

CITY OF ROCKY RIVER

April 11, 2016

The Regular Meeting of Council 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. O'Donnell, Mr. Shepherd, Mr. Furry,
Mr. Sindelar, Mr. Klym, Mr. Moran

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

Law Director: Mr. Bemer

Press: Ms. Botos

MOTION:

Moved by Mr. Moran, seconded by Mr. O'Donnell, that the reading of the minutes of the Legislative Meeting of March 28th be waived, and that the minutes be accepted as submitted

Vote:	Hunt – abstain	Shepherd – aye	O'Donnell – aye	Mr. Furry - abstain
	Sindelar – aye	Klym – aye	Moran – aye	
	5 ayes	0 nays	2 abstain	PASSED

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

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

MAYOR'S REPORT:

The Mayor announced that Cleveland Magazine has once again selected the City of Rocky River to be the featured community in the "Rating of the Suburbs" issue. The Mayor is currently working on that insert with Cleveland Magazine. This is for the June issue which will be released the end of May. The city is very excited to be chosen.

The Mayor discussed the nine RFQ's received to evaluate the renovation of the Police Department Building. Four of those RFQ's were selected for presentation to Chief Stillman, Safety Service Director Costello, Lieutenant Crates and the Mayor. The presentations were

conducted last week. The city will move forward asking all four companies to provide the city with bids and deliverables. At this time, the city is not looking at renovating the Fire Station, but that could be a phase two at some point.

At tonight's meeting Council received Ordinance No. 16-16 sponsored by Councilman Hunt. This Ordinance is the Marine Patrol Grant accepting \$30,000 from the ODNR. This Grant represents 75% of the Marine Patrol costs, which are estimated to be \$40,000 for this year, 2016. These monies will be deposited in an account for the Metroparks, the City of Lakewood and the City of Rocky River to split for the cost of operating the Marine Patrol Boat. Each city then pays their own personnel costs. Chief Stillman received this letter late last week and the ODNR would like the agreement returned by April 29th. The city has asked for an extension as has been done in past years so that Council can complete their legislative process.

- Councilman Hunt asked how much additional time the ODNR would grant for the extension. The Mayor responded that the ODNR would grant an additional read for this Legislation. If Council is willing to waive the 72-hour rule this evening, this would be the first read for this ordinance with the second reading being on April 25 and May 9th would be the final read. If Council acts to hold this Legislation until the next Legislative Meeting, the city would indicate to the ODNR that it would be May 23rd before Council would pass it. Mr. Hunt said he doesn't see any problem with reading the Legislation this evening.
- Councilman Furry concurred saying that this is not a new ordinance plus it is receiving money as opposed to spending it. Mr. Furry does wish that other entities would understand the three full reads before passage.
- The Mayor recollected that Ordinance 13-15 was read for the first time on April 13th, 2015; the second read was on April 27th and passed at that time.

Councilman Shepherd asked what night the Planning Commission will be holding their next meeting. The Mayor said the meeting is next Tuesday, April 19th. The agenda has several items encompassing the preliminary for the Valore Project. All residents will be notified of this meeting beginning tomorrow. Also on the Planning Commission agenda will be the solar panels for the Unitarian Church and another pre-preliminary for the project being proposed for Lake Road. Councilman Shepherd asked if the Unitarian Church plan has changed regarding the independent structure. The Mayor responded yes and Mr. Bemer said it is a roof only project.

LAW DIRECTOR'S REPORT: Law Director Bemer said that within the last couple of months, the Law Department has received requests to review some use ordinances that effect residential and commercial properties. The ordinances being reviewed are the noise ordinance, the temporary sign ordinance and an intent clause in the business district ordinance. Mr. Bemer anticipates proposing legislation to propose to Council on these three issues. These are free standing issues that will not impact the Master Plan process. Mr. Bemer has already spoken to Councilman Sindelar about the noise ordinance which will be the first matter reviewed.

The Mayor said that the administration is meeting with the County this Thursday to initiate the Master Plan Process. The Mayor will have more to report next Monday.

COMMITTEE REPORTS: NONE

COMMUNICATION AND ANNOUNCEMENTS: NONE

President Moran mentioned that Council receives a copy of Monday's Meeting Agenda on Friday of the previous week, at least 72-hours prior to the meeting. This evening there is an additional Ordinance proposed. The President thought it would be a good idea to present Ordinance No. 16-16 this evening and begin discussion on this ordinance.

MOTION:

Moved by Mr. Hunt, seconded by Mr. Sindelar, that the 72-hour rule of notification be waived and that Ordinance No. 16-16 be considered on this evening's agenda.

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

PUBLIC COMMENT – LEGISLATIVE ITEMS: NONE

ORDINANCE NO. 89-15 **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE DIRECTING THE MAYOR TO EXECUTE
EASEMENTS TO JOSEPH P. VALORE AND VALORE BUILDERS BY THE CITY OF
ROCKY RIVER, AND AS FURTHER DESCRIBED IN EXHIBITS "A-1" AND "A-2"
ON HOLD

Mr. Hunt said that this ordinance would continue to be on hold. This will be coming up for consideration by the Planning Commission and Council looks forward to receiving their findings and report.

ORDINANCE NO. 15-16 **BY: JAMES W. MORAN**
AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 88-15 WHICH
CREATED POSITIONS AND FIXED OR ESTABLISHED THE ANNUAL SALARIES
AND HOURLY RATES COMMENCING JANUARY 1, 2016 FOR THE APPOINTED
EMPLOYEES IN THE SEVERAL DIVISION AND DEPARTMENTS OF THE CITY OF
ROCKY RIVER
3rd READING

President Moran said that this has to do with all the appointed positions in the city. This is for a base increase of 2.5% with the exception of the minimum wage, which will stay the same. Fire is a 2% increase with a 1% increase as of July 1st. This will be retroactive back to the first of

the year. Additional changes are the part-time dispatch position and the Animal Control Officer and CSO that are being combined.

Mr. Moran motioned for the passage of Ordinance No. 15-16, seconded by Mr. Furry and Mr. O'Donnell.

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

ORDINANCE NO. 16-16 **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR
TO ENTER INTO AN AGREEMENT WHEREBY THE STATE OF OHIO WILL
SUPPLY UP TO \$30,000.00 FOR THE OPERATION OF THE MARINE PATROL FOR
THE YEAR 2016, AND AS FURTHER DESCRIBED IN THE ATTACHED
AGREEMENT
1st READING

Councilman Hunt asked to defer further comment and discussion until next week since Council just received this ordinance this evening. Council will have the opportunity to look at last year's contract to see what the agreements look like and to see if everything is in order. This Ordinance has been approved for many years to receive grant money for the Marine Patrol.

Mayor Bobst had a copy of last year's agreement and gave it to Councilman Hunt. The Mayor highlighted that the total award last year was for \$24,626.25. The total operating costs for last year were estimated to be \$32,836, which was 75%. The State has increased the distribution through the ODNR, the Division of Watercraft.

- Councilman Shepherd asked how sharing the expenses worked out last year. The Mayor responded excellent. The Department was able to calculate usage numbers and then divide up the operating costs subtracting any grants received. There was full participation. They Mayor would be happy to put all the details together for Council.
- Councilman Klym will not be in attendance next week along with Councilman Hunt due to 9th Grade Confirmation. Mr. Klym asked if the ODNR is fully aware and are ok with the relationship with Lakewood and the Metroparks because this contract still doesn't refer to that. The Mayor said that ODNR is fully aware and wants to see the vessel out on the lake as much as possible. The Mayor offered to have Chief Stillman or Lt. Crates attend a Council meeting. Each entity is responsible for their own personnel and staffing for the hours they are on the vessel. The cost is mainly fuel, maintenance and some supplies. The Mayor said she would be sure that that question be asked specifically.

President Moran explained to the audience that when Council receives a piece of Legislation it is read at Legislative Meetings. Legislative Meetings are every other week and each piece of

legislation is read three times before it is passed. By reading this one ordinance today it will give Council the opportunity to read it three times making sure it doesn't take any longer due to the time constraints. A further discussion will take place next week at the Committee-of-the-Whole Meeting. There will be no voting next week. Legislation is discussed over a five to six week period.

MISCELLANEOUS BUSINESS: NONE

PUBLIC COMMENT: Mr. Bill Welch asked about the police station. He asked if he could safely assume that the administration is talking only about a renovation of the police station and not a new building. The Mayor responded that no he could not assume that. This is a needs assessment based on interviews with current staff and an inspection of the entire facility. This could be everything from renovation, to renovation with some new build to a new build. The administration has communicated that the more extensive additional build or a new build is, the longer the city will have to put it off. The hope is to use the existing building with renovation to meet the current needs in policing as well as the technology issues, dispatch, evidence processing, etc. Mr. Welch asked that in considering the possibility of a new build, where would it be located. The administration has not suggested that it would be anywhere else but the existing site. The court is here and the connectivity to the court and city hall is very important. There is a long way to go on this before that process is initiated. The Mayor said that this is truly a needs assessment so that the administration can clearly understand what is needed to support the police department and the safety of the community. The Mayor said that the administration is also looking at the security of City Hall along with maintaining accessibility for the community.

As there was no further business by members of Council, the meeting was adjourned at 8:31 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council