

**NORTH RIDGEVILLE CITY COUNCIL
MEETING MINUTES
JULY 19, 2021**

CALL TO ORDER:

President DeVries called the Tuesday, July 19, 2021, Council meeting to order at 7:00 p.m.

INVOCATION:

Led by President DeVries

PLEDGE OF ALLEGIANCE:

Led by President DeVries

ROLL CALL:

Present were Council members President Martin DeVries, Holly A. Swenk, Dennis Boose, President Pro-Tem Bruce Abens, Clifford Winkel, Jason R. Jacobs, and James R. Maleski.

Also present were Mayor Kevin Corcoran, Safety-Service Director Jeff Armbruster, Law Director Brian Moriarty, Auditor April Wilkerson, Engineer Dan Rodriguez, Clerk of Council Nancy Linden, and Assistant Clerk of Council Shari Ma.

MINUTES - Corrections (if any) and approval:

President DeVries asked if there were any corrections to the City Council meeting minutes of July 6, 2021.

With no comments or questions, the meeting minutes of July 6, 2021, stand approved.

President DeVries noted that Council received the following meeting minutes:

- Committee of the Whole meeting minutes of July 6, 2021.

LOBBY:

President DeVries opened the lobby session. He asked anyone that would like to speak to come to the podium and state their name and address for the record. He further added each person will be given three minutes to speak. He requested anyone that wished to speak to fill out a lobby sheet located in the back of the room.

President DeVries asked the individual to state their name and address for the record.

John Vrtachnik, 5553 Main Avenue, North Ridgeville, Ohio 44039.

Mr. Vrtachnik stated that he had been a resident of the City for over 48 years. He informed Council that he figured out a way to fund the new police station without a levy. He further explained that his reason for attending the July 19, 2021, Council meeting was to inform Council of an incident that happened over the July 4th weekend. He stated an incident occurred involving individuals in his neighborhood lighting fireworks close to his residence. He stated his wife, who is wheelchair-bound, noticed from the front window that fireworks were getting closer to their property. Mr. Vrtachnik stated when he went outside, he saw that his grass was on fire. He went over to ask the neighbors to stop lighting the fireworks, or he would call the police. The neighbor responded by saying that he would not stop lighting fireworks because it is the 4th of

July. Mr. Vrtachnik stated he called the police. The police came and gave the neighbor a verbal warning. Mr. Vrtachnik stated he informed the police that his call was not a noise call but instead a safety call. The neighbor, in turn, had another neighbor light the fireworks. Mr. Vrtachnik asked Council at what point should police warn or take action on individuals who violate laws and safety.

President DeVries asked Mr. Vrtachnik if there was any damage to his property.

Mr. Vrtachnik replied, "The front yard was burnt...When our houses were built, they were built with two ease, and if that incinerating device would have been caught in between the two ease, and once the roof goes up, the house is gone."

President DeVries thanked Mr. Vrtachnik for sharing his concerns with Council. He advised that the situation was a police matter and that Mayor Corcoran and Safety-Service Director Armbruster will follow up with the Police Department regarding the issue.

President DeVries informed when speaking during the Lobby Session of the meeting individuals are to speak about one topic.

President DeVries asked the individual to state their name and address for the record.

Dawn Hart, 33062 Chestnut Ridge Road, North Ridgeville, Ohio 44039.

Mrs. Hart stated that she has spoken to many members of Council, Mayor Corcoran, and the Police Chief regarding the use of off-road vehicles, motorcycles, and snowmobiles over the last four years. She stated people need to be more responsible for when and where they're riding. The amendment has cut down on the time people can ride; however, prior to that, where was our quiet time when they're riding continuously (resident asking). She pointed out that the Ordinance states a person can ride on private property if they have 5 acres or more. She asked if the five acres could be continuously or can it be two and a half acres side by side to total five acres. She went on to explain that she received a letter from Police Chief regarding bow hunting that states the hunter can borrow a neighbor's property to make five acres. She stated she has a hundred-foot-wide two acres deep property, and so does her neighbor. Next to the neighbor, the neighbor has three acres of land that can be borrowed. Mrs. Hart asked if land could be borrowed.

President DeVries explained to Mrs. Hart that she is not the only person with questions; there are many people who are for and against the Ordinance, so there will be a lot of discussion regarding the Ordinance.

Mrs. Hart replied, "They sit in a barn right next to our house, which was not permitted, but it is allowed to be kept, and they just rev it because they don't like that they're being argued about or against. It's kids and it's parents pushing kids."

President DeVries thanked Mrs. Hart for her comments.

President DeVries asked the individual to state their name and address for the record.

Mannie Saini, 5850 Jaycox Road, North Ridgeville, Ohio 44039.

Mr. Saini stated he was in attendance regarding the Ordinance amending certain sections of NRCO Chapter 476. He advised in February 2019, this provision was suggested; however, it was turned down. The Ordinance has some differences, but the context is the same. Mr. Saini stated the disrespectful neighbors ruin it for the respectful law-abiding neighbors. He went on to explain that both he and his daughter are four-wheel riders. He stated he is a neighbor first and respects the fact that people need quiet time, and will not say that he is not at fault. But the minute that a situation was brought to his attention, it was after 9 pm, and he was not aware that someone was riding on his property. He advised he has a good relationship with his neighbor and has provided her with his contact information in the past. Mr. Saini stated he does not believe a change in the Ordinance is needed to make neighbors respectful. A statute in the Ordinance states a rider cannot ride within 250 feet of a structure. That is a police issue if kids are unruly. Another problem, as mentioned before, is people riding on your property without the property owner being aware. Mr. Saini stated fireworks, kids, loud engines are all higher than 80 decibels, and lowering off-road vehicle decibels to 78 is not appropriate. The numbers on the decibel meter from 1970 or 2012 are no longer appropriate numbers. Another point he raised was the amount of acreage. Mr. Saini stated only 1.2-percent of North Ridgeville's population has over five acres, which is not a lot. The Ordinance is requesting a reduction in the number of lawful riders. Mr. Saini advised should an issue occur, that is what law enforcement is for. When his daughter does something, law enforcement is there knocking at his door even though 99.5-percent of the time she is law-abiding. Therefore, limiting 98.5-percent of the population is inappropriate. He advised the disrespectful neighbors are messing it up for the respectful neighbors and that a small local issue for law enforcement and a local City Councilperson should not be a City-wide law change.

President DeVries announced that the 3-minute time limit had expired.

Moved by Councilman Boose and seconded by Abens to allow an additional 3-minutes of speaking time.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Mr. Saini asked who was responsible for making the change to the Ordinance and asked if the individual making the change could discuss the impact of the change with him. He stated that he uses his four-wheeler to pull firewood around his property for recreational purposes. Mr. Saini explained that the high exhaust four-wheelers are the loud and obnoxious vehicles. The high exhaust four-wheelers are the cause of the loud disruption, and those vehicles should not be allowed after 9 p.m., not 6 p.m., because it does not give him the time he needs with the machinery he purchased. He believes that limiting the acreage to five acres is a violation of his civil rights and that he pays property tax; therefore, his rights should not be taken away from him.

President DeVries thanked Mr. Saini for his comments.

President DeVries asked if others had questions or comments.

ADMINISTRATORS REPORTS:

A. Mayor:

Mayor Corcoran asked Council to consider dispensing with the second and third readings and adding the emergency clause to T 91-2021, an Ordinance amending Ordinance 5831-2021, traffic paint striping to increase the not to exceed amount to \$160,000.00. Mayor Corcoran stated the reason for the increase is the bid opening drove the price up, and the reason for the emergency is so the project can move forward in hopes of avoiding scheduling conflicts due to the weather.

Mayor Corcoran asked Council to consider dispensing with the third readings and adding the emergency clause to T 85-2021, an Ordinance authorizing the Mayor to enter into a contract for the 2021 full depth concrete pavement replacement associated with the OPWC funding round 35, not to exceed \$700,000. The reason for the emergency is to move forward with the project.

Mayor Corcoran stated the Summer Concert Series at South Central Park. The last concert in the series is taking place Sunday, July 25, 2021, from 6-8 PM at the gazebo.

Mayor Corcoran stated the last in the series of free movies in the park would be held on Friday, July 30, 2021, at South Central Park. The featured movie is “Wonder Woman” 1984, beginning at dusk.

He then explained, both the Summer Concert Series and Free Movies in the Park are subject to cancellation because of weather conditions. For updates during the season, you can visit the Parks & Recreation Department Rainout Line tab on their webpage or call the Rainout Line at 440.210.6226.

B. Safety-Service Director:

Safety-Service Director Armbruster stated he received a request to move the LED street sign to Gail Drive. The sign has been set-up on both sides of Gail Drive.

C. Engineer:

Engineer Rodriguez stated the lowest bidder for the Paint Striping contract did not meet qualifications set forth in the bid document. The second lowest bidder did not complete their bid. Therefore the City had to move forward with the third bidder who was a little over the Engineer’s estimate and project budget which is the reason for the increase in T 91-2021.

Engineer Rodriguez stated a bid was received from Konstruction King in the amount of \$581,003.00 for T 85-2021 (Engineer Rodriguez said “T-94”).

He informed the splitter island concrete was completed today. Due to the amount of rain the City received last week asphalt paving could not take place, so asphalt pavement, landscaping, and cleaning can take place during the upcoming week.

D. Auditor:

Auditor Wilkerson advised that T 96-2021 is the City's 2022 tax budget. She explained that one of the main purposes of the tax budget is to justify the continued collection of the authorized property tax levy and for participation in the distribution of the local government funds. She stated the budget is used to generate the certificate of estimated resources for the upcoming year. Due to the preliminary nature of the estimates, they may be amended prior to and during the year that is covered. She asked Council to consider passing T 96-2021 as well as the other two pieces of legislation with the emergency clause to provide the Auditor's office with the necessary resources for the expenditures.

President DeVries asked if the other two pieces of legislation were T 89 and T 90.

Auditor Wilkerson replied, "Yes."

President DeVries noted that Council received the following reports:

- May 2021 Financial Report
- June 2021 Financial Report

E. Other Reports:

President DeVries noted that Council received the following reports:

- May 2021 Building Department Report
- June 2021 Building Department Report
- June 2021 Fire Department Report
- June 2021 Police Support Car Report

COUNCIL COMMITTEE REPORT(S):

None

CORRESPONDENCE:

None

OLD BUSINESS:

None

NEW BUSINESS:

None

RECESS:

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

President DeVries asked for questions and comments.

No questions or comments were offered.

A voice vote was taken and the motion carried.

Yes – 7

No – 0

FIRST READINGS:

Ordinance and Resolution submittal(s)

Clerk of Council Linden:

T 89-2021 A RESOLUTION TO AUTHORIZE THE EXECUTION OF THEN AND NOW CERTIFICATES BY THE FISCAL OFFICER AND THE PAYMENT OF AMOUNTS DUE FOR VARIOUS PURCHASE ORDERS.

(Introduced by Mayor Corcoran)

Moved by Boose and seconded by Abens to dispense with the second and third readings for T 89-2021.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by Abens to adopt T 89-2021.

Moved by Boose and seconded by Abens to add the emergency clause to T 89-2021 to allow the Auditor’s Office the necessary resources in order to pay the expenditures.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

President DeVries asked for further comments or questions.

No comments or questions were offered.

A roll call vote was taken on the adoption with the emergency clause and the motion carried.

T 89-2021 becomes **Resolution No. 1529-2021**.

Yes – 7 No – 0

President DeVries asked for any additional comments or questions.

No comments or questions were offered.

Clerk of Council Linden:

T 90-2021 AN ORDINANCE AMENDING ORDINANCE NUMBER 5784-2020 OF THE CITY OF NORTH RIDGEVILLE, OHIO, PROVIDING APPROPRIATIONS FOR THE PERIOD COMMENCING JANUARY 1, 2021, AND ENDING DECEMBER 31, 2021.

(Introduced by Mayor Corcoran)

Moved by Boose and seconded by Abens to dispense with the second and third readings for T 90-2021.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by Abens to adopt T 90-2021.

Moved by Boose and seconded by Abens to add the emergency clause to T 90-2021 to allow the Auditor's office the necessary resources in order to pay the expenditures.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

President DeVries asked for further comments or questions.

No comments or questions were offered.

A roll call vote was taken on the adoption with the emergency clause and the motion carried.

T 90-2021 becomes **Ordinance No. 5846-2021**.

Yes – 7 No – 0

Clerk of Council Linden:

T 91-2021 AN ORDINANCE AMENDING ORDINANCEN NO. 5831-2021 WHICH AUTHORIZED THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE 2021 TRAFFIC PAINT STRIPING PROJECT, BY INCREASING THE NOT TO EXCEED AMOUNT TO \$160,000.00.

(Introduced by Mayor Corcoran)

Moved by Mayor Corcoran and seconded by Abens to dispense with the second and third readings for T 91-2021.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by Abens to adopt T 91-2021.

Moved by Boose and seconded by Abens to add the emergency clause to T 91-2021 in order to complete the project immediately.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

President DeVries asked for further comments or questions.

No comments or questions were offered.

A roll call vote was taken on the adoption with the emergency clause and the motion carried.

T 91-2021 becomes **Ordinance No. 5847-2021**.

Yes – 7 No – 0

Clerk of Council Linden:

T 92-2021 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF NORTH RIDGEVILLE TO ENTER INTO A FIVE-YEAR LEASE AGREEMENT WITH ENTERPRISE FOR A 2022 FORD F-250, NOT TO EXCEED \$35,000.00 FOR THE FIVE-YEAR TERM.

(Introduced by Mayor Corcoran)

Councilman Abens asked if T 92-2021 would be time sensitive due to the current condition of the automotive industry. He stated the automotive industry had been increasing their prices rapidly.

Mayor Corcoran stated the automotive industry is currently experiencing a lot of turmoil especially the time it takes to purchase vehicles. Mayor Corcoran stated during the next Council meeting members would see legislation on the agenda for the purchase of police vehicles. He went on to say that in the case with F-250s they are built; however, they are sitting waiting for chips, and that is the hold up. He further explained the lease is a switch from a purchase as a result of extensive discussions with Enterprise. It benefits the City to trade in vehicles prior to the lease term expiration. He stated during the next Council meeting emergency passage will be asked.

Clerk of Council Linden:

T 93-2021 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/OR BEST BIDDER FOR THE REMOVAL AND REPLACEMENT OF THE EXISTING FRONTIER PARK PEDESTRIAL (misprint, word should have read PEDISTRIAN) BRIDGE, INCLUDING ANCILLARY WORK, NOT TO EXCEED \$71,800.00.

(Introduced by Mayor Corcoran)

Councilwoman Swenk asked if the City uses Frontier Park enough to justify a \$71,800.00 bridge replacement.

Councilman Boose stated as part of the Recreation Commission that the Park is used extensively not only by youth groups but also neighborhood residents, the City and other programs. The bridge is the only way to get directly to the park from the parking lot that the City has. There is another entrance on the other side of the park that is used sparingly because the way the neighborhood is set up. The preferred way to get to the park is over the bridge.

Mayor Corcoran stated the Service Department had been working on French Creek's bank at Frontier Park and the bridge is in need of replacement. The bridge is the only entrance way from the parking lot and the width of the creek is significant. The Park gets enough use to justify the cost and the bridge is absolutely necessary.

President DeVries asked if there were any other questions or comments.

Clerk of Council Linden:

T 94-2021 AN ORDINANCE AMENDING CERTAIN SECTIONS OF N.R.C.O. CHAPTER 476, SNOWMOBILES, OFF-HIGHWAY MOTORCYCLES AND ALL-PURPOSE VEHICLES.

(Introduced by Mayor Corcoran)

President DeVries referred T 94-2021 to the Safety Committee.

Clerk of Council Linden:

T 95-2021 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 ADDING RESTROOM FACILITIES TO THE SHADY DRIVE BATTING CAGE AREA OF THE SHADY DRIVE COMPLEX, NOT TO EXCEED \$191,500.00.

(Introduced by Mayor Corcoran)

Clerk of Council Linden:

T 96-2021 AN ORDINANCE ADOPTING AND APPROVING THE TAX BUDGET OF THE CITY OF NORTH RIDGEVILLE, OHIO, FOR THE YEAR BEGINNING JANUARY 1, 2022, AND SUBMITTING SAME TO THE LORAIN COUNTY AUDITOR.

(Introduced by Mayor Corcoran)

Moved by Boose and seconded by Abens to dispense with the second and third readings for T 96-2021.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by Abens to adopt T 96-2021.

Moved by Boose and seconded by Abens to add the emergency clause to T 96-2021 in order to meet the filing deadline.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

President DeVries asked for further comments or questions.

No comments or questions were offered.

A roll call vote was taken on the adoption with the emergency clause and the motion carried.

T 96-2021 becomes **Ordinance No. 5848-2021**.

Yes – 7 No – 0

SECOND READINGS:

Clerk of Council Linden:

T 85-2021 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT ACCORDING TO LAW AND IN A MANNER PRESCRIBED BY LAW, WITH THE LOWEST AND BEST BIDDER FOR THE 2021 FULL DEPTH CONCRETE PAVEMENT REPLACEMENT AND OTHER APPURTENANCES ASSOCIATED WITH THE OHIO PUBLIC WORKS COMMISSION FUNDING ROUND 35, NOT TO EXCEED \$700,000.00.

(Introduced by Mayor Corcoran)

Moved by Boose and seconded by Abens to dispense with the second and third readings for T 85-2021.

A voice vote was taken and the motion carried.

Yes – 7 No – 0

Moved by Boose and seconded by Abens to adopt T 85-2021.

Moved by Boose and seconded by Abens to add the emergency clause to T 85-2021 in order to complete the project in a timely manner.

A voice vote was taken on the emergency clause and the motion carried.

Yes – 7 No – 0

President DeVries asked for further comments or questions.

No comments or questions were offered.

A roll call vote was taken on the adoption with the emergency clause and the motion carried.

T 85-2021 becomes **Ordinance No. 5849-2021**.

Yes – 7 No – 0

THIRD READINGS:

None

MEETING ANNOUNCEMENTS:

There will be a public hearing regarding the final plat approval for Meadow Lakes Subdivision Phase No. 19 in a PCD, R-1 District on Monday, August 2, 2021, at 6:30 p.m. in City Council Chambers.

The next regular Council meeting will be on Monday, August 2, 2021, at 7:00 p.m. in City Council Chambers.

ADJOURNMENT:

President DeVries adjourned the meeting at 7:37 p.m.

NORTH RIDGEVILLE CITY COUNCIL
REGULAR MEETING JULY 19, 2021

Approval of minutes on August 2, 2021:



PRESIDENT OF COUNCIL



CLERK OF COUNCIL