

CITY OF ROCKY RIVER

July 8, 2024

The Legislative Meeting was called to order by Mr. Furry, President of Council, at 7:00 P.M. in the David J. Cook Council Chambers.

Council Members Present: Mr. Hunt, Mrs. Gallagher, Mr. Shipp,
Mr. O'Boyle, Mr. Sindelar, Mr. Furry

Council Members Absent: Mrs. Morris

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

Law Director: Mr. O'Shea

The meeting was opened with a Pledge of Allegiance.

MOTION:

Moved by President Furry seconded by Mr. Hunt that the reading of the minutes of the June 24th Legislative Meeting be waived and that the minutes be accepted as presented.

Vote:	Hunt – aye	Gallagher – abstain	Shipp – abstain	
	O'Boyle – aye	Sindelar – aye	Furry - aye	
	4 – ayes	2 - abstain	0 - nays	PASSED

Moved by President Furry seconded by Mr. Hunt that the reading of the minutes of the July 1st Committee-of-the-Whole Meeting be waived and that the minutes be accepted as presented.

Vote:	Hunt – aye	Gallagher – aye	Shipp – abstain	
	O'Boyle – aye	Sindelar – aye	Furry - aye	
	5 – ayes	1 - abstain	0 - nays	PASSED

MAYOR'S REPORT:

The Mayor began by discussing Bradstreet's Landing parking. Plans are being made for additional parking on the south side of Lake Road and that will be a part of the Lake Road Sewer, Waterline and Pavement Project. No Parking Signs have been placed on the grass and the east side of the driveway. The driveway is meant for two cars, ingress and egress. Hopefully people will understand and police will also be giving it additional attention for enforcement. A ReadyNotify will be sent out discussing the new parking plan, the current parking situation and the restrooms. On September 7th there will be a rededication of Bradstreet's Landing with the Cleveland MetroParks and several other organizations in attendance to celebrate the Park.

The Mayor announced that there would be new legislation to Council prohibiting smoking in public spaces including parks, buildings, etc. Thank you to Law Director O'Shea and Councilman Hunt, the chair of the Safety Committee for joining in on this conversation. This legislation will prohibit smoking, vaping and smoking marijuana in public spaces.

The Wagar/Hilliard intersection is moving along well. The pavement and striping will be done early next week coming in three weeks ahead of schedule for completion. Hopefully the weather will cooperate. Thanks to Director Snyder for being on top of this project.

The Mayor discussed the Cleveland Water Grant Application. Director Snyder applies for these on a regular basis. There are two rounds yearly that the city can submit projects. Westmoor, Battersea, Mercedes, Lake Road, Beachcliff and Cornwall will be submitted to this grant. Not all of these will be funded, but a couple of these streets are at the top of the list and are expecting funding.

The Mayor discussed the pavement projects on Sunnyhill, the Linden Park and City Hall Trails, Inglewood, the Alley between Wooster and Struhar (with the addition of speed bumps), Mark, Bonnie Bank and Kensington that will be mobilized shortly with a sewer, waterline and pavement project. Director Snyder is working closely with the schools as some of these projects are in the school’s vicinity.

The Mayor shared Building Stats:

- Building Permits are at 882 as compared to 807 in 2023
- Valuation is \$26,236,000 as compared to \$27,238,000 in 2023
- Much of the growth is in residential which is up almost 100 building permits and almost \$3,000,000 in valuation over last year at this time.

The Mayor announced that this weekend is “Red, River and Blue” which is part of the “Summer of Fun”. The Antique Car Show will take place out front; the pool has a lot of activities; some inflatables; vendors will be back along with some new vendors and “Revolution Pie” will play beginning at 7:00 p.m. along with “Pie in the Park”.

- Mrs. Gallagher asked where the pie will be served. Pie will be served by the Gazebo on City Hall Campus. If it rains, “Pie in the Park” will be held in the Ice Rink.

LAW DEPARTMENT: NONE

PUBLIC COMMENT: NONE

UNFINISHED BUSINESS:

ORDINANCE NO. 32-24

BY: MICHAEL O’BOYLE

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP REFERENCED WITHIN PART ELEVEN OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER CONCERNING LAND USE PLANNING AND ZONING AND FURTHER KNOWN AS THE DEVELOPMENT CODE

ON HOLD

Mr. O’Boyle said this is an ordinance to amend the official Zoning Map referenced within Part Eleven of the Codified Ordinances. Mr. O’Boyle moved to amend this ordinance as an additional exhibit has been added, Exhibit B. This exhibit is the specified ways in which the parcels of land have been allocated in the new zoning. The Mayor added that Exhibit A has not changed from what Council received originally but Exhibit B memorializes all the things on the new map. Several of these items have already gone through the rezoning process, those are being committed to the map. The remainder are primarily recommendations that came out of the Planning Commission prior to legislation being drafted on Allen Court as well as Old Detroit. The Planning Commission is holding a Public Hearing regarding this ordinance on August 6th. Mr. O’Boyle moved to amend by substitution and adding Exhibit B, seconded by Mr. Furry.

- Mr. Hunt asked if Exhibit B is referenced in the cover legislation. The Mayor pointed out that it is referenced in the final “Whereas”.

Vote:

Hunt – aye

O’Boyle – aye

6 – ayes

Gallagher – aye

Sindelar – aye

Shipp – aye

Furry - aye

0 - nays

PASSED

AMENDED ORDINANCE NO. 32-24

BY: MICHAEL O'BOYLE

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP (EXHIBIT A) REFERENCED WITHIN PART ELEVEN OF THE CODIFIED ORDINANCES OF THE CITY OF ROCKY RIVER CONCERNING LAND USE PLANNING AND ZONING AND FURTHER KNOWN AS THE DEVELOPMENT CODE ON HOLD

RESOLUTION NO. 37-24

BY: DAVID W. FURRY

A RESOLUTION REQUESTING THE CUYAHOGA COUNTY FISCAL OFFICER TO ADVANCE TAXES FROM THE PROCEEDS OF ALL TAX LEVIES FOR THE TAX YEAR 2024 PURSUANT TO THE OHIO REVISED CODE

2nd READING

Mr. Furry said this has been discussed for several weeks and it is requesting that Cuyahoga County Fiscal Officer advance property taxes collected from the various city levies to the city prior to the final reconciliation settlement and disbursement. Basically, it is to receive the city's money earlier.

RESOLUTION NO. 38-24

BY: DAVID W. FURRY

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 AND AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

2nd READING

Mr. Furry said this is to certify special assessments to the County Fiscal Officer for unpaid delinquent sanitary sewer accounts as of December 31, 2023. This has been billed to the residents. Director Thomas said there have been quite a few collections. This will be amended by substitution for the updated outstanding accounts. These charges have been billed throughout 2023 and in March and June 2024 and represent unpaid usage.

ORDINANCE NO. 39-24

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE ONE (1) IDENTICAL WESTECH DIGESTER MIXER FROM BISSNUSS INC. FOR THE ROCKY RIVER WASTEWATER TREATMENT PLANT IN AN AMOUNT NOT TO EXCEED \$165,000

2nd READING

Mr. Furry said that Councilwoman Morris has discussed this for the last couple of weeks. Based on the agenda, this will be discussed further at next week's Committee-of-the-Whole Meeting.

ORDINANCE NO. 41-24

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH ANGELO BENEDETTI, INC. FOR THE 2024 ASPHALT SURFACE RECYCLING PROJECT IN AN AMOUNT NOT TO EXCEED \$126,874.50, AS FURTHER DESCRIBED IN EXHIBIT "A"

2nd READING

Mr. Sindelar said for the sake of brevity he will not go into this in depth, but pointed out that the Mayor referenced this job in her Mayor's Report this evening. Mr. Sindelar is sure the people of Inglewood are looking forward to this project. It is a continued effort to improve the streets in Rocky River year after year.

ORDINANCE NO. 42-24**BY: BRIAN J. SINDELAR**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH QUALITY CONTROL INSPECTION, INC. FOR THE SENIOR CENTER ADDITION CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES IN AN AMOUNT NOT TO EXCEED \$316,370.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

2nd READING

Mr. Sindelar said he will not go into depth as this has been discussed and there is one more Committee-of-the-Whole Meeting to do the same, but Facility Manager Balla has recommended this group as they have done this type of work before and they come recommended to the city.

ORDINANCE NO. 43-24**BY: BRIAN J. SINDELAR**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH CROSSROADS ASPHALT RECYCLING, INC. FOR THE 2024 STREET REPAIR PROGRAM PHASE II AT A COST NOT TO EXCEED \$440,750.25, AS FURTHER DESCRIBED IN EXHIBIT "A"

2nd READING

Mr. Sindelar said he will not go into depth this evening and will reserve more for the Committee-of-the-Whole meeting.

NEW BUSINESS:**ORDINANCE NO. 44-24****BY: BRIAN J. SINDELAR**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SMITHGROUP, FOR THE DEVELOPMENT OF THE ROCKY RIVER PARK MASTER PLAN IN AN AMOUNT NOT TO EXCEED \$99,996.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

1st READING

Mr. Sindelar said this ordinance was introduced last week and he touched upon it then. It is something like the Gateway Project or the Pier, as it continues to show that as a Council and Administration investing money not only in infrastructure but things that will benefit the city as a whole and all the residents. The city is focused on things that beautify and enhance the city. This is the start of a project that will do the same. Mr. Furry added that the administration would like to have this approved prior to the August recess with a Special Meeting next week or suspend the three read rule and pass it on the 22nd. Mr. Hunt said suspending the rules would be fine with him. Mr. Sindelar would like to have a Special Meeting prior to the Committee-of-the-Whole Meeting next week. Mr. Sindelar said that the dollar amount is not large, but the start of this project is still something enough where he thinks giving it a little more time to discuss would be wise.

ORDINANCE NO. 45-24**BY: BRIAN J. SINDELAR**

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO PURCHASE A REPLACEMENT FOR THE EXISTING FUEL SYSTEM UNDER THE STATE COOPERATIVE PURCHASING ACT FROM COLLINS EQUIPMENT CORPORATION, AT A COST NOT TO EXCEED \$661,014.63, AS FURTHER DESCRIBED IN EXHIBIT "A"

1st READING

Mr. Sindelar said this will be discussed in more depth at next week's Committee-of-the-Whole Meeting. This is a unique project for the city's self-sufficiency and efficiency to have these fueling stations and by getting out ahead of it early before it is a bigger expense and more costly endeavor and more dangerous.

- Mr. Furry asked Director Snyder where the pumps would be located. Director Snyder said he asked for a photo of what it will look like. There will be two above ground fuel tanks, one for diesel and one for

unleaded on a pad next to the scale at the Service Garage. Vehicles will pull to the right of the tanks and the pumps will be there, west of the scales. It will be set up with enough room for the ladder truck and a bus to pull through off Lake Road, fuel up and turn around and go back out. The Mayor added that the other entities that fuel with the city will be participating in this project. More details will follow, as it progresses. It is a complete elimination so there will no longer be fuel tanks at City Hall complex. The tanks at City Hall will be removed in the spring of 2025. Mr. Furry asked how large 12,000 gallons is. Mr. Snyder is not sure of the total dimensions but will obtain that information for Council.

CONSENT AGENDA:

RESOLUTION NO. 30-24

BY: ALL COUNCIL MEMBERS

A RESOLUTION ESTABLISHING THAT ROCKY RIVER CITY COUNCIL SHALL RECESS DURING THE MONTH OF AUGUST IN 2024

3rd READING

Mr. Furry said this has been going on for quite some time now. President Furry is asking that Council come to Hot Dog Days on August 4th and if need be, Council will meet, but historically Council will try not to during the month of August.

ORDINANCE NO. 31-24

BY: DAVID W. FURRY

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. Furry said that the City of Lakewood has been treating sanitary sewage in the ValleyView Sewer District since 1956. It comprises approximately 102 single family homes. Lakewood sewer rates are higher than the City of Rocky River, so the City of Rocky River subsidizes their rates and all Rocky River residents pay the same mcf which is much lower than the City of Lakewood.

AMENDED ORDINANCE NO. 33-24

BY: JEANNE GALLAGHER

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PURCHASE A BOILER FOR THE DON UMERLEY CIVIC CENTER FROM S. A. COMUNALE AT A COST NOT TO EXCEED \$157,220.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READING

Mrs. Gallagher said this has been discussed many times. This project involves relocating and replacing the two boilers that have served the Civic Center, Fitness and Pool area since 2007. These boilers will improve the energy efficiency and environmental sustainability of the facility. The new boilers are fully modulating ultra-high efficiency condensing boilers. \$111,051.50 of NOPEC Grant Funding will pay a portion of the \$157,220 project costs. The lowest proposal received had unfavorable references, so S. A. Comunale was the second lowest and best proposal and therefore they were chosen.

RESOLUTION NO. 34-24

BY: DAVID W. FURRY

A RESOLUTION OF THE CITY OF ROCKY RIVER, STATE OF OHIO, SUPPORTING THE OHIO COMMISSION FOR THE UNITED STATES SEMIQUINCENTENNIAL (AMERICA250-OH)

3rd READING

Mr. Furry said the Mayor discussed this a few weeks ago and thanks to Director Kerber for commemorating the Semiquincentennial. As the time gets closer, more information will follow.

RESOLUTION NO. 35-24**BY: DAVID W. FURRY****A RESOLUTION ACCEPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF ROCKY RIVER, OHIO FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2025 AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"****3rd READING**

Mr. Furry said this is a very brief first pass of the 2025 Budget in a summary and required form. It is based on information by making projections using what if scenarios but also includes known costs that will be part of the 2025 Budget. It is not the final budget that Council will be addressed later in the year.

RESOLUTION NO. 36-24**BY: DAVID W. FURRY****A RESOLUTION ACCEPTING AMOUNTS AND RATES AS DETERMINED BY THE CUYAHOGA COUNTY BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE CUYAHOGA COUNTY FISCAL OFFICER****3rd READING**

Mr. Furry said this is a companion piece to Resolution No. 35-24 and is another step in the 2025 Budget process. Resolution No. 36-24 authorizes the levying of property tax millage. The total city millage will be set at 9.9 mills which is a reduction of .65 mills from the current 10.55 mills. This reduction is from the Civic Center Bonds being retired. Other city activities included in the millage figure is the Senior Center, Refuse and Recycling, the Recreation Center, Fire Pension, Police Pension and Capital Improvements.

President Furry moved for the passage of Resolution Nos. 30-24, 34-24, 35-24 and 36-24 and Ordinance Nos. 31-24 and 33-24 seconded by Mr. Sindelar.

Vote:	Hunt – aye	Gallagher – aye	Shipp – aye	
	O’Boyle – aye	Sindelar – aye	Furry - aye	
	6 – ayes		0 - nays	PASSED

MISCELLANEOUS BUSINESS: NONE**COMMITTEE REPORTS: NONE**

COMMUNICATIONS: President Furry thanked Facility Manager Balla for getting the Council chairs out of the ‘60’s and into something more comfortable.

PUBLIC COMMENT: NONE

As there was no further business by members of Council, Mr. Furry moved to adjourn the Legislative Meeting at 7:35 p.m., seconded by Mr. O’Boyle.

Vote:	Hunt – aye	Gallagher – aye	Shipp – aye	
	O’Boyle – aye	Sindelar – aye	Furry - aye	
	6 – ayes		0 - nays	PASSED

David W. Furry
President of Council

Susan G. Pease
Clerk of Council