

CITY OF ROCKY RIVER

April 3, 2023

The Special Meeting of Council was called to order by Mr. Moran, President of Council, immediately preceding the Committee-of-the-Whole Meeting in the David J. Cook Council Chambers.

Council Members Present: Mr. Hunt, Mr. Shepherd, Mrs. Gallagher, Mr. Furry,
Mrs. Morris, Mr. Sindelar, Mr. Moran

Law Director: Mr. O'Shea

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

The meeting was opened with a Pledge of Allegiance.

PUBLIC COMMENT: NONE

UNFINISHED BUSINESS:

ORDINANCE NO. 13-23

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT BETWEEN THE CITY OF ROCKY RIVER AND SHOOK CONSTRUCTION COMPANY FOR ROCKY RIVER WWTP CEPT AND FINAL CLARIFIER IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$26,050,107.60

3rd READ

Mrs. Morris reviewed the ordinance and reported that the project is a requirement of the Ohio EPA as part of the no feasible alternative study. This project was recommended by the Management Committee on February 8, and it has been approved by the Ohio Water Development Authority Board as of March 30 for a low interest loan. There were 3 bidders. The engineer's estimate is \$28,000,000. We are accepting a bid for \$26,000,000 with a 10% contingency. The project will be funded through the Division of Environmental Assistance through a Water Pollution Control low interest loan. Mrs. Morris made a motion for passage of Ordinance No. 13-23 that was seconded by Mr. Furry.

Vote: Hunt – aye
Morris – aye
7 ayes

Shepherd – aye
Sindelar – aye
0 nays

Gallagher - aye
Moran - aye

Furry – aye

PASSED

ORDINANCE NO. 18-23

BY: JOHN B. SHEPHERD

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PURCHASE PARTS AS NEEDED FROM BEST EQUIPMENT COMPANY, INC., IN AN AMOUNT NOT TO EXCEED \$35,000.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READ

Mr. Shepherd indicated this ordinance has been read 3 times and discussed multiple times. It sets up a fund that can be used as needed to buy parts and certain repair services from Best Equipment Company. We have used this company in the past and they have performed good work for us. Mr. Shepherd made a motion for passage of Ordinance No. 18-23 that was seconded by Mr. Furry.

Vote: Hunt – aye
Morris – aye
7 ayes

Shepherd – aye
Sindelar – aye
0 nays

Gallagher - aye
Moran - aye

Furry – aye
PASSED

ORDINANCE NO. 19-23

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PURCHASE SEWER TELEVISIONING AND CLEANING SERVICES AS NEEDED FROM C & K INDUSTRIAL SERVICES, IN AN AMOUNT NOT TO EXCEED \$60,000.00, AS FURTHER DESCRIBED IN EXHIBIT “A”

3rd READ

Mr. Shepherd indicated this ordinance sets up a fund to be used, if needed, for cleaning and televising of the sewers for emergency repairs. This is a function performed regularly. This has been fully vetted over three legislative meetings. Mr. Shepherd made a motion for passage of Ordinance 19-23 that was seconded by Mr. Furry.

Vote: Hunt – aye
Morris – aye
7 ayes

Shepherd – aye
Sindelar – aye
0 nays

Gallagher - aye
Moran - aye

Furry – aye
PASSED

ORDINANCE NO. 20-23

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO PURCHASE ELECTRICAL SERVICES AS NEEDED FROM HERBST ELECTRIC COMPANY FOR THE ROCKY RIVER WASTEWATER TREATMENT PLANT IN AN AMOUNT NOT TO EXCEED \$48,500.00 AS FURTHER DESCRIBED IN EXHIBIT “A”

2ND READ

Mrs. Morris said this is an ordinance that was recommended by the Zurich Insurance Underwriter that did a risk engineering assessment indicating that we needed to have IR inspection. These inspections are done every 5 years and the last time it was done was in 2016 by Great Lakes. Infrared testing shows heat issues on the electrical panels, so this is preventative maintenance. This ordinance is for the WWTP as they have specific and larger needs. There are not any additional appropriations as these funds have been appropriated, and the Management Committee has also reviewed this.

ORDINANCE NO. 21-23

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A TWO (2) YEAR LEASE AGREEMENT FOR CONCESSION SERVICES WITH LAKE ROAD MARKET FOR THE CITY OF ROCKY RIVER RECREATION DEPARTMENT AT VARIOUS LOCATIONS, AS FURTHER DESCRIBED IN EXHIBIT “A”

2ND READ

Mr. Shepherd deferred discussion to the next meeting.

ORDINANCE NO. 22-23

BY: THOMAS J. HUNT

AN EMERGENCY ORDINANCE APPROVING CHANGES TO THE CITY OF ROCKY

**RIVER CIVIL SERVICE RULES AND REGULATIONS, AS FURTHER DESCRIBED
IN THE ATTACHED EXHIBIT “A”
2ND READ**

Mr. Hunt indicated discussion will be had during the Committee of the Whole meeting tonight.

ORDINANCE NO. 23-23 **BY: JOHN B. SHEPHERD**
**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH
PRECISION ENGINEERING & CONTRACTING, INC., FOR PHASE II OF THE
BRADSTREET’S LANDING IMPROVEMENT PROJECT AT A COST NOT TO
EXCEED \$3,919,007.04, AS FURTHER DESCRIBED IN EXHIBIT “A”
2ND READ**

Mr. Shepherd said discussion will be had during the Committee of the Whole meeting tonight.

ORDINANCE 24-23 **BY: JOHN B. SHEPHERD**
**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH MAKOVICH & PUSTI ARCHITECTS, INC., FOR THE ROCKY
RIVER SENIOR CENTER BUILDOUT AND UPDATE PROJECT FOR
ARCHITECTURAL AND ENGINEERING SERVICES IN AN AMOUNT NOT TO
EXCEED \$222,160.00, AS FURTHER DESCRIBED IN EXHIBIT “A”
2ND READ**

Mr. Shepherd reviewed information contained in the exhibit to this ordinance which clearly identifies the scope of this project. This entails a 100 seat lecture hall/flexible use area which includes technology and furniture storage, a yoga and fitness studio with a high ceiling/gym area, additional ADA compliant restrooms and a refresh to current restrooms to bring them into ADA compliance. It also reworks the office space and adds a unisex restroom, as well as refreshing the windows and the exterior of the facility. Also, it explores options for an addition on the south side of the facility to provide an updated look to the Senior Center. The maximum construction budget for the whole project is \$2M. This ordinance is just for architectural design and engineering services. Five proposals were received; three candidates were interviewed by Director Huff, Mayor Bobst, and Facilities Director Mike Balla. It was determined that Makovich & Pusti were the best of the group as they have experience with senior facility design, as well as working with municipal government logistics. It was a full vetting process and Director Huff and the administration are happy with the answers they received. The funds for this project will come out of the Capital Improvement Fund.

ORDINANCE 25-23 **BY: JAMES W. MORAN**
**AN ORDINANCE PROVIDING FOR THE COMPENSATION OF COUNCILMEMBERS
OF THE CITY OF ROCKY RIVER FOR THE YEARS COMMENCING JANUARY 1,
2024 AND ENDING DECEMBER 31, 2025
2ND READ**

Mr. Moran indicated this ordinance was read for the first time last week. More discussion will occur at the Committee of the Whole meeting tonight.

ORDINANCE 26-23 **BY: JAMES W. MORAN**

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE PRESIDENT OF COUNCIL OF THE CITY OF ROCKY RIVER FOR THE YEARS COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2025

2ND READ

Mr. Moran indicated this is one of four compensation ordinances required to be in place prior to the June deadline for filing with the Board of Elections. More discussion will occur at the Committee of the Whole meeting tonight.

ORDINANCE 27-23

BY: JAMES W. MORAN

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE DIRECTOR OF LAW FOR THE YEARS COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2025

2ND READ

Mr. Moran indicated more discussion will occur at the Committee of the Whole meeting tonight.

ORDINANCE 28-23

BY: JAMES W. MORAN

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE MAYOR OF THE CITY OF ROCKY RIVER FOR THE YEARS COMMENCING JANUARY 1, 2024 AND ENDING DECEMBER 31, 2025

2ND READ

Mr. Moran indicated more discussion will occur at the Committee of the Whole meeting tonight.

ORDINANCE 29-23

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH RMH CONCRETE & FOUNDATIONS, INC., FOR BEACHCLIFF BOULEVARD TLCI PEDESTRIAN CROSSING IMPROVEMENT PROJECT AT A COST NOT TO EXCEED \$225,496.40, AS FURTHER DESCRIBED IN EXHIBIT "A"

2ND READ

Mr. Shepherd indicated he forwarded the plans for this to all of Council. He would like to discuss in more detail during the Committee of the Whole meeting tonight.

ORDINANCE 30-23

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH PRECISION ENGINEERING & CONTRACTING, INC., FOR THE TRI-CITY PARK TENNIS COURTS IMPROVEMENT PROJECT AT A COST NOT TO EXCEED

\$869,754.00, AS FURTHER DESCRIBED IN EXHIBIT "A"

2ND READ

Mr. Shepherd stated that this project is split equally between the three cities that participate in the park, being Westlake, Fairview Park and Rocky River. Rocky River's share is only one-third of the total cost. This ordinance is to fix the surfaces of the tennis courts, which have had issues with the ground beneath them for a number of years. This will entail digging down deep enough to have solid foundations. The courts will double the capacity for pickle ball from 6 to 12 courts. Mr. Shepherd indicated he would review the bids in detail at the Committee meeting tonight.

- Mr. Sindelar inquired whether this park was the site of the former Nike site and asked if that is part of the reason why the ground is troubled. Mayor Bobst indicated it was the site of the former Nike site, but the issue was not because of that, but rather poor installation initially.

NEW BUSINESS:

ORDINANCE 31-23

BY: JOHN B. SHEPHERD

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH QUALITY CONTROL INSPECTION, INC., FOR THE CENTER RIDGE ROAD RESURFACING PROJECT CONSTRUCTION ADMINISTRATION SERVICES IN AN AMOUNT NOT TO EXCEED \$122,687.36, AS FURTHER DESCRIBED IN EXHIBIT "A"

1ST READ

Mr. Shepherd indicated this ordinance is for the resurfacing of Center Ridge from Spencer Road to the Westlake border. He will discuss this in more detail at the Committee meeting.

RESOLUTION 32-23

BY: JOHN B. SHEPHERD

AN EMERGENCY RESOLUTION AUTHORIZING THE CITY OF ROCKY RIVER TO PARTICIPATE IN THE ODOT ROAD SALT CONTRACTS TO BE AWARDED IN 2023

1ST READ

Mr. Shepherd indicated this ordinance will be discuss in more detail at the Committee meeting.

ORDINANCE 33-23

BY: THOMAS J. HUNT

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO REIMBURSE ZENITH SYSTEMS FOR ELECTRIC UTILITY SERVICE CHARGES DURING THE CONSTRUCTION OF THE POLICE STATION IN AN AMOUNT NOT TO EXCEED \$45,659.50, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

1ST READ

Mr. Hunt he will defer discussion of this ordinance to the Committee of the Whole meeting tonight.

PUBLIC COMMENT: NONE

Mr. Moran made a motion to close the Special Meeting that was seconded by Mr. Furry.

Vote: Hunt – aye
Morris – aye
7 ayes

Shepherd – aye
Sindelar – aye
0 nays

Gallagher - aye
Moran - aye

Furry – aye
PASSED

The meeting was adjourned at 7:24 p.m.

James W. Moran
President of Council

Mary Ellen Umerley
Acting Clerk of Council