

CITY OF ROCKY RIVER

December 18, 2017

The Special 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. O'Donnell, Mr. Furry,
Mr. Sindelar (7:05), Mr. Klym, Mr. Moran

Absent: Mr. Shepherd

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

Law Director: Mr. Bemer

The meeting was opened with the Pledge of Allegiance.

The Special Meeting this evening is in regards to Ordinance No. 97-17, 102-17, 104-17, 105-17 and Resolution No. 103-17.

AUDIENCE PARTICIPATION: NONE

ORDINANCE NO. 97-17:

BY: JAMES W. MORAN

**AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT
EXPENSES OF THE CITY OF ROCKY RIVER, OHIO DURING THE FISCAL YEAR
ENDING DECEMBER 31, 2018**

3rd READING

Council has had long discussions regarding this ordinance. The Budget Hearing was a great meeting thanks to Director Thomas, Mayor Bobst and Director Costello. The clarity of the plan and where it will lead the city in 2018 is very much appreciated by Council.

There are several components to the changes presented; the overall result is a decrease in appropriations of \$1,526,859 from \$71,924,824 to \$70,397,965. Some of the changes are:

1. The Detroit/Wooster paving project appropriation amount was reduced by 50% from \$4,200,000 to \$2,100,000. ODOT is planning on this being a two-year project, in consultation with City Engineer Mike MacKay, an appropriate work and cost allocation was found to be 50% in 2018 and 50% in 2019.
2. A set of accounts for information technology was developed; an appropriation was added for \$157,900. This amount accounts for about half the increase to the General Fund.
3. The employee health insurance information for 2018 firmed up resulting in an overall need for an increase in appropriation of about \$110,000.
4. The Wastewater Treatment Plant capital budget was reduced by \$150,000 as the back-up generator project amount was counted twice in the original presentation.

5. The Municipal Court decided to replace a part-time probation employee with a full-time employee, with the new hire coming onboard in January. The impact is an increase in appropriations of about \$48,900.

Mr. Moran moved to amend Ordinance No. 97-17 by substitution, seconded by Mr. Furry.

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

PASSED

AMENDED ORDINANCE NO. 97-17:

BY: JAMES W. MORAN

**AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT EXPENSES OF THE CITY OF ROCKY RIVER, OHIO DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018
3rd READING**

The Mayor thanked Council for all their hard work and diligence and taking the time to go through all the detail in the Budget.

- Mr. Klym said that there is a tremendous amount of detail. The Budget Meeting on December 1st was a great meeting. There are a lot of Capital Projects in this Budget including sewer work, street work, the new police station that is being discussed, and a new roof for the ice rink and roof repair for the Civic Center. Mr. Klym stated that Council appreciates all the hard work and everything that has been done to make their job easier but there is a lot to review and oversight to be done over many years as these projects begin.
- Mr. Moran said that Council still has the opportunity to review each project as they come in front of Council in legislation.
- Mr. Furry thanked the Mayor and all the Directors for the time they spent on the Budget. He understands that it is a working plan and things could shift as the year progresses.

Mr. Moran moved for passage of Amended Ordinance No. 97-17, seconded by Mr. Furry.

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

PASSED

ORDINANCE NO. 102-17

BY: CHRISTOPHER J. KLYM

**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR THE DIRECTOR OF PUBLIC SAFETY SERVICE TO CONTRACT WITH AND PAY WESTLAND HEATING/AIR CONDITIONING THE COST FOR REPLACING FOUR (4) HVAC ROOFTOP UNITS AT THE HAMILTON ICE ARENA FOR AN AMOUNT NOT TO EXCEED \$235,580.00
3rd READING**

Mr. Klym said that this has been discussed a number of times including at the Budget Meeting with Director Mehling. These four units are right above the ice and are 30 years old. These units are very important not only for heating and cooling but also dehumidifying that area and the units

are not working at all. Mr. Klym moved for passage of Ordinance No. 102-17, seconded by Mr. Hunt and Mr. Furry.

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

PASSED

- Mr. O'Donnell disclosed that he represented another entity on the other side of Westland Heating/Air Conditioning and Mr. O'Donnell would like that known.

RESOLUTION NO. 103-17

BY: THOMAS J. HUNT

**A RESOLUTION APPROVING THE ADOPTION OF THE CUYAHOGA COUNTY
2017-2022 ALL-HAZARDS MITIGATION PLAN AND DECLARING AN EMERGENCY
3rd READING**

Mr. Hunt said this is the proposed resolution that will approve the adoption of the Cuyahoga County All Hazard Mitigation Plan for the years 2017-2022. The plan has to be adopted and updated every five years. Every Community is required to formally adopt the plan once it is approved by FEMA. The adoption by the city would allow the city to tap into funds and services from the County. This plan allows the County to locate areas of risk and assess cost, develop strategies and priorities to mitigate the risk from natural hazards, to guide communities in risk management activities and minimize conflict between the agencies responsible for mitigation and provide eligibility for future mitigation program funds. This program covers severe storms, flooding, severe winter weather, tornados, temperature extremes, erosions and landslides, drought and wildland fires, earthquakes and coastal flooding and other natural disasters. Mr. Hunt moved for passage of Resolution No., 103-17, seconded by Mr. O'Donnell and Mr. Furry.

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

PASSED

- Mr. Furry interjected that emergency language is overused. He is not asking for an amendment but is stating this for future consideration regarding the use of emergency language.

ORDINANCE NO. 104-17

BY: JAMES W. MORAN

**AN EMERGENCY ORDINANCE CREATING POSITIONS AND FIXING OR
ESTABLISHING THE ANNUAL SALARIES AND HOURLY RATES COMMENCING
JANUARY 1, 2018 FOR THE APPOINTED EMPLOYEES IN THE SEVERAL
DIVISIONS AND DEPARTMENTS OF THE CITY OF ROCKY RIVER
3rd READING**

Mr. Moran said this has been discussed and was part of the Budget discussions and Collective Bargaining Agreements so things are consistent. This is for the appointed positions at a 2.5% increase of salaries for 2018. Mr. Moran moved for passage of Ordinance No. 104-17, seconded by Mr. Furry.

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

PASSED

ORDINANCE NO. 105-17**BY: JOHN B. SHEPHERD****AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION TO REPAIR AND RESURFACE SECTIONS OF DETROIT ROAD AND WOOSTER ROAD REFERRED TO AS CUY-US20-08.0/VAR – (PID 85393) AS FURTHER DESCRIBED IN EXHIBIT “A”****2nd READING**

Mr. Moran said that this is a major Capital Improvement Project that was discussed in the Budget Hearings. This project covers Wooster Road from Center Ridge to Detroit and Detroit Road from the Westlake border to Wooster. It is a major expenditure. 80% of the asphalt costs are covered by ODOT funds which amounts to \$1.28 million. The city does have to pay for all the full-depth repairs to the concrete sub surface and work on intersections and sidewalks to make them ADA compliant. The city will need to pay \$2.14 million. Mr. Moran thanked Director Costello for her work securing the funds from ODOT. This project will go from 2018 through 2019. The Mayor added that there is a considerable amount of concrete work that needs to be completed along with ADA compliance issues.

- The Mayor asked if there was any consideration regarding passing this Ordinance this evening. The administration is concerned that Council is not back in session until January 8, 2018 and this will delay the process. Council will have another opportunity to review when the contract comes in on the actual project. Administration needs to communicate with ODOT that the city is moving ahead and that the funds are available.
- Director Costello concurred that this would move the project along if passed this evening and the paperwork turned into ODOT as soon as possible. ODOT will have to review the paperwork received from the city. Having the opportunity to open bids prior to the weather breaking gives the city the opportunity to receive good pricing.
- Mr. Furry doesn't have a problem with this. He is wondering who will award the bids to the contractors. Director Costello responded that this is called a Local Let Contract to manage. As a requirement from ODOT, the city will need a construction assistant who will oversee the contractor. The Mayor added that when the specs are approved, the city will do all the bidding and the awarding of the contract. The Mayor spoke with Myron Pakush, the District Director of ODOT, and a project within this scope will probably be in the hands of a larger contractor.
- Mr. O'Donnell said that he does not object to voting on this legislation this evening. This is a grant and it may give the city a chance at better pricing.
- Mr. Hunt is questioning if ODOT will do anything with this within the next two weeks. The Mayor said that it helps in other ways also. Director Costello has a communication protocol with businesses and property owners. The Mayor will take ODOT on their word that as soon as they receive the paperwork, they will begin their part of the process. The Mayor said they have been very good to work with.

- Mr. Moran asked Council if anyone has received a phone call regarding this project. He added that it isn't often that Council moves ahead on ordinances sooner than a third read. Mr. Furry and Mr. Klym said that they often hear comments from residents regarding the condition of Detroit and Wooster Road. Mr. Klym is ok with the rules suspension this evening, but in general if this was a contract, his answer would be no. When looking at this size of a project he would prefer more notice.
- Mr. Moran said that this is exactly why the residents passed the tax levy to make sure there were funds for Capital Improvements. This is very important.

Mr. Moran moved to suspend the three read rule on Ordinance No. 105-17, seconded by Mr. Furry.

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

Mr. Moran moved for passage of Ordinance No. 105-17, seconded by Mr. O'Donnell. Mr. O'Donnell added that he is happy to hear that traffic will continue to move in both directions throughout this project.

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

Mr. Moran moved to close the Special Meeting, seconded by Mr. O'Donnell. The Special Meeting was adjourned at 7:30 p.m.

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

James W. Moran
President of Council

Susan G. Pease
Clerk of Council

CITY OF ROCKY RIVER

December 18, 2017

The meeting of the Committee-of-the-Whole was called to order by Mr. Moran, President of Council, immediately following the Special Meeting.

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

Absent: Mr. Shepherd

Administration: Mayor Bobst, Director Costello, Mr. Thomas

Law Director: Mr. Bemer

MAYOR'S REPORT:

The Mayor said that the Refuse Calendar along with helpful hints regarding refuse and recycling has been mailed out to residents. The final edits for the Resident Reference Guide have also been made. The Reference Guide is scheduled to be mailed to residents at the end of December and in resident's homes by the first of the year.

The Mayor thanked Council for a wonderful year and the good work this evening. This allows the administration to move along with this project and Council will have more opportunity to review it all.

- Mr. Moran asked if there were any changes regarding the Refuse Calendar. The Mayor said that Simple Recycling was added along with more detail regarding recycling.

COMMITTEE REPORTS: NONE

COMMUNICATIONS AND ANNOUNCEMENTS: Mr. Moran said that this will be the last meeting for Council this year. The next meeting will be held on January 8, 2018 beginning at 7:00 p.m. Council, the Law Director and the Mayor will be sworn-in on this date also.

UNFINISHED BUSINESS:

ORDINANCE NO. 79-17: Mr. Moran said that Ordinance Nos. 79-17 through Ordinance No. 93-17 are the pending ordinances regarding the Planning and Building Codes. These ordinances are on hold until a Committee Meeting is scheduled sometime in January.

- Mr. O'Donnell asked if the date has been set for the Committee Meeting to discuss these ordinances. The Mayor responded that she, Commission Reich, Law Director Bemer, Bill Bishop, the head of the Planning Commission and Eric Pempus, the head of the BZA will be in attendance at this meeting. The date has not yet been determined.

ORDINANCE NO. 80-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 81-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 82-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 84-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 85-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 87-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 88-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 89-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 90-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 91-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 92-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 93-17: This will be on hold and postponed until January 2018.

ORDINANCE NO. 105-17: This was passed at the Special Meeting this evening.

ORDINANCE NO. 106-17: This ordinance has been referred to the Planning Commission. The Planning Commission Meeting will be held on Wednesday, January 10, 2018.

NEW BUSINESS: NONE

MISCELLANEOUS BUSINESS: President Moran thanked Mr. Bill Welch for the delicious Christmas cookies he brought to Council this evening.

As there was no further business by members of Council, Mr. Moran wished everyone a Merry Christmas and a Happy New Year. Council is looking forward to another great year. The meeting was adjourned at 7:35 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council