

CITY OF ROCKY RIVER

September 10, 2018

The Regular Meeting of Council was called to order by Mr. Moran, President of Council at 7:00 p.m. in the David J. Cook Council Chambers.

Council Members Present: Mr. Hunt, Mr. Shepherd, Mr. O'Donnell, Mr. Furry,
Mr. Sindelar, Mr. Klym, Mr. Moran

Administration: Mayor Bobst, Mrs. Costello, Mr. Thomas

Law Director: Mr. Bemer

The meeting was opened with the Pledge of Allegiance.

MOTION:

Moved by Mr. Moran, seconded by Mr. O'Donnell and Mr. Furry, that the reading of the minutes of the Legislative Meeting and Finance Committee Meeting of July 23rd be waived and that the minutes be accepted as submitted.

Vote:	Hunt – aye	Shepherd – abstain	O'Donnell – aye	Furry – aye
	Sindelar – aye	Klym – aye	Moran - aye	
	6 ayes	1 abstain	0 nays	PASSED

Moved by Mr. Moran, seconded by Mr. O'Donnell, that the reading of the minutes of the Special Meeting of July 30th be waived and that the minutes be accepted as submitted.

Vote:	Hunt – aye	Shepherd – aye	O'Donnell – aye	Furry – aye
	Sindelar – abstain	Klym – aye	Moran - aye	
	6 ayes	1 abstain	0 nays	PASSED

Moved by Mr. Moran, seconded by Mr. O'Donnell, that the reading of the minutes of the Committee-of-the-Whole Meeting of September 4th be waived and that the minutes be accepted as submitted.

Vote:	Hunt – aye	Shepherd – aye	O'Donnell – aye	Furry – aye
	Sindelar – aye	Klym – aye	Moran - aye	
	7 ayes	0 nays		PASSED

MAYOR'S REPORT:

The Mayor welcomed Ann, Kelly and Deena, all graduate students from Case Western Reserve University.

Thanks to Director Costello and the city's engineers, Cleveland Water has awarded the city with three waterline projects. Story Road which will be part of the resurfacing project in the amount of \$852,000; Shoreland Avenue will be a waterline project only, in the amount of \$525,000; and Struhar at \$524,000. A total of \$1.9 million dollars in waterlines for next year. This puts the city well over the \$10 million mark with Cleveland Water.

The Mayor shared Building Statistics through the end of August. Residential permits and valuation are both up while commercial permits and valuation are down slightly. In total however, there is an increase of total permits with a total valuation of \$18,520,000.00.

Tomorrow morning there will be a 9/11 Remembrance Ceremony at the City Hall flagpole beginning at 8:30 a.m. If it is raining, the ceremony will be inside City Hall. Thank you to Rev. Dr. Jon Fancher who will be participating in the Ceremony.

On Thursday morning, the Westshore Senior Directors will be presenting the Senior Website Collaborative to the Fairview Hospital Advisory Board. This Wednesday the Westshore Senior Directors will be extending a formal thank you to the Community West Foundation for their philanthropic support of that collaborative website project.

Also on Thursday, the Historical Society will be meeting at 7:00 p.m. at the Senior Center for a presentation by the Western Reserve Historical Society regarding the “Golden Age of Shopping”.

Friday evening the Senior Center will be presenting their fundraiser “A Night at the Races” at Memorial Hall. The horses have sold out.

Saturday is the Fall Arts Festival held on Old Detroit Road. There are over 50 vendors for the festival. Thank you to the Parks and Recreation Foundation and the Recreation Department for their support, the many student volunteers, the merchants on Old Detroit Road who support the Artists and the artists who make this event possible.

LAW DIRECTOR’S REPORT: Mr. Bemer said that the Planning Commission met in August to address the amendments to the Planning and Zoning Code. Ordinance No. 87-17 still has work to do on it and Ordinance No. 90-17 regarding the solar regulations is revised and the minutes will be approved at the September Planning meeting and will then be presented to City Council for consideration.

- Councilman O’Donnell asked if there was any update regarding the legal case. Mr. Bemer did not have an update.

COMMITTEE REPORTS: Councilman Klym reported on the Parks and Recreation Commission meeting that was held on September 6th. The Civic Center was shut down for a week during the month of August. Many projects were completed during that time including: Studio 2 and pool locker rooms were painted; fitness bathrooms were painted; the zero depth pool was painted with two coats of paint; the pool spa and stairs were painted, new shower curtains were installed in the locker rooms along with carpet cleaning in the fitness lobby and track rooms and refurbished benches in the locker rooms.

Director Mehling reported on the success of Food Truck Fridays and said it will be brought back again next year. Ongoing work in the parks includes:

- Rocky River Park – painted the decks and stairs and replaced the picnic tables in the lower bowl with a PVC material and replaced the drinking fountain. Fundraising is continuing for the new band shelter and the Parks and Recreation Committee is still seeking donations.
- Elmwood Park will have weeding and seeding of the baseball diamonds.
- Morley Park – the picnic shelter was painted and new landscaping was completed.
- Tri-City Park – added 4 pickle ball courts and 2 tennis courts and the picnic shelter will be painted at the end of September.
- Martin Park has a new drinking fountain, new lights in the restrooms, and working on cleaning up trees around the perimeter of the park.
- Linden Park has painted restrooms, added sand to the volleyball courts and the picnic shelter and benches will be painted in September.

Mr. Moran said that the Planning Commission’s meeting is scheduled for 7:00 p.m. this Thursday, September 13th. There will be three items on the agenda. Mr. Moran will be out of town and unable to attend.

COMMUNICATIONS AND ANNOUNCEMENTS: NONE

PUBLIC COMMENT: NONE

UNFINISHED BUSINESS:

AMENDED ORDINANCE NO. 87-17

BY: JOHN B. SHEPHERD

**AN ORDINANCE AMENDING CHAPTER 1153 CAPTIONED SINGLE FAMILY AND TWO FAMILY RESIDENTIAL DISTRICT REGULATIONS OF THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, AND SPECIFICALLY SECTION 1153.03 ENTITLED USE REGULATIONS, SECTION 1153.07 ENTITLED SETBACK REQUIREMENTS, SECTION 1153.09 ENTITLED HEIGHT REQUIREMENTS, SECTION 1153.13 ENTITLED PROJECTIONS INTO REQUIRED SETBACKS, AND SECTION 1153.15 ENTITLED ACCESSORY USES AND STRUCTURES, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBITS “A-E”
ON HOLD**

This amended ordinance is still on hold. Council is waiting for a recommendation from the Planning Commission.

AMENDED ORDINANCE NO. 90-17

BY: JOHN B. SHEPHERD

**AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1181.19 ENTITLED SOLAR REGULATIONS, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”
ON HOLD**

This amended ordinance is still on hold. The Planning Commission has reached a resolution regarding Amended Ordinance No. 90-17 and the minutes will be addressed in September.

AMENDED ORDINANCE NO. 50-18

BY: THOMAS J. HUNT

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 505 ENTITLED ANIMALS AND FOWL OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”
ON HOLD**

Mr. Hunt said that council is still looking at some of the review materials from Chapter 505.01 which is proposed to be amended in conjunction with the Ohio Revised Code and its language on dogs and animals.

- Mr. Sindelar said that “dangerous dog” is defined in 505.01 and then later in section 505.11. Mr. Sindelar feels it doesn’t need to be defined twice. Mr. Hunt said that there is other language there that needs tightened up as well.

NEW BUSINESS:

RESOLUTION NO. 51-18

BY: MICHAEL P. O’DONNELL

**A RESOLUTION ACCEPTING AMOUNTS AND RATES AS DETERMINED BY THE CUYAHOGA COUNTY BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE CUYAHOGA COUNTY FISCAL OFFICER AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”
1st READING**

Council discussed this last week. This is required by the Cuyahoga County Budget Commission requiring Council to pass this resolution to put the millage on the real estate property tax bills to be assessed to all

residents. Thank you to the Mayor for circulating the description of the millage and how it works. This will have three full reads.

- Mr. Klym thanked the administration for following up on his lengthy questions. He has a much better understanding of inside, outside and charter millage.
- Mr. Shepherd also thanked the administration for all the information given this week regarding millage.
- The Mayor said that when the Charter Review Commission meets again, some of the language regarding millage should be clarified. This will also be discussed during the budget process this year. The Mayor provided Council the Ohio Revised Code Section 5705.13 regarding Reserve Balance Accounts, Special Revenue Funds, Capital Project Funds or Budget Stabilization Funds for review.

ORDINANCE NO. 52-18

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2018 FORD F-150 EXTENDED CAB PICK-UP TRUCK FOR THE SERVICE DIVISION UNDER THE STATE COOPERTIVE PURCHASING ACT FROM VALLEY FORD TRUCK INC., AT A COST NOT TO EXCEED \$30,402.00

1st READING

This authorizes the city to purchase a pick-up truck for the service commissioner and arborist. He was using a 2007 Impala car which is now parked and out of service. Mr. Snyder is currently using another truck that is needed in service for the Parks Department. This vehicle is being purchased under the State Cooperative Purchasing Act. This will have a full three reads.

ORDINANCE NO. 53-18

BY: BRIAN J. SINDELAR

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO RENEW A CONTRACT FOR ONE (1) YEAR FOR THE PURCHASE OF JANITORIAL SUPPLIES FOR THE CITY OF ROCKY RIVER FROM OHIO VALLEY SUPPLY AND MAINTENANCE CO. AT A COST NOT TO EXCEED \$55,000.00

1st READING

As discussed last week, this is for janitorial supplies from Ohio Valley Supply. This is a renewal of the agreement to purchase supplies that bid in 2015, at no additional cost. Director Costello said that when janitorial supplies are put out to bid they choose the supplies that are used the most. If these products are found to be less expensive with another vendor, the city is allowed to purchase from the cheaper vendor. This will have three full reads.

ORDINANCE NO. 54-18

BY: JOHN B. SHEPHERD

AN ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH SPECIALIZED CONSTRUCTION, INC. FOR THE 2018 CRACK & JOINT SEALING PROGRAM IN AN AMOUNT NOT TO EXCEED \$92,400.00

1st READING

This is an annual ordinance to seal the joints in the streets preventing water from getting underneath the asphalt. This company was the only bid received, but has been the best and lowest bid in previous years. Labor cost has increased. There are no unresolved findings on the Auditor's Database. This will have a full three reads.

- Mr. Moran has noticed that on some streets in West River Estates the crack & joint sealing may be peeling away and beginning to crumble. Director Costello will look into this and have a comprehensive plan for this area.

MISCELLANEOUS BUSINESS: NONE

PUBLIC COMMENT: Dr. Gary Previts, Bradfords Gate, wanted to follow up with President Moran about the flight plan that was published in the paper. Mr. Furry discussed the Metroplex plan and it should not affect Rocky River. The Mayor explained that the Metroplex Project is using satellite navigation, which is required by Congress to find more direct routes to save fuel, save time and create efficiency in the airspace. Ground base navigation is still in existence but the satellite navigation guides the aircraft. It is the takeoffs that impact Rocky River but aircrafts now follow the valley to the lake before turning west.

President Moran added that anyone who has questions or issues to please call the airport hotline. The more people that call and bring it to the airport's attention, the better chance of having the issue resolved.

Deena, a Rocky River resident and a graduate student from Case Western Reserve University, thanked City Council and the administration for their service to the City of Rocky River. The Mayor said that she speaks for everyone that it is an honor to serve this community.

As there was no further business by members of Council, the meeting was adjourned at 7:45 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council