

CITY OF ROCKY RIVER

January 22, 2018

President Moran asked for a moment of silence for Jack Stillman, Chief Stillman's son, who passed away Saturday evening, surrounded by his family, after a long battle with cancer.

The Regular Meeting of Council was called to order by Mr. Moran, President of Council, at 7:03 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, 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 8th, be waived and that the minutes be accepted as submitted.

Vote: Hunt – aye	Shepherd – aye	O'Donnell – aye	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 Committee-of-the-Whole Meeting, Planning, Zoning and Economic Development Committee Meeting and the Special Meeting of January 16th be waived and that the minutes be accepted as submitted.

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

Moved by Mr. Hunt, seconded by Mr. Furry, that the reading of the minutes of the Safety Committee Meeting of October 16th, 2017 be waived and that the minutes be accepted as submitted.

Vote: Hunt – aye	Furry – aye	Sindelar - aye	Shepherd - aye
4 ayes		0 nays	PASSED

MAYOR'S REPORT:

The Mayor reported that the City received two TLCI Implementation Grants from NOACA. The first grant is for the Center Ridge Rd. project which the city is in collaboration with Fairview Park in the amount of \$159,000. The total cost of this project is \$350,000 and the remaining balance will be split between the two communities. The second grant is for the Detroit Road Pedestrian Improvements which

will go along with the ODOT paving project next summer in the amount of \$177,000, which is the total cost of this project. Thank you to Director Costello for submitting these two grants.

The Mayor discussed the Rocky River watch this weekend by Chief Lenart and Chief Gilman of the City of Lakewood. There was a lot of concern due to the precipitation along with the quick thaw but there was no flooding to report. There was an ice jam on the south side of the west channel, but no flooding has occurred. Superintendent Rosemark discussed the flow into the Wastewater Treatment Plant this weekend. Typically, there would be about 10 million gallons of water flowing through the WWTP on a given day during the winter. Over 40 million gallons was processed mostly due to the melting snow that flowed into the system. Thank you to the safety forces and the service department that kept a close watch on the river along with President Moran and Mrs. Moran who checked on the river on Sunday morning!

The Mayor said that the Rocky River Public Library along with the whole County Public Library System is engaged in a Community Read with the book “Evicted”. This book is about poverty and profit in American cities. On January 30th from 7:00-8:00 p.m., Thomas Hilde from CSU and Jim Rokakis will be on site at the Rocky River Library to discuss the book. There are several issues that will be covered in these discussions. Other lectures will be taking place at other County Libraries.

The Mayor sadly reiterated that a “Hero” was lost this past Saturday. Chief Stillman’s son Jack was a very dedicated and accomplished serviceman. He has been bravely battling cancer for about a year and a half. He leaves behind two young sons and a beautiful wife. Sunday morning Chief Stillman asked the Mayor to thank the members of Council and all the members of the community for all the love and support and meaningful gestures that were extended to his family throughout Jack’s illness.

LAW DIRECTOR’S REPORT:

Law Director Bemer said thank you to Council and especially Mr. Shepherd for the Planning, Zoning and Economic Development Committee Meeting last week. Mr. Bemer said that he, Ray Reich and Bill Bishop will need more time to complete the items discussed at last week’s meeting. Mr. Bemer will communicate directly with Mr. Shepherd when they have completed this task. There is another Planning Commission Meeting this Wednesday, January 24th at 7:00 p.m. There are two matters of interest. First, there is an attempt to build a multi-family residential structure on the east end of Hilliard in the vacant lot next to the Hilroc. Secondly, there is a new potential project which is on for pre-preliminary review for the development of the Executive Club Property. There are two different businesses that wish to occupy the site. One is a Raising Cane Chicken franchise and the other is an upscale valet car wash. The Planning Commission should also sign the minutes of the last meeting and present the Public Hearing Minutes back to Council for the next Council Meeting.

Mayor Bobst also added that on Thursday morning the Cuyahoga County Mayors and Managers Association will convene for their monthly meeting. One of the topics of discussion will be Airbnb’s and how they are treated. The Mayor will have a wealth of information to bring back on this issue. The Mayor will also share this information with Law Director Bemer.

Mr. Moran added that there are details to work on from the meeting last week from the Planning, Zoning and Economic Development Committee Meeting.

- Mr. Furry asked about the vacant lot by the Hilroc and if it had any deed restrictions with the Metroparks. Mr. Bemer replied that it has a deed restriction but it is only 35 feet versus the 150-foot restriction on Rockcliff. The development would not be affected by that.
- Mr. Sindelar asked about the multi-family intent; if it's a condominium ownership or rental units. Mr. Bemer said it is a single structure condominium.
- Mr. Moran will be attending the meeting on Wednesday. Mr. Moran confirmed that these two items on the Planning Commission agenda are not asking for a zoning change. Mr. Bemer concurred.

COMMITTEE REPORTS: NONE

COMMUNICATIONS AND ANNOUNCEMENTS: Mr. Moran reported that there will not be a meeting next Monday as it would be the fifth Monday of the month. The next meeting will be on Monday, February 5, 2018 beginning at 7:00 p.m.

Mr. Moran also attended a grand opening of a new business in Rocky River called "The River" last week. The River is a company that is focused on helping young males (age 13-17) with drug abuse problems. Their vision is to provide a welcoming place and to help with the recovery for these young men. This company is related to the "Lean In Company" located in Lakewood which is for adult men struggling with drug abuse problems.

PUBLIC COMMENT:

Kevin Bednarski, Rocky River Fire, Ordinance No. 4-18. Mr. Bednarski began his statement by thanking the refuse workers in the service division and the Fabrizi workers on Lakeview. Working in the cold weather the last few weeks has been intolerable and they are doing a great job. Mr. Bednarski then spoke on Ordinance 4-18, regarding the ladder truck. He said that he has polled some of the members and there is a lot of concern with the purchasing of a demo truck. He said that the two primary concerns are no roll over air bag protection for the firefighters and reliability of the truck. Mr. Bednarski stated that this truck is less than a year old and has 14,000 miles and over 400 hours on it already. There is not much of a discount on this truck for that amount of miles and hours. Mr. Bednarski said that he and other members are not in favor of proceeding with this particular purchase.

- Mayor Bobst suggested that a Safety Committee Meeting be called with Chief Lenart in attendance so he can go through all the specifications and why the decision was made. This was shared with the department and the department came up with all the specifications for this truck.

Malcolm Wood, 22740 Lake Road, Ordinance No. 106-17. Mr. Wood lives immediately adjacent to the proposed condominium. Mr. Wood distributed a handout to Council outlining his concerns about the topography, the cut and fill requirements and the retaining wall that will be needed to make this parcel suitable for building. The recent fire at Maison du Lac on Lake Road brought to mind the need for access by the Fire Department and their equipment. A review of the drawing submitted by Carney-Brickhouse shows the setback on the Breezevale Trust easement expands the condo structure east about fifteen feet. This is less than the required access width for Fire Department equipment required for a building of this height. In addition, there is no turnaround shown for fire department equipment on the

north side of the building. Mr. Scott Wangler, a Professional Engineer reviewed the drawings of this project and said that as designed, this building exceeds the height by two stories or about twenty feet depending upon the finished grade elevation. Mr. Wood is disappointed that more attention has been focused upon landscaping and lighting rather than the cut and fill requirements and the size and types of retaining walls needed to make this lot safe and sound. Mr. Wood hopes that the City of Rocky River understands the potential liabilities in permitting this project to go forward. Mr. Wood feels that it would be far easier and safer to minimize the liabilities by retaining the R-1 zoning and keep modestly sized structures on this property.

Richard Hahn, 19443 Frazier, Ordinance No. 106-17. Mr. Hahn observed that in reference of an easement that it is not an easement but a Deed of Trust. It is owned by a Trust. That parcel belongs to the Breezevale Trust. In 1949 it was a Deed of Trust that the owners deeded it to the Trust which is still in existence. Mr. Hahn thanked Council for having Mr. Reich, Mr. Pempus and Mr. Bishop attend the meeting to explain the amendments. He still doesn't feel it's clear and is confused about side yard fencing.

- Mr. Bemer said that there were two deeds created in 1946. One created Trust Property, and the other subdivided the lot into eight lots. The ordinance refers to the Common Areas, one is the driveway which accesses all the lots and the other is a strip of land that begins 15 feet running east and west and 25 feet north and south. That area is referred to as the common area easement as compared to the common area road per layman's understanding of the two different areas. There are common areas owned by the Trust but there are eight individual lots. The Mayor explained that one lot was subdivided into eight individual lots and then a common area like the road. Mr. Bemer said that there are no restrictions on alienation of the individual lots. There are two common areas that are controlled by the Trust. Mr. Hahn stated that the application for rezoning has to be signed by the owner of the property. Mr. Bemer said that this is very similar to a cluster development which is statutory now and is in the city's ordinances now. The eight individual lots do not have restrictions on conveyance. The common areas of the driveway and the walkway to the Beach on the west end of the property is owned by Mr. Blaha. The Mayor added that the two that did apply for rezoning are the owners of those two parcels and the Trust does not own those. Mr. Bemer added that City Council can rezone anyone's property should they so desire and that happens in large lot redevelopment.

Mr. Hahn raises this because he feels so strongly about the city and says there will not be a sense of community if "Joe Blow Developer" can buy a few parcels and know that he'll get the blessing of the powers to be. This community is too precious to him to let this happen.

B.J. Alexander, 22658 Breezevale Cove, Ordinance No. 106-17. Mrs. Alexander said she is one of the hold-outs that was mentioned in the West Life article and is also a Trustee. The Breezevale Cove proposal will break up a common plan that was created with an Engineer's drawings that date back to 1942. The Trust Estate was created according to this common plan. The developers in essence are attempting to take away property rights. The developers are trying to control the use of common property. Mrs. Alexander sent an email to Council yesterday that she hopes will be read carefully by Council. It does state that no part of the trust estate should be sold, conveyed or dedicated to public use without the unanimous consent of all the owners of all the lots. Mrs. Alexander said that Joe Patton, an attorney, knows more about this document and she hopes that everyone here confers with him for more understanding of the document.

Mary Wood, 22740 Lake Road, Ordinance No. 106-17. Mrs. Wood wonders why the developer keeps bringing people to say that they have always wanted to live on the lake in single floor housing. Her point is that the developer is touting a condo. She feels that the developer is going to go in and build a condo and sell it out. She doesn't think he'll promote townhouses and will then come back to Council to rezone to R-4 to build another condo in front of what he has already built. She is worried that the developer will do more than what Council has given them the right to do.

Nancy Spelman, 19380 Frazier Drive, Ordinance No. 106-17. Mrs. Spelman is speaking as a Rocky River resident. She thinks that Breezevale Cove is one of the unique streets in Rocky River. She finds it maddening that a developer can decide to purchase lesser price properties without caring about the other people who have bought in a neighborhood for single-family living. Many people continue to update their home so it is as nice as can be. She knows that if this happened in her neighborhood that her property would not be worth as much as it is now. The city spends a lot of time conveying to the residents and developers the priorities in the Master Plan. She doesn't understand the purpose of all of this if a developer can come in and rezone for the opportunity to make money. Residents should have the right to buy a piece of property with reassurance that their home will stay as they bought it. Mrs. Spelman urges Council to continue the single family zoning on Lake Road.

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" ON HOLD

Mr. Shepherd said that this ordinance will still be on hold. This deals with the start and ending times of the noise ordinance. Mr. Shepherd asked if the start time for street paving contractors can start at 7:00 a.m., even if the times are changed in this ordinance. Director Costello discussed this with the roofing project engineer today regarding what time their contractors start. The engineer replied at 7:00 a.m. Director Costello asked them to put 8:00 a.m. in their specs incase the time changes. The Mayor didn't understand how 7:00 a.m. was the starting time when all the surrounding communities start times are at 8:00 a.m. Director Costello will discuss this further tomorrow. Mr. Shepherd did poll Council and the initial results are: 4 for 7:00 a.m. start time; 2 for 8:00 a.m. and one did not have a preference. On the ending time 4 Council members were for 9:00 p.m. and 3 for 8:00 p.m. These times have been in place for a long time and as a group Council has not had complaints. This is just information as to what Council was thinking at this point.

ORDINANCE NO. 80-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1107.03 OF THE DEVELOPMENT CODE ENTITLED "PRELIMINARY DESIGN PLAN", AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A" 3rd READING

This increases the time period from 7 days to 14 days for the application for approval of a preliminary design to be submitted. Mr. Shepherd moved for passage of Ordinance No. 80-17, seconded by Mr. O'Donnell and Mr. Furry.

Vote: Hunt – aye	Shepherd – aye	O'Donnell – aye	Furry - aye
Sindelar – aye	Klym – aye	Moran - aye	
7 ayes		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

This has to do with bringing Airbnb's, peer to peer housing within the definitions of the City's code. As referenced in the Law Director's report this evening, this will be held until the information is received from the Mayors and Managers meeting this Thursday. There is some sediment in restricting these in residential areas. There is also a secondary issue regarding Boarding. This ordinance will be discussed further.

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

This is a companion Airbnb ordinance so the same will apply to this ordinance. This will be held and discussed further at the next Committee-of-the-Whole Meeting.

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 1127.35 AND SECTION 1127.37, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBITS “A” AND “B”
ON HOLD

This ordinance will also be held. This limits the ability to appeal preliminary decisions and the approval of Development Plan requiring variances. Mr. Shepherd will continue discussion on this with the Building Commissioner.

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 will require that protestors will have to state a reason/grounds for their protest of a building/zoning permit. Mr. Shepherd said that Council is waiting for a redraft on this ordinance.

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 covered experienced based modifications to the zoning ordinances. Mr. Bemer is working with Mr. Bishop and Mr. Reich with revisions regarding garage roof heights and the location of generators.

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 regarding business district regulations to achieve desirable land use; appropriate and convenient locations and to protect the character and value of residential neighborhoods. Mr. Bishop and Mr. Bemer will continue to work on this.

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 will reduce the amount of area for a mixed use overlay district; reducing the requirement from 3 acres to 1 acre for new development. Mr. Bemer and Mr. Bishop are working on a redraft of this.

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 will increase the amount of roof that can be covered with solar paneling. Mr. Bemer suggested to add ground based free standing solar panels as an accessory use. More information will be discussed at the next meeting.

ORDINANCE NO. 91-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1301.01 ENTITLED ADOPTION AND SECTION 1303.01 ENTITLED PURPOSE AND ADOPTION, PERTAINING TO THE OHIO BUILDING CODE AND THE OHIO RESIDENTIAL CODE, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBITS “A” AND “B”

3rd READING

Currently the Code adopts the Ohio State Building Code of whatever Code year is in effect. This will amend it so the city is accepting the Code and any subsequent revisions to it. Mr. Shepherd moved for passage of Ordinance No. 91-17, seconded by Mr. Furry.

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

ORDINANCE NO. 92-17

BY: JOHN B. SHEPHERD

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER, SECTION 1311.01 ENTITLED “DEFINITIONS” PERTAINING TO CONSTRUCTION SITE REGULATIONS, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”

3rd READING

This ordinance corrects a typo of section 1313 to 1311. Mr. Shepherd moved for passage of Ordinance No. 92-17, seconded by Mr. Furry.

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

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.

President Moran thanked Mr. Shepherd for all his work on these Codified Ordinances and also thanked Law Director Bemer for his work with the Planning Commission and the BZA Commission.

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. Sindelar said this is still on hold. The minutes from the Planning Commission's Public Hearing should be signed this Wednesday.

- Mr. Shepherd said he has not reviewed the new plans yet but asked if what is being referred to as the Common Area, which is actually owned by a Deed of Trust, what part of that property is being used for the proposed project. The response was none of it.
- Mr. Furry commented that basically this is a PUD, a Plan Unit Development. He is not sure whether this will be a problem. Mr. Bemer said that this is a correct assessment.

The Public Hearing for this ordinance will be scheduled for March 5, 2018.

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"

2nd READING

Mr. Shepherd said that this bid is at the same price as 2011. At the last meeting Director Costello discussed how the last amount allotted was spent. Mr. Shepherd said that this will be read three times.

RESOLUTION NO. 2-18**BY: JAMES W. MORAN**

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR AND HER DESIGNEE TO SUBMIT AN APPLICATION TO THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FOR ITS ENHANCE MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES (SECTION 5310) PROGRAM GRANT FOR A TRANSPORTATION VEHICLE FOR THE ROCKY RIVER SENIOR CENTER

3rd READING

Mr. Moran said that this has been discussed before. This is a vehicle for the Senior Center and the approximate cost is \$75,000. 80% of this cost will be eligible for grant funding which is the basis of this ordinance. 20% of the difference will come from city funds. Director Costello said she is very confident that the city will receive the funds from this grant. The Mayor added there was a Public

Hearing regarding this last Wednesday at the Senior Center. The Mayor thanked Director Costello and Director Huff for one of the best Public Meetings the Mayor has attended. The Seniors were very engaged and care a lot about this program. The Mayor appreciated all the feedback. The Mayor thanked everyone who participated through Seniors Council and the two Directors. Mr. Moran added that this vehicle is much larger and can accommodate up to two wheelchairs. The operator does not need to have a CDL to operate this vehicle. Mr. Moran moved for passage Resolution No. 2-18, seconded by Mr. Furry.

Vote: Hunt – aye
Sindelar – aye
7 ayes

Shepherd – aye
Klym – aye

O'Donnell – aye
Moran - aye
0 nays

Furry - aye

PASSED

NEW BUSINESS:

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

1st READING

Mr. O'Donnell said that this was discussed last week. This is an annual ordinance and as discussed last week it simply provides wastewater and sanitary sewer services to the Valleyview neighborhood of approximately 110 homes. This is a very positive partnership with the City of Lakewood. It would be very costly for the City of Rocky River to get this wastewater and sanitary sewage to our own plant. Mr. O'Donnell is waiting to hear if this is the same rate as the City of Lakewood residents pay. All the residents of the Valleyview neighborhood pay the same amount as all Rocky River residents pay. The City of Rocky River covers the balance.

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

1st READING

There will be two more reads of this ordinance. This will be discussed further at the Committee-of-the-Whole Meeting on February 5th. Mr. Hunt will schedule Chief Lenart to attend a Safety Committee Meeting to discuss this ordinance.

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"

1st READING

Mr. Shepherd will defer discussion of this until the next Committee-of-the-Whole Meeting. This will have a full three reads. The Mayor said that there are no changes in the plan itself and was discussed at the Budget Hearing. The contract was just received.

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
1st READING

Mr. Hunt said that he will defer discussion of this ordinance and the following ordinance until the next Committee-of-the-Whole Meeting. Mr. Hunt said that Hall Public Safety Upfitters has a website with a good deal of information regarding vehicle packages and unfitting.

- Mr. Klym asked if these vehicles are in service right now. Director Costello said that they are the new vehicles that have just been put into service.

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
1st READING

Mr. Hunt said that this will be discussed further at the next Committee-of-the-Whole Meeting. This ordinance deals with the K9-Unit vehicle as opposed to the Safety Interceptors.

MISCELLANEOUS BUSINESS: Mr. Moran announced that there was a Ground Breaking last Thursday at West Hampton on Wren Court for the St. Jude Home that will be built there. Tickets are \$100.00 for the opportunity to win a home and support the families of children who are at St. Jude. The home will be completed sometime in May.

PUBLIC COMMENT: Mr. Bill Welch commented on Ordinance No. 79-17. Mr. Welch remembers when the sewers and waterlines in his development were put in about ten years ago. The contractors began work at 7:00 a.m. The contractors try to utilize all the daylight they can get and sometimes have ten hour shifts instead of an eight-hour day. If there haven't been complaints about the noise ordinance, why is it being discussed. Mr. Moran said that there was an issue brought up to Mr. Sindelar. The complaint was about noise later in the evening by house contractors and the concern was the noise bothering young children and residents enjoying their patios and outdoor spaces.

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 8:30 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council