

**CITY OF ROCKY RIVER**

**January 10, 2022**

The Regular Legislative Meeting of Council was called to order by Mr. Moran, President of Council, at 7:00 p.m. in the Civic Center Community Room.

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

Administration: Mayor Bobst, Mr. Snyder

Law Director: Mr. O’Shea

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 Committee-of-the-Whole Meeting of January 3<sup>rd</sup>, be waived and that the minutes be accepted as submitted.

Vote: Hunt – aye	Shepherd – aye	Gallagher – abstain	Furry - aye
Morris – aye	Sindelar – aye	Moran – aye	
6 ayes	1 abstain	0 nays	<b>PASSED</b>

Moved by Mr. Moran, seconded by Mr. Furry that the reading of the minutes of the Special Meeting and Committee-of-the-Whole Meeting of December 20<sup>th</sup>, be waived and that the minutes be accepted as submitted.

Vote: Hunt – aye	Shepherd – aye	Gallagher – abstain	Furry - aye
Morris – aye	Sindelar – abstain	Moran – aye	
5 ayes	2 abstain	0 nays	<b>PASSED</b>

The Mayor congratulated everyone on their swearing in last week and apologized for not being able to attend. The Mayor said that she is often asked why the City of Rocky River’s government runs so smoothly and shared her thoughts on the need for character driven leadership in public service and putting service above self.

**MAYOR’S REPORT:**

The Mayor announced that the Resident’s Reference Guide was in Council packets. Thank you to Mary Ellen Umerley who begins immediately after publication updating and taking notes for the next edition. Thank you also to the members of the Chamber of Commerce and other local businesses that advertise. The entire cost for this publication is covered by Cleveland Magazine and supported by the advertisements. Featured in this publication is the new Police Station, interesting local authors, the new Principal at Kensington Intermediate School, and resident Carrie Sowden who is the archeological director at the National Museum of the Great Lakes in Toledo.

COVID cases reported from Cuyahoga County Board of Health shows 220 cases reported for the City of Rocky River in a one-week period. The last report given was 215 cases over a two-week period. This week is more than doubled. Vaccinations are still increasing, but at a slower rate.

Deer culling in the MetroParks begins January 18<sup>th</sup> through March 17<sup>th</sup> from noon to 6:00 a.m. the following morning. Signs will be posted closing portions or all of Rocky River Reservation to the public and adjacent residents will be notified directly. The venison will be donated to local food banks.

The Mayor shared year end information from the Building Department:

- 1,846 permits were pulled which is up by 170 permits this time in 2020.
- Valuation is almost \$41 million compared to \$60 million in 2020 due primarily because of the Lake Road Project. \$41 million is well above averages starting in 2012. This indicates that individuals are still confident in investing in their homes, property and /or businesses. This contributes to the \$1.2 billion in total valuation in the entire city. 85% of the total property valuation in the city is residential.

Mrs. Gallagher asked if the COVID numbers reported by the county include self-testing positives. The Mayor replied that these are the reported cases but are an indication of the wave and volume of COVID cases.

- Mrs. Morris has the email address for self-reporting and will forward it to the Mayor.

**LAW DEPARTMENT:** Mr. O’Shea said the Law Department is getting up and running and is transitioning to become more digital. Mr. O’Shea also reported that the Sheriff’s office informed the city of an individual living 1,000 feet within a school and an eviction letter has gone out giving them 5 days to move. Mr. Steve Dever is the new Assistant Law Director and Prosecutor for the city.

**COMMITTEE REPORTS: Parks, Recreation and Health Committee:** Mr. Furry received an email regarding a Parks and Recreation Commission meeting this Thursday at 7:45 a.m. The meeting will be held at the Civic Center Community Room.

Mr. Moran stated that next week Mr. Furry will be nominated as the City Council representative on the Parks and Recreation Commission.

**COMMUNICATIONS FROM COUNCIL: NONE**

**PUBLIC COMMENT: NONE**

**UNFINISHED BUSINESS:**

**ORDINANCE NO. 71-21** **BY: CHRISTINA MORRIS**  
**AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF**  
**ROCKY RIVER, SECTION 905.03 ENTITLED “DRIVEWAY LOCATION AND**

**WIDTH” AND SECTION 905.04 ENTITLED “DRIVEWAY APRON MATERIAL AND THICKNESS”, AS FURTHER DESCRIBED IN THE ATTACHED EXHIBIT “A” ON HOLD**

Mrs. Morris said this was referred to the Planning Commission and is still on hold.

**ORDINANCE NO. 105-21** **BY: JAMES W. MORAN**  
**AN EMERGENCY ORDINANCE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTIES KNOWN AS AUDITOR’S PERMANENT PARCEL NO. 301-33-003, FROM ITS PRESENT CLASSIFICATION OF R-6 MULTI-FAMILY RESIDENTIAL, AND PERMANENT PARCEL NOS. 301-33-002, 301-33-004, 301-33-005, AND 301-33-006 FROM THEIR PRESENT CLASSIFICATION OF R-4 MULTI-FAMILY RESIDENTIAL, TO R-5 MULTI-FAMILY RESIDENTIAL, AS FURTHER DESCRIBED IN EXHIBIT “A”**  
**1<sup>st</sup> READING**

Mr. Moran stated that this is a zoning change for the property on Hilliard Blvd. by the Hilroc.  
Mr. Moran stated that this has been referred to the Planning Commission.

**NEW BUSINESS:**

**ORDINANCE NO. 1-22** **BY: JAMES W. MORAN**  
**AN EMERGENCY ORDINANCE AMENDING AMENDED ORDINANCE 92-21 CREATING POSITIONS AND FIXING OR ESTABLISHING THE ANNUAL SALARIES AND HOURLY RATES COMMENCING JANUARY 1, 2022 FOR THE APPOINTED EMPLOYEES IN THE SEVERAL DIVISIONS AND DEPARTMENTS OF THE CITY OF ROCKY RIVER**  
**1<sup>st</sup> READING**

Mr. Moran stated that the changes in the Wage Ordinance reflect the new police wages agreed to in their new union contract. The positions affected are: Patrolman, Sergeants, and Lieutenants. No other changes have been submitted. This will be discussed more at the next meeting.

**ORDINANCE NO. 2-22** **BY: JOHN B. SHEPHERD**  
**AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH FABRIZI TRUCKING AND PAVING COMPANY, INC. FOR THE 2022 WATER MAIN REPLACEMENT FOR MALVERN AVENUE AND TELBIR AVENUE IN AN AMOUNT NOT TO EXCEED \$1,186,286.75, AS FURTHER DESCRIBED IN EXHIBIT “A”**  
**1<sup>st</sup> READING**

Mr. Shepherd stated that this is a major water main replacement for Malvern and Telbir Avenues. Five bids were received with Fabrizi being the low bidder and well beneath the engineer’s estimate. The City of Rocky River has had good experience with Fabrizi and checked references with the cities of Fairview Park, Medina and Bedford with all favorable references. There are no unresolved findings in database maintained by the state auditor. The Cleveland Water Department will pay \$614,000 which is the limit they will pay for linear foot. The linear

foot is \$248.09. This is a little more than half of the cost of the project. This will have three full reads.

Mr. Snyder added that he will be setting up a pre-construction meeting within the next month and the project will begin in late spring and end in early summer.

- Mr. Sindelar asked how many inverted sewers were left to correct in the city. The Mayor said the city has a map showing the location of inverted sewers and the sewers that have been completed. This project is ongoing. Mr. Snyder said that last year he performed hydraulic modeling because the two main features that have been worked on in the city is eliminating inverted sewers and working towards the closure of the sanitary overflows. There are two overflows left within the sewer infrastructure at Beachcliff and Falmouth and Magnolia. There are two streets left in the Magnolia overflow but in the northern area that feeds into Beachcliff there is still a significant number. Mr. Snyder has a goal set forth to finish Magnolia SSO to be closed within five years and the Beachcliff SSO to be closed within ten years. It will be a combination of public and private I & I reduction. The Mayor added that Beachcliff overflow has been significantly improved but needs to be closed.

Mr. Snyder is working on updating this map and will distribute it to Council when he is done.

**ORDINANCE NO. 3-22** **BY: JOHN B. SHEPHERD**  
**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE**  
**DIRECTOR OF PUBLIC SAFETY SERVICE TO RENEW AN AGREEMENT WITH**  
**FABRIZI TRUCKING & PAVING COMPANY, INC. FOR THE EMERGENCY REPAIR**  
**OF STREETS AND STORM AND SANITARY SEWERS WITHIN THE CITY OF**  
**ROCKY RIVER AT A COST NOT TO EXCEED \$50,000.00, AS FURTHER**  
**DESCRIBED IN EXHIBIT "A"**  
**1<sup>st</sup> READING**

Mr. Shepherd stated that this is a yearly ordinance that establishes a fund for emergency repairs for unforeseen repairs needed during the year. This did not go out for bid as Fabrizi has kept the cost the same since 2011. Attached to this ordinance is a report from MacKay Engineering showing the pricing to be favorable. This ordinance will have three full reads.

- Mr. Sindelar asked if this is consistently used yearly. The Mayor stated that some years it is more and Mr. Snyder added that the city is working off the last ordinance and purchase order from 2020. There is still approximately \$75,000 left on that purchase order. The city tries to handle as many of these projects in house as possible. The sewer maintenance staff is able to do a lot of things but there are certain instances that need immediate attention of is outside the capability of the city's staff and equipment and that is where Fabrizi comes in. Mr. Shepherd sees an issue with carrying forward funds from last year. Mr. Shepherd would like Mr. Snyder to check the ordinance from last year to check the year. This may need to be modified to extend the funds available. The previous funding was already encumbered in 2020.

**ORDINANCE NO. 4-22**

**BY: JOHN B. SHEPHERD**

**AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND THE  
DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT WITH  
BUILDING TECHNICIANS CORPORATION FOR THE MUNICIPAL COURT ROOF  
REHABILITATION AT A COST NOT TO EXCEED \$196,200.00 AS FURTHER  
DESCRIBED IN EXHIBIT “A”**

**1<sup>st</sup> READING**

Mr. Shepherd stated that this is for work on the Municipal Court Building roof. Three bids were received and the low bidder was Building Technicians Corporation which was low bid by \$10,000. The city maintains the Court Building and it will be paid out of the Capital Improvement Fund.

**MISCELLANEOUS BUSINESS:** The Mayor reported that Sherry Gareau passed away a few days ago. Sherry was best recognized by her work for the Rocky River Assistance Program many years ago and the Rocky River Junior Women’s Club. Visitation at McGreevey Funeral Home will be on Thursday and the funeral Mass Friday at 11:00 a.m. at St. Christopher’s Church.

**PUBLIC COMMENT: NONE**

President Moran stated that there will not be a meeting next week in honor of Martin Luther King Day. The next scheduled meeting will be the Legislative Meeting on January 24<sup>th</sup>, beginning at 7:00 p.m.

As there was no further business by members of Council, the meeting was adjourned at 7:44 p.m.

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James W. Moran  
President of Council

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Susan G. Pease  
Clerk of Council