

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:35 p.m.

June 10, 2013

Paul Koomar, President of Council, presiding

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

Not Present: Mayor Sutherland

Others

Present: Law Director Ebert, Finance Director Mahoney, Service Director Galli,  
Operations Manager Landers, Police Lieutenant John Kirchner, Fire Chief Lyons,  
Chief Building Official Cheatham

Mr. Koomar called the Special Meeting of Council to order at 8:35 p.m. in the Council Chambers with the Pledge of Allegiance led by Ward 1 Councilman-at-large Dwight Clark.

Following the roll call, Mr. Koomar called for a reading of the Minutes of the Regular Meeting of Council held June 3, 2013. Mr. Young MOVED to dispense with the reading and accept the minutes as prepared and distributed. Motion carried 7-0.

## ANNOUNCEMENTS

**Law Director Ebert** advised that Mayor Sutherland was in Columbus all of today testifying in committee on the Municipal Income Tax issue.

Mr. Ebert announced the retirement of Police Chief David Wright, effective June 23, 2013.

## AUDIENCE

The following were present: Jerrie Barnett, Sue Fink, Jeff Gallatin, Bruce Geiselman, Marty Mace, Dick Majewski, Tom Henderson, Sally Irwin Price, Walt Halun

**Mr. Young** introduced **ORDINANCE NO. 13-43** FIXING THE SALARY OF THE MAYOR OF THE CITY OF BAY VILLAGE, REPEALING ORDINANCE 11-87, AND DECLARING AN EMERGENCY, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-43.

Roll Call on Suspension of Charter Rules:

Yeas- Clark, Koomar, Lee, Lieske, Miller, Tadych, Young

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Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Clark, Koomar, Lee, Lieske, Miller, Tadych, Young

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Clark, Koomar, Lee, Lieske, Miller, Tadych, Young

Nays -None

Roll Call on Adoption:

Yeas–Clark, Koomar, Lee, Miller, Tadych, Young

Nays–Lieske

Mr. Koomar announced adoption of **Ordinance No. 13-43** an emergency measure, by a vote of 6-1.

**Mr. Young** introduced **ORDINANCE NO. 13-44, amending by reading to remove compensation for the President of Council for the years 2016 and 2017, and changing the compensation amount for years 2014 and 2015 to \$9,410.00, FIXING THE SALARY OF THE PRESIDENT OF COUNCIL AND MEMBERS OF COUNCIL AND REPEALING ORDINANCE 11-87, AND DECLARING AN EMERGENCY, and moved for adoption.**

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-44.

Roll Call on Suspension of Charter Rules:

Yeas- Koomar, Lee, Lieske, Miller, Tadych, Young, Clark

Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Koomar, Lee, Lieske, Miller, Tadych, Young, Clark

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Koomar, Lee, Lieske, Miller, Tadych, Young, Clark

Nays -None

Roll Call on Adoption:

Yeas–Koomar, Lee, Miller, Young, Clark

Nays–Lieske, Tadych

Mr. Koomar announced adoption of **Ordinance No. 13-44** an emergency measure, by a vote of 5-2.

**Mr. Young** introduced **ORDINANCE NO. 13-45 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE MCGOWAN INSURANCE AGENCY AS AGENTS OF ONEBEACON INSURANCE GROUP AND AMERICAN ALTERNATIVE INSURANCE COMPANY FOR PUBLIC OFFICIALS' LIABILITY, LAW ENFORCEMENT PROFESSIONAL AND FIREFIGHTERS' PROFESSIONAL LIABILITY, GENERAL LIABILITY, AUTOMOBILE PHYSICAL DAMAGE AND LIABILITY, PROPERTY AND EQUIPMENT, BOILER AND MACHINERY AND CRIME COVERAGE, AND UMBRELLA**

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INSURANCE, AND DECLARING AN EMERGENCY, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-45.

Roll Call on Suspension of Charter Rules:

Yeas- Lee, Lieske, Miller, Tadych, Young, Clark, Koomar  
Nays-None

Roll Call on Suspension of Council Rules:

Yeas – Lee, Lieske, Miller, Tadych, Young, Clark, Koomar  
Nays–None

Roll Call on Use of the Emergency Clause:

Yeas – Lee, Lieske, Miller, Tadych, Young, Clark, Koomar  
Nays -None

Roll Call on Adoption:

Yeas– Lee, Lieske, Miller, Tadych, Young, Clark, Koomar  
Nays–None.

Mr. Koomar announced adoption of **Ordinance No. 13-45** an emergency measure, by a vote of 7-0.

Item No. 9 on this evening's agenda was postponed until a future meeting when the funds of the Raleigh Bicycle Company grant award are received.

**Motion** by **Lee** to grant an extension of 60 days, from August 1 to October 1, 2013, to the Planning Commission for review of Phase 2 Expansion Plans of St. Raphael's Catholic Church. **Motion carried 7-0.**

**Motion** by **Lee** to grant an extension of 90 days, from June 29 to September 27, 2013, to the Planning Commission for review of Robert Gulla's application for proposed restaurant at 27115 East Oviatt Road. **Motion carried 7-0.**

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Young **MOVED** to adjourn to Executive Session regarding personnel (Police Department transition due to personnel changes), labor contracts, (Police, Fire, Service, Admin.) and litigation (Ohio Citizens Action Group, Inglefield) at 8:45 p.m. (The motion listed on the agenda was amended to exclude the SAFEbuilt lease as an item for discussion this evening.)

Roll Call Vote: Yeas-Lieske, Miller, Tadych, Young, Clark, Koomar, Lee. Nays- None. Motion passed 7-0.

Before convening to Executive Session, the Committee Session was reconvened.

There being no further business to discuss, the meeting adjourned at 8:45 p.m.

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Paul Koomar, President of Council

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Joan Kemper, Clerk of Council