



26789 Highland Road  
Richmond Heights, Ohio 44143  
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**CITY COUNCIL MEETING AGENDA  
APRIL 9, 2019**

**PLEDGE ALLEGIANCE TO THE FLAG**

**TIME:** \_\_\_\_\_

**ROLL CALL:** ALEXANDER, HENRY, HURST, KUMIN, LENTINE, LEWIS, URSU

**PRESENT:** \_\_\_\_\_ **ABSENT:** \_\_\_\_\_

**Motion was made by** \_\_\_\_\_ **seconded by** \_\_\_\_\_ **to excuse** \_\_\_\_\_

**ROLL CALL:** ALEXANDER, HENRY, HURST, KUMIN, LENTINE, LEWIS, URSU

**CONSENT AGENDA**

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion, which motion suspends the Council's rules requiring three separate readings of legislation, and there will be no separate discussion of these items when so adopted. If any Councilperson desires discussion, the particular item will be removed from the Consent Agenda and will be considered separately by Council with full discussion and individual action therein.

1. Minutes of the City Council Meeting from March 26, 2019.
2. *Resolution 32-2019, Introduced by Mayor & Council: A Resolution of Congratulations and Commendation to the Richmond Heights High School Boys Basketball Team on its Excellent 2018-19 Season.*
3. *Resolution 35-2019, Introduced by Mayor & Council: A Resolution proclaiming April 26, 2019, as Arbor Day in the City of Richmond Heights and expressing appreciation to the Richmond Heights Garden Club and Richmond Heights Kiwanis Club for their support of Arbor Day.*
4. *Resolution 36-2019, Introduced by Mayor & Council: A Resolution of Appreciation and Congratulations to Fire Lieutenant, Michael John Libens for Over 27 Years of Dedicated Service to Richmond Heights.*

**MOTION**

**Motion was made by** \_\_\_\_\_ **seconded by** \_\_\_\_\_ **to accept the Consent Agenda as submitted.**

**REPORTS:**

**Mayor David H. Roche:**

**Fire Chief, Marc Neumann:**

**Police Chief, Thomas Wetzel:**

**Building Commissioner, Jim Urankar:**

**Finance Director, Jim Teknipp:**

**Recreation Director, Rick Dula:**

**Economic Development Director, Brian Gleisser:**

**City Engineer, Lee Courtney:**

**Service Director, Donald Kerniskey:**

**Audience:**

**OLD BUSINESS:**

**RESOLUTION NO.: 30 -2019, INTRODUCED BY MAYOR & COUNCIL, THIRD READING**  
A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT..

PASSAGE: \_\_\_\_\_  
KEPT ON: \_\_\_\_\_ READING IN \_\_\_\_\_ COMMITTEE

**NEW BUSINESS:**

**RESOLUTION NO.: 33-2019, INTRODUCED BY MAYOR ROCHE, FIRST READING**  
A RESOLUTION AMENDING RESOLUTION NO. 116-2018 WITH RESPECT TO THE COMMENCEMENT YEAR OF A JOB CREATION GRANT AGREEMENT WITH SELMAN & COMPANY, LLC

SUSPENSION: \_\_\_\_\_  
PASSAGE: \_\_\_\_\_  
KEPT ON: \_\_\_\_\_ READING IN \_\_\_\_\_ COMMITTEE

**RESOLUTION NO.: 34-2019, INTRODUCED BY MAYOR ROCHE, FIRST READING**  
A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACTS (018-20) AWARDED IN 2019; AND DECLARING AN EMERGENCY.

SUSPENSION: \_\_\_\_\_  
PASSAGE: \_\_\_\_\_  
KEPT ON: \_\_\_\_\_ READING IN \_\_\_\_\_ COMMITTEE

**RESOLUTION NO.: 37-2019, INTRODUCED BY KUMIN, FIRST READING**  
A RESOLUTION AUTHORIZING AN AGREEMENT WITH HASTINGS WATER WORKS, INC. TO MANAGE AND STAFF THE CITY SWIMMING POOL DURING THE 2019 SEASON.

SUSPENSION: \_\_\_\_\_  
PASSAGE: \_\_\_\_\_  
KEPT ON: \_\_\_\_\_ READING IN \_\_\_\_\_ COMMITTEE

**ADDITIONS:**

**CORRESPONDENCE:**

**ADJOURNMENT:**  
MOTION WAS MADE BY \_\_\_\_\_ SECONDED BY \_\_\_\_\_ TO ADJOURN THIS APRIL 9, 2019 CITY COUNCIL MEETING AT \_\_\_\_\_ P.M.

RESOLUTION NO. 30-2019  
INTRODUCED BY: Mayor Roche

A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT.

WHEREAS, the City of Richmond Heights is located within the jurisdiction of the Cuyahoga County Solid Waste Management District;

WHEREAS, the Cuyahoga County Solid Waste Management District Policy Committee prepared and adopted a final draft of the Cuyahoga County Solid Waste Management Plan Update in accordance with *Ohio Revised Code Sections 3734.53, 3734.54 and 3734.55*;

WHEREAS, the District provided a copy of the Cuyahoga County Solid Waste Management Plan Update (2019-2033) for ratification to each of the legislative authorities of the District; and

WHEREAS, the City of Richmond Heights is required to decide whether it approves of said Solid Waste Management Plan Update no later than April 11, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: The City of Richmond Heights approves the Cuyahoga Solid Waste Management Plan Update; and the Clerk is directed to send the District a copy of this Resolution to the attention of: Diane T. Bickett, Executive Director, Cuyahoga County Solid Waste Management District, 4750 East 131<sup>st</sup> Street, Garfield Heights, OH 44105.

Section 2: It is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements including *Sections 121.22 of the Ohio Revised Code*.

Section 3: This Ordinance shall take effect and be in full force immediately upon its passage by the Council and signature of the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton-Henry  
President of Council

# The City of Richmond Heights

# Resolution

RESOLUTION NO.: 32 -2019

INTRODUCED BY: Mayor Roche, Council President Cotton-Henry, and Councilmembers Alexander, Lewis, Lentine, Kumin, Hurst and Ursu

*A Resolution of Congratulations and Commendation to the Richmond Heights High School Boys Basketball Team on its Excellent 2018-19 Season.*

**Whereas** the Richmond Heights High School Boys Basketball Team recently completed a history-making season in 2018-19 in which it went undefeated in the Chagrin Valley Conference with a record of 14-0, won the Ohio Division IV Northeast District and Regional Championships, losing only in the State semi-final game in Columbus. The Team finished with an overall record of 21 wins and 7 losses;

**WHEREAS**, on behalf of the citizens of Richmond Heights and the City government, the Mayor and Council wish to commend and congratulate team members: Isaiah Martin, Curtis Houston II, Jevontae Jones, Gbolahan Adio, Anthony Maxie Jr., J'Maine (B.J.) Carter Jr., Jamarr Talbert Jr., Torres Hickerson, Malikee Sonie Jr., Khailand Kirkland, and Emmanuel Sims; in addition to Head Coach Quentin Rogers and Assistant Coaches Aaron Nichols, Anthony Burns, Marc Williams and Logan Brogden for their amazing efforts and achievements and their exemplary representation of the School and the City.

**NOW, THEREFORE**, be It Resolved by the Mayor of the City of Richmond Heights, State of Ohio, that:

**Section 1:** The Mayor and Council of the City of Richmond Heights do hereby honor and highly commend the Richmond Heights High School Boys Basketball Team for their stellar achievements and exemplary representation of their School and the City during the 2018-2019 basketball season.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton-Henry  
President of Council

**Councilmembers:**

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Mark Alexander

\_\_\_\_\_  
Juanita Lewis

\_\_\_\_\_  
Frank L. Lentine

\_\_\_\_\_  
Jeremy Kumin

\_\_\_\_\_  
J. Barry Hurst

\_\_\_\_\_  
Daniel J. Ursu

RESOLUTION NO. 33 -2019  
INTRODUCED BY: Mayor Roche

**A RESOLUTION AMENDING RESOLUTION NO. 116-2018 WITH RESPECT TO THE COMMENCEMENT YEAR OF A JOB CREATION GRANT AGREEMENT WITH SELMAN & COMPANY, LLC**

WHEREAS, pursuant to Resolution Nos. 116-2018, adopted by this Council on October 23, 2018, the Council authorized a job creation grant to be awarded through a grant agreement to a new employer, Selman & Company, LLC, coming to the City, which grant would commence in 2019;

WHEREAS, Selman has recently amended its application for the job creation grant so as to request its commencement in 2020 due to a delay beyond its control in securing the use of the property in Richmond Heights for its business operations and, therefore, re-locating its employees to Richmond Heights.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RICHMOND HEIGHTS, STATE OF OHIO, THAT:**

Section 1. Resolution No. 116-2018 of this Council is amended only at Section 1 of that Resolution to authorize the job creation grant, as authorized by that Resolution, to now commence in calendar year 2020. All other provisions of Resolution No. 116-2018 shall remain in effect.

Section 2. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton Henry  
President of Council

RESOLUTION NO.: 34 -2019  
INTRODUCED BY: MAYOR ROCHE

A RESOLUTION AUTHORIZING PARTICIPATION IN THE ODOT ROAD SALT CONTRACTS (018-20) AWARDED IN 2019; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Richmond Heights (hereinafter referred to as the “Political Subdivision”) submits this written agreement to participate in the Ohio Department of Transportation’s (ODOT) annual road salt bid (018-20) in accordance with Ohio Revised Code 5513.01(B) and agrees to all of the following terms and conditions in its participation of the ODOT road salt contract:

- a. The Political Subdivision agrees to be bound by all terms and conditions established by ODOT in the road salt contract and acknowledges that upon award of the contract by the Director of ODOT it shall be bound by all such terms and conditions included in the contract; and
- b. The Political Subdivision hereby acknowledges that upon the Director of ODOT’s signing of the road salt contract, it shall effectively form a contract between the awarded salt supplier and the Political Subdivision; and
- c. The Political Subdivision agrees to be solely responsible for resolving all claims or disputes arising out of its participation in the ODOT road salt contract and agrees to hold ODOT harmless for any claims, actions, expenses, or other damages arising out of the Political Subdivision’s participation in the winter road salt contract; and
- d. The Political Subdivision’s electronic order for Sodium Chloride (Road Salt) will be the amount the Political Subdivision agrees to purchase from its awarded salt supplier at the delivered bid price per ton awarded by the Director of ODOT; and
- e. The Political Subdivision agrees to purchase a minimum of 90% of its electronically submitted salt quantities from its awarded salt supplier during the contract’s effective period; and
- f. The Political Subdivision agrees to place orders with and directly pay the awarded salt supplier on a net 30 days basis for all road salt it receives pursuant to ODOT salt contract; and
- g. The Political Subdivision acknowledges that should it wish to rescind this participation agreement, it will do so by written, emailed request by no later than Friday, April 19, 2019. The written, emailed request to rescind this participation agreement must be received by the ODOT Office of Contract Sales, Purchasing Section email: [Contracts.Purchasing@dot.ohio.gov](mailto:Contracts.Purchasing@dot.ohio.gov) by the deadline. The Department, upon receipt, will respond that it has received the request and that it has effectively removed the Political Subdivision’s participation request. Furthermore, it is the sole responsibility of the Political Subdivision to ensure ODOT has received this participation agreement as well as the receipt of any request to rescind this participation agreement. The Department shall not be held responsible or liable for failure to receive a Political Subdivision’s participation agreement and/or a Political Subdivision’s request to rescind its participation agreement.

NOW, THEREFORE, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1. This participation agreement for the ODOT winter road salt contract is hereby approved, funding has been authorized, and the Political Subdivision agrees to the above terms and conditions regarding participation in the ODOT winter salt contract.

Section 2. This Resolution shall take effect and be in force from and after the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
**David H. Roche, Mayor**

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

**Betsy Traben**  
**Clerk of Council**

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**Eloise Cotton-Henry**  
**President of Council**

The City of Richmond Heights  
**Resolution**

RESOLUTION NO.: 35 -2019

INTRODUCED BY: Mayor David H. Roche and All Members of Council

**A Resolution proclaiming April 26, 2019, as Arbor Day in the City of Richmond Heights and expressing appreciation to the Richmond Heights Garden Club and Richmond Heights Kiwanis Club for their support of Arbor Day.**

**WHEREAS**, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees;

**WHEREAS**, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska;

**WHEREAS**, Arbor Day is now observed throughout the nation and the world;

**WHEREAS**, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife;

**WHEREAS**, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products;

**WHEREAS**, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community;

**WHEREAS**, trees, wherever they are planted, are a source of joy and spiritual renewal;

**WHEREAS**, we thank the Richmond Heights Kiwanis and Garden Clubs for their donation of a tree to be planted in the City which will beautify our community and aid in accomplishing the aforementioned efforts and missions.

**NOW, THEREFORE**, be it Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

**Section 1:** The Mayor and this Council do hereby proclaim April 26, 2019, as “Arbor Day” in the City of Richmond Heights, Ohio, and urge all citizens to support efforts to care for trees and woodlands, to plant trees for the well-being of present and future generations, and to attend the Arbor Day event, and hereby proclaim their appreciation to the Richmond Heights Garden Club and Kiwanis Club for their donation of a tree this Arbor Day.

**Section 2:** This Resolution shall take effect and be in force from and after the earliest period allowed by law and upon the signature of the Mayor.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton-Henry  
President of Council

Councilmembers:

\_\_\_\_\_  
Mark Alexander

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Juanita Lewis

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Frank L. Lentine

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Jeremy Kumin

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J. Barry Hurst

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Daniel J. Ursu



The City of Richmond Heights  
**Resolution**

RESOLUTION NO.: 36 -2019

INTRODUCED BY: Mayor Roche, Council President Cotton-Henry, and Councilmembers Alexander, Lewis, Lentine, Kumin, Hurst and Ursu

***A Resolution of Appreciation and Congratulations to Fire Lieutenant Michael John Libens for Over 27 Years of Dedicated Service to Richmond Heights***

**WHEREAS**, Lieutenant Michael John Libens, a native of the Greater Cleveland area, became a fulltime firefighter/paramedic with the City of Richmond Heights in 1991, was promoted to lieutenant in 1999, and now after over 27 years of dedicated and exemplary service to the City of Richmond Heights has accepted a promotion to become the Assistant Fire Chief for Mayfield Village, Ohio;

**WHEREAS**, Lt. Libens obtained an Associate's degree in fire science from Lakeland Community College, a Bachelor's degree in general studies (leadership) and a Master's degree in public administration from Kent State University, graduated from the National Fire Academy's Executive Officer Program and is published through that organization;

**WHEREAS**, during his over 27 years of service, Lt. Libens made a positive difference in countless lives, both in the City of Richmond Heights and in the region;

**WHEREAS**, Lt. Libens regularly served as Acting Fire Chief throughout his tenure, was instrumental in regionalizing emergency dispatch services for the City, was a member of the Hillcrest Regional Fire Investigation Strike Force, and was Chair of the Mutual Aid Box Alarm System Committee;

**WHEREAS**, Lt. Libens is the husband of his beloved wife, Winnie Lane, and father of two; and

**WHEREAS**, Lt. Libens has exhibited such dedication in his public service that Mayor David H. Roche and this Council desire to recognize him for his service to the City and to the community at large;

**NOW, THEREFORE**, Be It Resolved by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: Mayor David H. Roche and this Council, on behalf of the City of Richmond Heights, its officers, employees, and citizens, express their most sincere appreciation, praise, and congratulations to Lieutenant Michael John Libens upon his retirement after 27 years of dedicated and exemplary service to the Division of Fire, recognize the time and energy devoted to serving the community, and wish him all the best in his continued public safety service.

Section 2: The Clerk of Council is directed to forward an original of this Resolution to Lieutenant Michael John Libens.

Section 3: This Resolution shall take effect and be in force at the earliest period allowed by law.

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton-Henry  
President of Council

*Councilmembers:*

\_\_\_\_\_  
Mark Alexander

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Juanita Lewis

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Frank L. Lentine

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Jeremy Kumin

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J. Barry Hurst

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Daniel J. Ursu

RESOLUTION NO.: 37 - 2019  
INTRODUCED BY: Kumin

A RESOLUTION AUTHORIZING AN AGREEMENT WITH HASTINGS WATER WORKS, INC. TO MANAGE AND STAFF THE CITY SWIMMING POOL DURING THE 2019 SEASON.

WHEREAS, after substantial investigation and analysis, the City administration and the Service and Recreation Committee of Council determined that in order to open the City's swimming pool to the public for the 2019 summer season it is most feasible to contract with an independent contractor to manage and staff the City's pool;

WHEREAS, upon obtaining quotes from private entities for the management and staffing of the City's pool, the Committee and the administration are recommending Hastings Water Works, Inc. of Brecksville, Ohio ("Hastings") as the most appropriate entity to perform these services; and

WHEREAS, Council deems it to be in the best interest of the City and its residents to enter into an agreement with Hastings for such services for the 2019 season.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Richmond Heights, State of Ohio, that:

Section 1: The Mayor is authorized to enter into an agreement with Hastings Water Works, Inc. to manage and staff, as an independent contractor, the City's swimming pool for the 2019 summer season, which agreement shall be in a form reasonably similar to the agreement attached hereto and incorporated by reference herein as Exhibit A and approved as to form by the Director of Law.

Section 2: Payment for the services that are the subject of the agreement authorized in Section 1 of this Resolution shall be made to the extent the funds have been appropriated for this purpose by this Council.

Section 2: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3: This Resolution shall take effect at the earliest period allowed by law

PASSED: \_\_\_\_\_

\_\_\_\_\_  
David H. Roche, Mayor

APPROVED: \_\_\_\_\_

ATTEST: \_\_\_\_\_

Betsy Traben  
Clerk of Council

\_\_\_\_\_  
Eloise Cotton-Henry  
President of Council