

CITY OF ROCKY RIVER

February 8, 2021

The Regular Legislative Meeting of Council was called to order by Mr. Moran, President of Council, at 7:00 p.m. via Zoom.

Council Members Present: Mr. Hunt, Mr. Shepherd, Mr. O'Donnell, Mr. Furry
Mrs. Morris, Mr. Klym, Mr. Moran

Administration: Mayor Bobst, Mr. Thomas, Mr. Snyder

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 25th be waived, and that the minutes be accepted as submitted.

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

Moved by Mr. Moran, seconded by Mr. O'Donnell, that the reading of minutes of the Committee-of-the-Whole Meeting of February 1st be waived, and that the minutes be accepted as submitted.

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

MAYOR'S REPORT:

The Mayor received a correspondence from the Election Support Department of the Board of Elections regarding a recommendation for the precincts for the next election. The polling sites will be as follows:

- 01- A; 03- A, B, C, D - Rocky River Methodist Church
- 01- B, C, D; 02- C - Rocky River Presbyterian Church
- 02- A, B, D; 04- A, B, C, D - Civic Center

There will be no polls at the Normandy Assisted Living or Pinzone Towers. This information will be communicated to all residents from the Board of Elections and included in a ReadyNotify to residents.

The Mayor discussed the “Summer of Fun” in correlation with the Recreations Center and various Civic Organizations while keeping in line with guidelines from the Cuyahoga County Health Department. This will be in place of “River Days” and will take place throughout the summer months. Meetings have begun regarding the Memorial Day celebration, which will be different than past years and in line with the Health Department guidelines.

This Wednesday the Senior Center will hold a virtual Volunteer Recognition Luncheon. Although 2020 has been an unusual year, 14,000-16,000 volunteer hours have still been expended by our seniors and their efforts will be recognized on Wednesday. If Council did not receive an invitation to this event and would like to attend, please let the Mayor know.

The Mayor commented on the February Quill Publication that Council received in their packets last Friday. The Mayor is amazed at how full the publication is with activities and creative programs that follow social distancing or via zoom. There is also a “Love My Pet” contest, so feel free to enter your pet into the contest.

City Hall will be closed this Monday, February 15th in honor of President’s Day.

- Councilman Klym asked about the Financial Summary received in the packets last week regarding the deficit of the Rocky River Municipal Court and asked if there is a timeline on handling this deficit. Finance Director Thomas responded that there is a provision in the Ohio Revised Code, Section 1901.026, (A) through (D) and the deficit has been proportioned out and billed based on the 2019 fines collected. Clerk Comery worked on the case counts and the deficit measure was completed by the Finance Department. Director Thomas verified the case counts to the Court’s 2019 Annual Report and reviewed the calculations. The cities have been billed and Clerk Comery stated that everyone is in agreement. The Mayor thanked the Clerk of Court, Ms. Comery and Director Thomas for their great job.

LAW DEPARTMENT: Mr. Bemer stated that a group comprised of Commissioner Ray Reich, Kate Straub, Bill Bishop, Mayor Bobst and himself have been revising the Planning and Zoning Code along with the County Planning Commission and are half way through the revisions. Everyone has been fully engaged in this process to create clarity, reorganize and create a more user-friendly document.

- Councilman Klym asked if this was related at all to the Codified Ordinance that went to the ballot in the fall. Mr. Bemer responded that any changes made would not need to have an electoral vote.

COMMITTEE REPORTS: Mrs. Morris mentioned that she was absent from the last Planning Commission Meeting. Mrs. Morris spoke with Kate Straub and there was nothing unusual pending regarding that meeting. Mrs. Morris was completing the Cuyahoga County Recycling Ambassador Program that evening with Andrea Mediate, Jeanne Hoopes and Jennifer Neil.

COMMUNICATIONS FROM COUNCIL: NONE

PUBLIC COMMENT: NONE

PENDING ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 6-21

BY: JAMES W. MORAN

Mr. Moran stated that Council received a correspondence regarding Ordinance No. 6-21. There was an error of the model year listed for the backhoe on the bid specification. The backhoe was listed as a 2010 and not a 2004. The backhoe was pulled from this ordinance and will be bid again at a future time. Therefore, Mr. Moran moved to amend Ordinance No. 6-21 by substitution of Exhibit A, seconded by Mr. Furry.

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

AMENDED ORDINANCE NO. 6-21 **BY: JAMES W. MORAN**
AN AMENDED EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY SERVICE TO SELL USED CITY VEHICLES WHICH
WERE OFFERED FOR SALE THROUGH PUBLIC BIDDING FOR A TOTAL SUM OF
\$15,753.03
3rd READING

Mr. Moran stated that the vehicles listed on the revised Exhibit A were bid for the total sum of \$15,753.03. Mr. Moran moved for passage of Amended Ordinance No. 6-21, seconded by Mr. Furry and Mr. O'Donnell.

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

RESOLUTION NO. 8-21 **BY: CHRISTINA MORRIS**
A RESOLUTION SUPPORTING THE PLACEMENT OF A PROPOSED SHORE STRUCTURE
AND APPROVAL OF A LAKE ERIE SUBMERGED LANDLEASE FROM THE OHIO
DEPARTMENT OF NATURAL RESOURCES (ODNR) ADJACENT TO PERMANENT
PARCEL NO. 302-09-004 AT 21468 AVALON DRIVE, ROCKY RIVER, OHIO
2nd READING

Councilwoman Morris stated that this is an erosion control revetment and ODNR requires the City of Rocky River to give permission on the revetment work at this address.

ORDINANCE NO. 9-21 **BY: THOMAS J. HUNT**
AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
BROOKSIDE CONSTRUCTION SERVICES, INC. AS THE PRIME CONTRACT FOR
LANDSCAPING OF THE POLICE STATION FOR THE CITY OF ROCKY RIVER IN AN
AMOUNT NOT TO EXCEED \$106,710.00 AS FURTHER DESCRIBED IN EXHIBIT “A”
2nd READING

Mr. Hunt said this authorizes the Mayor to enter into an agreement with Brookside Construction Services for the landscaping at the new police station in the amount of \$106,710.00.

NEW ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 10-21 **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH GDOT DESIGN LLC FOR FURNITURE, FIXTURES AND EQUIPMENT
FOR THE POLICE STATION FOR THE CITY OF ROCKY RIVER IN AN AMOUNT NOT TO
EXCEED \$209,999.97 AS FURTHER DESCRIBED IN EXHIBIT “A”
1st READING

Mr. Hunt stated that this is the final bid package for the new Police Station. GDOT Design, LLC was the lowest and best bid of five bids received. The base bid package is \$199,999.97 with a \$10,000 contingency and is \$45,000 lower than the \$255,000 estimate. The funds for this will be paid out of the Donations and Bequests Fund.

- Councilman Furry asked why a contingency is necessary for such specific items. Mr. Snyder responded that there are many signs needed in the Police Station along with other smaller items that may have been overlooked. The contingency covers any unforeseen items, although there are no plans to use the contingency.
- Councilman Klym asked if technology is included in this bid. Mr. Snyder stated that technology is included in the electrical contract.
- Councilwoman Morris asked if there is a stylebook of furniture that Council could view. Mr. Snyder will send pictures and details out to Council and stated that this includes outside items i.e. bike racks and receptacles. The Mayor added that former Police Chief Stillman along with Chief Lichman, Director Snyder, herself along with a team looked at various styles for flooring, woodwork, tables and chairs. Everyone learned a lot in the process and it was great to have the users help in making the selections.

CONSENT AGENDA:

ORDINANCE NO. 1-21

BY: DAVID W. FURRY

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND THE CITY OF ROCKY RIVER REGARDING STORM WATER POLLUTION EDUCATION FOR A TWELVE (12) MONTH TERM, ATTACHED HERETO AS EXHIBIT "A"
3rd READING

Mr. Furry stated that this has been discussed for 4-5 weeks and he has not received any questions. This ordinance is for PIPE or Public Information and Public Education regarding storm water pollution.

ORDINANCE NO. 2-21

BY: DAVID W. FURRY

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CUYAHOGA SOIL AND WATER CONSERVATION DISTRICT AND THE CITY OF ROCKY RIVER REGARDING STORM WATER POLLUTION PREVENTION TECHNICAL ASSISTANCE FOR A TWELVE (12) MONTH TERM, ATTACHED HERETO AS EXHIBIT A
3rd READING

This is a companion piece with Ordinance 1-21 and he has not received any questions regarding this ordinance. This is a cooperation with the Cuyahoga Soil and Water Conservation District and the City and is related to the Municipal Separate Storm Sewer (MS4) EPA Permit and is for minimal control measures 4 and 5.

ORDINANCE NO. 3-21

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
3rd READING

Mr. O'Donnell stated that this is an annual ordinance and has been discussed for the last six weeks. This authorizes the City of Rocky River to pay the difference to the City of Lakewood for the approximate number of 110 homes in the Valley View neighborhood that use Lakewood's treatment plant. These

residents are charged a higher rate from Lakewood, and the City covers the difference.

ORDINANCE NO. 4-21

BY: JAMES W. MORAN

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PURCHASE ONE (1) 75 CUBIC YARD REFUSE TRANSFER TRAILER FOR THE SERVICE DIVISION FROM REFUSE EQUIPMENT & TRUCK SERVICES, INC. AT A COST NOT TO EXCEED \$81,100.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READING

Mr. Moran said that this ordinance is to purchase one 75 cubic yard transfer trailer for the Service Division at a cost not to exceed \$81,100, which is under the estimate of \$100,000. Council received pictures showing the refuse transfer trailer that is in poor condition and needs to be replaced. The transfer trailers transport garbage from the transfer station.

ORDINANCE NO. 5-21

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A TWO (2) YEAR AGREEMENT FOR FULL SERVICE VENDING WITH METROPOLITAN VENDING COMPANY FOR THE CITY OF ROCKY RIVER RECREATION DEPARTMENT AT VARIOUS LOCATIONS, AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READING

Mr. Shepherd said that Metropolitan Vending is the current vendor and this ordinance will authorize a two-year contract for vending machines at the Civic Center and Ice Rink. The commissioned rates the city receives on vending sales is 28% on gross sales of snacks and food and 30% on gross sales on coffee and ice cream and is comparable to what other cities are paying.

Mr. Moran moved to approve the Consent Agenda for Ordinance No. 1-21, 2-21, 3-21, 4-21 and 5-21, seconded by Mr. O'Donnell.

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

MISCELLANEOUS BUSINESS: There will not be a meeting next Monday in honor of President's Day. The next scheduled meeting will be February 22, 2021 via zoom beginning at 7:00 p.m.

PUBLIC COMMENT: Mr. Bill Welch asked what was happening with Valvoline at the corner of Plymouth and Center Ridge Road. Mr. Berner will look into and let Mr. Welch know. Mr. Snyder said that he believes Valvoline is waiting on First Energy regarding electric.

Mr. Moran asked the administration if they have heard anything regarding the lot next to the Hilroc where the fire was last year. Mr. Shepherd stated that he had spoken with Mr. Reich and he was going to check on the site as some of the fencing had fallen down. The Mayor added that the damage to the adjoining units west of that site have been repaired.

The meeting was adjourned at 7:50 p.m.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council