

CITY OF ROCKY RIVER

July 25, 2016

The Regular Meeting of Council was called to order by Mr. Moran, President of Council immediately following the Public Hearing 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

Press: Ms. Botos

MOTION:

Moved by Mr. Moran, seconded by Mr. Furry, that the reading of the minutes of the Committee-of-the-Whole Meeting and the Special Meeting of July 18th 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

Moved by Mr. Moran, seconded by Mr. O'Donnell, that the reading of the minutes of the Legislative Meeting of July 11th 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 discussed the off duty special police forces (motorcycle patrol, marine patrol and S.W.A.T. members) from Rocky River that helped with the Republican National Convention this past week in Cleveland. The week was very uneventful in Cleveland due in large part because of Cleveland and the preparedness of safety forces.

The Rocky River Boy Scout Troop #605 presented the colors at the RNC. The Mayor has received several pictures of the troop performing this honor. The troop was very excited to make this presentation.

The Mayor discussed the selection of the contractor/consultant for the Police Department renovations that have been discussed for several months. There was an RFQ (request for qualifications) sent out and nine companies responded. The administration evaluated all of those and ranked them. Six companies were selected to present to Director Costello, Police Chief Stillman, Lieutenant Crates and the Mayor. From those presentations, three were selected to submit full proposals. These have been evaluated and the Mayor is happy to announce that the Needs Assessment and Feasibility Study will be completed by Richard Bowen & Associates, a Cleveland Company. The administration is very pleased with the level of experience, specifically with municipal buildings, police departments, etc. Richard Bowen has a high level of experience, tremendous credentials and a very engaged team of engineers, architects, etc. They will begin their work with some written assessments. These will translate into interviews and looking at the physical surroundings and the work flow. The existing police department has already been inspected, met with staff and police leadership and patrolmen. The building will be evaluated both from an engineering/structural and architectural perspective. The project has been broken down into three areas; site planning which includes evaluation of the physical characteristics; site infrastructure and utilization which includes constructability evaluation (looking at how this building integrates with City Hall and future integrates with this building as well as new or added construction); functionality of the police station, circulation, internal relationships and design opportunities as well as safety and security of the police department. They will then present the administration with several design options and will meet with Council, staff, the police department on a regular basis. The entire process will take 15-17 weeks. The administration will receive information to be used in the 2017 budget process by the end of October. This company will also identify outside funding sources, grants, safety grants and homeland security grants that may be available. They will provide all documentation to allow the city to apply for these funds. This is a very exciting time. Chief Stillman is very excited to embark on this process. The Mayor will keep Council informed. If Council is interested, the Mayor has deliverables of other communities i.e. the Parma Justice Center, Strongsville, Kent Municipal System, the Third District Police Station, the City of Wooster Safety Center and the Mayfield Village Police Station.

The Mayor alerted all the Directors that City Hall has become a Pokeman hotbed. The Mayor is asking residents to be very careful in the parking lot and buildings of City Hall and area parks. There are many people walking around looking at phones and the city is concerned for people around the pool, fire station, etc.

Wednesday will be Indian's Day at the outdoor pool. There will be several prizes given out.

"Junk in the Trunk" will be held on August 27th beginning at 9:00 a.m. at the Senior Center, rain or shine.

LAW DIRECTOR'S REPORT:

Director Bemer discussed the new ordinance regarding medical marijuana. The law was passed by the General Assembly to approve medical marijuana in terms of cultivation, processing and dispensing, and signed by the Governor on June 9th. It will go into affect across the state of

Ohio on September 8th. Law Director Bemer has been in touch with two different offices in the Department of Commerce and with the Attorney General's Office. The Department of Commerce is charged with adopting the necessary licensing and regulations. There is a third department, the Committee of Pharmacology who will create licensing for retail dispensing but they were not available for consult at the time. The issue of concern is Rocky River's enforcement, as the city has received correspondence from the WestShore Enforcement Bureau regarding enforcement of this particular law and the proliferation of marijuana use throughout. Based on the information received from the State of Ohio, which by statute has two years to get their rules and regulations together, and without any indication that anything would be in place by September 8th, was a confirmation to Law Director Bemer that this is a matter of local concern. As a result, Law Director Bemer deemed it wise to present this to City Council as an exclusive prohibition of cultivation, processing and dispensing until such time as the State of Ohio gets to pass the rules and regulations and determines how the licensing should be conducted.

- Councilman O'Donnell asked if someone looked into whether you can ban it entirely throughout the city as it is legalized. The city doesn't have to provide a particular area or zone for this? Mr. Bemer responded that the statutory scheme specifically allows for this prohibition ordinance. The statute is identified in the ordinance.
- Councilman Klym asked if Council was looking at three full reads in order to pass this legislation. Mr. Bemer recommends it be read tonight and then Council may want to call for a Special Meeting on September 6th, after the August Recess, to read it a second time and would consider passing it on two reads.
- Councilman Furry asked if the Governor signed it on June 9th, why is Council just hearing about all the ramifications now. Mr. Bemer mentioned in early July that he was considering an ordinance to this effect. Mr. Bemer attended a recent seminar to get more information on this subject. The City of Hamilton, Ohio has already passed this ordinance on a strict prohibition. At this point, given the fact that there is a break in August, the timing is essential to address this now and then again in September.
- Councilman Sindelar asked why bother with two reads? Why not one read?
- President Moran asked what the rush is with pushing it through. Mr. Bemer said it would go into effect on September 8th and at that point it is somewhat akin to the sex offender registry that no such facility can be 500 feet from any school, place of worship, playground and so forth. Cities are specifically given the right to modify this or prohibit it in its entirety. Councilman Sindelar said it would then be advisable for the city to have this in place before September 8th. Mr. Bemer concurred.
- Councilman O'Donnell said that until the Boards put out the rules on what this is, no licenses will be given out. So if this goes into affect on September 8th, unless they already have that in place, it is going to take the State sometime to put those rules into effect. Mr. Bemer said that hopefully something will happen in August, but he could not

predict that based on the three people he spoke with as he didn't receive any indication that they would get to the point of licensing. The Committee of Pharmacology has the jurisdiction over licensing of dispensing only. The Department of Commerce handles the licensing for processing and cultivation, but Mr. Bemer does not know how quickly the State of Ohio will react to setting up a licensing process.

- President Moran asked if Mr. Bemer expects to hear something more during the month of August. Mr. Bemer asked for email information to be passed along and has asked to be kept abreast of any rules or regulations regarding the licensing process. He hopes he will hear something before the end of August. Mr. Sindelar said that at the end of the day, the city would like to have everything in order regardless of whether the state is ready or not. Mr. Bemer concurred.

COMMITTEE REPORTS: NONE

COMMUNICATION AND ANNOUNCEMENTS: August 21st will be “Dog Days” for the city. Fleetwood Mac music will play that evening while Council cooks and provides free hot dogs for everyone in attendance.

PUBLIC COMMENT – LEGISLATIVE ITEMS: Mr. John Carney, 20664 Beachcliff, one of the developers for Ordinance No. 26-16 introduced David Hartt, Senior Advisor of Planning Services of CT Consultants, to comment on two things regarding the Master Plan and why the Master Plan basically supports their request and the other is regarding the ordinance and what is required for rezoning. Mr. Carney requested a second reading this evening on Ordinance No. 26-16.

Mr. Hartt said that most of his work has been with municipalities, planning and zoning. A third of his work has been with private developers or corporations such as he is representing this evening. Mr. Hartt believes that this proposal is consistent with the general land use and zoning in the area. There have been some comments that this is a single family area but he doesn't think the facts support that. If you look at the area and the surrounding areas, it is actually more multi-family which is the predominate use of zoning. This proposal advances several public interests which is consistent with several points in the Master Plan. The Master Plan for the city is not a conventional Master Plan where it focused on the future land use or identifying the land use for every parcel in the city. It is a strategic plan that was focusing on focus areas. The language in the plan talks about demographic changes and housing being responsive to demographic changes and wanting maintenance free housing. Based on that, this proposal is consistent with the comprehensive plan. It is consistent with the plan, provides the alternative housing that the plan refers to and is responding to the demographic changes and provides economic benefits to the city and the schools. Mr. Hartt explained that a traditional land use plan attempts to identify what the city's vision is for every parcel in the city. The Rocky River plan does not do that. It focused on specific areas of attention, but based on the text of the Master Plan, he feels that this is still consistent with the objectives and principals that the Master Plan was aspiring to achieve. In addition to that, you also have to be cognizant of the

existing land use pattern in the area. To be consistent with the Master Plan, in his view, it doesn't have to say what the future land use of this property specifically is intended to be.

- The Mayor interjected that if you look at the Master Plan, the committee went through a very detailed valuing process which the city is about to embark on again. From that valuing process there were several guiding principles that were formulated from that, where it talks about diverse housing stock and the shift in demographics, etc.

Mr. Hartt said you will not find the answer on a map, but in the text. It would benefit the city and the schools because of the increase value of development and the potential income tax.

The second part is how Mr. Hartt reviewed the eight factors to be considered by the city, Planning Commission and Council to determine the appropriateness of the zoning. These factors do not need to be equally considered or have equal merit but they all have to be considered by the city. This proposal is consistent with 7 of the 8 factors with the last factor not being applicable to this project.

1. Will it be consistent with the Master Plan?

Mr. Hartt feels it is consistent with the Master Plan because it is responding to demographic changes and responding to the principle of new maintenance free housing.

2. Is it consistent with the intent and purposes of the zoning code?

There is a general intent in the zoning code in Chapter 1121 and secondly the intent of the multiple family districts in Chapter 1157. With respect to these two intent sections this proposal protects the character and value of property and will ensure orderly development because this proposal is consistent with the existing pattern in reference to 1121.05. It also guides future development in accordance to the Master Plan (1121.05) and promotes the desirable and beneficial use of land and permits multi family in appropriate locations.

3. Is the amendment necessary because of changing conditions in the area?

Mr. Hartt says yes because of the change in patterns of multi-family development in the area. This is a factor applicable to many communities in terms of what to do with infield development and what to do with changing demographic characteristics and life style characteristics. This is something that communities are addressing on a regular basis. This proposal is being sensitive to those needs and changes.

4. The proposed use will be compatible with the uses permitted in the vicinity.

This is a very common relationship for primarily built communities when there is fostering of redevelopment or economic development. The uses being proposed and the intensity of development is compatible and works with adjacent single family homes as long as they are to remain single family. This issue has been looked at several times in communities regarding adverse impacts of these relationships, and they have been unable to document any adverse impacts because of these changes. It is always viewed as a good, positive, compatible relationship between contrasting uses.

5. There will be no adverse environmental impact with respect to air, noise, light and water quality.

6. Adequate utilities are available.

7. The amount of similarly zoned land in the vicinity, if any, will not make the site unavailable for development.

What the code is trying to address is if a city wants to be cautious when rezoning land that it is not over saturating the market so the supply and/or demand can't be met with the supply of land that has been zoned in a category. It is clearly not the case in this situation because of the abundance of multi-family land doesn't exist and also if it did, this land would be a prime site for this type of development.

8. Will the amendment correct an error in the code?

In Mr. Hartt's view this is the one factor that is not applicable.

- Councilman Furry asked for examples of cities that it has not adversely affected the single family home? Mr. Hartt responded Shaker Heights, Pepper Pike, Cleveland Heights and Lakewood. Mr. Furry asked for more specifics. Mr. Hartt lives in a town house development that is adjacent to single family homes. There are at least two or three other projects in the City of Shaker Heights that are townhouse developments with height limits and density such as what is being talked about this evening where it doesn't affect the surrounding areas. There are several projects in South Euclid that have done the same thing. Mr. Sindelar asked what Mr. Hartt means by it doesn't affect them. Mr. Hartt has tried to document if there is an adverse affect on the economic value of single family homes adjacent to these types of projects and it cannot be documented. These relationships are common, healthy and supportable in terms of land use and the economic consequences of it.
- Mr. O'Donnell asked what if the valuation goes the other way. Mr. Hartt said that it depends on what is there and what it is replacing.
- Mr. Sindelar asked about the reference of light, air and noise. How did he come to that conclusion? Mr. Hartt said that that is not an absolute standard but a relative standard that looks at any kind of zoning change regarding anything unique about the zoning because of what is anticipated, compared to other things that might occur on this site that would adversely affect light, air, noise and water. There is nothing in this proposal, since it is residential and not a shopping center being built that would cause any changes.
- Mr. Furry asked what if Mr. Hartt was employed by Mrs. Wood or Mrs. Alexander. Would he dispute or refute the single-family stretch that they stated? Mr. Hartt said no, not in this fact situation. These things are important to communities. This notion of changing demographics and an opportunity for new housing, is critically important for

older built communities to be sensitive to and favorable to wherever possible. These shifts are something communities should be regularly looking at.

Jerry Hefferman, 30 Brandon Place, said he is confused on R-4 zoning. The agenda shows it is still R-5. The Mayor responded that this will be amended at this evening's meeting to address the Planning Commission's Change. The Public Notice reflected the R-4 zoning classification. He is also confused about the multi-family issue. There is only one multi-family building in the area which is the Beach House. He lives in an R-3 community, Brandon Place which is contiguous with Maison Du Lac, Lakeside Village and Harbor Village, all are R-3 single family attached. That is the nature of the neighborhood, not multi-family. He would like this to be considered during Council's deliberation.

Mary Wood said that hearing Mr. Hartt speak that the city is taking this little piece of property to build a high rise of 3 or 4 stories which will be good for that area because the city has to do something like was done across the street. Mrs. Wood doesn't think it makes any sense what Mr. Hartt is saying. She does not go along with his line of thinking.

Peter Prusak, 911 River, is against the project. It is a very difficult process and he would not want anyone to go through what they went through. Due to Mr. Brickman's litigious nature, he does not want to make any more comments, but he would like to say he is against this project.

Pete Gallo, Lakewood. He grew up in Lakewood and left the state in 1962. He had a career in the air force, retired in 1984. There was only one place for him to come back to and that was the Westside of Cleveland. The first place he lived in was Brandon Place in 1983-1984. From there he lived in Bay Village, had a family and is now one of those changing demographic people looking for a place to live without staircases. He and his wife have been looking for 6 years and some of them were Mr. Brickman's homes. They came across this proposal in Rocky River. They love Rocky River and he owns property in Rocky River. For them, these plans are exactly what they have been looking for. He knows the area and is supportive of Mr. Brickman's plans for a maintenance free home.

Mr. John Carney said that Council has a Master Plan and one of the quotes at the end is, "one of the challenges is that there is very little undeveloped land left within the city limits and as the population ages, the need for empty nester and elderly housing increases". He also said that they already have 10-12 reservations, where people have put money down and many more people are interested.

UNFINISHED BUSINESS:

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

Councilman Hunt said that this Ordinance was sent back to the Planning Commission based upon discussions regarding the egress and ingress of the project on Morewood Parkway with Valore. Mr. Hunt said we will learn more after the August Recess.

Mr. Sindelar made a motion to amend Ordinance No. 26-16 to include the R-4 recommendation, seconded by Mr. Furry.

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

AMENDED ORDINANCE NO. 26-16: BY: BRIAN J. SINDELAR
AN ORDINANCE TO CHANGE THE DISTRICT CLASSIFICATION OF CERTAIN
REAL PROPERTY KNOWN AS AUDITOR'S PERMANENT PARCEL NOS. 302-01-007,
FROM ITS PRESENT CLASSIFICATION OF R-1 SINGLE FAMILY TO R-4 MULTI-
FAMILY, IN ITS ENTIRETY, AS FURTHER DESCRIBED IN EXHIBIT "A"
2nd READING

Councilman Sindelar said that this was discussed earlier at the Public Hearing. There is a lot for Council to think about during the August Recess. The next read will be Monday, September 12th.

RESOLUTION NO. 34-16 BY: JAMES W. MORAN
A RESOLUTION AUTHORIZING THE CERTIFICATION OF DELINQUENT
SANITARY SEWER ACCOUNTS TO THE CUYAHOGA COUNTY FISCAL OFFICER
FOR COLLECTION, IN ACCORDANCE WITH THE LAWS OF THE STATE OF
OHIO
3rd READING

President Moran said that Council received an updated exhibit from Director Thomas. Mr. Moran moved to amend Resolution No. 34-16 by substitution, seconded by Mr. Furry.

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

The amendment is now 322 parcels that were certified to be sent down to the County Fiscal Officer for collection and be added to the tax base. President Moran moved to pass Amended Resolution No. 34-16 and was seconded by Mr. O'Donnell and Mr. Furry.

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

ORDINANCE NO. 35-16**BY: JOHN B. SHEPHERD**

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY ANDREW D. BEMER AND VALORE & GORDILLO, LLP THE SUM OF FOUR THOUSAND FOUR HUNDRED THIRTY DOLLARS (\$4,430.00) FOR PROFESSIONAL SERVICES RENDERED

3rd READING

Councilman Shepherd said that after multiple readings and opportunities to discuss this ordinance, Mr. Shepherd moved for passage of Ordinance No. 35-16, seconded by 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

AMENDED ORDINANCE NO. 36-16**BY: JOHN B. SHEPHERD**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO A CONTRACT WITH UTILICON CORPORATION FOR THE LAKEVIEW AVENUE AND HAMPTON ROAD WATER MAIN CLEANING & LINING PROJECT, IN AN AMOUNT NOT TO EXCEED \$400,362.00

3rd READING

Mr. Shepherd said that this ordinance is to get two water projects going for Hampton and Lakeview. Both of these streets have full sewer replacement and repaving and curb projects coming up. This is the first step in getting these streets fixed. Both of these inverted sewer situations feed into the Westway sewer over-flow. This is an important step towards getting the final over-flow rectified. It is for \$400,362. It was put out to bid and received two responsive bids. Utilicon was the low bid and well underneath the engineer's estimate. It was amended to add an attachment from the City of Cleveland whereby they indicate that they will reimburse the cost for the Lakeview Project, but will not fund the work on the Hampton Project but this is the right time to do the work. Mr. Shepherd moved for passage of Amended Ordinance No. 36-16, seconded by Mr. Furry.

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

ORDINANCE NO. 37-16**BY: THOMAS J. HUNT**

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY SIGNAL SERVICES THE SUM OF SEVEN THOUSAND NINE HUNDRED SIXTY-NINE DOLLARS AND TEN CENTS (\$7969.10) FOR EMERGENCY REPAIRS TO TRAFFIC EQUIPMENT DAMAGED BY A MOTOR VEHICLE ACCIDENT

3rd READING

Mr. Hunt moved for passage of Ordinance No. 37-16. This has been discussed the last few weeks and as Council is aware this was a result of a vehicle accident which damaged the traffic signal cabinet. Part of the repairs were temporarily made in October 2015 and completed repairs were finished in February 2016. In May, 2016, funds from the insurance carrier were received for the responsible driver. The invoice needs to be paid. Mr. Furry seconded.

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

NEW BUSINESS:

ORDINANCE NO. 38-16

BY: JAMES W. MORAN

**AN ORDINANCE DESIGNATING THE PUBLIC DEPOSITORIES FOR THE ACTIVE, AND INTERIM AND/OR INACTIVE FUNDS OF THE CITY OF ROCKY RIVER FOR THE PERIOD BEGINNING NOVEMBER 1, 2016 AND ENDING OCTOBER 31, 2021
1st READING**

President Moran said that this is the first read on this ordinance. Mr. Moran said that Director Thomas has selected about 10 banks, Dollar Bank, Fifth Third Bank, First Merit Bank, First Federal Savings and Loan of Lakewood, Huntington National Bank, JP Morgan Chase, Key Bank, PNC, Citizens and US Bank as possible depositories for the city's funds depending on interest rates. This needs to be put into effect from November 1, 2016 through October 31, 2021. This will be discussed further after the August Recess.

- Councilman Klym mentioned that First Merit was purchased by Huntington. Should that still be on the list? Director Thomas said that these are the current depositories and he contacted each of them individually. How they respond will be how Director Thomas will designate.

ORDINANCE NO. 39-16

BY: THOMAS J. HUNT

**AN ORDINANCE REVISING ROCKY RIVER CODIFIED ORDINANCE SECTION 1123.02 CONCERNING USES AND DEFINITIONS TO PROHIBIT THE CULTIVATION, PROCESSING AND RETAIL DISPENSING OF MARIJUANA FOR THE PURPOSE OF MEDICAL USE IN ALL ZONING DISTRICTS OF THE CITY OF ROCKY RIVER AND DECLARE AN EMERGENCY
1st READING**

Mr. Hunt said that there was discussion about this ordinance already subsequent to the Law Director's report. Mr. Hunt would like call a Special Meeting on September 6th and a possible rule suspension to get this passed prior to the September 8th date. Mr. Hunt said that Law Director Bemer will be gathering more information regarding the implementation of substitute HB 523. Clearly, the city needs to be out in front of this with regard to the medical marijuana issue. Law Director Bemer mentioned the communication Council received from the WestShore

Enforcement Bureau. Based on these concerns in dealing with this issue, he would rather address it prior to the 90 period following the Governor's signature on July 9th.

- Councilman Furry is frustrated that Council is just seeing this now. The Mayor said to talk to the State of Ohio about when rules will be in affect that the city can follow. This has to be done as a reaction because there has not been any guidance.
- Councilman O'Donnell asked what the other West Shore communities are doing. Mr. Bemer said that Bay Village is considering a moratorium on an interim bases, but Mr. Bemer said he has no idea what is going on with licensing and he doesn't think a moratorium will have the effect of prohibiting whatever the state is doing. This is something that if the medical climate changes in the future, Council could consider amending.
- Councilman Sindelar feels that this is cut and dry. The suggestion from the Police Task Forces, to cut that off and not have it sold, should be followed.
- Councilman O'Donnell asked how many physicians work that would be writing prescriptions in Rocky River. The Mayor said that it is an extensive list of diseases that could be treated with medical marijuana. The Mayor said that part of this is that the city does not know what the State is doing. On the 8th of September, this becomes law so this is a way for the city to pass legislation at this point in time to keep marijuana prohibited. If Council wants to look at this again, there is that option. The city does not know anything about licensure or oversight yet. The city thought that it would know all the parameters by now.

ORDINANCE NO. 40-16

BY: JAMES W. MORAN

**AN EMERGENCY ORDINANCE TO MAKE SUPPLEMENTAL APPROPRIATIONS FOR THE CURRENT EXPENSES OF THE CITY OF ROCKY RIVER, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2016 AND TO AMEND ORD. NO. 77-15
1st READING**

Council remembers that Ordinance No. 77-15 was the budget for 2016. Some of the major changes are Gardiner Trane who is working on energy improvements for the city facilities and needs \$695,000 to be moved into the Capital Improvement Fund. Purchasing of bullet proof vests, funds for wages for casual labor, schedule parking garage lease payments, revised estimate for a third-party-administrator services paid to Medical Mutual and the Recreation Director needs some additional funds for potential repairs. These will be discussed more when Council returns in September.

MISCELLANEOUS BUSINESS: NONE

COMMENTS:

- **Louis Changeri, 22685 Marlys Drive**, has a concern regarding the electrical issue affecting all of Marlys Drive, Vine Court and Delmar in West River. The Illuminating Company feels it is the unpruned trees touching the wires. President Moran said that Director Costello has made contact with CEI to have this problem addressed. Director Costello contacted them last week about other substantial outages also. Director Costello thinks there are deeper reasons for these outages. She expects to hear back from the Illuminating Company shortly. She sent another update today. At every outage residents should call the Cleveland Illuminating number, 1.888.LIGHTSS. Residents should call this number every time there is an outage.
- Mr. Bill Welch, asked about the water reline on Lakeview. Will that restrict the water flow at all? Director Costello said that it is a cleaning and lining of the existing pipe and the lining doesn't reduce the amount of flow or product, it doesn't restrict anything.

President Moran said that Council will be on Recess during the month of August. The next meeting will be September 6th. Thank you for attending this evening.

As there was no further business by members of Council, the meeting was adjourned at 8:53 p.m.

James W. Moran
President of Council

Susan Pease
Clerk of Council