

## **CITY OF ROCKY RIVER**

**October 3, 2016**

The meeting of the Committee-of-the-Whole was called to order by Mr. Moran, President of Council, at 8:00 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

Law Director: Mr. Bemer

Press: Ms. Botos

The meeting was opened with the Pledge of Allegiance.

### **OATH OF OFFICE**

The Mayor was pleased to recognize newly appointed firefighter Alexander P. Hearn, stressing the importance of his job as a firefighter and telling him that he will be a hero to people on their very worst day. Fire Chief Lenart introduced Mr. Hearn who has come to Rocky River via the Eastlake Fire Department as a result of a rigorous process of testing, interviewing and checking which is designed, hopefully, to result in 30-year members of the department.

The Mayor then administered the oath of office to Mr. Hearn to the applause of his family and many friends.

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

There was a great retirement sendoff for Emil Rosol who was overwhelmed by the attention and many good wishes of his co-workers. The Mayor noted that on Friday, Mr. Rosol's last day, she attended a gathering on Friday night at the Civic Center and Mr. Rosol was working up to midnight on his last day. Among the many good wishes expressed, the Mayor thought he was especially pleased about the room named for him at the Civic Center.

The Mayor extended congratulations to Firefighter Matt Domin who was inducted into two halls of fame over the weekend: the Riverside High School Hall of Fame and the Mt. Union Hall of Fame for accomplishments in his football career. The Chief mentioned to the Mayor that the only loss sustained by the Mt. Union team during Mr. Domin's career was the championship game during his senior year.

Leaf machines are in good working order and ready to go. The Mayor also announced that the first salt spreader has been assembled.

Today more than 100 seniors left for Nova Scotia on a Senior Center excursion. Reports of travels and adventures will follow.

Friday night is Homecoming. The police are prepared to assist with the parade, and the Mayor hopes to see everyone there. A large tailgate party with food trucks is planned.

**COMMITTEE REPORTS: NONE**

**COMMUNICATIONS AND ANNOUNCEMENTS: NONE**

### **UNFINISHED BUSINESS**

**ORDINANCE NO. 89-15:** Mr. Hunt explained that this ordinance has been pending for some time. The Administration, including the Safety-Service Director and the City Engineer, will meet tomorrow to review the new easement. He said that he will have an update at next week's meeting.

**AMENDED ORDINANCE NO. 26-16:** Councilman Sindelar said that he would like to discuss this rezoning ordinance and Ordinance No. 53-16 at the same time. He indicated that at this time, there is nothing new to report, and that Council is aware of the issues before it. Amended Ordinance No. 26-16 has been read two times, and Ordinance No. 53-16, which is the development agreement related to the first ordinance, has been read only once.

- The Mayor added that it was her understanding that there would be additional information from the developer which will be reviewed by the Building Commissioner.

This ordinance will remain on hold until both have been read twice, when both can be read for the third time and a vote called.

Mr. Sindelar also noted that Council members have taken the time to see the property and meet with concerned residents and the developers who have frequently sought feedback. As seen last week, developers have made efforts to make changes per suggestions and changes.

Mr. Moran said that he will be out-of-town in three weeks (October 24), the next legislative meeting. According to Mr. Sindelar's timetable, this would be the third vote. Next week, Councilman Klym will not be able to attend. He asked Council members they would prefer to wait until November 14 for a full contingent to vote on the issues or if it would prefer to have a special meeting for a second reading of Ordinance No. 53-16 or a vote on passage. Mr. Sindelar said that he would prefer to wait for three full readings at legislative meetings which would also allow more time for resident input. Mr. Hunt agreed that the issue is important enough not to proceed without all members of Council. The consensus was that because of the importance of the vote, it will be taken on November 14 when all members will be present.

**ORDINANCE NO. 45-16:** Mr. O'Donnell noted that this ordinance, authorizing the purchase of a 2017 F-550 Dump Truck for the Service Division at a cost not to exceed \$51,995.00, has been read

twice and he will seek passage next week. There has been discussion of the needed vehicle at past meetings.

**ORDINANCE NO. 46-16:** This is for the purchase of a 2016 20 cubic yard rear loading refuse packer for the Service Division. Mr. O'Donnell indicated that he will seek passage next week following the third reading. He noted that a lower bid had been received, but it did not meet the Service Department's specifications in approximately 38 areas. The recommendation, therefore, was to purchase a truck from Best Equipment at a cost of \$143,440. This has been discussed several times, and Mr. O'Donnell expects to seek passage next week.

**RESOLUTION NO. 47-16:** As discussed last week, Mr. Moran explained that this is a resolution that requests that the Cuyahoga County Fiscal Officer advance taxes from the proceeds of special assessments for the tax year of 2016. If this money is not requested, the City would have to wait six months to receive it. This week will be the second reading.

**RESOLUTION NO. 48-16:** Similar to Resolution No. 47-16, this resolution requests that the Cuyahoga County Fiscal Officer advance taxes from the proceeds of all tax levies for the tax year 2016. Mr. Moran noted that if these funds are not requested, the City would have to wait six months to receive the funds. This week will be the second reading.

**ORDINANCE NO. 49-16:** This ordinance, which has been read once, authorizes the purchase of a 2016 twenty-five cubic yard rear loading refuse packer for the Service Division. This is similar to Mr. O'Donnell's earlier ordinance in which a lower bid was submitted, but because of the number of exceptions to the specifications, the Administration concluded it would be better to accept the lowest and best bid from Best Equipment at a cost not to exceed \$154,782. Reasons for the bid acceptance include better overall design, mechanical issues, thickness of steel walls, and others. Mr. O'Donnell expects to have three readings of this ordinance.

**RESOLUTION NO. 50-16:** Councilman Klym explained that Resolution 50-16 authorizes the Administration to enter into an agreement with the Ohio Department of Natural Resources' Ohio Coastal Management Program for a Coastal Management Assistance Grant (CMAG) in the amount of \$45,000. If approved, it would require a \$45,000 match from the City. Proposals could then be solicited for a study of necessary changes to the fishing pier, the stream up to Spencer Creek, restroom structure and stabilization of the coastline itself. This study would help the City to improve the park and then, should improvements be necessary, a separate ordinance will be presented. This ordinance will authorize acceptance of the grant and the spending of the initial \$45,000 to provide the study. This ordinance has been read once, and Mr. Klym anticipates three readings.

**ORDINANCE NO. 51-16:** Mr. O'Donnell indicated that Ordinance 51-16 is passed annually and allows the City to purchase gasoline, fuel oil and allied products on the open market. Although the products are available through the state's purchasing programs, the Administration has been able to save by buying them on the open market. He expects three readings on this ordinance.

**ORDINANCE NO. 52-16:** In this companion ordinance to the one above, the City would be authorized to purchase tires on the open market. Unlike gasoline and fuel oil mentioned above, tires are not for sale through the state. Tires are, however, purchased in bulk where possible to achieve the best prices.

**ORDINANCE NO. 53-16:** See discussion of Amended Ordinance No. 26-16.

## **NEW BUSINESS:**

**RESOLUTION NO. 55-16:** Councilman Shepherd explained that this resolution will authorize the Administration to make application to participate in the Ohio Public Works Commission's State Capital Improvement and/or Local Transportation Program(s) for the Spencer Road Improvement Project. This is a very important sewer project for the City, with an estimated cost of \$2.2 million, and it entails a complete renovation of the sewers, the road surface, curbs and more. If approved, a 10% cash contribution from the City will be required. Since this is a county road, the county may be of assistance, which combined with zero interest loans from OPW and a grant being requested from DOPWIC will provide for the financing for the project. Mr. Shepherd has received a copy of the approximately 70-page application from the Safety-Service Director which was prepared in an effort to secure the loan, and he offered to forward it to any interested Council member. He noted that the surface of Spencer Road is not in good condition. Beneath the surface, he said, it is not a good situation as there are sanitary sewers that are tied in to storm sewers which feed into Spencer Creek and must be fixed. Although the City has done a lot to improve the sewer system, this is an important project. The expenditure cannot be taken lightly, but this project should go forward. Since the resolution does not have to be in place until December, Mr. Shepherd anticipates three readings for this resolution.

- Mr. O'Donnell asked which neighborhoods are served by this portion of the sewer system. Safety-Service Director Costello responded that on Spencer, the scope of the sewer work will be to move the sanitary connections out of the storm sewers, so not all mains will be replaced. The county storm and sanitary mains and the City sanitary sewer will stay in place, but in approximately 12-14 homes the sanitary system will be moved along the tree lawn and brought to a manhole. This is in the area between Roberts south to the corporation line, the general area that will see most of the sewer work. From there, new curbs will be installed to alleviate the problem of moisture under curbs which causes driveway aprons to rise above the ground level and to sink below. Catch basins will also be part of this project.
- Mr. Moran asked if Fairview Park mains also empty into this sewer. Director Costello said that Fairview Park's sewer flows down the county line so that it is an important part. As part of the due diligence, all lines were investigated. In fact, a company was hired to walk the storm sewers because it is so large, from Center Ridge Road to Fairview Park. It was found to be in good condition except for one section under Center Ridge, but this does not fit into the scope of this project which is mainly about the repair of the sanitary sewer. She has forwarded the report, however, and will meet with the county so that they are aware of the condition of the road. She will also forward the report to ODOT because Center Ridge is a U.S. route.

Mr. Moran noted that Spencer Road carries a great deal of traffic and is in need of repair.

**RESOLUTION 56-16:** Mr. Furry indicated that this resolution, like Resolution No. 55-16, authorizes application for capital improvements at the WWTP. He will have more to report at a later date, but expects to have three readings. He invited Council members to forward any questions or concerns.

The Mayor added that the three other communities that participate in the WWTP (Bay Village, Fairview Park and Westlake) will also consider identical legislation.

**MISCELLANEOUS BUSINESS: NONE**

Mr. Moran wished a Happy Birthday to Law Director Andrew Bemer.

As there was no further business by members of Council, the meeting was adjourned at 8:37 p.m.

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James W. Moran  
President of Council

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Misao Kurokawa  
Acting Clerk of Council