

City of Bay Village

Council Minutes, Committee Session
Conference Room

January 14, 2013
7:30 p.m.

Paul A. Koomar, President of Council, presiding

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

Also Present: Mr. Steve Lee, Council's appointee to the Council-at-large vacancy created by the resignation of Scott Pohlkamp

Absent: Mr. Miller

Others

Present: Law Director Ebert, Finance Director Mahoney, Operations Manager Landers, Police Chief Wright, Recreation Director Enovitch.

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: Jerrie Barnett, Susan Murnane, Denny Wendell, Jennifer Smillie, Carl Gonzalez, Ernest D. Minichello, Ned and Sharon Topping

ANNOUNCEMENTS

Mr. Koomar announced the appointment of Steven C. Lee to the position of Council-at-large to fill the vacancy created by the resignation of Scott A. Pohlkamp. Mayor Sutherland will administer the Oath of Office to Mr. Lee at the Special Meeting of Council to be held at 8:00 p.m. this evening.

Vice-President of Council

Mr. Koomar is recommending Michael Young as the Vice President of Council to replace Mr. Pohlkamp in that position. Mr. Koomar stated that there has been conversation among Council about potentially rotating the Vice President of Council position, and discussing that at the end of Mr. Pohlkamp's term. Mr. Koomar noted that he has some health issues in his family that may pull him away. Given that this is budget season, Mr. Koomar stated that he thought he would like to have Councilman Young fill out Mr. Pohlkamp's term as Vice President of Council. At the end of the year, the Council can look to see what they can do long term going forward.

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New Council Committee Assignments

Mr. Koomar stated that there have been some changes beginning with the 2013 Committee Assignments for Council. Mr. Tadych has expressed a desire to be on the Public Improvements Committee due to needs in Ward 1. The new Council Committee Assignments, as listed below will be approved at this evening's special meeting of Council.

Public Improvements, Streets Sewers and Drainage Committee; Clete Miller, Chair; Members - David Tadych and Steve Lee

Recreation and Park Improvements – Karen Lieske, Chair; Members – Clete Miller, Dwight Clark

Finance and Claims Committee – Mike Young, Chair; Members- Dwight Clark, David Tadych
Services Utilities and Equipment Committee – David Tadych, Chair; Members- Karen Lieske, Steve Lee

Planning, Zoning, Public Grounds and Buildings Committee – Steve Lee, Chair; Members- Clete Miller and Mike Young

Environment, Safety and Community Services Committee – Dwight Clark, Chair; Members – Mike Young, Karen Lieske

Boards and Commissions Representation:

Planning Commission – Steve Lee

Architectural Board of Review- David Tadych

Community Services Advisory Board- Dwight Clark

Parks and Recreation- Karen Lieske

Income Tax Board of Review-Mike Young

Ad Hoc Committee for Walker Road Park – David Tadych, Mike Young, Dwight Clark

Bay Family Services – Paul Koomar

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Westshore Community Emergency Response Team (CERT) Legislation

Mr. Clark stated that this legislation will govern citizen volunteer groups as it relates to the Westshore collaborative. The ordinance will define the scope of the Westshore Regional CERT and will complement liability coverage for the members, the cities, and the Westshore Council of Governments.

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE

2012 Sidewalk Replacement Program – Deduction to the contract with The Petty Group

Mr. Young will introduce an ordinance at the Special Meeting of Council this evening authorizing the Mayor to execute Change Order No. 1 for Petty Group, LLC, for the 2012 Sidewalk Repair Program.

Resolution of Intent for the Aerial Sewer Replacement Project

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Mr. Young advised that this resolution states the intent of the City of Bay Village to apply for a 30-year interest free loan with the Ohio Public Works Commission for this project.

Resolution of Intent for the Bradley/Naigle Road Intersection Project

This resolution states the intent of the City of Bay Village to apply for a 20-year interest free loan with the Ohio Public Works Commission for this project. Mr. Tadych requested that Section 4 of this resolution be corrected to strike the words “The Clerk of Council of the” amending to read “That the City of Bay Village finds....”

Law Director Ebert stated that both of these resolutions were forwarded by the State of Ohio to be written as they requested.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Ordinance No. 12-111 enacting new Codified Ordinance Chapter 1370, entitled “Electrical Stand-By Power Generator Systems.”

Mr. Young advised that Councilman Miller has advised that due to a personal event he will be unable to attend this evening’s meeting, but wanted Council to be aware of discussions relating to this proposed ordinance. Pending a third reading of the proposed ordinance, Mr. Miller has made a few important edits per input from the Board of Zoning Appeals and Building Inspector Bob Lyons. A copy of the latest version (12-21-12) with edits highlighted was forwarded by Mr. Miller to the members of Council, the Mayor, and the Board of Zoning Appeals. The specific edits are 1370.06 (c)...the ‘maximum’, not ‘minimum’ distance a generator shall be placed from the rear of the home is 10 feet. Section 1370.06 and 1370.07 – Section Titles, the term ‘Use’ has replaced ‘District’ as Use relates specifically to property type, not zone as district implied.

Mr. Miller further notes in his email memorandum dated January 13, 2013, that the Board of Zoning Appeals has had numerous applications for Standby Generator variances since the hurricane swept through and he feels this ordinance is now prepared for adoption.

Mr. Young noted that the ordinance will be placed on second reading tonight. The changes noted by Mr. Miller will be incorporated into the ordinance for the third and final reading and adoption by Council.

Police Department – Emergency Access

Police Chief Wright advised that the Police Department would like to be provided with a cut-through from the police parking lot, directly west from the police garage. The fence at the end of the driveway, between the Police and Fire Departments, is controlled by Metroparks. The agreement with the city was not to unlock the fence unless there is an extreme emergency. Providing a cut-through from the police parking lot would allow quick access to the north and Lake Road, and eliminate the need to ever access the Metroparks gate.

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Mr. Koomar stated that he knows the Fire Department has used that gate for a number of years. He asked if this is Cahoon Memorial Park property. Mr. Ebert stated that he does not believe it is Cahoon Memorial Park property. Mr. Koomar noted that Councilman Miller has asked for clarification of the property line. He asked for further information from the Law Department before bringing this to Council again in two weeks for a final decision.

CAHOON MEMORIAL PARK TRUSTEES

Village Bicycle Cooperative rental of Community House

Mr. Koomar advised that Councilman Miller and Service Director Galli had met with representatives of the Village Bicycle Cooperative on Friday, January 11, in an effort to find short-term space (one year to eighteen months) for the Village Bicycle Cooperative. Mr. Koomar noted that the city will be making some improvements to the Community House and there is not yet a sense of how the space will be used long term. However, if there can be help to a community organization on a short-term basis, there is interest on the part of the Trustees on looking at this on a short-term basis. Mr. Koomar asked Mayor Sutherland if there is any update on the fire suppression system. Mayor Sutherland advised that bid results for the fire suppression system should be ready by the end of February.

Mr. Koomar will seek an update on this project at the next meeting of Council on January 28, 2013.

Bayway Cabin/Kiddie Kollege Lawn Sign and Kiddie Kollege Building Sign

Mayor Sutherland stated that the lawn sign is ready to proceed to installation, but adjustments requested by the Architectural Board of Review have not yet been incorporated into the design of the building sign.

Councilman Tadych, the representative of Council to the Architectural Board of Review, stated that the Architectural Board of Review at their meeting held January 9, 2013, expressed their recommendation to change the proposed sign that looked like a straight board with wording, to the actual logo of the Kiddie Kollege, with the schoolhouse building and the lettering of Kiddie Kollege. There was some question about the lawn sign, as to whether the sign belonged 40 feet from the sidewalk, as proposed, or at the entrance of the driveway that leads to the Kiddie Kollege, and possibly a sign on the side of the building so that you would see the location when driving into the driveway. The Architectural Board of Review did not understand why the sign on the south lawn was really necessary with the sign on the building itself, and if the city did choose to put the sign at that location they would suggest the white top on the sign indicating Bayway Cabin, with the blue bottom identifying Kiddie Kollege. They also suggested that the Trustees think about the entrance driveway with the thought of indicating the various items in the park and how they could be accessed, much like the sign at the entrance to the Dwyer Memorial Center. There was some discussion also, that if the sign went on Wolf Road, that the telephone number of Kiddie Kollege should not be included on the sign.

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Mr. Lee stated that the memorandum from Service Director Galli indicates that the south lawn sign will be placed 40 feet from the sidewalk. The illustration provided with the memorandum indicates the sign to be much closer than 40 feet to the sidewalk. Mr. Tadych stated that the illustration is for the purpose of the look of the sign, but the actual installation will be 40 feet from the sidewalk.

Mr. Koomar stated that Mr. Galli had requested reviewing this sign. Mayor Sutherland stated that Mr. Galli is ready to proceed with this lawn sign. Mr. Young commented that when you look at the illustration it makes perfect sense for it to be located closer to the sidewalk, but if set back further it should be mounted on a north/south access. When you are 40 feet away, the sign will not be seen from an east/west view.

Mr. Koomar asked if there should be discretion given to Mr. Galli on the placement of the lawn sign, or would the Cahoon Memorial Park Trustees like to further stipulate placement. Mr. Ebert suggested stipulating the location of the sign. Mr. Young stated that he would not like it to be installed and later have an issue with the placement. Mr. Tadych stated that he would not want to see it too close to the sidewalk, but thinks that 40 feet is too far. Mr. Young agreed, stating that Council would almost need to see a temporary sign placed to determine an acceptable location. Mr. Koomar noted that five years from now Kiddie Kollege may not be there and the bottom portion of the sign can be removed, leaving the top portion of the sign to highlight the presence of Bayway Cabin. He suggested reviewing the sign from the sense of what is best for a city sign and consistency within Cahoon Memorial Park for signage.

Mayor Sutherland will have Mr. Galli place a temporary sign for the Trustees to review. Mr. Koomar suggested a placement of twenty feet from the sidewalk to be functional for those driving eastbound on Wolf Road.

Lawrence Kuh asked if it made sense to put the sign close to the pedestrian walkway that works its way up to Bayway Cabin, rather than just in the middle of the lawn. Mr. Tadych stated that the Architectural Board of Review discussed that possibility, but the sight line would be blocked by the Wolf Road Bridge.

Mr. Koomar suggested that Mr. Galli place the temporary sign at 20 to 30 feet back from the sidewalk and have the Trustees review to be sure the sight lines are acceptable. Approval of the sign and the location will be placed on the Cahoon Memorial Park Trustees agenda for January 28, 2013. The Trustees expressed favor with the design and look of the sign.

The Committee Meeting of Council adjourned at 7:55 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council