

CITY OF ROCKY RIVER

March 14, 2022

The Regular Legislative Meeting of Council was called to order by Mr. Moran, President of Council, at 7:00 p.m. in the David J. Cook Council Chambers.

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

Administration: Mayor Bobst, Mr. Thomas, 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 Legislative Meeting of February 28th be waived and that the minutes be accepted as submitted.

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

Moved by Mr. Moran seconded by Mr. Furry that the reading of the minutes of the Committee-of-the-Whole Meeting of March 7th be waived and that the minutes be accepted as submitted.

Vote:	Hunt – aye	Shepherd – aye	Gallagher – aye	Furry - aye
	Morris – aye	Sindelar – aye	Moran - aye	
	7 ayes		0 nays	PASSED

MAYOR’S REPORT:

The Mayor announced that the Congress Bipartisan Bill for providing funding for projects throughout the United States, several were funded in northeast Ohio. Thanks to Congressman Gonzalez’s office, Director Snyder and MacKay Engineers, the City of Rocky River was included in the bill and should be signed sometime this week. The city will receive \$2.52 million dollars for Buckingham, Arundel and Argyle, a very large sewer project along with waterline replacement and pavement. The total of the waterline is \$618,000 for the three waterlines if they are funded. The city can leverage the Water Department dollars as the city’s 80/20 local match. Thank you to Congressman Gonzalez and staff along with Marcy Kaptur and her staff for supporting this important environmental initiative. Congratulations to Director Snyder and MacKay Engineering.

The City of Rocky River also received a \$25,000 grant from the Solid Waste District for a compactor. The compactor will be at the Service Garage and will help in compacting cardboard and other paper recyclables. Congratulations to Director Snyder for securing this grant.

The city is submitting the Capital Requests to State Legislators Senator Dolan and Representative Smith. This will be a project leveraging the work in a couple years with ODOT and the Center Ridge Road Project. ODOT’s Urban Paving Program will pave Center Ridge from Spencer to Wooster Road. As part of that, the city will apply for a CMAQ Grant (Congested Mitigation Air Quality Grant). Along with that, the city hopes to soften the streetscape creating a safer and calmer environment on Center Ridge Road. This will add median boulevards, additional landscaping and special intersections along

with signalization. The timing will be perfect if the city receives the \$500 to \$600,000 for the improvement to coincide with ODOT's paving project. ODOT will handle the pavement and the CMAQ Grant will handle the signalization. This request is due this week and the city has several letters of support from the City of Fairview Park, the Rocky River Chamber of Commerce, possibly one from the Welsh Home and the school district. The Mayor is hoping for an intermittent light at the Goldwood egress on Center Ridge Road with this project.

The Recreation Summer Camp registration began this weekend and within one hour all nine weeks were filled by residents and members of the Civic Center. The city is looking to hire additional camp counselors to expand the program with additional sessions. The waiting list is long, but the city hopes to accommodate it.

The Memorial Hall rental fees are in the process of being updated. The rates for any event already booked will be honored. The new competitive rates for residents and non-residents will be in place when Council passes the legislation.

The Mayor stated that two RFP's are out for Morley Park playground equipment and the free Tree Lawn Planting Program. Most of the trees will be planted in the fall hoping to have greater success with the watering, but there will be some trees planted in the spring.

Director Bob Holub will attend the School Board Meeting to review a proposal for the female hockey locker room. The Superintendent asked if Director Holub would present the proposal to the School Board for consideration of a partnership with the city.

The City of Rocky River is in need of summer-time help at the Service Garage. It is full time during summer break for college students.

LAW DEPARTMENT: NONE

COMMITTEE REPORTS: Parks, Recreation and Health Committee: Mr. Furry reported that there was a Parks and Recreation Committee Meeting last Thursday morning and cost of living price adjustment increases were discussed for aquatics, tennis, yoga (adult and children) and a new program with mom/child/stroller cardio one hour workout. The female locker room at the ice rink was also discussed.

- The Mayor explained that the classroom in the pavilion will be converted to a female locker room. A reference was mentioned about a handicap restroom currently being used. This was a large restroom converted into a small locker room with three lockers for youth hockey participants for not only Rocky River programs but also visiting programs. The new locker room will accommodate these programs along with any young women that play on the high school hockey team or visits the rink on a hockey team.

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”
ON HOLD**

Mr. Moran stated that this ordinance was referred to the Planning Commission and is still on hold. A Public Hearing will be scheduled based on when the notification can be included in the newspaper. This zoning change next to the Hilroc is a zoning change to an R-5. The home next to the Hilroc is zoned an R-6 and will change to an R-5 and the other facility there before was an R-4 and will be changed to an R-5. Both of these bring the size shorter than the Hilroc Building and will blend better. Residents of the Hilroc back this change and look forward to the new development.

- Mr. Sindelar asked if it blends better than the one that went up or the first design of this new one. Mr. Moran said both. The first design had more parking in the back and the building was closer to Hilliard. The second design has more parking on the side with less lights in the back of the building and not as intrusive to the MetroParks. The Mayor added that the massing is not the same. The façade has been broken up with different heights. The MetroParks is concerned about the viewshed. The Mayor said there were good discussions concerning this rezoning.

ORDINANCE NO. 10-22 **BY: DAVID W. FURRY**
**AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY SERVICE DIRECTOR TO PURCHASE ONE (1) ICE RESURFACING VEHICLE FROM ZAMBONI COMPANY, USA, INC. FOR THE HAMILTON ICE ARENA, AT A COST NOT TO EXCEED \$136,318.95, AS FURTHER DESCRIBED IN EXHIBIT “A”
2nd READING**

Mr. Furry stated that this is the second reading for the purchase of one ice resurfacing machine, aka the Zamboni. The city received two bids and Zamboni was not the lowest bid but after discussion with the city mechanics it was considered the best bid. The city is getting a small trade in allowance. This will have one more read. Mr. Furry added that when the current primary Zamboni was purchased, Zamboni had over 90% of the market share and that has not changed.

ORDINANCE NO. 11-22 **BY: DAVID W. FURRY**
**AN EMERGENCY ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY SERVICE TO ENTER INTO A CONTRACT FOR THE PURCHASE OF REPLACEMENT FLOORING FROM SNAPSORTS ATHLETIC SURFACES FOR THE HAMILTON ICE ARENA AT A COST NOT TO EXCEED \$95,500.00, AS FURTHER DESCRIBED IN EXHIBIT “A”
2nd READING**

This ordinance is for the purchase of replacement flooring for the Hamilton Ice Arena at a cost not to exceed \$95,500. Three bids were received and although SnapSports Athletic Surfaces was not the lowest bid, after vetting from the Parks and Recreation Commission as well as the

recreation department staff, SnapSports Athletic Surfaces was determined the best bidder for a myriad of reasons. The current surface is more than 20 years old and has reached the end of its useful life. The replacement cost for that alone would have been approximately \$250,000. This product has a depreciating warranty of 16 years. Samples of the proposed flooring were examined by Council along with the various color chips. This will be discussed two more times before possible passage.

- The Mayor pointed out the cushion that is under the flooring and the flooring will be able to be striped for indoor soccer.

ORDINANCE NO. 12-22 **BY: JOHN B. SHEPHERD**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH KARVO COMPANIES, INC. FOR THE WOOSTER ROAD RESURFACING PROJECT IN AN AMOUNT NOT TO EXCEED \$598,000.00 AS FURTHER DESCRIBED IN EXHIBIT "A"
2nd READING

Mr. Shepherd said this will be for the asphalt resurfacing of Wooster Road between Center Ridge Road and Westover Avenue. There will be a joint project with the City of Fairview Park as one side of the street past Westover is Fairview Park. There were six bids received and Karvo was the low bid and references were good. It will include full depth concrete repairs where needed and curb ramp upgrades to comply with the American Disability Act, where needed. This will be discussed two more times.

RESOLUTION NO. 13-22 **BY: JOHN B. SHEPHERD**
A RESOLUTION AUTHORIZING THE MAYOR TO RENEW OUR AGREEMENT WITH NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) FOR THE NOPEC 2022 ENERGIZED COMMUNITY GRANT AS FURTHER DESCRIBED IN EXHIBIT "A"
2nd READING

Mr. Shepherd explained that this agreement has to be in place so when NOPEC determines the total, this will be in place and the city can receive those funds.

NEW BUSINESS:

RESOLUTION NO. 14-22 **BY: JEANNE GALLAGHER**
A RESOLUTION SUPPORTING THE PLACEMENT OF A PROPOSED SHORE STRUCTURE AND APPROVAL OF A LAKE ERIE SUBMERGED LAND LEASE FROM OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) ADJACENT TO PERMANENT PARCEL NO. 301-05-007 AT 19722 FRAZIER DRIVE, ROCKY RIVER, OHIO
1st READING

Mrs. Gallagher stated that this resolution supports the placement of a proposed shore structure. It will be a concrete deck with stair access placed at the base of the cliff in the northwest corner of the lot. There is an existing erosion control that may also need maintenance during construction. This is part of the process for the granting of the submerged land lease through the ODNR.

ORDINANCE NO. 15-22 **BY: JAMES W. MORAN**

**AN ORDINANCE AUTHORIZING THE ADJUSTMENT OF SEWER RATES PAID TO THE CITY OF LAKEWOOD FOR WASTEWATER TREATMENT SERVICES FOR THE VALLEYVIEW SEWER DISTRICT
1st READING**

Mr. Moran said this is an annual ordinance and is an arrangement between the City of Lakewood and the Valleyview area of the City of Rocky River for treatment of sanitary sewage. Lakewood charges a rate of \$9.08 ccf of metered water consumption or \$90.80 mcf. The rate is being adjusted to \$9.44 per ccf or \$94.40 mcf which is just under a 5% increase. Plus \$12.58 for a total of \$106.78 per mcf. This is for 102 addresses in the Valleyview area. The Valleyview residents pay the same amount as all Rocky River residents, and the city pays the difference.

- Councilwoman Morris asked what the sewer rate is in Rocky River. The Mayor replied \$38.00 per mcf. The cost to have the sanitary sewage flow to the Rocky River WWTP would be enormous and the Wooster sewer would need to be replaced.

CONSENT AGENDA:

RESOLUTION NO. 6-22 **BY: JEANNE GALLAGHER**
A RESOLUTION SUPPORTING THE PLACEMENT OF A PROPOSED SHORE STRUCTURE AND APPROVAL OF A LAKE ERIE SUBMERGED LAND LEASE FROM OHIO DEPARTMENT OF NATURAL RESOURCES (ODNR) ADJACENT TO PERMANENT PARCEL NO. 302-01-009 AT 22660 BREEZEVALE ROAD, ROCKY RIVER, OHIO
3rd READING

Mrs. Gallagher stated that this resolution is a request from Brickhouse to place a revetment at the shoreline behind 22660 Breezevale Cove. This is Phase II for erosion prevention. City Council passed Phase I, Resolution No. 105-20 on December 21, 2020 which has been installed and this will be a continuation of this from west to east at the 700 Lake Road Project.

ORDINANCE NO. 7-22 **BY: CHRISTINA MORRIS**
AN EMERGENCY ORDINANCE AUTHORIZING THE SAFETY-SERVICE DIRECTOR TO PURCHASE TWO (2) IDENTICAL PUMPS FOR THE ROCKY RIVER WASTEWATER TREATMENT PLANT IN AN AMOUNT NOT TO EXCEED \$65,000 AS FURTHER DESCRIBED IN EXHIBIT A
3rd READING

Mrs. Morris stated this ordinance is for two new pumps for the WWTP that are critical to its function. The pumps pump the water back into the system after the sludge removal.

RESOLUTION NO. 8-22 **BY: ALL MEMBERS OF COUNCIL**
AN EMERGENCY RESOLUTION TO APPOINT DAVID W. FURRY, COUNCILMEMBER-AT-LARGE, AS A MEMBER OF THE PARKS AND RECREATION COMMISSION OF THE CITY OF ROCKY RIVER
3rd READING

Mr. Moran stated that Councilman Furry is the Chair of the Parks, Recreation and Health Committee and per the Charter needs to be appointed as a member of the Parks and Recreation Commission.

RESOLUTION NO. 9-22 **BY: ALL MEMBERS OF COUNCIL**

**A RESOLUTION TO APPOINT CHRISTINA MORRIS, COUNCILMEMBER-AT-LARGE, AS THE ROCKY RIVER CITY COUNCIL REPRESENTATIVE TO S.A.F.E. (SAFE AIR FOR THE ENVIRONMENT) COUNCIL OF GOVERNMENTS
3rd READING**

Mr. Moran stated that Councilwoman Morris is appointed to be the representative for S.A.F.E. Council of Governments as she is the representative for the Environmental Committee.

Mr. Moran moved for passage of Resolution Nos. 6-22, 8-22, 9-22 and Ordinance No. 7-22 on the Consent Agenda, seconded by Mr. Furry.

Vote:	Hunt – aye	Shepherd – aye	Gallagher – aye	Furry - aye
	Morris – aye	Sindelar – aye	Moran – aye	
	7 ayes		0 nay	PASSED

MISCELLANEOUS BUSINESS: President Moran wished Mr. Sindelar a happy birthday.

PUBLIC COMMENT: NONE

As there was no further business by members of Council, the meeting was adjourned at 7:43 p.m. The next City Council Meeting will be March 21, 2022.

James W. Moran
President of Council

Susan G. Pease
Clerk of Council