

CITY OF ROCKY RIVER

February 28, 2022

The Regular Legislative Meeting of Council was called to order by Mr. Hunt, President Pro-Tem 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

Council Members Absent: 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. Hunt, seconded by Mr. Furry that the reading of the minutes of the Legislative Meeting of February 14th be waived and that the minutes be accepted as submitted.

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

MAYOR'S REPORT:

The Mayor reported that the Rocky River Chamber of Commerce commemorated their 100 Year Anniversary on Friday evening and it was a wonderful event. Several Council members were in attendance along with many people dressing in 1920's attire. Executive Director Angela Barth expressed to the Mayor how much she appreciates the support of the city. The Chamber is planning a time capsule ceremony where the Mayor will present a letter on behalf of Council and the administration to the Mayor and Council 25 years from now.

The Mayor shared COVID-19 stats:

- Two weeks ago, there were 26 new cases
- Last week there were 12 new cases

There has been a high of 220 cases previously. These numbers reflect the tests proctored by a physician and noted with the County Health Department. Numbers are coming down and the city has lifted the mask requirement but asking employees to take an at home test if symptomatic and anyone compromised are encouraged to wear a mask.

Director Snyder reported a piece of concrete that came off the Marian Ramp on the southside by the Marginal Road. Director Snyder immediately called ODOT who responded immediately. ODOT inspected the bridge and removed the debris. ODOT last inspected the bridge on October 12, 2021.

The Mayor asked Director Snyder to discuss the next two waterline projects scheduled for this year. Mr. Snyder said the first will be the Malvern and Telbir Project that Council has already approved. He expects the work to begin approximately April 1st and continue through mid-August. This project will

entail watermain replacement along with the replacement of hydrants and connections to the houses on those streets. The second project is Fairhill, Nelson Park and Erie which will go out for bid early this spring. Mr. Snyder expects to implement and construct the Fairhill and Nelson Park portion this summer/early fall and construct Erie in the spring of 2023 due to the Morewood Project still going on. MacKay Engineering will do the field work and identify the location of the existing infrastructure, storm, sanitary and water main and all the connections to the houses. While performing this work, MacKay Engineering will identify locations of any conflicting existing conditions. If trees are too close to a hydrant or connection, the trees will need to be removed. There are no current tree lawn trees on Malvern but there are on Telbir. There will be removal of trees on Telbir Avenue due to the project along with trees that are already in poor condition due to age and potential risks. The subcontractor for Fabrizi will go through and remove the trees that are in conflict, then Fabrizi will do the waterline work, and replant all of Telbir Avenue as part of the 2023 Free Tree Lawn Tree Program. Free tree lawn trees will be offered to all residents regardless if a tree has been removed or not. This will be an opportunity to increase the long-term canopy on the street with trees in the proper location to keep these things from happening down the road. Director Snyder will identify as part of the Urban Forestry Program if there are overhead utilities existing causing the need for pruning down the road. The tree type that will be planted are Golden Rain trees. The Mayor added that the Urban Canopy Grants have helped the city to look at the entire tree canopy to be sure trees are planted in the correct location.

- Councilman Sindelar asked if the free tree lawn trees will be offered to residents on Malvern. Director Snyder explained that Malvern has very narrow tree lawns. There is potential down the road to offer planting on private property after the pilot program is addressed. The Mayor added that Director Snyder was the first to receive a County grant to place trees on private property.
- Mr. Shepherd consulted with Director Snyder on the planting of the Golden Rain tree on his property and Mr. Shepherd said it has beautiful white bark with beautiful yellow flowers in late July. It is a very nice tree. Mr. Shepherd added a thank you to the city for continuing with the waterline project particular for Nelson Park that has had many breaks and landslides.

The Mayor announced that the city received two NOPEC distributions. The first is in the amount of \$26,000 for the EV Stations at the Civic Center consisting of two level-twos and one DCFC fast charging station. There will also be two charging stations in the front of City Hall. The second distribution was in the amount of \$194,000 for the generator at the Civic Center.

The Mayor stated that there was information in the Plain Dealer and on Cleveland.com regarding the Lake Front Projects and mentioned the City of Rocky River as a stakeholder including the Lakefront Access Project with the NOACA TLCI Initiative. This also includes the Lakefront Trails with signage at Bradstreet's Landing and elsewhere. This involves NOACA, the Cuyahoga County Planning Commission and the City of Cleveland. There is a lot of work to do with the hiring of SmithGroup that will be working on the public/private partnerships. Included in these projects is a large erosion control project that has received federal funding in the past. If anyone would like more information, please contact the Mayor.

The Mayor announced that there was an Eagle Scout Ceremony this weekend for Zachary DeVor, a Rocky River Middle School 8th grade student. Zachary's project was inspired by his family to provide a place of reflection and remembrance for those who have lost children during pregnancy. It is a rose garden shaped like a hug. Zachary led the work of 20 individuals, raised all the funds and did all the work. Zachary is thoughtful and compassionate. He is a remarkable young man and has received many awards related to leadership and STEM. He has excelled as a leader and in character building. There were three Eagles at the ceremony yesterday, one from Westlake, North Olmsted and Rocky River. Mayor Clough named the day in honor of the Westlake Eagle and Mayor Bobst said she would name a week or a month after Zachary.

- The Mayor and Director Snyder keep files of projects if any scout is looking for project ideas.

In recreation news the new spin cycles have arrived and has been met with a lot of enthusiasm. Sunday morning will be the Swim-a-Thon sponsored by Harlan Radford and the Rocky River/Lakewood Rotary to benefit the Rocky River and Lakewood Fire Departments as well as Elle's Enchanted Forest.

The Mayor also announced that all nine of the playoff eligible hockey teams made it to post-season tournaments. Four teams were champions in the regular season; five teams made it to the Monster Cup playoffs and Saturday will have four teams in the Championship Games including the 14U Bantam, 14U Bantam 2; 12U Pee Wee 3 and 10U Squirt 2. Very exciting!

The recreation department has received proposals for building out the classroom in the pavilion for a girls' locker room and refurbishing the current girls' locker room. The Mayor reached out to Superintendent Shoaf about participating in this project.

There will be a Police Auction Saturday morning with a ReadyNotify going out to the community regarding details.

The Senior Center collected over 1,000 pairs of socks for the Socks Plus Program sponsored by the Community West Foundation under the leadership of another Rocky River Middle School student who was Mayor for the Day and together with Director Huff developed this project with the Senior Center.

The Mayor shared that IT Manager Chris Grau has been re-appointed to the Cuyahoga County Veteran's Service Commission for Disabled American Veterans branch. The Mayor and administration is proud of Manager Grau's service to the Country and his service to our Veterans. Thank you, Chris.

- Mr. Furry asked if the city will be charging for the EV stations. Director Snyder stated that the stations are individually metered so the city will know how much they are used so the cost can be set up to pay for the charging station. NOPEC is paying for everything with the installation and NOACA is paying for the stations themselves. The city is providing an opportunity to create alternative fuel charging stations for people who come to the Civic Center. The city will have the ability to charge after the term expires.
- Mr. Sindelar asked if there is a projection for the cost of upkeep of these stations. Mr. Snyder said that the technology is new but he will evaluate the cost as the time gets closer. The use fee can be set up to compensate for the upkeep.

LAW DEPARTMENT: Mr. O'Shea reminded Council about email phishing. He suggests forwarding any email you doubt to Mr. Grau immediately. The Mayor will ask Mr. Grau to forward phishing alerts to City Council.

COMMITTEE REPORTS: NONE

COMMUNICATIONS FROM COUNCIL: Mrs. Gallagher received many phone calls about the Morewood Court area and thanked Director Snyder and Mayor Bobst for helping her to handle that.

PUBLIC COMMENT: Mrs. Megan Rose, 2626 Westmoor Road, addressed Council to discuss the issue of the lack of a girls' locker room at the Hamilton Ice Arena. This is a subject that she has been addressing for years and feels as though little has been done about it. Mrs. Rose's daughter Caitlin will be finished with this hockey program next week, but there are other young girls in the Rocky River Youth Hockey Program and feels that as a community we can do better for the young ladies to come.

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. This ordinance was not discussed at the last Planning Commission Meeting as was stated at the last Council Meeting.

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. Hunt stated that this ordinance was referred to the Planning Commission and is still on hold. This ordinance was not discussed at the last Planning Commission Meeting as was stated at the last Council Meeting.

ORDINANCE NO. 5-22 **BY: JOHN B. SHEPHERD**
AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH QUALITY CONTROL INSPECTIONS, INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE WOOSTER ROAD RESURFACING PROJECT IN AN AMOUNT NOT TO EXCEED \$79,638.50, AS FURTHER DESCRIBED IN EXHIBIT “A”
3rd READING

Mr. Shepherd said this is for the construction management and oversight of the Wooster Road resurfacing project. This was put out for RFP’s and six responses were received and Quality Control Inspections was the best proposal. This was reviewed by the city engineers and administration and in the range of appropriate costs percentage basis for this type of project. There have been no questions and Mr. Shepherd moved for passage, seconded by Mr. Furry.

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

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 COVE, ROCKY RIVER, OHIO
2nd READING

Mrs. Gallagher stated that this resolution is a request from Brickhouse to place a revetment at the shoreline adjacent to 22660 Breezevale Cove. This is Phase II for erosion prevention. Mrs. Gallagher thanked the Mayor for following through and forwarding a detailed map. 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. There will most likely be a Phase III.

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
2nd READING

Mrs. Morris stated this ordinance is for two new pumps that are used to recirculate dewatered slush for the WWTP. There are currently two that are operational but are critically failing.

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
2nd READING

Mr. Hunt stated that this was introduced by President Moran two weeks ago. 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
2nd READING

Mr. Hunt 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. Sindelar asked why Resolution No. 8-22 is an emergency but Resolution 9-22 is not. The Mayor said that Mr. Furry has monthly meetings and is sworn in and Resolution 9-22 does not have any meetings scheduled at this point.

NEW BUSINESS:

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"
1st READING

Mr. Furry is deferring discussion on this until next week's Committee-of-the-Whole meeting. This will be fully discussed for the next five weeks.

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”

1st READING

Mr. Furry is deferring discussion on this until next week’s Committee-of-the-Whole meeting. This will be fully discussed for the next five weeks.

- The Mayor clarified that this is an integrated system that will be installed inside the ice rink for use during the summer.
- Mr. Sindelar asked if the new Zamboni will be wrapped. The Mayor said it will be wrapped in conjunction with the Hockey Boosters.

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”

1st READING

Mr. Shepherd said this will be for the asphalt resurfacing of Wooster Road between Center Ridge Road and Westover Avenue. It will include full depth concrete repairs and curb ramp upgrades to comply with the American Disability Act. Mr. Shepherd will defer discussion of the bidding process, credentials of this contractor and other factors for the next meeting. Mr. Shepherd asked if the paving was stopped at Westover because the City of Fairview Park begins on the other side and Director Snyder confirmed that was correct. Director Snyder said he has contacted Fairview Park to see when they are doing the next section and that will be a cooperated project.

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”

1st READING

Mr. Shepherd explained that NOPEC totals the number of residents signed with NOPEC and under their formulas they determine a contribution amount to the city. This is called the Energized Community Grant. NOPEC does not have the numbers yet, but this agreement needs to be in place to accept these funds. Mr. Shepherd will go over the history of funds received at the next meeting and what the funds were used for.

MISCELLANEOUS BUSINESS: NONE

PUBLIC COMMENT: Mr. Patrick O’Connor, 19001 East Shoreland Ave. addressed Council as a representative of the Rocky River Green Team and a resident. As a member of the Rocky River Green Team, he stated that they would like to participate at City Council Meetings to stay informed on what is taking place and what Council is doing to help the city become greener. Mr. O’Connor is excited to share with the team about the charging stations and green canopy. An arborist is scheduled to speak at their next meeting. The Green Team hopes to have someone at Council meetings to report back to the team and share with Council some of their ideas. As a resident, he mentioned the waterline breaks on East Shoreland. The Mayor stated that the city works with Cleveland Water and it is not unusual that when there is one break that is repaired another break happens a few feet away. The Mayor has asked the Cleveland Water Department to be more comprehensive in their repairs. The City of Rocky River has

had over \$13 million dollars of waterlines completed by Cleveland Water. The second break on East Shoreland has been noted and will be repaired. Please call the Safety-Service Department, the Mayor or the Police Department when a break is noticed at any time, day or night.

Mr. O'Connor also announced that there will a City Club Meeting on Friday, March 25th, where the CEO from Dominion Energy will be presenting what Dominion is doing to reduce their carbon footprint. This is a significant presentation by a major energy producer with very ambitious goals. Mr. O'Connor encourages anyone interested to attend this meeting. Please contact Mr. O'Connor for more information.

As there was no further business by members of Council, the meeting was adjourned at 7:55 p.m.

Thomas J. Hunt
President Pro-Tem of Council

Susan G. Pease
Clerk of Council