

**City Council Meeting  
City of Richmond Heights  
June 22, 2010**

Council President, David Roche, called the meeting to order at 8:50 PM

Pledge of Allegiance to the Flag

Roll Call:

Present: Alexander, Gambatese, Headen, Henry, Morgan, O'Toole, Roche

Consent Agenda for Tonight:

1. Minutes of the City Council Meeting from June 8, 2010.
2. RESOLUTION NO.: 43 -2010, INTRODUCED by Mayor Ursu and All Members of Council, First Reading: *A Resolution Congratulating Bev and Gene Nagy on the Occasion of their 50<sup>th</sup> wedding anniversary.*

Motion to accept the Consent Agenda by Morgan, seconded by Henry. Motion passed 7-0.

**REPORTS:**

Mayor Ursu: Gave Rec Director, Teri Drda's report: she said Family Day planning is coming along well. It will be the 3<sup>rd</sup> Sunday in July (July 18<sup>th</sup>). The pool is having some ant and bee problems. Don Lazar said he will look into it.

Acting Fire Chief Armstrong: The call volume is consistent with last year. Working with the Univ Hospital/Cardiac Center on upgrades.

Police Chief Rowe: -excused-

Assistant Building Commissioner, Spada: YTD issued 402 permits compared to 323 last year at this time. Performed 774 building inspections and 1411 housing inspections. Issued 130 tall grass notices, compared to 72 last year at this time.

Alexander said the City should start giving out tickets to 2<sup>nd</sup> and 3<sup>rd</sup> offenders of the tall grass notices, as he thinks they are just using the City for lawn service. Hunt said no legislation would be needed if they want to do that, and the Building Dept can implement the procedure to prosecute as it wishes. Rossiter said the City charges the tall grass offenders \$78 per hour. Mayor Ursu recommended handling this issue in the Service Committee.

Finance Director, Rossiter: We are working with 2 different branches of the State Auditor's office. They are working on the 2008 audit, and working on conversions of the 2009 data. There will be no penalties charged for next week's deadline, if not done. The insurance market is soft, and there is a positive renewal rate for vision care insurance. She discussed liability insurance claims for communities that make up the Northern Ohio Risk Management Association (NORMA) of which the City is a member, umbrella

coverage with NORMA and how NORMA is going out to bid this year for excess insurance for the communities involved.

Headen asked about the auditors. Rossiter said they are working on 2008. The 2009 converted financial statements have a deadline. She is dealing with the State Auditor's field people.

Development Director, Gase: -excused-

Service Director, Lazar: He appreciates the purchase of the lawn mower and said they saved about \$2500 on this one. The exterior painting at the Lodge is done and they are also working on road striping.

City Engineer, Lee Courtney: He discussed the current work being done by AT&T for underground facilities for the AT & T tower on City property next to the School property. The Homewood Project has itemized its completion list. The Road Program will be working on asphalt and concrete work in the City.

Roche asked about the bridge at the City Park. Courtney said they will work on surface repair there as well.

Roche asked about the other cell tower on City property and whether it is a new company? Courtney said yes. Revol is being added.

Recreation Director, Drda: -excused-

### **Audience:**

Vida Habjan, 4459 Rabun Lane:

She asked Rossiter about the insurance claims. Rossiter said they related to law enforcement, personnel and fire departments, but added that this is with the NORMA group (comprised of many other communities) and they are not claims against the City of Richmond Heights.

### **OLD BUSINESS:**

**RESOLUTION NO.: 35- 2010, INTRODUCED BY ALEXANDER, SECOND READING**  
A RESOLUTION TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH TIME WARNER ENTERTAINMENT COMPANY, L.P. FOR CABLE BUSINESS CLASS SERVICE.

**\* HOLD on Second Reading to discuss further in Finance Committee.**

### **NEW BUSINESS:**

**RESOLUTION NO.: 38 -2010, INTRODUCED BY O'TOOLE, FIRST READING**  
A RESOLUTION CONFIRMING THE ACTION OF THE ZONING BOARD OF APPEALS WITH RESPECT TO VARIANCES FOR A GARAGE AT 400 HARRIS ROAD.

- **Todd Hunt added that this is contingent upon ARB's for further review and approval. The current garage must also be demolished as one of the conditions of this approval.**
- **Roche asked if Council could make this contingent upon any RV unit being parked in the new garage, and if the RV is not, would it be a violation. He said the applicant said he wanted to build it to place an RV in the garage.**
- **Hunt said it would be enforceable.**
- **O'Toole said that parking requirement was not part of the proposal they discussed with him, and Council should take him on his word, as this would fulfill his intent anyways. He also questioned whether it is enforceable?**
- **Roche motioned for an amendment to the legislation to place all rec vehicles in the new garage. Gambatese seconded. Motion passed 7-0.**
- **MOTION WAS MADE BY O'TOOLE AND SECONDED BY ALEXANDER TO SUSPEND THE RULES OF THE CODIFIED ORDINANCE AS PROVIDED IN SEC. 121.22 OF THE CODIFIED ORDINANCE. THE MOTION PASSED 7-0.**
- **MOTION WAS MADE BY O'TOOLE, SECONDED BY ALEXANDER TO PASS RESOLUTION NO.: 38-2010. THE MOTION PASSED 7-0.**

**ORDINANCE NO.: 39 -2010, INTRODUCED BY ALEXANDER, FIRST READING**

AN ORDINANCE TO MAKE APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF RICHMOND HEIGHTS, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2010; TO AMEND ORDINANCE NO.: 19-2010; AND DECLARING AN EMERGENCY.

- **MOTION WAS MADE BY O'TOOLE AND SECONDED BY ALEXANDER TO SUSPEND THE RULES OF THE CODIFIED ORDINANCE AS PROVIDED IN SEC. 121.22 OF THE CODIFIED ORDINANCE. THE MOTION PASSED 6-1. HEADEN- NAY**
- **MOTION WAS MADE BY ALEXANDER, SECONDED BY GAMBATESE TO PASS ORDINANCE NO.: 39-2010. THE MOTION PASSED 6-1. HEADEN- NAY**

**RESOLUTION NO.: 42 -2010, INTRODUCED BY ROCHE, FIRST READING**

A RESOLUTION ADOPTING THE ALTERNATIVE TAX BUDGET INFORMATION OF THE CITY OF RICHMOND HEIGHTS, OHIO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2011, AND SUBMITTING THE SAME TO THE BUDGET COMMISSION OF CUYAHOGA COUNTY; AND DECLARING AN EMERGENCY.

- **HOLD on First Reading to discuss further.**
- **Rossiter said this will put the 1.1 mils of excess millage in the Charter and apply it to the pensions of the Fire and Police Depts.**

**ADDITIONS/MOTIONS:**

Motion to authorize the Mayor and Finance Director to enter into purchase agreements for a home and a vacant property on Hilltop Road based on 3 contingencies:

- 1) easements for utilities to serve the properties are available.

- 2) A development agreement with certain property owners so utilities can be installed is executed
- 3) NSP Grant monies are available to fund the purchases in an amount not to exceed \$35,000.

O'Toole motioned, Morgan seconded. Motion passed 6-1. Headen-NAY

Motion to purchase a riding lawn mower for the Service Dept not to exceed \$11,000, to come from Capital Fund.

Alexander motioned, O'Toole seconded. Motion passed 7-0.

Motion to recommend the purchase of the 800 MHz radio installations in the Fire Dept, not to exceed \$14,000, to come from Capital Fund.

Alexander motioned, Morgan seconded. Motion passed 7-0.

CORRESPONDENCE: -none-

ADJOURNMENT: Motion was made by Alexander, seconded by Gambatese to adjourn this June 22, 2010 City Council Meeting at 9:30 PM

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Betsy Traben, Clerk of Council

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David H. Roche, Council President