

**City Council Meeting
City of Richmond Heights
January 10, 2012**

Council President, David Roche, called the meeting to order at 8:48 PM

Roll Call:

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

Public Hearing for Ordinance 75-2011: 8:48pm-8:54pm

- Lee Courtney gave an overview of the ordinance. Discussion was had on the post-construction mgmt, Phase 2 Stormwater program and the Watershed.
- The Law Dept has reviewed this.
- Roche said that Rich Hts is the last city to pass this.
- Dan O'Donnell, resident on Rachel Lane asked why this is considered emergency passage. Todd Hunt, Law Director, said it is an emergency because that determines the effectiveness of the passage, and if it passes tonight, it will be effective immediately and not within 30 days.
- Pam O'Donnell, resident on Rachel Lane asked about Ryan Homes. Will that legislation take place immediately? Yes, it will, said Hunt. She also asked who the designated person is for the violations in the City. Hunt said it would be the Building Commissioner, Dan Spada.
- Council President, David Roche, closed the Public Hearing at 8:54pm and re-opened the Council meeting.

Consent Agenda for Tonight:

1. Minutes of the City Council Meeting from December 13, 2011.
2. Minutes of the Special City Council Meeting from December 15, 2011.
3. Minutes of the Special City Council Meeting from December 20, 2011.
4. Resolution 9-2012, Introduced by Mayor & Council, First Reading: A RESOLUTION APPROVING THE RE-APPOINTMENT BY THE MAYOR OF **SEAN E. CHAMBERLIN** AS A MEMBER OF THE ZONING BOARD OF APPEALS.
5. Resolution 10-2012, Introduced by Mayor & Council, First Reading: A RESOLUTION APPROVING THE RE-APPOINTMENT BY THE MAYOR OF **MICHAEL GAMBATESE** AS A MEMBER OF THE ZONING BOARD OF APPEALS.
6. Resolution 11-2012, Introduced by Mayor & Council, First Reading: A RESOLUTION CONFIRMING THE RE-APPOINTMENT BY THE MAYOR OF **ROBERT DRESSER** AS A MEMBER OF THE ARCHITECTURAL BOARD OF REVIEW OF THE CITY.
7. Resolution 12-2012, Introduced by Mayor & Council, First Reading: A RESOLUTION CONFIRMING THE RE-APPOINTMENT BY THE MAYOR OF **DENNIS McANDREW, SR.** TO BE A MEMBER OF THE PLANNING COMMISSION OF THE CITY.

Henry motioned for passage, Morgan seconded. Motion passed 7-0.

REPORTS:

Mayor Dan Ursu: Thanked the Dept Heads for saving money (through contracts and innovations to create revenue, possible rib burn off for City). He said the rib burn off could prove to be a new and prosperous tradition.

Acting Fire Chief, John Gray: The volume recap for the 2011 year is 1,495 calls, which is a record. The assisted living places had 482 EMS calls, with 21% of the volume, which beat out the Richmond Town Square. They had the most calls at the Rich Park Apts. UH has donated a carbon monoxide blood measuring instrument.

Discussion was had on the elevators at the Rich Park Apartments. Lt. John Gray said they are obsolete. Dan Spada said they are inspected by the State every year, and as long as they have one running elevator, that is the law. Headen said she received 2 calls and 4 emails about a broken elevator on Christmas Eve. Gray said people had to climb out of the elevators with a ladder. Morgan suggested calling the State about this.

Police Chief, Gene Rowe: Discussed year end figures and said they were 128 crimes higher in 2011 than previous year, with thefts being the most and increases in burglary and arrests. CAD reports were 26,120. Traffic citations were down 7%, fines down 6.5%. Calls to Richmond Mall (from May 15-December 31, 2011)- 8% of calls, 30% of arrests. Overtime is up 5% and Awarded Time is down 6%.

Assistant Building Commissioner, Dan Spada: 2011 Year End Totals- 986 permits, 265K in fees, 1,021 building inspections, 2,640 property maintenance inspections.

Finance Director, Lynda Rossiter: Working to close out the financials for the year end totals. They will be processing the W2's and the 2012 Budget document next week.

Service Director, Don Lazar: They've had 3 water breaks- on tree lawns and Meadowlane that they are working on. They are replacing stop signs and no parking signs. In mid February, they should be receiving the salt truck and all the extras with it, so it looks like it will be in use for next winter.

Morgan added that the "No turn on Red" sign at Chardon/Brush needs repair.

City Engineer, Lee Courtney: The railing has been installed at the park bridge. He met with the county and Euclid and the Highland Road project is officially a "go". It will be a 3 year project.

Recreation Director, Teri Drda: Basketball started last weekend. Signups are happening for pre-K basketball. The City Edition is in print. There are 76 kids participating in basketball this year, from 1st to 6th grade.

AUDIENCE:

Dan O'Donnell, Rachel Lane: Thanked Council for sticking with the Trebisky Woods scenario and their work with that.

Tony Asmar, resident, asked about the Richmond Mall and the apts, regarding the number of crimes, thefts, and break ins. He said the crimes are getting worse and not better. He added that there is also a lot of drug activity going on at the apartments. He wondered what the Mayor and Council can do to shut these places down.

Roche said the mall has their own security and police (during busy seasons). Asmar said that the police are much more effective than security officers.

Roche said the Richmond Park apts have gone bankrupt, and Fannie Mae has taken over. It's under receivership, but it's not that simple to just shut them down.

O'Toole added that the City tried to pass the levy, which would have allowed for more police and fire to be hired, but the residents shut that down, as the levy failed.

Roche told Asmar to come to the Safety Committee Meeting next week and they can have more discussion on this.

Eugene Smith, Rushmore resident: He said that regarding the levy to pass- whenever you can show the residents that your books are in order, and money is needed, the residents will support you. Secondly, are there fees being charged for false alarms? Chief Rowe said that after 3 false alarms, a resident will be charged. The Fire Dept does not charge for false alarms. Eloise Henry said they will be re-evaluating this in the Safety Committee. Headen agreed that billing residents after 3 false alarms is a good idea.

Smith also asked if the City has certain standards that developments must follow in building. Roche said yes, there are definitely standards and codes to follow. Smith said the Rushmore development had major problems and residents had to take action. He said he felt the City did not help them or care. Henry said that the City Council does care, but sometimes may not always be aware of or see the problems in the same way, which is why it is a good idea to come to these meetings and make us aware of them.

Smith asked if he has to come to these meetings to get any information, regarding building info. Dan Spada said that if something requires a variance, then notifications are sent out to the neighbors. Smith said a sign was put up about building homes near Rushmore and the residents were not aware. Todd Hunt said there never was an application for that development and nothing happened.

Vida Habjan, 4459 Rabun Lane: She said that she checked the website a few days ago and the Safety Committee meeting was not listed on the events calendar. Roche said he will check it out.

Miesha Headen wanted to let residents know that there will be a Cultural Commission meeting on February 21st. She also added that the Boards and Commissions list needs updating, and Trash days need to be added on the hotline.

OLD BUSINESS:

ORDINANCE NO.: 75 -2011, INTRODUCED BY O'TOOLE, THIRD READING
AN ORDINANCE AMENDING IN THEIR ENTIRETY CHAPTER 1190 "DEFINITIONS"; CHAPTER 1192 "DISCLAIMER OF LIABILITY"; CHAPTER 1193 "CONFLICTS, SEVERABILITY, NUISANCE AND RESPONSIBILITY"; CHAPTER 1195 "EROSION AND SEDIMENT CONTROL"; AND CHAPTER 1196 "STORM WATER MANAGEMENT" OF TITLE SEVEN "STORM WATER MANAGEMENT" OF PART ELEVEN "PLANNING AND ZONING CODE" OF THE CODIFIED ORDINANCES OF THE CITY OF RICHMOND HEIGHTS AND DECLARING AN EMERGENCY.

- MOTION WAS MADE BY MORGAN, SECONDED BY HEADEN TO PASS ORDINANCE NO.: 75-2011. THE MOTION PASSED 7-0.

NEW BUSINESS:

RESOLUTION NO.: 1- 2012, INTRODUCED BY ALEXANDER, FIRST READING
A RESOLUTION CONFIRMING THE ACTION OF THE ZONING BOARD OF APPEALS WITH RESPECT TO VARIANCE REQUESTS FOR CONSTRUCTION OF AN ADDITIONAL ACCESSORY BUILDING AT 25409 HIGHLAND ROAD.

- This will be tabled, and taken off for now.

RESOLUTION NO.: 2- 2012, INTRODUCED BY ALEXANDER, FIRST READING
A RESOLUTION CONFIRMING THE ACTION OF THE ZONING BOARD OF APPEALS WITH RESPECT TO AN APPLICATION TO EXPAND A NON-CONFORMING USE, AN INTERNET SWEEPSTAKES CAFE, AT 5164 WILSON MILLS ROAD.

- Hold on the agenda for further discussion.

RESOLUTION NO.: 3- 2012, INTRODUCED BY O'TOOLE, FIRST READING
A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH PITNEY BOWES GLOBAL FINANCIAL SERVICES LLC.

- Hold for further discussion in the Finance Committee.

RESOLUTION NO.: 4- 2012, INTRODUCED BY ALEXANDER, FIRST READING

A RESOLUTION CONFIRMING THE ACTION OF THE PLANNING COMMISSION WITH RESPECT TO THE APPROVAL OF A CONDITIONAL USE PERMIT FOR A CHILD DAYCARE CENTER AT 216 RICHMOND ROAD.

- MOTION WAS MADE BY MORGAN AND SECONDED BY HEADEN 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 HENRY, SECONDED BY MORGAN TO PASS RESOLUTION NO. 4-2012. THE MOTION PASSED 7-0.

RESOLUTION NO.: 5- 2012, INTRODUCED BY O'TOOLE, FIRST READING

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MAIL FINANCE INC., NEOPOST USA INC., AND MAILROOM FINANCE INC. FOR A LEASE AND FOR MAINTENANCE, ONLINE AND SOFTWARE SERVICES RELATED TO A POSTAGE MACHINE.

- Hold for further discussion in Finance Committee.

RESOLUTION NO.: 6- 2012, INTRODUCED BY MAYOR URSU, FIRST READING

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ANTHEM BLUE CROSS BLUE SHIELD FOR A DENTAL BENEFITS PLAN.

- MOTION WAS MADE BY MORGAN AND SECONDED BY HENRY 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.: 6-2012. THE MOTION PASSED 7-0.

RESOLUTION NO.: 7- 2012, INTRODUCED BY MAYOR URSU, FIRST READING

A RESOLUTION AUTHORIZING A CONTRACT WITH ANTHEM BLUE CROSS/BLUE SHIELD FOR HEALTH INSURANCE FOR 2012.

- MOTION WAS MADE BY MORGAN 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 HENRY TO PASS RESOLUTION NO.: 7-2012. THE MOTION PASSED 7-0.

RESOLUTION NO.: 8- 2012, INTRODUCED BY O'TOOLE, FIRST READING
A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH DALENE M. PRIDE TO AUDIT OHIO BUREAU OF
MOTOR VEHICLES RECORDS.

- MOTION WAS MADE BY HEADEN AND SECONDED BY O'TOOLE 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.: 8-2012. THE MOTION PASSED 7-0.

ADDITIONS: -NONE-

CORRESPONDENCE: -NONE-

ADJOURNMENT: MOTION WAS MADE BY MORGAN, SECONDED BY HENRY TO ADJOURN THIS JANUARY 10, 2012 CITY COUNCIL MEETING AT 9:40PM.

Betsy Traben, Clerk of Council

David H. Roche, Council President