

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:25 p.m.

June 9, 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, Community Services Director Bock, Fire Chief Lyons, Recreation Director Enovitch, Operations Manager Landers.

President of Council Koomar called the meeting to order at 8:15 p.m. with a roll call and Pledge of Allegiance led by Councilman Thomas Henderson, Ward 4.

## ANNOUNCEMENTS

**Mayor Sutherland** did a shout-out to the Service Department in response to a compliment received from a lady on Lake Road who had a full wheel barrel and two of the Service Department men got out of their trucks and gave her assistance.

## AUDIENCE

The following audience members signed in this evening: Denny Wendell, Marty Mace, Russell Thompson, Jeff Gallatin, Leise Nainiger.

**Motion** by **Clark** to approve the minutes of the Regular Meeting of Council held June 2, 2014 as prepared and distributed.

**Motion passed 7-0.**

**Motion** by **Clark** acknowledging receipt of City of Bay Village May, 2014 Financial Reports.

**Motion passed 7-0.**

**Ordinance No. 14-66** was introduced and read by Mr. Lee Amending Codified Ordinance Section 129.02 regarding Division of Police; Members, 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. 14-66.

Roll Call on Suspension of Charter Rules:

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

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Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

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 of Ordinance No. 14-66, an emergency measure, by a vote of 7-0.

**Mr. Lee** introduced and read **Resolution No. 14-67** Authorizing the Mayor to enter into an amendment to the Urban County Cooperation Agreement with Cuyahoga County to receive Community Development Block Grant Funds from the United States Department of Housing and Urban Development, 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. 14-67.

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 of Resolution No. 14-67, an emergency measure, by a vote of 7-0.

**Mr. Clark** introduced and read **Ordinance No. 14-68** to Amend Appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year 2014, as previously appropriated in Temporary Appropriations 13-119 and 14-01, and Annual Appropriations 14-02, 14-18, and 14-51, 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. 14-68.

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Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-68, an emergency measure, by a vote of 7-0.

**Mr. Clark** introduced and read **Ordinance No. 14-69** authorizing the Mayor to execute Change Order No. 1 for CT Consultants for the Cahoon Creek Aerial Sewer Replacement Project, 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. 14-69.

Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-69, an emergency measure, by a vote of 7-0.

**Mr. Clark** read and introduced **Ordinance No. 14-70** Authorizing the Mayor to execute Change Order No. 2 for CT Consultants, Inc. for the Bradley/Naigle Intersection and Widening Improvements Project, 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. 14-70.

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Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-70, an emergency measure, by a vote of 7-0.

**Mr. Clark** read and introduced **Ordinance 14-71** authorizing Change Order No. 1 for Trax Construction Company, Inc. for the Cahoon Road Sanitary Sewer Replacement Project, 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. 14-71.

Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-71, an emergency measure, by a vote of 7-0.

**Mr. Clark** introduced and read **Ordinance No. 14-72** Authorizing the Mayor to execute Change Order No. 1 for Karvo Paving Company for the 2013 Lake Road (US-6) Resurfacing Project, 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. 14-72.

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Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-72, an emergency measure, by a vote of 7-0.

**Mr. Tadych** read **Ordinance No. 14-60**, Amending Codified Ordinance Chapter 913 Regarding Connections to Sewers **amending by reading Chapter 913.05, Tap-in Fees, (a) Residential which shall be read as \$1,500 per dwelling unit, and (c) Office Building, less than 2000 square feet, \$1,500, each additional square foot 25 cents**, declaring an emergency, and moved for adoption. (First Reading 5-19-14 Amended by Reading) (Second Reading 6-2-14).

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-60, as amended.

Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays–None

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 of Ordinance No. 14-60, as amended, an emergency measure, by a vote of 7-0.

**Mr. Tadych** read by title only. **Ordinance No. 14-61** Amending Codified Ordinance 912.03 Regarding Limitations of Connection and declaring an emergency, and moved for adoption. (First Reading 5-19-14) (Second Reading 6-2-14).

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt

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Ordinance No. 14-61.

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 of Ordinance No. 14-61, an emergency measure, by a vote of 7-0.

**Mr. Tadych** read by title only **Ordinance No. 14-62** Amending Codified Ordinance Chapter 921 Regarding Sewer Rental and declaring an emergency, and moved for adoption. (First Reading 5-19-14) (Second Reading 6-2-14).

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-62.

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-62, an emergency measure, by a vote of 7-0.

**Mr. Tadych** read by title only **Ordinance No. 14-63** Amending Codified Ordinance 901 Regarding Streets and Sidewalks, and declaring an emergency, and moved for adoption.(First Reading 5-19-14) (Second Reading 6-2-14).

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-63.

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-63, an emergency measure, by a vote of 7-0.

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**Mr. Tadych** read by title only **Ordinance No. 14-64** Amending Codified Ordinance Section 1305.02 Regarding Permit and Inspection Fees, and declaring an emergency, and moved for adoption. (First Reading 5-19-14) (Second Reading 6-2-14).

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-64.

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-64, an emergency measure, by a vote of 7-0.

**Item No. 18** was removed from this evening's agenda.

**Motion** by **Lieske** to grant extension of 60 days to the Planning Commission, from September 5, 2014 to November 4, 2014, to review plans submitted by Bradley Center Limited for the Crestview Drive Subdivision.

**Motion passed 7-0.**

**Motion** by **Clark** to recess regular meetings of Council for the months of July and August in accordance with Section 2.10 of the Bay Village City Charter subject to special meetings being called as necessary.

**Motion passed 7-0.**

Mr. Koomar issued a reminder that there will not be a Council meeting on Monday, June 16, 2014. A Special Council meeting will be held on Monday, June 30, 2014 to allow any of the Directors a last minute chance to conclude their Council activities before summer recess.

There being no further business to discuss, the meeting adjourned at 8:52 p.m.

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Paul A. Koomar, President of Council

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Joan Kemper, Clerk of Council