

CITY OF BAY VILLAGE

Council Minutes, Regular Meeting
Council Chambers 8:20 p.m.

June 2, 2014

Paul A. Koomar, President of Council, presiding

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

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

Mr. Koomar called the meeting to order at 8:20 p.m. in the Council Chambers of Bay Village City Hall, with the Pledge of Allegiance led by Ward 3 Councilwoman Karen Lieske.

Following the roll call, Mr. Koomar called for a reading of the Minutes of the Regular Meeting of Council held May 19, 2014. Mr. Clark **MOVED** to dispense with the reading and accept the minutes as prepared and amended. Motion carried 6-0, and one abstention (Mr. Clark). Mr. Koomar called for a reading of the Minutes of the Meeting of the Cahoon Memorial Park Trustees held May 19, 2014. Mr. Clark **MOVED** to dispense with the reading and accept the minutes as prepared and distributed. Motion carried 7-0, and one abstention (Mr. Clark).

ANNOUNCEMENTS

Mayor Sutherland gave a shout-out to the Bay Village Safety Forces for their response and bravery Saturday night, May 31, 2014 when there was an unfortunate incident at Huntington Beach. A 17 year-old girl got in trouble with the 7 ft. waves, 55 degree water, and rip tide. There were several people who tried to help her, one of whom lost his life in the process. The 17 year-old was eventually saved by Bay Village Firefighters Guy Snodgrass and Jason Goodwin. The Mayor thanked everyone involved, stating that it was a great example of very quick mobilization and collaboration between 11 agencies, including the Coast Guard, MetParks divers, and surrounding communities. The gentleman who succumbed to the rip tides is also the brother of a North Olmsted firefighter. They all happened to be there celebrating a birthday. Mayor Sutherland stated it was a good job, a tough situation, and Bay Village forces were wonderful, professional, and sensitive as usual.

Mr. Koomar stated that he concurred with the Mayor's comments. Fire Chief Lyons and Mr. Koomar talked earlier and Mr. Koomar noted that the training comes into play and they reacted accordingly. It is unfortunate that a life was lost. Mr. Koomar called for a moment of silence for the rescuer from Medina who lost his life.

Mr. Henderson advised that there is discussion on-line on this topic regarding people trying to organize a vigil. He asked if there is protocol to help organize, and wanted to make the Mayor aware of this effort.

Mayor Sutherland stated that her assistant informed her today that today is “National Get Out of Work Early Day.”

REPORTS

Mayor Sutherland had no further report this evening.

Law Director Ebert had no report this evening.

Finance Director Mahoney had no report this evening.

Recreation Director Enovitch reported that the Hartman Field Lighting Project is complete; the lights are up and running. The first night game was held on Thursday evening, May 29, played by the Men’s Softball Team. Mr. Enovitch encouraged everyone to check out the action at the lighted Hartman Field this summer. The project for refurbishment of the slides and painting of the features of the pool is also complete. The slides are bright blue and very slick! The swimming pool opened today with abbreviated hours (3 p.m. to 7 p.m.) until Friday, June 6.

Service Director Thomas advised that the Osborn Road Paving Project will begin June 11, 2014. Flyers will be sent to all homeowners, and signs will be posted. Traffic will be maintained and the road will be kept open for traffic.

Two public meetings will be held the week of June 9 for city projects:

Russell/Bruce/Douglas Sewer Dye Testing Project - June 11, 2014 at 7 p.m. at the City Hall Council Chambers; Information for Property Owners.

Sunset Neighborhood Improvements - June 12, 2014 at 7 p.m. at the City Hall Council Chambers.

Community Services Director Bock had no report this evening.

Police Chief Spaetzel thanked Subway and Dairy Queen for partnering with the Police Department in a program to “catch” kids wearing their bicycle helmets. The kids are given free coupons for a cookie and a small cone for wearing their helmets as a way to encourage bicycle safety. The program has been a huge success.

Chief Spaetzel echoed the heroic work of Firefighters Snodgrass and Goodwin, noting that they put their lives on the line to save the girl at Huntington Beach.

Fire Chief Lyons thanked Mayor Sutherland, President of Council Koomar, and Police Chief Spaetzel for their very kind words. He stated that he is very proud of the Bay Village Firefighters. They have done a good job of demonstrating to people that they should wait for the responders because they are trained to deal with the conditions of the waters. Ironically, they do have a Rescue Swimmers’ Course the week of June 23, 2014, to handle these situations.

Chief Lyons reminded everyone of the Fire Department Open House on Saturday, June 14, from 12 Noon to 3 p.m.

COMMUNICATIONS

The Clerk of Council reported receiving the following communications:

Norfolk and Southern Train Report No. 188 advising that an average of 1.3 trains per day travelled through the City of Bay Village during the month of April, 2014.

Through former Councilman Wayne Reese, Father Tim Gareau of St. Raphael's Catholic Church is reminding everyone of the Groundbreaking of the New Church to be held Sunday, June 8 at 2 p.m., with a special invitation to city officials to attend.

Registration for Project Pedal has been extended to June 10, 2014. The event will be held on Saturday, June 14, with bike rides, activities and entertainment for all age groups, and will benefit the Village Project where applications are available either in person, at 27378 W. Oviatt, or on line, our villageproject.com.

The reopening of the Lake Erie Nature and Science Center Planetarium will be held on Saturday, June 14, from 11:30 a.m. to 11:30 p.m. with awesome demonstrations, events, crafts, and presentations.

AUDIENCE

The following audience members signed in this evening: Suzanne Graham, Kent Silverberg, Greg Schwert Russell Thompson, Tara Wendell, Conda Boyd, Jerrie Barnett, Mike O'Boyle, Lydia DeGeorge.

Mr. Greg Schwert, Cahoon Road, stated that there is a rumor that after the Cahoon Road Sewer Project is done there will be another water project. He asked if this is true or false. He was informed that it is false.

Mr. Schwert advised that there is a very important bicentennial coming up in our country this year. The National Anthem of the United States came about in September of 1814 during the war of 1812. This is a bicentennial that should be honored in some way or another. We heard it also on Memorial Day at the parade when the minister encouraged patriotism. Those who can remember our country's bicentennial in 1976 will recall all of the special events in conjunction with that celebration. It is hoped that something could be done in Bay Village for the bicentennial of the National Anthem.

Chief Lyons volunteered incorporating a ceremony with the National Anthem at the Fire Station Open House on Saturday, June 14, 2014, which is also Flag Day.

Conda Boyd asked if anything is going to be done to celebrate the fact that the Council Chambers portion of the City Hall building is 100 years old this year.

Mr. Koomar stated that there has been discussion about plans to mark the 100th anniversary of the Bay Village Council Chambers, and potentially during Bay Days or some other appropriate time it would be nice to have the Council Chambers open with Council representation during certain hours. This will be discussed further at the next Committee session of Council. On June 9, 2014.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Mr. Lee had no report this evening.

FINANCE AND CLAIMS COMMITTEE

Mr. Clark read **RESOLUTION NO. 14-52** (third reading) ADOPTING A BUDGET FOR THE CITY OF BAY VILLAGE FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2015, SUBMITTING SAME TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Resolution No. 14-52.

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption Resolution No. 14-52, an emergency measure, by a vote of 7-0.

Mr. Clark introduced **Ordinance No. 14-65** authorizing the Mayor to enter into an agreement with the McGowan Insurance Agency as agents of One Beacon 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 Insurance, and declaring an emergency.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-65.

Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Roll Call on Use of the Emergency Clause:

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

Roll Call on Adoption:

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

Mr. Koomar announced adoption Ordinance No. 14-65, an emergency measure, by a vote of 7-0.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE

Mr. Tadych announced that the Public Improvements, Streets, Sewers, Drainage Committee will have a committee meeting on Monday, June 9, 2014 at 5:45 p.m., prior to the Finance Committee Meeting

Mr. Tadych read, by title only, **Ordinance No. 14-60** amending Codified Ordinance Chapter 913 Regarding Connections to Sewers and declaring an emergency.

Ordinance No. 14-60 is placed on Second Reading.

Mr. Tadych read, by title only, **Ordinance No. 14-61** amending Codified Ordinance 912.03 Regarding Limitations of Connection and declaring an emergency.

Ordinance No. 14-61 is placed on Second Reading.

Mr. Tadych read, by title only, amending by reading to show the correct rates for sewer rental passed for 2014, **Ordinance No. 14-62** amending Codified Ordinance Chapter 921 Regarding Sewer Rental and declaring an emergency.

Ordinance No. 14-62 is placed on Second Reading, as amended.

Mr. Tadych read, by title only, **Ordinance No. 14-63** amending Codified Ordinance 901 Regarding Streets and Sidewalks, and declaring an emergency.

Ordinance No. 14-63 is placed on Second Reading.

Mr. Tadych read, by title only, amended by reading regarding the \$250 deposit for sewer service on private property, **Ordinance No. 14-64** amending Codified Ordinance Section 1305.02 Regarding Permit and Inspection Fees, and declaring an emergency.

Ordinance No. 14-64 is placed on Second Reading, as amended.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Mrs. Lieske had no report this evening.

RECREATION AND PARK IMPROVEMENTS COMMITTEE

Mr. Henderson had no report this evening.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Vincent had no report this evening.

MISCELLANEOUS

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Clark **MOVED** to convene to Executive Session to discuss Contracts: (Tennis Courts, Compost Agreement, Normandy Easement, Paving Contracts) Building Maintenance: Codified Ordinance Chapter 533, and Potential Litigation: Codified Ordinance Section 549.12.

Roll Call Vote: Yeas- Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent. 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 9:46 p.m. Present were: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 9:50 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council