

**CITY OF ROCKY RIVER**

**June 11, 2018**

The Regular Meeting of Council was called to order by Mr. Moran, President of Council, immediately following the CIC Meeting in the David J. Cook Council Chambers.

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

Absent: Mr. Hunt

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

Law Director: Mr. Bemer

**MOTION:**

Moved by Mr. Moran, seconded by Mr. O’Donnell, that the reading of the minutes of the Legislative Meeting of May 29<sup>th</sup> be waived and that the minutes be accepted as submitted.

Vote: Shepherd – aye	O’Donnell – aye	Furry – aye	
Sindelar – aye	Klym – aye	Moran - aye	
6 ayes		0 nays	<b>PASSED</b>

Moved by Mr. Moran, seconded by Mr. O’Donnell, that the reading of the minutes of the Committee-of-the-Whole Meeting of June 4<sup>th</sup> be waived and that the minutes be accepted as submitted.

Vote: Shepherd – abstain	O’Donnell – aye	Furry – aye	
Sindelar – aye	Klym – aye	Moran - aye	
6 ayes	1 abstain	0 nays	<b>PASSED</b>

**Oath of Office**

The Mayor gave the Oath of Office to Firefighter Zachary T. Weinreich and Firefighter Clayton C. Angeloff at this evening’s meeting. The Mayor began by reading a thank you note from a resident thanking the paramedics who escorted her to the hospital. The note said wonderful things about the fire department personnel. Chief Lenart said that Zach is from Parma and graduated from St. Ignatius High School in 2012. Zach attended Loyola University Chicago where he earned a degree in Criminal Justice and Criminology. Zachary began his firefighter career in Broadview Heights and Chief Lenart hired Zach through the Civil Service Process.

The Mayor then gave the Oath of Office to Clayton C. Angeloff. Chief Lenart said that Clayton graduated from Strongsville High School in 2010 and joined the Military Airforce and served as a firefighter. Clayton then worked at Hinckley Township and Columbia Township before joining the force here at the City of Rocky River. Chief Lenart said he can’t say enough about the firefighter team here in Rocky River and these are two great additions to the team that helps protect the residents of Rocky River and the entire Westshore area.

The Mayor welcomed Mayor DeGeeter from Parma and thanked him for attending this evening's swearing-in and also thanked the families for attending this evening and the support that surrounds these two fine young men. President Moran thanked all the firefighters who attended this evening's swearing-in.

### **MAYOR'S REPORT:**

The Detroit Road milling will begin this week at the west end. The city is communicating with the St. Jude Home so that people will be crossed safely to view the St. Jude Home on weekends.

The Mayor also announced that June 18<sup>th</sup> through the June 29<sup>th</sup>, the engineering fieldwork will be done on the Hilliard Road Bridge from 8:00 a.m. – 4:30 p.m. There will be single right lane closures in each direction that could cause some delays. They will be inspecting the deck and the under bridge portion.

Fire Department Training began today at the Wellness Center on Wooster Road. Thank you to Fairview Hospital and the Wellness Center that allowed the various fire departments to work together on their training. The firefighters are on duty and will leave training if needed.

Food Truck Friday was a big success and will continue throughout the summer, weather permitting. There were a lot of positive comments.

The Concert Series continues with the next concert on June 24<sup>th</sup>. If there is inclement weather the bands will move in to the artificial turf in the ice rink area. Concerts are held rain or shine.

This past Friday, three bids were received for the ladder truck for the Fire Department. Council will be receiving information regarding that review.

The Mayor is happy to announce that Northeast Ohio Parent Magazine has selected the City of Rocky River as the Best Town to Raise a Family. Rocky River will be featured in the July issue.

On Wednesday morning, Chief Lenart will be the guest reader at Chick-fil-A at 9:30 a.m. He will be reading "A Visit to the Firehouse."

Thank you to Rich Snyder and crew, Ron Gottschalk, Director Costello and Bill Brink for the entire flower planting on Old Detroit Road. Thank you for all your time and hard work.

On Sunday, June 24<sup>th</sup>, an event will be hosted at the Civic Center by the Rocky River Public Library, the Rocky River Chapter of the League of Women Voters and the City of Rocky River beginning at 11:30 a.m. It is called "Common Ground". It will be sponsored all over the county by the Cleveland Foundation. This event brings together groups of people who meet on the same day around the region to discuss various issues. There is no cost to anyone who would like to attend. Pre-registration is requested through the library. This year's theme is "Why Does Place Matter?"

The Mayor also mentioned that on June 18<sup>th</sup>, the Design Guideline Workshop in Dublin, OH will be held. Law Director Bemer, Kate Straub from the Building Department and the Mayor will be attending and will provide Council with feedback regarding Small Cell Wireless Placement.

- Mr. Furry asked what Food Trucks will be at City Hall this Friday. The Mayor will check with Jennifer Barnes and let Council know.

**LAW DIRECTOR'S REPORT:** Mr. Bemer announced that BZA will be meeting this Thursday at 7:00 p.m. Matters on the agenda are residential in nature. On Tuesday, the 19<sup>th</sup>, the Planning Commission anticipates reviewing the Master Plan. The meeting may begin around 5:30 p.m. Mr. Bemer will confirm the starting time of this meeting.

President Moran introduced Arborist Rich Snyder who is presenting to Council this evening. Arborist Snyder, who is also the Lead Supervisor for the Parks Department thanked Council for allowing him to address them. Mr. Snyder is often asked what the role of a municipal arborist is. The role is the management of the urban forest. To do that a mission statement was created. The Rocky River Arborist's Mission Statement is: To maximize the economic, environmental and social benefits of the urban forest both public and private for the residents of the City of Rocky River. To validate that mission he developed, established and calculated strategies to achieve the goals of the urban forest. The goals are:

1. To maintain the health and vigor of all trees in the urban forest.
2. To plant the largest suitable tree for each site selected.
3. To achieve a fully stocked urban forest or as close as possible.

Mr. Snyder did an inventory of all the trees in Rocky River including location, species, size, condition and whether or not there was conflict with infrastructure. With this data, Mr. Snyder was able to prioritize the maintenance of the trees. The focus then was incorporating more trees into the city. Mr. Snyder has also incorporated new programs to promote the health and sustainability of the young trees and has created a Master Planting Plan for the tree lawn trees. Mr. Snyder said that he has also begun planting trees on public property along Hilliard Blvd. and Linden Road.

Mr. Snyder said that a big part of his job is making himself available for residents. In the future he would like to teach the benefits of trees to the residents. He would also like to form a Shade Tree Commission for the City.

Mr. Moran thanked Mr. Snyder for all of this information. Mr. Shepherd asked how residents should handle it if the tree lawn trees are sprouting out of the base. Mr. Snyder encourages the residents to call him and one of his crew will come to trim them. Mr. Sindelar asked about the replacement of tree lawn trees. Mr. Snyder said he could plant a tree on any tree lawn unless a resident refuses a tree. He relies heavily on the resident's help to keep the tree watered and protected. Mr. Sindelar asked if there is a list of tree removal companies that the city recommends. Mr. Snyder said that he has a list available along with the Building Department. This list contains the names of contractors that are registered with the city.

The Mayor added that Mr. Snyder has worked with several Civic Organizations and is very generous with his time.

**COMMITTEE REPORTS:** President Moran reiterated the date and time for the BZA Meeting that is being held this Thursday at 7:00 p.m.

**COMMUNICATIONS AND ANNOUNCEMENTS:** Mr. Moran said that Council received a Liquor Control Application for Sky Fuel Inc. at 19400 Hilliard Blvd. This will be discussed at next week's meeting.

Mr. Shepherd requested that the family present this evening be able to address Council at this time even though their comment is not regarding an item on the agenda. Mr. Moran concurred.

**PUBLIC COMMENT: Sharon, Abe (8), Emma (7) and Noah (5) First, 2846 Gasser Blvd.** Mrs. First is a current resident of Gasser Blvd. and grew up on Colahan Drive in Rocky River. Gasser Blvd. residents feel that Gasser is a busy, unsafe street for their children. Bus time is particularly bad with all the traffic. The residents are not sure what type of solution(s) are available. The residents have discussed the possibility of a stop sign by the Morley Park Entrance or possible speed bumps being added to the road. Emma added that when her ball goes in the street there are so many cars it takes a long time for her to get her ball. Abe is worried that his siblings and his parents may be injured crossing the street. He would like something to be done so no one is hurt in the future. Mr. Moran thanked them for coming to Council to discuss their concerns. Mr. Moran assured them that this concern will be looked at. The Mayor added the city has been working on this concern with Chief Stillman and Lt. Lichman. Real data has been collected regarding the traffic on Gasser. There has also been a lot of enforcement on this street. Gasser is carrying a little more traffic due to other projects in the city. The average daily volume is approximately 1700 cars. Several years ago the city changed the configuration at the intersection so cars couldn't cut through on Gasser during peak times. From January to June there have been 36 officer enforcement details with about almost 28-30 citations written. The average speed on Gasser is 25.3 mph. It ranges from 21-31 mph. The city can continue to do enforcement but it is only for the time that the police are there. The Mayor will look for other solutions. The Mayor asked Mrs. First to inform the city of the bus times in the fall so the city can add enforcement on the street while children are being picked up. Director Costello added that stop signs have to be warranted by the ODOT Uniform Traffic Manual so the city cannot place a stop sign to control speed. Speed bumps are very loud and become a maintenance issue. Director Costello will be working soon with a traffic engineer concerning these issues.

**UNFINISHED BUSINESS:**

**AMENDED ORDINANCE NO. 84-17** **BY: JOHN B. SHEPHERD**  
**AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, CHAPTER 1127 REGARDING DEVELOPMENT PLAN REVIEW PROCEDURES AS PROVIDED IN SECTION 1127.03, SECTION 1127.35, AND SECTION 1127.37 AS FURTHER DESCRIBED IN THE ATTACHED EXHIBITS "A", "B" AND "C"**  
**ON HOLD**

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

**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 feedback 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 on hold. Council is waiting for feedback from the Planning Commission.

**ORDINANCE NO. 93-17 BY: JOHN B. SHEPHERD  
AN ORDINANCE AMENDING CHAPTERS 1151, 1155, 1157, 1163, 1165, 1169 AND 1171 OF THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER REGARDING WIRELESS TELECOMMUNICATION FACILITY USE WITHIN RESPECTIVE ZONING DISTRICTS AS FURTHER DESCRIBED IN THE ATTACHED EXHIBITS “A-H”  
ON HOLD**

This ordinance is on hold and is in regard to Wireless Communication and has been read twice. On June 18<sup>th</sup>, the Design Guideline Workshop is scheduled in Dublin, OH. Law Director Bemmer, Kate Straub from the Building Department and the Mayor will be attending and will provide Council with feedback regarding Small Cell Wireless Placement.

**ORDINANCE NO. 30-18 BY: THOMAS J. HUNT  
AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2018 DODGE CHARGER FOR THE POLICE DIVISION UNDER THE STATE COOPERATIVE PURCHASING ACT FROM GREVE CHRYSLER JEEP DODGE OF VAN WERT AT A COST NOT TO EXCEED \$26,288.00  
2<sup>nd</sup> READING**

There was discussion about this ordinance last week and Mr. Hunt provided the reason for the purchase of a Dodge Charger because of its size and the retrofit situation. This will be discussed more at next week’s meeting.

**ORDINANCE NO. 31-18 BY: THOMAS J. HUNT  
AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2018 FORD INTERCEPTOR FOR THE POLICE DIVISION UNDER THE STATE COOPERATIVE PURCHASING ACT FROM LEBANON FORD AT A COST NOT TO EXCEED \$29,504.40  
2<sup>nd</sup> READING**

Mr. Moran said that this was discussed last week and the Ford Interceptor is the direction the police department is moving to make room for equipment. This will be discussed more at next week's meeting.

**RESOLUTION NO. 32-18** **BY: MICHAEL P. O'DONNELL**  
**A RESOLUTION AUTHORIZING THE CERTIFICATION OF UNPAID PROPERTY MAINTENANCE COSTS TO THE CUYAHOGA COUNTY FISCAL OFFICER FOR COLLECTION IN ACCORDANCE WITH THE LAWS OF THE STATE OF OHIO AND AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"**  
**2<sup>nd</sup> READING**

Mr. O'Donnell said that he anticipates three full reads. These amounts represent accumulated unpaid costs from 2017. The property owners were billed these costs, but were never paid. The property owners will have the amounts assessed against the property. This will be discussed further next week.

**RESOLUTION NO. 33-18** **BY: MICHAEL P. O'DONNELL**  
**A RESOLUTION ACCEPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF ROCKY RIVER, OHIO FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2019**  
**2<sup>nd</sup> READING**

Mr. O'Donnell said that this resolution is the first pass of the 2019 Budget in summary form. It is required to be submitted to the County by July 20<sup>th</sup>. The Finance Director goes through the budget and takes a first pass using the information that is available at the time. This will be discussed further next week.

**ORDINANCE NO. 34-18** **BY: JAMES W. MORAN**  
**AN EMERGENCY ORDINANCE ESTABLISHING THAT ROCKY RIVER CITY COUNCIL SHALL RECESS DURING THE MONTH OF AUGUST IN 2018**  
**2<sup>nd</sup> READING**

Mr. Moran said that this has been discussed the last couple of weeks. Council has taken the month of August off for the last 20-30 years. This will be discussed further at next week's meeting.

**RESOLUTION NO. 35-18** **BY: JAMES W. MORAN**  
**A RESOLUTION ADOPTING A COMPREHENSIVE GENERAL PLAN KNOWN AS THE 2018 ROCKY RIVER MASTER PLAN**  
**2<sup>nd</sup> READING**

Mr. Moran said that this was read twice and he will refer this resolution to the Planning Commission for further comment.

**ORDINANCE NO. 36-18** **BY: JOHN B. SHEPHERD**  
**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH TERRACE CONSTRUCTION**

**COMPANY, INC. FOR THE 2018 WATER MAIN REPLACEMENT FOR HOMELAND DRIVE AND RIVERWOOD AVENUE, IN AN AMOUNT NOT TO EXCEED \$958,607.10  
2<sup>nd</sup> READING**

Mr. Shepherd said that the funding for these waterline projects are all reimbursed by the City of Cleveland Water Department. This will be discussed more at next week's meeting.

**NEW BUSINESS:**

**ORDINANCE 37-18** **BY: BRIAN J. SINDELAR**  
**AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2018 FORD F-550 ONE TON TRUCK WITH SNOW PLOW PACKAGE FOR THE SERVICE DIVISION UNDER THE STATE COOPERATIVE PURCHASING ACT FROM VALLEY FORD TRUCK, INC., AT A COST NOT TO EXCEED \$58,141.00  
1<sup>st</sup> READING**

The city is seeking to purchase a one-ton truck to replace a vehicle that is out of service. This purchase was in the budget and will be purchased through the State Cooperative Purchasing Act.

**RESOLUTION NO. 38-18** **BY: CHRISTOPHER J. KLYM**  
**AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR AND HER DESIGNEE TO SUBMIT AN APPLICATION FOR A \$150,000.00 NATUREWORKS GRANT AND ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR BRADSTREETS LANDING PARK PEDESTRIAN BRIDGE IMPROVEMENTS  
1<sup>st</sup> READING**

This Resolution authorizes the Mayor and the Safety-Service Director to file a grant application with the ODNR under their Natureworks Program for Bradstreet's Landing Park Pedestrian Bridge Improvements. This will be discussed further at next week's meeting.

**CONSENT AGENDA:**

**ORDINANCE NO. 27-18** **BY: JOHN B. SHEPHERD**  
**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO EXTEND THE AGREEMENT WITH FABRIZI TRUCKING & PAVING CO., INC. LAKEVIEW AVENUE HAMPTON ROAD (SOUTH) PROJECT AGREEMENT FOR ADDITIONAL PAVING WITHIN THE CONSTRUCTION ZONE ON HILLIARD BLVD. BETWEEN GASSER BLVD. AND WESTMOOR AT A COST NOT TO EXCEED \$479,780.00  
3<sup>rd</sup> READING**

Mr. Shepherd said that there was DOPWIC funding, an 80/20% split left over from the Hampton and Lakeview project. This ordinance would use up that funding and pave the part of Hilliard Blvd. as described in the ordinance title.

**ORDINANCE NO. 28-18** **BY: THOMAS J. HUNT**  
**AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SCHOOL RESOURCE OFFICER AGREEMENT WITH THE ROCKY RIVER CITY SCHOOL DISTRICT BOARD OF EDUCATION FOR THE 2018-2019, 2019-2020, AND 2020-2021 SCHOOL YEARS**  
**3<sup>rd</sup> READING**

Mr. Moran said that for the next three years this program will include a SRO Officer at the Middle School as well as the High School.

**ORDINANCE NO. 29-18** **BY: THOMAS J. HUNT**  
**AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 139.01 OF THE POLICE DIVISION CODE ENTITLED “COMPOSITION”, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”**  
**3<sup>rd</sup> READING**

This is a companion ordinance to Ordinance No. 28-18. Exhibit A is about the total number of police officers and adds the SRO Officer for the Middle School.

Moved by Mr. Moran, seconded by Mr. O’Donnell that Ordinance No. 27-18, 28-18 and 29-18 of the Consent Agenda be passed as read

Vote: Shepherd – aye	O’Donnell – aye	Mr. Furry - aye	
Sindelar – aye	Klym – aye	Moran - aye	
6 aye		0 nays	<b>PASSED</b>

**PUBLIC COMMENT: NONE**

As there was no further business by members of Council, the meeting was adjourned at 8:35 p.m.

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James W. Moran  
President of Council

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Susan G. Pease  
Clerk of Council