

City of Bay Village

Council Minutes, Committee Session
Conference Room

April 8, 2013
7:30 p.m.

Paul Koomar, President of Council, presiding

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

Others

Present: Law Director Ebert, Finance Director Mahoney, Community Services Director Bock, Service Director Galli, Operations Manager Landers, Recreation Director Enovitch

President of Council 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.

ANNOUNCEMENTS

Mayor Sutherland advised that at the staff meeting this morning they received the totals on the claims that were made for the Federal Emergency Management Agency (FEMA) and the Cleveland Electric Illuminating Company (CEI). Approximately \$77,000 is looking to be received which includes \$66,000 from the Federal Government and \$11,000 from the State. A claim has also been filed with CEI for \$130,000. The Mayor stated that she does not know yet what will be received, but these are the claims that have been filed. The FEMA process is underway and word should be received from CEI by the end of this work.

Mr. Clark asked if the funds will go back into the account from which the damage to the Huntington Pump Station damages were paid if a positive result is received from CEI. Mayor Sutherland stated that this will be reimbursement for payments that were made to damages to the Longbeach Pump Station and the Huntington Pump Station during Hurricane Sandy. Finance Director Renee Mahoney stated that the claim funds can be deposited into the General Fund and then a decision made as to where it should be transferred.

Mr. Clark asked how much expenses were paid as related to that claim so far. Mrs. Mahoney stated that the \$130,000 claimed includes parts and labors. Mr. Tadych asked if most of that has been paid out of the city's funds to date. Mayor Sutherland stated that the bills have been paid for all of the electrical supplies, contractors, rental of the temporary pump, and repairs to the pumps. Mr. Tadych noted that CEI was very good about helping with these damages.

Mayor Sutherland stated that Chief Lyons could not be present this evening due to family commitments. At the staff meeting this morning, Chief Lyons reported that over the last four weeks the Bay Village Paramedics have responded to four full cardiac arrests and all of the victims have been saved by the Paramedics. This is a much higher percentage than the national average of 4%. Mr. Koomar noted that Bay Village is one of the leaders in the County.

AUDIENCE

The following were present: Dick Majewski, Tom Henderson, Jerrie Barnett, Sue Fink, Russell Thompson, Mike O'Boyle, Jeff Gallatin, Bruce Geiselman.

Jerrie Barnett asked when the Dover Center Road Tennis Court Project work will resume. Mr. Koomar stated that the asphalt plants open mid-April. Weather permitting, on warm days a final course of asphalt will be applied. Netting and posts will be installed during the 30 days asphalt curing process. A final coating will then be applied. The courts are expected to be open by Memorial Day.

Susan Fink asked the status of closing out the Bradley/Naigle Road Intersection Project and the Aerial Sewer Project. Service Director Galli stated that the projects are closed. He is working with the contractor on some final issues to be resolved. Mr. Galli will advise when those items are completed.

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE

Contract with CT Consultants for Design and Engineering Services – Lake Road Resurfacing Project

Mr. Miller advised that the contract with CT Consultants for design and engineering services for the Lake Road Resurfacing Project from the border of Avon Lake to 300 feet east of Longbeach will be presented for approval by ordinance on April 15, 2013. The construction contract will be financed jointly by the state and the city in the amounts of 85%/15%. The design, engineering, and inspection services will be funded 100% by the City of Bay Village.

Service Director Galli reported that he met with the Ohio Department of Transportation (ODOT) last week and the original amount of \$865,000 for this project may come in as less than that amount. The plans will be completed by late May. This project will be handled as a Local Participation Administration (LPA) contract. Some work will be able to be done in-house, freeing up funds for the in-house resurfacing program.

Mr. Lee verified with Mr. Galli that the \$865,000 estimate is for the entire construction contract with the city's portion being 15% of that amount. Mayor Sutherland commented on the city's good fortune in receiving this assistance from the Ohio Department of Transportation.

Mr. Koomar asked if there is any work to be done on the curb/gutter area in terms of in-house repairs. Mr. Galli stated that the curbs and gutters are all included in the \$865,000 estimate. The Ohio Department of Transportation will only pay for what is in the roadway right-of-way, which is, back-of-curb to back-of-curb. Other restoration, such as sidewalk repair, will be paid 100% by the City of Bay Village. Bid items will include repairs for sidewalk and apron damage so that the work will be done all at the same time.

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Contracts for 2013 Annual Road Resurfacing and Maintenance Projects as follows:

Allied Corporation, Inc., for Street Resurfacing Material and Services
LaFarge North America for Street Resurfacing Materials and Services
Elyria Concrete, Inc., for the furnishing of Ready Mix Concrete

Mr. Miller reported that the bid analysis for the 2013 contracts for the Annual Road Resurfacing and Maintenance Projects indicate that the three lowest bidders will be awarded the contracts for the materials and services. Service Director Galli stated that asphalt, concrete, and aggregates for the projects that are done in-house are purchased by contract. If there are funds left when the contracts for the roads to be resurfaced are completed, seal-coating of city parking lots or crack sealing in various locations is accomplished. Prices this year are comparable to last year's prices.

Mr. Lee asked if it is correct that there are only two bids for asphalt and aggregate. Mr. Galli noted that there are only two suppliers for asphalt presently due to consolidation in the production side of asphalt and concrete over the past decade. Mr. Clark noted that the bids might reflect that contractors are busy on other projects. The successful bidders are companies with whom the city has done business with for a number of years.

FINANCE & CLAIMS COMMITTEE

Mr. Young had no report this evening.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Mr. Lee advised that he will schedule a meeting within the next month to review the matters pending that have been assigned to the Planning, Zoning, Public Grounds and Buildings Committee.

RECREATION & PARK IMPROVEMENT COMMITTEE

Mrs. Lieske will schedule a meeting in the next few weeks of the Recreation and Park Improvement Committee.

Mrs. Lieske asked Recreation Director Enovitch if he has received any phone calls asking about membership for the Community Gym since the word is out that Five Seasons County Club is closing.

Recreation Director Enovitch stated that they have not had a spike in membership due to the club closing. Mrs. Lieske noted that Five Seasons, last day is May 31, 2013. There could be an influx with pool memberships due to their closing.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Tadych had no report this evening.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Ordinance 13-17 which remains on First Reading, regarding peddlers, solicitors and canvassers

Law Director Ebert distributed a copy of Ordinance 13-17 with a modification on Page 4 included. He advised that this proposed amendment was made after a pre-trial hearing in Federal Court. One of the issues was canvassers as far as their registration requirement. The amendment has been written to reflect one of the concerns. Mr. Ebert stated that it is his recommendation as Law Director that this ordinance now be placed on second reading as amended on Monday, April 15, 2013 and passed at the last meeting of Council in April. The hours of solicitation have not been changed.

Mr. Tadych asked if political candidates are now considered canvassers when they knock on doors asking for votes. Mr. Ebert stated that the political candidates are not soliciting contributions. They would be considered canvassers. Mayor Sutherland asked if political candidates would be exempt. Mr. Ebert stated that they would be exempt for political purposes.

Mayor Sutherland asked if the stickers stating “No Peddlers, Solicitors or Canvassers Allowed, City of Bay Village C.O. 721.12” will have to be changed. Mr. Ebert stated that the stickers will not have to be changed. When new stickers are ordered there will be a distinction between solicitors and canvassers.

Fire Inspection Services Update

The Mayor stated that the administration is still continuing to work on the fire inspection services. They would like to meet with Council President Koomar before bringing the matter back before Council.

MISCELLANEOUS

Mr. Ebert stated that Finance Director Mahoney and he are meeting with Mr. Colin Dean of Travelers Insurance on Wednesday, April 11, 2013 at 2 p.m. regarding renewal of public liability insurance. Mr. Ebert invited a representative of the Finance Committee to be present at the meeting.

Mr. Clark asked if the claims with Travelers Insurance for building related issues are now complete. Mr. Ebert stated that they are resolved.

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Young **MOVED** to adjourn to Executive Session regarding labor contracts, contracts, personnel, and litigation at 7:51 p.m.

Roll Call Vote: Yeas- Clark, Koomar, Lee, Lieske, Miller, Tadych, Young. Nays- None. Motion passed 7-0. Also present in Executive Session were Mayor Sutherland, Law Director Ebert and Finance Director Mahoney.

Council reconvened in an open meeting at 9:08 p.m. Present were: Clark, Koomar, Lee, Lieske, Miller, Tadych, Young.

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The Committee Meeting of Council adjourned at 9:09 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council