

CITY OF ROCKY RIVER

December 16, 2024

The Special Meeting of Council 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. O'Boyle,
Mr. Shipp, Mr. Sindelar, Mr. Furry

Council Member Absent: Mrs. Morris

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

The meeting was opened with the Pledge of Allegiance.

MOTION:

Moved by President Furry seconded by Mrs. Gallagher that the reading of the minutes of the Public Hearing for Ordinance No. 88-24 and Legislative Meetings of December 9th be waived and that the minutes be accepted.

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

PUBLIC COMMENT: NONE

PENDING BUSINESS:

AMENDED ORDINANCE NO. 76-24 **BY: DAVID W. FURRY**
AN EMERGENCY ORDINANCE CREATING POSITIONS AND FIXING OR
ESTABLISHING THE ANNUAL SALARIES AND HOURLY RATES COMMENCING
JANUARY 1, 2025 FOR THE APPOINTED EMPLOYEES IN THE SEVERAL
DIVISIONS AND DEPARTMENTS OF THE CITY OF ROCKY RIVER
ON HOLD

President Furry stated this will be held until later in the meeting for the theoretical passage of Ordinance Nos. 97-24 and 98-24 which affect Ordinance No. 76-24.

ORDINANCE NO. 88-24 **BY: DAVID W. FURRY**
AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT
EXPENSES OF THE CITY OF ROCKY RIVER, OHIO, DURING THE FISCAL YEAR
ENDING DECEMBER 31, 2025
3rd READING

Mr. Furry said this ordinance will need to be amended. City Council received a revised exhibit

dated 12/16/24 that he will ask to amend by substitution. The new exhibit reflects a decrease of \$1,022,183. Minor tweaks include both positive and negative, but the major one was the Sewer Rehabilitation Fund which was reduced by \$800,000 and Capital Improvements was reduced by \$200,000. Clerk of Court Comery decreased certain budgeted amounts in the Municipal Court operations, Workers Comp was reduced accordingly and the insurance premiums were reduced to reflect Ordinance Nos. 89-24, 90-24 and 91-24. Mr. Furry moved to amend by substitution, seconded by Mr. Hunt.

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

AMENDED ORDINANCE NO. 88-24 **BY: DAVID W. FURRY**
AN EMERGENCY ORDINANCE TO MAKE APPROPRIATIONS FOR THE CURRENT
EXPENSES OF THE CITY OF ROCKY RIVER, OHIO, DURING THE FISCAL YEAR
ENDING DECEMBER 31, 2025
3rd READING

Mr. Furry said there was a Public Hearing on December 9th along with City Council members meeting with their Directors prior to the Finance Committee Meeting on December 6th. There have not been many questions. Mr. Furry moved for passage of Amended Ordinance No. 88-24, seconded by Mr. Hunt.

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

ORDINANCE NO. 97-24 **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A
COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN’S
BENEVOLENT ASSOCIATION SERGEANTS, LIEUTENANTS AND CAPTAIN
ROCKY RIVER POLICE DIVISION, AND AS FURTHER DESCRIBED IN EXHIBIT
“A”
2nd READING

Mr. Hunt said that the Mayor discussed this with City Council a few weeks ago and it was read for the first time last week. There were some discussions and noted some Scrivener’s errors that were corrected. City Council received a copy of the revised agreement in their packets this week. To reiterate there are time constraints based upon the Collective Bargaining Sergeants, Lieutenants and Captain as well as the Patrolmen in Ordinance No. 98-24 from when they agreed to the new contract. Mr. Hunt moved for a rule’s suspension based upon the time constraints, seconded by Mr. Furry.

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

Mr. Hunt said that this ordinance authorizes the Mayor to formally enter into the Collective Bargaining Agreement for the next three years, 2025, 2026 and 2027 with regard to both of the contracts, Patrolmen and Officers union. Their increases are 3%, 3.5% and 4% over the three-year length of the contract on salaries and wages. With regard to the Sergeants, their calculation for salary increases from 13.5% in rank differential to 14.5% and the Lieutenants are above the Sergeants and are calculated at 14% and it was an increase of 1% from the last CBA which was

13%. Also of note, any of the Sergeants or Lieutenants that are assigned to the Detective Bureau, receive \$2,000 per year increase over and beyond such employee's base pay that was \$800.00. The longevity is \$150.00 for each five years of full-time service which is up from \$100.00 per year over the course of the schedule. The inequity adjustment is under Article 13 in the amount of \$3,000 for 2025. There is added language for cadet pay that was also discussed that the city will pay new hires and the police academy to receive 75% of base pay of a first-year police officer and language for lateral transfers. Mr. Hunt has not received any questions regarding this and moved this ordinance for passage, seconded by Mr. Furry.

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

ORDINANCE NO. 98-24

BY: THOMAS J. HUNT

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION PATROLMEN OF THE ROCKY RIVER POLICE DIVISION, AND AS FURTHER DESCRIBED IN EXHIBIT "A"

2nd READING

Mr. Hunt said that for the same reasons he mentioned in regard to the prior companion Ordinance No. 97-24, time constraints require that Council move for rules suspension to get this passed and authorize the Mayor to enter into the agreement in a timely fashion. Mr. Hunt moved for a rule's suspension, seconded by Mrs. Gallagher and Mr. Furry.

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

Mr. Hunt said that some of the other highlights in addition to the Scribner's errors that were corrected in this CBA as well for the Patrolmen was revised language in regard to the Marine Patrol and compensation for Marine Patrol. There is also language that was clarified regarding discipline and internal investigation procedures. The Mayor added that there is language in both contracts for an opener regarding meaningful discussions about management's right to place individuals on the shifts where they are needed. With the younger police force, they would all be on the evening shift. This is an opportunity to discuss and look at what makes sense. Both parties were interested in doing this. There will be an opener if they do not arrive at a decision by September 1st. Mr. Hunt added that Chief Lichman, during the Budget Hearing last Friday, discussed the compliment of officers and doing something with the shifts. The Mayor said that was most important to the Chief during negotiations. Mr. Hunt moved for passage of Ordinance No. 98-24, seconded by Mr. Furry.

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

ORDINANCE NO. 99-24

BY: BRIAN J. SINDELAR

AN ORDINANCE AUTHORIZING THE VACATION AND SALE OF A PORTION OF WOODSIDE DRIVE, AS BEING PART OF ORIGINAL ROCKPORT TOWNSHIP LOT NOS. 17 AND 2, AS RECORDED IN THE BEACH CLIFF SUBDIVISION NO. 3 AS RECORDED IN VOL. 66 PG. 6 OF CUYAHOGA COUNTY MAPS AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

2nd READING

Mr. Sindelar moved to amend by substitution Ordinance No. 99-24 as the legal description of the vacated portion was added to the exhibit, seconded by Mr. Furry.

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

AMENDED ORDINANCE NO. 99-24 **BY: BRIAN J. SINDELAR**
AN ORDINANCE AUTHORIZING THE VACATION AND SALE OF A PORTION OF
WOODSIDE DRIVE, AS BEING PART OF ORIGINAL ROCKPORT TOWNSHIP LOT
NOS. 17 AND 2, AS RECORDED IN THE BEACH CLIFF SUBDIVISION NO. 3 AS
RECORDED IN VOL. 66 PG. 6 OF CUYAHOGA COUNTY MAPS AS FURTHER
DESCRIBED IN THE ATTACHED EXHIBIT “A”
2nd READING

Mr. Sindelar said that as described, the complete legal description has been added to the exhibit. Mr. Sindelar will discuss this further at the Committee-of-the Whole Meeting. There were not many questions other than the full legal description and Council saw a picture of it last week too.

NEW BUSINESS:

ORDINANCE NO. 100-24 **BY: THOMAS J. HUNT**
AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO
ENTER INTO AN AGREEMENT WITH THE STATE OF OHIO TO APPLY FOR AND
ACCEPT A GRANT UP TO \$35,000.00 FOR THE OPERATION OF THE MARINE
PATROL FOR THE YEAR 2025 AS FURTHER DESCRIBED IN EXHIBIT “A”
1st READING

Mr. Hunt will defer comment until the next meeting.

ORDINANCE NO. 101-24 **BY: DAVID W. FURRY**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE
MEMORANDA OF AGREEMENT BY AND BETWEEN ZUPKA & ASSOCIATES AND
KEITH FABER, AUDITOR OF STATE OF OHIO FOR PROFESSIONAL SERVICES
FOR FISCAL PERIODS JANUARY 1, 2024 TO DECEMBER 31, 2028, AS FURTHER
DESCRIBED IN THE ATTACHED EXHIBIT “A”
1st READING

Mr. Furry will defer discussion until the Committee-of-the-Whole Meeting immediately following this meeting.

Mr. Furry circled back to read Amended Ordinance 76-24.

AMENDED ORDINANCE NO. 76-24 **BY: DAVID W. FURRY**
AN EMERGENCY ORDINANCE CREATING POSITIONS AND FIXING OR
ESTABLISHING THE ANNUAL SALARIES AND HOURLY RATES COMMENCING
JANUARY 1, 2025 FOR THE APPOINTED EMPLOYEES IN THE SEVERAL
DIVISIONS AND DEPARTMENTS OF THE CITY OF ROCKY RIVER
3rd READING

Mr. Furry said the initial Exhibit A was dated in November but did not reflect the changes in Ordinance Nos. 97-24 and 98-24 but are now reflected in the 12/2/24 Exhibit which was amended earlier. It had all the changes but Council could not seek passage on this until passage of Ordinance Nos. 97-24 and 98-24. This is again creating positions and fixing or establishing the annual salaries and hourly rates commencing January 1, 2025. There has not been a lot of discussion. Mr. Furry moved for passage on Amended Ordinance No. 76-24, seconded by Mr. Sindelar.

Vote: Hunt – aye
Shipp – aye
6 – ayes

Gallagher – aye
Sindelar – aye

O’Boyle – aye
Furry – aye
0 - nays
PASSED

CONSENT AGENDA

ORDINANCE NO. 86-24

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO ENTER INTO AN AGREEMENT FOR A PERIOD OF ONE YEAR FOR THE REMOVAL OF GRIT AND SCREENINGS TO A MUNICIPAL LANDFILL FOR THE WASTEWATER TREATMENT PLANT FROM KIMBLE COMPANY, AT A COST OF \$109.33 PER TON AS FURTHER DESCRIBED IN EXHIBIT “A”

3rd READING

Mr. Furry said this is a yearly ordinance for the removal of grit and screenings and part of the EPA Permit. The incumbent with the previous contract provided good service.

ORDINANCE NO. 87-24

BY: CHRISTINA MORRIS

A CHANGE TO ORDINANCE 915.03(C)(3) AMENDING PRETREATMENT ENFORCEMENT LANGUAGE AND LOCAL DISCHARGE LIMITATIONS

3rd READING

Mr. Furry said there is a language change in Ordinance 915.03 (c)(3) amending the pretreatment enforcement language and the discharge limitation, most importantly the selenium per the EPA Permit needed to be codified.

ORDINANCE NO. 89-24

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR VARIOUS INSURANCE COVERAGES FOR THE CITY OF ROCKY RIVER WITH MCGOWAN INSURANCE AND UNDERWRITTEN BY MUNICHRE SPECIALTY INSURANCE COMPANY FOR THE YEAR 2025 IN AN AMOUNT NOT TO EXCEED \$369,860.00, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A”

3rd READING

Mr. Sindelar said this has been discussed for several weeks including the next two ordinances concerning various insurances for the city, the court and the WWTP. As he has stated numerous times, the city went with a consultant and one of the big takeaways with that is going out to market could cause higher prices. There are not many insurance companies that provide Municipal Insurance making it harder to obtain competitive rates. Mr. Sindelar feels these are competitive overall for the market purposes as the city has relatively low claims. Mr. Sindelar seeks passage on the next two ordinances also.

ORDINANCE NO. 90-24

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR VARIOUS INSURANCE COVERAGES FOR THE ROCKY RIVER MUNICIPAL COURT WITH MCGOWAN INSURANCE AND UNDERWRITTEN BY MUNICHRE SPECIALTY INSURANCE COMPANY FOR THE YEAR 2025 IN AN AMOUNT NOT TO EXCEED \$10,419.00, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

3rd READING

See Mr. Sindelar's remarks above.

ORDINANCE NO. 91-24

BY: BRIAN J. SINDELAR

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND SAFETY SERVICE DIRECTOR TO ENTER INTO AN AGREEMENT FOR VARIOUS INSURANCE COVERAGES FOR THE ROCKY RIVER WASTEWATER TREATMENT PLANT WITH MCGOWAN INSURANCE AND UNDERWRITTEN BY MUNICHRE SPECIALTY INSURANCE COMPANY FOR THE YEAR 2025 IN AN AMOUNT NOT TO EXCEED \$140,651.00, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT "A"

3rd READING

See Mr. Sindelar's remarks above.

ORDINANCE NO. 92-24

BY: CHRISTINA MORRIS

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR AND ADMINISTER A COASTAL MANAGEMENT ASSISTANCE GRANT FROM THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR THE SPENCER CREEK REHABILITATION PROJECT

3rd READING

Mr. Furry said this is to seek \$150,000 for the Spencer Creek Rehabilitation Project.

ORDINANCE NO. 93-24

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO RENEW FOR ONE (1) YEAR THE AGREEMENT WITH PVS TECHNOLOGIES, INC FOR THE PURCHASE AND SUPPLY OF FERRIC CHLORIDE FOR THE WASTEWATER TREATMENT PLANT AT A COST OF \$1173.00 PER DRY TON FOR THE YEAR 2025

3rd READING

Mr. Furry said this is for the purchase of Ferric Chloride and is the same provider at the same price.

ORDINANCE NO. 94-24

BY: CHRISTINA MORRIS

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO RENEW FOR ONE (1) YEAR THE AGREEMENT WITH PVS CHEMICAL SOLUTIONS, INC FOR THE PURCHASE AND SUPPLY OF SODIUM BISULFITE FOR THE WASTEWATER TREATMENT PLANT AT A COST OF \$1.87 PER GALLON FOR THE YEAR 2025

3rd READING

Mr. Furry said this is for the purchase of Sodium Bisulfite, a necessary chemical needed and is the same provider at the same price.

ORDINANCE NO. 95-24

BY: CHRISTINA MORRIS

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO RENEW FOR ONE (1) YEAR THE AGREEMENT WITH JAMES DIAZ FARM FOR THE REMOVAL OF DIGESTED SLUDGE CAKE (SUMMER SEASON) FOR THE WASTEWATER TREATMENT PLANT AT THE COST OF \$46.00 PER TON FOR THE YEAR 2025

3rd READING

Mr. Furry said this is the least costly alternative during the summer months, same provider and same price and took over the business from Yaworski Farms.

ORDINANCE NO. 96-24

BY: CHRISTINA MORRIS

AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY-SERVICE TO RENEW FOR ONE (1) YEAR THE AGREEMENT WITH RUPLE TRUCKING LLC FOR THE REMOVAL OF DIGESTED SLUDGE CAKE (WINTER SEASON) FOR THE WASTEWATER TREATMENT PLANT AT A COST OF \$56.99 PER TON AS FURTHER DESCRIBED IN EXHIBIT "A"

3rd READING

Mr. Furry said that during the summer months it is least costly to take it to James Diaz Farms but in the winter months the city cannot do that. The city needs to use Ruple Trucking and they are the same provider and have the same price as last year.

Mr. Furry said there are ten items on the Consent Agenda. Mr. Furry moved for passage Ordinance Nos. 86-24, 87-24, 89-24, 90-24, 91-24, 93-24, 94-24, 95-24, 96-24 and Resolution No. 92-24, seconded by Mrs. Gallagher and Mr. O'Boyle.

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

Mr. Furry moved to adjourn the Special Meeting at 7:28 p.m., seconded by Mr. Sindelar.

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

David W. Furry
President of Council

Susan G. Pease
Clerk of Council