: Are there any other questions? Can someone make a motion please?

Councilwoman Johnson: Madam President, I had a comment. On 252 they put in a roundabout near Route 57 in York Township. It is beautiful. They were also closed for two months. I'm looking forward to this one. Did you need a motion to get this moving as soon as possible?

Safety-Service Director: Emergency.

Moved by Johnson and seconded by Abens to dispense with the second and third readings for T 78.

President Pro-Tem Butkowski: Is there any other discussion? Clerk, please call the roll on the motion to dispense with the second and third readings.

Yes- 5 No - 1 (Boose)

Clerk of Council Smith: The vote was five yes and one no.

Moved by Johnson and seconded by Keenan to adopt T 78.

Moved by Johnson and seconded by Keenan to add the emergency clause for the safety of the residents and further to meet the OPWC application deadlines.

President Pro-Tem Butkowski: Clerk, please call the roll on the emergency clause.

Yes - 5 No - 1 (Boose)

Clerk of Council Smith: Emergency passes with one no and five yes.

President Pro-Tem Butkowski: On the motion to adopt T 78 with the emergency, Clerk, please call the roll.

Yes - 5 No- 1 (Boose)

Clerk of Council Smith: T 78 is adopted with the emergency and becomes **Ordinance 5371-2016**.

Yes - 5

No- 1 (Boose)

President Pro-Tem Butkowski: Moving on to T 79.

Clerk of Council Smith:

T 79-2016 AN ORDINANCE AUTHORIZING THE MAYOR TO NEGOTIATE AND ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW WITH WIRING UNLIMITED INC., A PROFESSIONAL ENGINEERING FIRM, TO PERFORM THE PHASE II UPGRADE OF THE SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM (SCADA) AT THE FRENCH CREEK WASTEWATER TREATMENT PLANT, NOT TO EXCEED \$250,000.00.
(Introduced by Mayor Gillock)

President Pro-Tem Butkowski: T 80.

Clerk of Council Smith:

T 80-2016 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 BAGLEY ROAD; PERMANENT PARCEL NUMBERS 07-00-011-103-084 OWNED BY MOULD DEVELOPMENT, LLC AND 07-00-011-103-085 OWNED BY WALTER E. MARTENS & SONS FUNERAL HOME, INC.; BOTH PARCELS FROM R-1 RESIDENCE DISTRICT TO B-3 HIGHWAY COMMERCIAL DISTRICT.
(Introduced by petition of Donald Mould)

President Pro-Tem Butkowski: I am referring T 80 to Building and Lands Committee and Planning Commission.

President Pro-Tem Butkowski: We are now moving on to second readings, T 46.

SECOND READINGS:

Clerk of Council Smith:

T 46-2016 AN ORDINANCE ESTABLISHING A NEW N.R.C.O. CHAPTER ENTITLED "MOBILE FOOD VENDORS".
(Introduced by Councilwoman Butkowski; First reading on 04/04/2016; Referred to Safety on 04/04/2016; Safety on 04/18/2016; Safety on 05/02/2016; Safety on 05/12/2016; Report accepted on 05/16/2016)

Moved by Johnson to replace that legislation with the current legislation that was left at our desks and keep it under second readings.

President Pro-Tem Butkowski: Is there a second?

Law Director Crites: Technically, as was Councilwoman Johnson's intent on doing, it should be a motion to amend by substitution as we are amending something that has already been submitted.

Moved by Johnson and seconded by Chapek to amend T 46-2016 by substitution.

Law Director Crites: If we were to replace, we would have to go back and resubmit it and it wouldn't be at second readings.

President Pro-Tem Butkowski: Are there any questions?

Mayor Gillock: Madam President, just a minor item. There is a misspelling in the title being the word ordinance. It just needs to be corrected. I don't think you need to amend it as it is just a typo.

Councilman Boose: Can we make a note for the Clerk, upon approval; have the new legislation that was amended by substitution replace the one that is on our ipads, so that we can have the right one?

President Pro-Tem Butkowski: There was a new one on your desk tonight.

Councilman Boose: Electronically, it hasn't been changed.

President Pro-Tem Butkowski: It will be changed.

Councilman Keenan: Madam Chair before we leave this one, I do have two questions. One, as I have read this amendment, there is no fee associated with the process of these vendors coming in and pulling a permit, correct?

President Pro-Tem Butkowski: Correct.

Councilman Keenan: Then these people will need to get a permit for everyday they are in the City doing business? It says that if they leave their site for one hour, their permit is expired, therefore every time that they arrive into the City to do business, it's a new permit.

Councilwoman Johnson: It is easy to do though. They can do it online.

Councilman Keenan: So, it's done online.

Councilwoman Johnson: Or they can stop in and pick it up.

President Pro-Tem Butkowski: It doesn't entail a lot of work on our part. They have to fill out everything they need and they can do it online. They can do it whenever.

Councilman Keenan: Okay. In advance, is there a requisite amount of time in advance of them showing that they must submit their paperwork in order to get online?

Councilwoman Johnson: 48 hours and that should be in there.

Mayor Gillock: Madam President, does this mean a vendor that is going to be at Victory Park for a month has to get 30 permits?

President Pro-Tem Butkowski: If they don't move their vehicle and they just leave it there.

Mayor Gillock: Okay, only if they move it.

President Pro-Tem Butkowski: It is the way they set it up. If it is all tied down, then that is fine. Are there any other questions?

Councilman Boose: Madam President, I am not sure how many of these there will be. I am not sure if a nominal fee might be something to consider. It seems to me that it could be an administrative nightmare sometimes if you have a vehicle that leaves an hour and has to come back or maybe comes every weekend for four months. That is twenty times that they would have to come to the Fire Department or fill out something online to get a permit and then each time they get a permit, they need to be inspected. Is that correct? That is an inspection every time and it just seems like a lot of work versus having one permit good for thirty days, sixty days, ninety days.

Law Director Crites: Madam Chair, I didn't mean to interrupt you Dennis, sorry. It will be. That is being misinterpreted and if it requires amending language, we will take a look at it. If Joe's Pancakes wants to have his truck every Tuesday at the parking lot of Marcs that is one permit. If not, that is an untenable situation we are going to have to discuss. We will have to look at it as that is the way I understood it. Otherwise, I think the administrative nightmare is a reasonable prediction.

President Pro-Tem Butkowski: Mr. Fire Chief, did you want to say something in regard to why you have to do those inspections?

Fire Chief Reese: The whole point of this is when they come here, they set up, we inspect them and the next time they come and set back up, it is not the same way. They do things differently and that is why we want to see them each time. It is a ten minute inspection. It is a permit that they fill out online. It will take them five minutes to fill it out. It is not an inconvenience to them. It is no more inconvenient to them as it is our residents who fill out fire permits now online. I don't see any reason, if they want to do business; we aren't charging them to do it each time as it is written now. That is part of the reason because we didn't want to gauge them each time they came to the City, but the thing we need to know is when they are coming in. They come in and they leave and they come in again. We have no idea what they are doing.

Councilman Boose: I agree, in fact my point was that I wasn't concerned about the inconvenience to the vendor. It was the inconvenience to you and your department. Each time you have to make sure that you have the manpower to do so to send someone out to inspect it and for no fee, and again, depending upon how many. Obviously, during the Corn Festival that will be a big thing. You'll spend a lot time doing that as it does include those vendors as I don't see that it excludes them and so, that was my concern for your department as being inundated with having to get out there during a certain time frame to inspect them so that they can do what they need to do.

Fire Chief Reese: We would rather spend ten minutes doing an inspection than two hours putting a fire out. On our side, in the long run, possibly saving us time, but more importantly to assure the safety of the public that is walking up to the tent or mobile unit and purchasing food. The whole idea is that it is no different than a restaurant that moves in. We inspect them one time, but they never move again. Here we are with this restaurant that moves in, moves out, moves in and moves out. We don't know what they are doing. They are bouncing down the road and for all we know they alter their vehicle while they are gone and so, I think it is in our best interest to take a look at it each time. It's a ten minute inspection for us. What happens is that it is no different than our fire permits that we have now for residents. As soon as they fill out the permit, we get an email letting us know they filled out the permit and where they are going to be and so, the whole point from the get go was to know when they are coming into town and when they are leaving. That is what is unknown right now. We know that they are out there. We know some of the places they go to. We know that some of them are every weekend, but what we don't know is which weekend, what days, what times.

Councilman Keenan: Can I have one more follow up if I may? In Section 4, Regulations D, it says that the North Ridgeville Fire Department reserves the right to perform an inspection of any kind during operation. That is different than mandating that they can't operate until you perform the inspection and so, if you have three calls going on, then you'll get to it.

Fire Chief Reese: Exactly.

Councilman Keenan: That helps me with the fact that you have a little wiggle room and the ability to get to them and they can conduct their business if they have applied.

Fire Chief Reese: We have a full-time Fire Inspector in the City that is here Monday through Friday. He will take a look at them if he can if they are going in at that time. If they are not, whatever company is in that district, we have more than one Fire Inspector in the City and they will go in service and take a look at it and they are done. I don't think it is too much to ask. The public deserves us doing that and that is what we are supposed to be doing.

Mayor Gillock: Madam President, just a question. There ought to be a way that the Fire Inspector could have some leeway. If you are having a softball tournament at Shady Drive with five food trucks coming in and they are coming in on Friday night and going home and coming back Saturday and going home and coming back Sunday, you are talking fifteen inspections for

the same truck day after day after day. There ought to be a way that the Fire Inspector can say you are good from June 9 through June 11.

Fire Chief Reese: That is a great point. I think what happens most of the time is that they don't tear down and go.

Mayor Gillock: That is what these food trucks do.

Fire Chief Reese: Not all of them though. Because there is so much that goes into setting up and tearing down. It's like going camping. You don't tear the trailer down, go home and then come back. They leave them there. They get rides back. They sit there for weeks at a time.

Mayor Gillock: Some do and some don't.

Councilwoman Johnson: Madam President, I think that is why it is good that it says that the Fire Department reserves the right to perform an inspection. If they felt comfortable that the person that keeps coming back and forth and back and forth, knows what they are doing and they say, well he's been doing this and he knows the ropes, we don't have the manpower right now, it is still okay if they are comfortable with it, but if they are not, they still can go out and inspect. So, they don't have to inspect them fifteen times if they feel comfortable.

Fire Chief Reese: Another good point is that they don't know when we are coming. They just have to assume every time that we are going to be there, which is what we want them to do. We want them to be on their best behavior at all times setting them up like they are supposed to.

Mayor Gillock: So, if they apply for a permit and you guys are busy, does that mean they can't open and operate?

Fire Chief Reese: No.

President Pro-Tem Butkowski: That is what they changed in there so that they can open.

Mayor Gillock: Are they notified that they can go ahead?

Fire Chief Reese: They should know that and we will include that on the permit that they print out.

President Pro-Tem Butkowski: Are there any other questions? Motion was made by Johnson and seconded by Chapek. All those in favor say yes. Those opposed say no.

Yes - 6

No - 0

President Pro-Tem Butkowski: Motion passed. The Ordinance was amended by substitution and has had its second reading. Now we are moving on to third readings, T 64.

THIRD READINGS:

Clerk of Council Smith:

T 64-2016 AN ORDINANCE APPROVING THE FINAL PLAT OF NORTH RIDGE
POINTE SUBDIVISION, PHASE 2, FOR RECORDING PURPOSES ONLY.
(Introduced by Mayor Gillock; First reading 05/02/2016; Second reading 05/16/2016)

Moved by Johnson and seconded by Boose to adopt T 64.

President Pro-Tem Butkowski: Are there any questions? Clerk, please call the roll.

Yes - 6

No - 0

Clerk of Council Smith: That gives us six yes and it becomes **Ordinance 5372-2016**.

MEETING ANNOUNCEMENTS:

President Pro-Tem Butkowski: Our next regular Council meeting will be on Monday, June 20, 2016 at 7:30 p.m. in Council Chambers.

ADJOURNMENT:

President Pro-Tem Butkowski: This meeting is adjourned. The meeting was adjourned at 8:19 p.m.

Approval of minutes on June 20, 2016:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL