

CITY OF ROCKY RIVER

February 12, 2018

The Regular 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. Shepherd, Mr. O'Donnell,
Mr. Furry, Mr. Klym, Mr. Moran

Absent: Mr. Sindelar

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

Law Director: Mr. Bemer

The meeting was opened with the Pledge of Allegiance.

MOTION:

Moved by Mr. Moran, seconded by Mr. Furry, that the reading of the minutes of the Legislative Meeting of January 22nd and the Committee-of-the Whole Meeting of February 5th, be waived and that the minutes be accepted as submitted.

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

PASSED

MAYOR'S REPORT:

Mayor Bobst began this evening with huge congratulations to Red Gerard and his family, former Rocky River residents, on Red's great successes at the Winter Olympics. He is the first Olympian born in the 2000's to medal! The City Hall sign has a congratulatory message to Red and the hope is that community members gather around the sign for photographs. The Mayor has extended to Red an invitation to appropriately be recognized and celebrated for his wonderful achievement next time he is back visiting his extended family in Rocky River. Red also received a message from a sportscaster from New York City, the NBC affiliate who happened to be John Chandler, also a native of Rocky River.

The Mayor discussed several improvements that have been made over the past year at Tri-City Park along with some new improvements agreed upon with Westlake and Fairview Park last week. In 2018 and 2019 there will be a conversion of #7 and #8 tennis courts that will be converted to pickleball courts. The high school tennis team has been notified so practice and game times will not be impacted. There will be applications for grants to improve the walking paths along with several other items.

The city received formal notification from the Northeast Ohio Area Wide Coordinating Agency, NOACA and the Metropolitan Planning Organization that the city received the Congestion Mitigation

and Air Quality Grant for Center Ridge Road. Thank you to Director Costello for her work on this grant.

The Mayor asked Council to hold Ordinance 4-18, the fire truck legislation. The administration would like to do some further investigation of the truck and that project in general.

Thursday, February 22nd, beginning at 6:30 p.m. at the Civic Center, there will be a Public Meeting regarding Bradstreet's Landing. The SmithGroup JJR has put together all the public comments that have been received regarding the park and will present their final renderings and final thoughts about improvements for Bradstreet's Landing.

On Monday, City Hall will be closed in observance of President's Day. City Council will hold their meeting on Tuesday, February 20th.

- Mrs. Wood commented that the city will never be able to say that this is the house that Red Gerard grew up in because that house has been torn down.

LAW DIRECTOR'S REPORT: Law Director Bemer said he will not be in attendance next week, but Mr. O'Shea will be here in his absence.

COMMITTEE REPORTS: Councilman Klym reported that there will be a Parks and Recreation Committee Meeting this Thursday at 7:45 a.m. at the Hamilton Ice Arena.

COMMUNICATIONS AND ANNOUNCEMENTS: NONE

PUBLIC COMMENT:

Malcolm Wood, 22740 Lake Road, Ordinance No. 106-17. Mr. Wood feels that the architectural drawings represent only the dreams and wishes of the developer and are devoid of detail sufficient to determine how this project will actually be constructed. No construction detail, no cut and fill data, no details of the retaining walls, no compliance with Ohio Fire Code and no elevations. This bare site plan shows the footprint of a five-story condo building, which violates the height restriction of R-4 Zoning. He would like Council to avoid these problems by retaining R-1 Zoning. Mr. Wood's points are:

- The developers are encroaching upon the Breezevale Cove Trust land using it to expand the footprint of their condominium building. They are asserting the right to vote this usage, ignoring the trust document requirements for a unanimous vote for the conveyance of any trust property rights. Mr. Wood feels this is deceit and duplicity
- The drawing asserts that the Wood home is setback three feet but it is actually 8'4".
- The developer used an average building height for the condominium.
- The developer used a non-standard scale which cannot be used with a standard engineering ruler and the drawing has been reduced by some unidentified factor. The Fire Marshall could not determine the distance from Lake Road to the condominium.
- Mr. Wood listed Ohio Fire Code 503 including C503.1, D104.2, D105, D105.2, D105.3. Mr. Wood said that an engineering drawing that takes into account the above Fire Code and Codified Ordinances of Rocky River would look very different than the one presented by the developer. The Rocky River Fire Marshall said that it was impossible to tell whether this

building required sprinklers other than the underground garage or an access road due to lack of verifiable scale. The only conclusion that can be drawn is that the developer or architect wanted to make it impossible or difficult to establish the distance from the condo building to Lake Road.

Attorney Joe Patton, attending on behalf of B.J. Alexander, Ordinance No. 106-17. Mr. Patton spoke with Mr. Carney this afternoon for about 40 minutes. Mr. Patton feels that regardless of what happens, Mr. Carney and Mr. Brickman are prepared to go forward. Mr. Patton feels that it is important to know the legal obstacles and distributed information to Council. This project violates the Common Plan that was created by Anna and Johnny Cavano in 1942. Mr. Patton showed the original survey, which laid out the eight lots. All of these deeds were created at the same time with the same idea in mind to restrict this to the use of actual single-family dwellings. Trustees have always been restricted to people who reside and were individual people. Corporations or any type of business association was not allowed to use the trust estate. The trust estate goes into detail about the nature of the common area. Mr. Carney wants to rezone the common area of the trust estate so that they can have less of a setback away from the residents. Mr. Carney or the development crew seem to have abandoned the idea of attacking the trust itself. Mr. Patton said that looking at their development plan it looks like they go around the trust estate and sequester Gavin Blaha and B.J. Alexander at the end. There was discussion that the trust estate is ruled by majority rule, which it is not. The only people allowed to vote are those that are non-corporations, non-business associations and who actually own and reside on Breezevale Cove.

- Mr. Shepherd said that he thought the setbacks were not being used in the common area. Mr. Patton said that they are according to the redline copy he received today from Mr. Carney. Mr. Bemer said that the setbacks are the boundaries of the parcels and no one can use the common area as a boundary line for setbacks. Mr. Bemer said that hopefully everyone will come to the Public Hearing to present his or her case at that time. The only thing that is potentially in front of Council now is the rezoning and those factors under 1135.21. The plan itself is not. If the rezoning is approved, then the development plan will go to the Planning Commission for that purpose. The plan presented is done for illustration only to present to the Planning Commission that they would use brick and mortar as opposed to glass. Mr. Bemer said it is important to know that everything that has been presented are issues that should be on the table if the Planning Commission and the developers actually get to the point for an actual development.
- Mr. O'Donnell asked Mr. Patton what his view is regarding what this City Council should do if someone is encroaching on a trust with eight members and some of the members aren't happy. Mr. Patton said that to avoid problems for the city, Council should reject it until Mr. Carney and Mr. Brickman get it cleaned up. Mr. Patton said that it is very clear in all the documents since 1946 that it has to be unanimous. The city could be dragged into a lawsuit. Mr. Bemer said that there are three significant paragraphs in the Trust. 1) No change can be affected to the Common Areas without unanimous consent of all property owners; 2) There cannot be derived an indirect benefit of any corporation personnel to the use of the trust property, which is questionable in view of LLC's now recognized as a way for individuals to hold title; 3) If there are 5 or more individuals who want to make modifications or improvements, they can ask for a meeting for that purpose. Mr. Bemer has encouraged the Preservation Partners to meet with Mr. Patton or pursue litigation in the form of a Declaratory Judgment action. There are a number of

issues that need to be adjudicated as a point of clarification. Mr. Patton does feel that this will probably end up in litigation.

- The Mayor asked if Preservation Partners could ask for a rezoning on the individual parcels that they own. Mr. Bemer said yes and that they could ask for rezoning of the common areas. That is where the controversy is. Mr. Patton said that it is a little more than the Common Area. These were all created at the exact same time with the same exact restrictions. This was a good way to do it before homeowner's associations came into play. Mr. Patton agrees with Mr. Bemer that there are enough issues here, that if a resolution cannot be reached between Mr. Carney and Mrs. Alexander, it will probably go to litigation.

UNFINISHED BUSINESS:

ORDINANCE NO. 79-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 558.04 ENTITLED "SPECIFIC PROHIBITIONS, RESTRICTIONS AND EXEMPTIONS", AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A" POSTPONED INDEFINETLEY

Mr. Shepherd moved to postpone this indefinitely as he doesn't see Council coming to a consensus on this issue, seconded by Mr. O'Donnell and Mr. Furry.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O'Donnell – aye
Moran - aye
0 nays

PASSED

ORDINANCE NO. 81-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1123.02 OF THE DEVELOPMENT CODE ENTITLED "DEFINITIONS", AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A" ON HOLD

ORDINANCE NO. 82-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1371.01 OF THE BUILDING CODE ENTITLED "DEFINITION", AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A" ON HOLD

These two ordinances deal with the Airbnb issue and Council is waiting for more information from the Mayors and Managers meeting. The Mayor said that the Executive Director of the Cuyahoga County Mayors and Managers is putting together information and the work is not completed.

Mr. Shepherd moved to amend Ordinance No. 84-17 seconded by Mr. Furry.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O'Donnell – aye
Moran - aye
0 nays

PASSED

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 ordinance has been referred to the Planning Commission. The Mayor said that this would need to be amended again to indicate the date of recommendation from the Planning Commission.

ORDINANCE NO. 85-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1129.09 ENTITLED CERTIFICATE PROTEST; REFERRAL TO BOARD OF APPEALS AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”

ON HOLD

This ordinance is being referred to the Planning Commission.

Mr. Shepherd moved to amend Ordinance No. 87-17 seconded by Mr. Furry.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O'Donnell – aye
Moran - aye
0 nays

PASSED

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 ordinance is being referred to the Planning Commission. Mr. Berner will note Mr. Furry's statement regarding the number of two units allowed in a side yard, i.e. air conditioner units, generator, heat pumps etc. and have the Planning Commission address that in this ordinance.

Mr. Shepherd moved to amend Ordinance No. 88-17 seconded by Mr. O'Donnell.

Vote: Hunt – aye

Shepherd – aye

O'Donnell – aye

Furry - aye
6 ayes

Klym – aye

Moran - aye
0 nays

PASSED

AMENDED ORDINANCE NO. 88-17

BY: JOHN B. SHEPHERD

**AN ORDINANCE AMENDING THE DEVELOPMENT CODE OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1167.01 ENTITLED “INTENT” REGARDING BUSINESS DISTRICT REGULATIONS, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”
ON HOLD**

This ordinance is being referred to the Planning Commission.

Mr. Shepherd moved to amend Ordinance No. 89-17 seconded by Mr. O’Donnell.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O’Donnell – aye
Moran - aye
0 nays

PASSED

AMENDED ORDINANCE NO. 89-17

BY: JOHN B. SHEPHERD

**AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1169.11 OF THE DEVELOPMENT CODE ENTITLED “DEVELOPMENT STANDARDS AND CRITERIA” PERTAINING TO THE MIXED USE OVERLAY DISTRICT, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”
ON HOLD**

This ordinance is being referred to the Planning Commission.

Mr. Shepherd moved to amend Ordinance No. 90-17 seconded by Mr. O’Donnell.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O’Donnell – aye
Moran - aye
0 nays

PASSED

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 ordinance is being referred to 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 in regard to Wireless Communication and will stay on hold pending receipt of State Legislation.

ORDINANCE NO. 106-17

BY: BRIAN J. SINDELAR

AN ORDINANCE TO CHANGE THE DISTRICT CLASSIFICATION OF PART OF CERTAIN REAL PROPERTY KNOWN AS AUDITOR'S PERMANENT PARCEL NO. 302-01-007 AND BREEZEVALE COVE TRUST COMMON AREA EASEMENT (PARCEL 1), FROM ITS PRESENT CLASSIFICATION OF R-1 SINGLE FAMILY TO R-4 MULTI-FAMILY (36'), AND PART OF PERMANENT PARCEL NO. 302-01-007, AND PERMANENT PARCEL NOS. 302-01-010, 302-01-011, 302-01-015, AND 302-01-016 AND BREEZEVALE COVE TRUST COMMON AREA ROAD (PARCEL 2) FROM THEIR PRESENT CLASSIFICATION OF R-1 SINGLE FAMILY TO R-3 SINGLE FAMILY ATTACHED, AS FURTHER DESCRIBED IN PARCELS 1 AND 2

ON HOLD

Mr. Moran said this is still on hold. The Mayor asked the Law Director if Council has the ability to pull these parcels apart and rezone some and not others. Mr. Bemer said that Council can take the recommendation of the Planning Commission and either approve all of it or reject all of it or accept some of the parcels and reject others. Mr. Bemer said that any rejection would have to be by five votes. Mr. Klym clarified that Council could either approve or reject the recommendation by a majority vote. If the recommendation is modified by Council, then it has to be approved by five votes.

ORDINANCE NO. 1-18

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE SAFETY SERVICE DIRECTOR TO RENEW AN AGREEMENT WITH FABRIZI TRUCKING & PAVING CO., INC. FOR THE EMERGENCY REPAIR OF STREETS AND STORM AND SANITARY SEWERS WITHIN THE CITY OF ROCKY RIVER AT A COST NOT TO EXCEED \$90,000.00 AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READING

Mr. Shepherd said that this is an ordinance for the emergency repair of streets and storm and sanitary sewers. Fabrizi bid this at the same price as 2011. Director Costello discussed how the last amount allotted was spent. Mr. Shepherd moved this ordinance for passage, seconded by Mr. Furry.

Vote: Hunt – aye
Furry - aye
6 ayes

Shepherd – aye
Klym – aye

O'Donnell – aye
Moran - aye
0 nays

PASSED

ORDINANCE NO. 3-18:

BY: MICHAEL P. O'DONNELL

AN ORDINANCE AUTHORIZING THE ADJUSTMENT OF SEWER RATES PAID TO THE CITY OF LAKEWOOD FOR WASTEWATER TREATMENT SERVICES FOR THE VALLEYVIEW SEWER DISTRICT

2nd READING

Mr. O'Donnell said this is an annual ordinance and has been discussed the last few weeks. It provides wastewater and sanitary sewer services to the Valleyview neighborhood of approximately 110 homes. All the residents of the Valleyview neighborhood pay the same amount as all Rocky River residents pay with the city picking up any additional cost. This will be read a third time and Mr. O'Donnell will seek passage.

ORDINANCE NO. 4-18: **BY: BRIAN J. SINDELAR**
AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2017 LADDER TRUCK FOR THE FIRE DIVISION FROM ADVANTECH SERVICE AND PARTS LLC AT A COST NOT TO EXCEED \$1,153,291.00 ON HOLD

This ordinance is on hold and will be discussed further at next week's Committee-of-the-Whole Meeting.

ORDINANCE NO. 5-18: **BY: JOHN B. SHEPHERD**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH MEDICAL MUTUAL OF OHIO TO PROVIDE HEALTH CARE, PRESCRIPTION INSURANCE COVERAGE, AND OPTIONAL VISION COVERAGE FOR THE FULL-TIME EMPLOYEES OF THE CITY OF ROCKY RIVER, AS FURTHER DESCRIBED IN EXHIBIT "A"
2nd READING

Mr. Shepherd said this ordinance provides health insurance and other benefits to the full-time employees including the Collective Bargaining employees. Last week the Mayor summarized that there were no changes. There was a 12% increase but the city assumes the first 4% of any increase and the next 8% is shared 50/50 with employees. This will be read for a third time in two weeks.

ORDINANCE NO. 6-18: **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY HALL PUBLIC SAFETY UPFITTERS THE SUM OF THIRTY-TWO THOUSAND TWO HUNDRED THIRTEEN DOLLARS AND SEVENTY-THREE CENTS (\$32,213.73) FOR SAFETY EQUIPMENT UPGRADES TO THREE 2017 FORD SUV POLICE VEHICLES
2nd READING

Mr. Hunt said that Ordinance No. 6-18 and Ordinance No. 7-18 have been discussed regarding the upgrades to the police vehicles. Director Costello gave Council good information last week regarding these two ordinances. This will be discussed next week and read for a third time in two weeks.

- Councilman Klym asked if the three new Interceptors in the 2018 Budget will need these same upgrades if purchased. Director Costello said yes, but it has not been brought to her attention that there would be a need for more Interceptors.

ORDINANCE NO. 7-18: **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY HALL PUBLIC SAFETY UPFITTERS THE SUM OF FIFTEEN THOUSAND ONE HUNDRED

SEVENTY-SEVEN DOLLARS AND SEVENTY-FIVE CENTS (\$15,177.75) FOR SAFETY EQUIPMENT UPGRADES TO THE 2016 FORD SUV-K9 POLICE VEHICLE
2nd READING

Mr. Hunt said that this will be discussed further at the next Committee-of-the-Whole Meeting.

NEW BUSINESS:

ORDINANCE NO. 8-18 **BY: MICHAEL P. O'DONNELL**
AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY COURTVIEW JUSTICE SOLUTIONS, INC. THE SUM OF FIFTY-FOUR THOUSAND SEVEN HUNDRED SEVEN DOLLARS (\$54,707.00) FOR SUPPORT SERVICES FOR VARIOUS SOFTWARE APPLICATIONS FOR THE ROCKY RIVER MUNICIPAL COURT AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"
1st READING

Mr. O'Donnell said this was discussed last week at the Committee-of-the-Whole Meeting. This is to authorize a payment for software support for the Court's software provider, CourtView Justice Solutions. The Court uses various components from CourtView and there are 45 licensed users at the Court on these various software components. This is the portal system program that all people that access the Court on the internet use. CourtView is an existing vendor with which the Court would like to continue a relationship. This disbursement is allocated 50/50 to the Court's Computer A and Computer B Funds and was included in the appropriations for 2018. This will have three full reads.

ORDINANCE NO. 9-18 **BY: MICHAEL P. O'DONNELL**
AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO PAY COURTSMART DIGITAL SYSTEMS, INC. AN AMOUNT NOT TO EXCEED SIXTY-FIVE THOUSAND TWO HUNDRED TWENTY DOLLARS (\$65,220.00) FOR SERVERS AND VIDEO CODES REFRESH FOR THE ROCKY RIVER MUNICIPAL COURT AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"
1st READING

This is to authorize payment for certain hardware and software component upgrades related to video needs of the Court in the amount of approximately \$65,000.00. CourtSmart is an existing vendor of the Court for the video needs of the Court and is satisfied with their services. Funds for this expenditure were budgeted in 2018 from the Court's Computer A Fund. Video conferencing will be used for video arraignments and the systems have not been upgraded for some time and are due for an upgrade. Mr. O'Donnell anticipates three full reads.

ORDINANCE NO. 10-18 **BY: BRIAN J. SINDELAR**
AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) 2018 FORD F-350 PICKUP 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 \$34,681.00
1st READING

Mr. Moran said that this is for the purchase of an F350 Pick-up Truck with Snow Plow Package for the Service Division under the State Cooperative Purchasing Act from Valley Ford Truck, Inc. Mr. Moran

complimented the city crews on the great job they have done removing the snow from the streets. Mr. Moran thanked Safety-Service Director, Mrs. Costello.

RESOLUTION NO. 11-18

BY: JOHN B. SHEPHERD

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT(S)

1st READING

This is to enter into an agreement with Northeast Ohio Public Emergency Council (NOPEC) Energized Community Grants. Because Rocky River is a member of NOPEC, the city is eligible for one or more NOPEC Energized Community (NEC) Grants for 2018. The city wishes to apply for the NEC Grant and enter into a Grant Agreement with NOPEC, Inc.

ORDINANCE NO. 12-18

BY: DAVID W. FURRY

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO ENTER INTO AN AGREEMENT TO PURCHASE SERVICES FOR THE REMOVAL OF DIGESTED SLUDGE CAKE FROM THE WASTEWATER TREATMENT PLANT BY JAMES DIAZ AT A COST OF \$22.00 PER WET TON FOR 2018

1st READING

This will be discussed further at next week's meeting. Mr. Furry expects three full reads.

ORDINANCE NO. 13-18

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) COMPACTOR REFUSE EJECTOR 75 CUBIC YARD TRANSFER TRAILER FOR THE SERVICE DIVISION FROM REFUSE EQUIPMENT & TRUCK SERVICES, INC. AT A COST NOT TO EXCEED \$68,075.00

1st READING

Mr. Moran said that these refuse ejectors are seen first on the way in to the Wastewater Treatment Plant. This item was discussed as a need during the Budget Meetings. This will be discussed further at next week's Committee-of-the-Whole Meeting.

MISCELLANEOUS BUSINESS: Mr. Shepherd announced that the High School Competitive Cheer Team has qualified for the State Meet for the fourth year in a row.

PUBLIC COMMENT: NONE

President Moran thanked the audience for attending this evening's meeting. As there was no further business by members of Council, the meeting was adjourned at 8:03 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council