

City of Bay Village

Council Minutes, Special Meeting
Council Chambers 8:29 p.m.

February 24, 2014

Paul A. Koomar, President of Council, Presiding

Present: Clark, Henderson, Koomar, Lee, Lieske, Vincent, Mayor Sutherland

Absent: Mr. Tadych

Also Present: Law Director Ebert, Finance Director Mahoney, Service Director Thomas, Community Services Director Bock, Fire Chief Lyons, Recreation Director Enovitch, Operations Manager Landers.

AUDIENCE:

The following audience members signed in this evening: Dick Majewski, Doug and Gary Borchert, Kevin Krol, Russell Thompson, Denny and Tara Wendell, Barry Ward, Conda Boyd, Marty Mace, Bob Dorin, Ernie Minichello

President of Council Koomar called the meeting to order at 8:29 p.m. with a roll call and Pledge of Allegiance led by Tom Henderson, Councilman of Ward 4.

ANNOUNCEMENTS

Mayor Sutherland announced the following appointments:

Appointment of Dr. Dennis Lekan to the Civil Service Commission to complete the unexpired term of Joseph O'Connor, ending January 24, 2016.

Appointment of Kevin Krol to the Architectural Board of Review for a three-year term expiring February 24, 2017.

Mr. Koomar called for a reading of the Minutes of the Regular Meeting of Council held February 3, 2014. It was **MOVED** by **Mr. Clark** to approve the minutes of February 3, 2014 as prepared and distributed. Motion carried 6-0.

Motion by **Clark** to confirm the appointment of Dr. Dennis Lekan to the Civil Service Commission to complete the unexpired term of Joseph O'Connor, ending January 24, 2016.

Motion passed 6-0.

Motion by **Vincent** to confirm the appointment of Kevin Krol to the Architectural Board of Review for a three year term expiring February 24, 2017.

Motion passed 6-0.

Mr. Henderson introduced and read **Resolution No. 14-09** authorizing the participation in the Keystone Purchasing Network for cooperative purchasing and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Resolution No. 14-09.

Roll Call on Suspension of Charter Rules:

Yeas- Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays -None

Roll Call on Adoption:

Yeas–Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays–None.

Mr. Koomar announced adoption of Resolution No. 14-09, an emergency measure, by a vote of 6-0.

Mr. Henderson read Resolution No. 14-10 authorizing the purchase of lighting for Hartman Field under the Keystone Purchasing Network Contract for cooperative purchasing and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Resolution No. 14-10.

Roll Call on Suspension of Charter Rules:

Yeas- Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays -None

Roll Call on Adoption:

Yeas–Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays–None.

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Mr. Koomar announced adoption of Resolution No. 14-10, an emergency measure, by a vote of 6-0.

Mr. Lee read **Ordinance 14-04** amending Codified Ordinance Section 115.08 regarding Notice of Public Hearing This ordinance will change the requirement for posting Notice of Public Hearing in five places within the city to the three places where ordinances and resolutions are posted.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-04.

Roll Call on Suspension of Charter Rules:

Yeas- Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays -None

Roll Call on Adoption:

Yeas–Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-04 by a vote of 6-0.

Mr. Clark read **Ordinance No. 14-05** amending Codified Ordinance Subsection 753.01 (a) regarding Video Service Provider Fees, 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. 14-05.

Roll Call on Suspension of Charter Rules:

Yeas- Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays -None

Roll Call on Adoption:

Yeas–Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays–None.

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Mr. Koomar announced adoption of Ordinance No. 14-05, an emergency measure, by a vote of 6-0.

Mr. Clark read **Ordinance No. 14-06** amending Section 1 of Ordinance 13-95 regarding rates of compensation for the officers and employees of the General Administration Department, and those employees of the City not covered by separate labor contract, for the Calendar Year 2014 and thereafter, 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. 14-06.

Roll Call on Suspension of Charter Rules:

Yeas- Lieske, Vincent, Clark, Henderson, Koomar, Lee
Nays-None

Roll Call on Suspension of Council Rules:

Yeas –Lieske, Vincent, Clark, Henderson, Koomar, Lee
Nays–None

Roll Call on Use of the Emergency Clause:

Yeas –Lieske, Vincent, Clark, Henderson, Koomar, Lee
Nays -None

Roll Call on Adoption:

Yeas–Lieske, Vincent, Clark, Henderson, Koomar, Lee
Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-06, an emergency measure, by a vote of 6-0.

Mr. Clark read **Ordinance No. 14-08 (Second Reading, as amended)** amending Codified Ordinance Section 151 regarding Employment Provisions.

Mr. Koomar announced that Ordinance No. 14-08, as amended, is placed on second reading.

Mrs. Lieske read **Ordinance No. 13-131** amending Codified Ordinance Chapter 1322 regarding Residential Code of Ohio for One-, Two- and Three-Family Dwellings (Second Reading) (First Reading December 16, 2013)

Mr. Koomar announced that Ordinance No. 13-131 is placed on Second Reading.

Mrs. Lieske read **Ordinance 13-98** enacting new Codified Ordinance Chapter 1150 regarding Foundation Facing (Amended) (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-98.

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Roll Call on Adoption:

Yeas–Vincent, Clark, Henderson, Koomar, Lee, Lieske

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-98 by a vote of 6-0.

Mrs. Lieske read Ordinance 13-99 amending Chapter 1149 regarding Accessory Use or Structure, Residence Districts (Amended) (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-99.

Roll Call on Adoption:

Yeas–Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-99 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-100** amending Codified Ordinance Subsection 1303.06 (a) regarding Posted Notice Of Application; Complaints; Board Hearing (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-100.

Roll Call on Adoption:

Yeas–Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-100 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-101** Amending Codified Ordinance Section 1305.02 regarding Permit and Inspection Fees, and declaring an emergency (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-101.

Roll Call on Emergency Clause:

Yeas – Koomar, Lee, Lieske, Vincent, Clark, Henderson

Roll Call on Adoption:

Yeas–Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-101, and emergency measure, by a vote

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of 6-0.

Mrs. Lieske read **Ordinance 13-102** amending Codified Ordinance Chapter 1307 regarding Plan Review Fees, and declaring an emergency (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-102.

Roll Call on Emergency Clause:

Yeas –Lee, Lieske, Vincent, Clark, Henderson, Koomar

Roll Call on Adoption:

Yeas–Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-102, an emergency measure, by a vote

Mrs. Lieske read **Ordinance 13-103** repealing Codified Ordinance Chapter 1321 regarding Adoption of Regional Dwelling House Code (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-103.

Roll Call on Adoption:

Yeas– Lieske, Vincent, Clark, Henderson, Koomar, Lee

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-103 by a vote of 6-0.

Mrs. Lieske read Ordinance **13-104** amending Codified Ordinance Chapter 1331 regarding the Ohio Building Code (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-104.

Roll Call on Adoption:

Yeas–Vincent, Clark, Henderson, Koomar, Lee, Lieske

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-104 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-105** repealing Codified Ordinance Chapter 1333 regarding adoption of Regional Building Code (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

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There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-105.

Roll Call on Adoption:

Yeas—Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-105 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-107** amending Codified Ordinance Section 1344.04 regarding Basic Standards for Residential and Commercial Building (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-107.

Roll Call on Adoption:

Yeas—Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-107 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-108** amending C.O. Section 1303.02 regarding Applications for Permits (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-108.

Roll Call on Emergency Clause:

Yeas – Koomar, Lee, Lieske, Vincent, Clark, Henderson

Roll Call on Adoption:

Yeas—Koomar, Lee, Lieske, Vincent, Clark, Henderson

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-108, and emergency measure, by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-109** amending Codified Ordinance 1303.04(a) regarding Conditions for the Issuance of Permits (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-109

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Roll Call on Adoption:

Yeas—Lee, Lieske, Vincent, Clark, Henderson, Koomar
Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-109 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-110** amending Codified Ordinance Subsection 1304.01(h) regarding Final Inspection (First Reading December 2, 2013) (Second Reading December 16, 2013) and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-110.

Roll Call on Adoption:

Yeas—Lieske, Vincent, Clark, Henderson, Koomar, Lee
Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-110 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-111** amending Codified Ordinance Section 1304.03 regarding Inspection Check List (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-111

Roll Call on Adoption:

Yeas—Vincent, Clark, Henderson, Koomar, Lee, Lieske
Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-111 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-112** amending Codified Ordinance Section 1310.05 regarding Bond (First Reading December 2, 2013) (Second Reading December 16, 2013) and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-112.

Roll Call on Adoption:

Yeas—Clark, Henderson, Koomar, Lee, Lieske, Vincent
Nays—None.

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Mr. Koomar announced adoption of Ordinance No. 13-112 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-113** amending Codified Ordinance Subsection 1341.04(e) regarding Rules during Work (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-113.

Roll Call on Adoption:

Yeas—Henderson, Koomar, Lee, Lieske, Vincent, Clark

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-113 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-114** amending Codified Ordinance Section 1344.08 regarding Conflict (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-114.

Roll Call on Adoption:

Yeas—Koomar, Lee, Lieske, Vincent, Clark, Henderson.

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-114 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-115** amending Codified Ordinance Subsection 1355.03(b) (1) regarding Permit Application Fee (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-115.

Roll Call on Adoption:

Yeas—Lee, Lieske, Vincent, Clark, Henderson, Koomar

Nays—None.

Mr. Koomar announced adoption of Ordinance No. 13-115 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-116** amending Codified Ordinance Subsection 1355.07(f) regarding Duties of Permittee (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

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There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-116.

Roll Call on Adoption:

Yeas– Lieske Vincent, Clark, Henderson, Koomar, Lee

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-116 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-117** amending Codified Ordinance Section 1365.10 regarding Housing License Issuance (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-117.

Roll Call on Adoption:

Yeas–Vincent, Clark, Henderson, Koomar, Lee, Lieske

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-117 by a vote of 6-0.

Mrs. Lieske read **Ordinance 13-118** amending the reference of Building Code to Building “Standards” in Chapter 1300-Codified Ordinances of the City of Bay Village (First Reading December 2, 2013) (Second Reading December 16, 2013), and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 13-118.

Roll Call on Adoption:

Yeas–Clark, Henderson, Koomar, Lee, Lieske, Vincent

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 13-118 by a vote of 6-0.

There being no further business to discuss, the meeting adjourned at 8:55 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council