

# City of Bay Village

Council Minutes, Committee Session  
Conference Room

October 29, 2012  
7:30 p.m.

Paul A. Koomar, President of Council, presiding

Present: Clark, Koomar, Lieske, Miller, Pohlkamp, Tadych, Young, Mayor Sutherland

Others

Present: Law Director Ebert, Finance Director Presley

President of Council Paul A. Koomar called the meeting to order at 7:30 p.m. in the Conference Room of Bay Village City Hall, and the meeting was open to the public.

## AUDIENCE

The following members of the audience signed in this evening: Denny Wendell, Bruce Geiselman, Kent Silverberg, Russell Thompson, Jeff Gallatin

## ANNOUNCEMENTS

**Mayor Sutherland** announced that this evening is Finance Director Presley's last official Council meeting.

The Mayor advised that Nixle Community Information Service is in service and residents can sign up at [www.cityofbayvillage.com/safety-services.aspx](http://www.cityofbayvillage.com/safety-services.aspx). Residents may put in as many phone numbers as they would like in order to receive messages on multiple phones. Currently 1200 numbers have been inputted. An email blast was sent today advising people of the seriousness of Hurricane Sandy, and encouraging residents to sign up for the Nixle Service.

The Service Department is keeping a staff on overnight tonight due to Hurricane Sandy. Extra firemen are being brought in on Tuesday, October 30. The Mayor stated that currently there are 60 homes without power and it is expected that this will rise considerably. Power outages may last five to seven days. Hurricane Sandy is a huge storm and will impact 50 million people. All of the power companies are sending their trucks into the areas hit the hardest. Primary focus is on hospitals, nursing homes, health care facilities, police and fire departments, and then they begin to look for the things they can do to bring up the most customers at one time. The things that take the longest are when trees snap poles. The Mayor stated that they try to get the word out that they should prepare accordingly, be kind to your neighbors. If there is a need, shelter will be opened, but this is one of those instances where sheltering at home is preferred. The Mayor noted that hurricanes do blow through fairly quickly. It is anticipated that the city will be hit pretty heavily tonight and tomorrow, and should settle down by Tuesday evening. The Mayor stated that there has been a lot of discussion and emails about rescheduling Halloween, and she would ask everyone to let this storm run its course, assess the damage, and make a

determination by late Tuesday or Wednesday morning. If conditions are deemed to be dangerous, it will certainly be rescheduled.

## **Committee of the Whole**

### **Review of Bond Retirement Fund through 2020**

Mr. Presley distributed a copy of the Bond Retirement Fund Schedule for 2010 and 2011, actual, and a forecast of the schedule from 2012 through 2020. He stated that this schedule takes into account all of the items, including those provided by Director of Public Service Galli for public improvements. All of the current outstanding bond issuances are listed in the schedule. Recreational Facilities 2002 for the Community Gym and for the Aquatic Facility are not callable. The schedule also includes a list of all forecasted bond issuances, including the Bradley/Naigle project, Cahoon Creek, Various Purpose Street Improvements, Vehicles, and Public Improvements for 2013, 2014 and 2015, Cahoon Road Sewer, 2014, and Lake Road Pump Station, 2014. Mr. Presley noted that a grant has been received for the Bradley/Naigle intersection in the amount of \$1.23 million, and the remainder, estimated at \$400,000, will be an interest free loan for a twenty year period. The remainder of the forecasted items are for a period of thirty years. The repayment schedule for all actual and forecasted bond issuances is shown in the report. For each year of 2013 through 2015, \$700,000 is earmarked for road improvements, and the city has not gone over \$700,000 the last few years for road improvements each year unless there is a major project. The various purposes, vehicles and public improvements, are earmarked for another \$300,000 per year. The large purchase this year is the fire truck that is yet to be purchased, and there is money bonded for that purchase. The interest rates shown are estimated as of today, and the principal and interest, with outstanding payments for each of the respective years are shown. The first page of the report is a summary of the estimated revenues and expenses. Beginning in 2012 and going forward, revenues exceed expenditures. There is additional capacity in the Bond Retirement Fund if need comes up for a sewer project, or the community house restoration. An additional report was provided showing the actual payments that will go out for the whole 30 year terms.

Mr. Young thanked Mr. Presley for the information he provided, noting that by having the amounts reflecting street improvements and vehicles for the future gives the Council the information they need going forward. As some of these capital improvements are brought on that are sewer related, such as the Cahoon Road Sewer Project and the Lake Road Pump Station, payments will be in the area of \$100,000 per year starting in 2015. The city does have a sewer maintenance fee that residents pay and almost all of those funds are used for maintenance of the sewer lines. Mr. Young suggested that Council might want to look in the future of trying to recapture some of the capital expenditures for sewer projects, which would mean an additional \$6.25 per home, per quarter, starting in 2015.

Mr. Clark stated that prior to figuring out what to do, whether to fund with state money, charge residents, or take it out of the treasury, the Finance Committee wanted to see the whole picture. Mr. Presley's report allows the Finance Committee to be able to do that and capture the three projects, which amount to \$3 million. This report provides the full picture that has not been available before.

Mr. Koomar asked if any of these items shown are future projects for the Rocky River Wastewater Treatment Plant. Mr. Presley stated that those funds would come out of what Rocky River Treatment Plant charges the city for operations. (Operational Fund 580).

Mr. Clark noted that Council has approved the rate for residents' operating portion of sewers through 2013. An increase of \$2.50 per quarter is included in the rates for residents' sewer maintenance fee. The report ties together the operating and capital components the Finance Committee needs to review and make sure they make the right decisions.

Mr. Tadych pointed out that Council may want to look at the series numbers of the dates on the issues that are forecasted. If you look at when interest is placed on the issuances, it is a year after the date that is there, except for the Cahoon Road Sewer and Lake Road Pump Station, which start currently with the dates noted on the report.

Mr. Clark stated that Mr. Presley has assured the Finance Committee that the December 1 principal and interest payments will be paid on schedule.

## **ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE**

### **Application for Submerged Land Lease, 31214 Lake Road**

Mr. Clark stated that the application for the submerged land lease has been received for erosion control and access from the back yard to the beach. A resolution granting the submerged land lease will be presented to Council on November 5, 2012.

### **Codified Ordinance Annual Update**

The Walter Drane Company has provided the annual update of codified ordinances of the City of Bay Village. The replacement pages deal with the traffic code, general offenses, and fire code sections. An ordinance accepting the update will be presented to Council on November 5, 2012.

### **Resolution in support of School Bond Issue**

Mr. Clark stated that Council has discussed their support of the Bay Village Board of Education's upcoming bond issue of 1.96 mills. A resolution is on the agenda of Council for their special meeting this evening.

Law Director Ebert stated that he received a telephone call from resident Jerrie Barnett this evening in opposition to the resolution of Council in support of the bond issue. Mrs. Barnett was unable to be present this evening due to the weather to express her opposition and asked Law Director Ebert to reflect her position in the minutes of the meeting this evening.

Mr. Clark stated that there was a question in the meeting last week as to whether there was any constitutional issue with the support of Council, and he would like it noted in the record that there is no issue. The Council has supported the schools in the past as well.

**Matters Pending before Council Committee – Discussion regarding the removal of the matters of Solicitation Ordinance and Political Signs from the list of matters pending.**

Mr. Clark stated that these matters have been resolved by ordinance and he will move to have them removed from the list of matters pending at the Council meeting to be held on November 5, 2012.

**Request for new Fire Department Pumper Truck**

Mr. Clark stated that he has had an opportunity to speak with Fire Chief Lyons regarding his request for a new pumper truck. The debt for the truck has been issued and the Chief and officers of the Fire Department have been working on the specifications for a new pumper. Mr. Clark advised the Fire Chief that he would like to take a look at the totality of all the fire vehicles the city has now, and their conditions, so that perhaps the purchases can be staggered going forward. A pumper and a regular fire truck were purchased at the same time in the mid-90's. Chief Lyons is working with Fleet Manager Scott White presently and the packets of Council this weekend should include the inventory of various fire vehicles for discussion on November 5.

**Environment, Safety and Community Services Committee Meeting**

A meeting of the Environment, Safety and Community Services Committee will be posted for Monday, November 5 at 6 p.m.

**PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE**

**Rocky River Wastewater Treatment Plant – Documents and Revisions Required by EPA**

**Mr. Pohlkamp** stated that the Rocky River Wastewater Treatment Plant administration has been working diligently with the Environmental Protection Agency on compliance issues, one of which is for the four member communities to insure that their ordinances are consistent.

Law Director Ebert stated that all of the cities participating will pass legislation with identical language. Discussions have been underway for quite some time as to uniformity in ordinances. The ordinance will be presented on November 5, 2012.

**FINANCE AND CLAIMS COMMITTEE**

**Part Time Employment Contract for Steven J. Presley**

**Mr. Young** will introduce a resolution to retain the part time employment of Finance Director Presley through January of 2013. The resolution provides a stipend for Mr. Presley to be available via phone, e-mail and/or in person to assist with the appropriate transition of budget and accounting finance functions with the new Director of Finance, who will be appointed to take the place of Mr. Presley due to the fact that Mr. Presley has accepted a position in another community. Mr. Presley will be paid a flat fee of \$325.00 on a bi-weekly basis and an

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additional \$50.00 per hour for the hours actually worked on site at Bay Village City Hall from November 5, 2012 through January, 2013.

### **Supplemental Appropriation Ordinance**

Mr. Young will introduce a supplemental appropriation ordinance which will appropriate the amount of \$10,250.00 to replace a police station server, and \$5,400.00 for the health insurance fund to pay for the difference in the amount recommended for a health care consultant. There is \$12,000 budgeted at this point for a health care consultant, and a proposal under consideration is for \$17,400. This will be discussed further in the executive session to be held this evening prior to voting on the ordinance at the special meeting of Council.

Mr. Clark asked if it is planned to have Assistant Finance Director Ruth Popovich available at Council meetings between now and the end of the year, as a transition item. Mr. Presley stated that Ms. Popovich will not be in attendance. Mr. Presley plans on being present on all of the Mondays until the end of the year and will be in Council if needed, or in his office for work that needs to be done. Mr. Clark stated that it would be important for Ms. Popovich to be in attendance in January unless a new Finance Director is appointed by then. Mayor Sutherland stated that a new Finance Director will be appointed by January.

### **PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Miller**

#### **Ordinance No. 12-84, Solar Energy**

**Mr. Miller** stated that the solar energy ordinance will be presented for final reading at the November 5, 2012 meeting of Council.

### **RECREATION AND PARK IMPROVEMENTS COMMITTEE**

**Mrs. Lieske** reported that the Parks and Recreation Commission will be meeting at the Recreation Department offices next week. Mrs. Lieske will give a report on the items discussed following that meeting.

### **SERVICES, UTILITIES & EQUIPMENT COMMITTEE**

**Mr. Tadych** had no report this evening.

There being no further business to discuss, the meeting adjourned at 7:55 p.m.

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Paul A. Koomar, President of Council

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Joan Kemper, Clerk of Council