

**Agenda, Bay Village City Council**  
Regular Meeting, Council Chambers

**October 6, 2014**

8:00 p.m.

Caucus in Conference Room 7:30 p.m.

Public Welcome

Representative of Northeast Ohio Public

Energy Council (NOPEC) will address

Council regarding natural gas aggregation.

Paul A. Koomar, President of Council, Presiding  
Pledge of Allegiance/ Councilman-at-large Dwight Clark

Roll Call

Reading of Minutes – Special Meeting of Council – September 29, 2014

Cahoon Memorial Park Trustees – September 29, 2014

## **ANNOUNCEMENTS**

**Mayor Sutherland** – Administer Oath of Office to newly appointed Police Officers Gregory Engel and Ian Moore

## **REPORTS**

Mayor Sutherland

Director of Law Ebert

Director of Finance Mahoney

Director of Recreation Enovitch

Director of Public Service Thomas

Director of Community Services Selig

Police Chief Spaetzel

Fire Chief Lyons

## **COMMUNICATIONS**

## **AUDIENCE**

## **COMMITTEE OF THE WHOLE**

### **ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE – Mr. Lee**

**Ordinance** to provide participation in the Heritage Home Loan Program. (First Reading)

### **FINANCE AND CLAIMS- Mr. Clark**

**Ordinance** amending Section 1 of Ordinance 14-84 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. (Property Maintenance Inspector) (First Reading)

**Ordinance** approving the editing and inclusion of certain Ordinances as parts of the various component codes of the Codified Ordinances of the City of Bay Village, Ohio, to approve, adopt and enact new matter in the Traffic, General Offenses and Fire Codes and declaring an emergency.

Agenda  
Regular Meeting of Council  
October 6, 2014

**PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE-Mr. Tadych**

**PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE – Mrs. Lieske**

**Ordinance** extending the Moratorium on the development under Chapters 1158 and 1158(B) Attached Residences in the City of Bay Village, and declaring an emergency

**RECREATION AND PARK IMPROVEMENTS COMMITTEE – Mr. Henderson**

**SERVICES, UTILITIES & EQUIPMENT COMMITTEE – Mr. Vincent**

**MISCELLANEOUS**

**CAHOON MEMORIAL PARK TRUSTEES**

Procedure

Section 2.14 - Effective Date  
C.O. 111.10 - Council Rules for Legislation

Roll call on suspension of Charter Rules:

Every ordinance or resolution shall be read on three different days unless two-thirds (2/3) of the total number of Council members provided for in this Charter dispense with the rules.

Roll call on suspension of Council Rules:

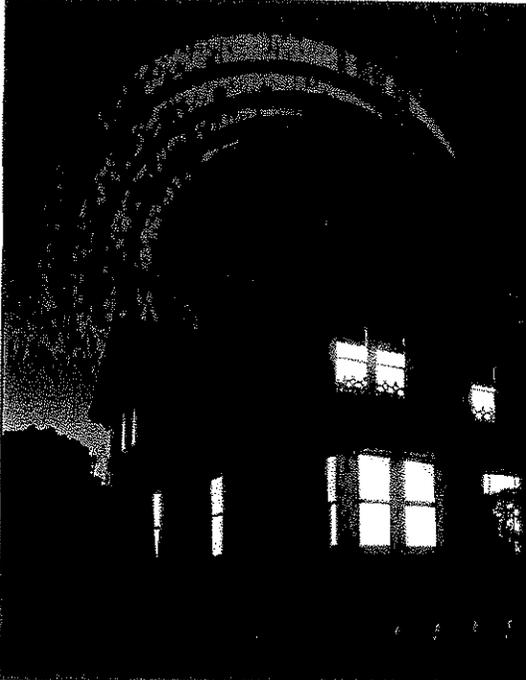
No ordinance or resolution shall be passed unless a written copy thereof is before the Council ...at least 24 hours before any meeting of Council at which action...is contemplated.

Roll call on inclusion of the emergency clause:

All ordinances and resolutions shall become effective forty (40) days after their passage by Council unless a later effective date is set forth or an earlier date is established. Resolutions to initiate any public improvement shall become effective immediately upon their passage and approval by the Mayor.

It is required that two-thirds (2/3) of the total number of Council members provided for by this Charter vote affirmatively to enact with the emergency provisions. This clause allows legislation to become effective immediately upon passage and approval by the Mayor.

**NOTE: Regular and Special Meetings of Council are scheduled for 8:00 p.m. However, Council generally meets informally at 7:30 p.m. prior to a Regular or Special meeting, and said portion, usually held in the conference room, is open to the public.**



**Bay Village  
Natural Gas  
Aggregation  
Program**  
8/28/14

CHARLES RAMER  
SENIOR RELATIONSHIP  
MANAGER  
PH: (440) 249-4195



**NORTHEAST OHO PUBLIC ENERGY COUNCIL**

- Non-profit government aggregation composed of 134 members that serve 180+ communities in 10 counties.
- Largest public retail energy aggregation in the US.
  - 750,000+ customers: \$1/2 Billion/yr. electric/natural gas
- Formed as a Council of Governments
  - our owners are our communities and their residents
  - each community selects one General Assembly member for annual meeting



## ABOUT NOPEC

- Board of Directors from each of 10 Counties

Cuyahoga County  
Board Member  
The Honorable  
Georgine Welo  
Mayor South Euclid



## CUYAHOGA COUNTY MEMBERS

- |                   |                    |                      |
|-------------------|--------------------|----------------------|
| Beachwood         | Garfield Heights   | Oakwood              |
| Bedford           | Glenwillow         | Olmsted Falls        |
| Bedford Heights   | Highland Heights   | Olmsted Twp.         |
| Bentleyville      | Hunting Valley     | Orange               |
| Berea             | Independence       | Parma                |
| Bratenahl         | Lakewood           | Parma Heights        |
| Brecksville       | Linndale           | Pepper Pike          |
| Broadview Heights | Lyndhurst          | Rocky River          |
| Brook Park        | Maple Heights      | Seven Hills          |
| Brooklyn          | Mayfield Village   | Shaker Heights       |
| Brooklyn Heights  | Middleburg Heights | Solon                |
| Chagrin Falls     | Moreland Hills     | South Euclid         |
| Cleveland         | Newburgh Heights   | Strongsville         |
| Cuyahoga Heights  | North Olmsted      | University Heights   |
| East Cleveland    | North Randall      | Valley View          |
| Fairview Park     | North Royalton     | Walton Hills         |
|                   |                    | Warrensville Heights |



## CUYAHOGA COUNTY (CONT.)

### New Programs:

Woodmere – Sept. 2014 Natural Gas and Electric Agg.

### November 2014 Ballot Issues:

Beachwood – Natural Gas Aggregation

Richmond Heights – Natural Gas Aggregation

Gates Mills – Electric and Gas Aggregation

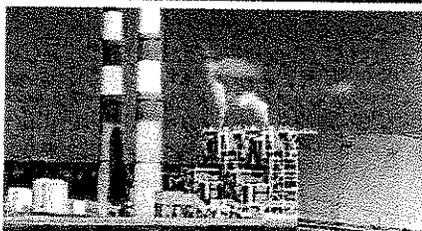
### Under Consideration for May 2015 Ballot:

East Cleveland – Natural Gas Aggregation

Mayfield Heights – Electric and Gas Aggregation

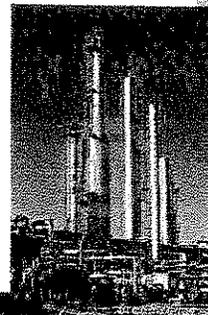


## NOPEC – PROVIDES SUPPLY TO UTILITIES



½ Million Electric Customers

¼ Million Nat. Gas Customers



Discount Electricity to Ohio Edison

Discount Nat. Gas to Columbia



## ABOUT NOPEC (CONT.)

- NOPEC is the largest collective voice for energy consumers in the state.
- NOPEC has skilled experts to complete negotiations on behalf of the entire group
  - Better service, better pricing, consumer protection
- No taxpayer dollars are used to fund NOPEC.
- No cost or membership fees to member communities.



## BENEFITS TO MEMBERSHIP

- NOPEC:
  - No small print, extra charges, gimmicks or scams
  - Safe, reliable, competitive long term pricing
- MyNOPEC website
  - Compare your energy use with friends and neighbors.
  - Reduce your bills through energy-saving tips and rebates.
  - Earn discount coupons and rewards.
  - Shop technologies that allow you to control your energy consumption.



## NATURAL GAS PRICING

**NOPEC Columbia Gas Customers:**

\$0.593/ccf                      Fixed through Oct. 2014

\$0.5188/ccf                      Monthly Variable

NOPEC Variable Price is lower than 51 of 54  
PUCO Apples to Apples rates

Three rates are special 1- 2 month intro offers

PUCO Range: \$0.489 to \$0.899



## NOPEC PROGRAMMING

**NOPEC Goal for residents:**

Create Educated Consumer

Manage energy use and budget

Prevent hidden fees and overcharges

Offer Choices – Fixed/Variable Pricing

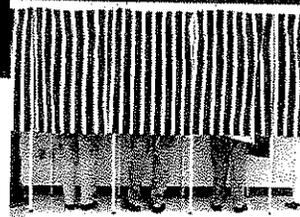
Budget Billing

Safe Reliable Competitive Long Term Pricing



## NEXT STEP

### Gas Aggregation:



- Resolution to put on Ballot  
NOPEC will cover cost of Ballot Issue
- Ballot in May 2015
  - Deadline Feb. 5, 2015 Submittal to Elections Board
- 2 Public Hearings after vote
- Savings to begin Summer 2015



# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:06 p.m.

September 29, 2014

Paul A. Koomar, President of Council, Presiding

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

Not Present: Mr. Clark

Also Present: Law Director Ebert, Finance Director Mahoney, Police Chief Spaetzel, Community Services Director Selig, Recreation Director Enovitch, Operations Manager Landers.

## AUDIENCE

The following audience members signed in this evening: Marty Mace, Jerrie Barnett, Denny Wendell, Lydia DeGeorge, Pam Cottam

President of Council Koomar called the meeting to order at 8:06 p.m. with a roll call and Pledge of Allegiance led by Ward 4 Councilman Tom Henderson.

## ANNOUNCEMENTS

**Mayor Sutherland** introduced Leslie Selig, the new Community Services Director and welcomed her to the City Hall Family. Mr. Koomar welcomed Mrs. Selig.

**Mr. Kevin Jakub, Assistant Principal, Bay Middle School**, addressed the Council, Administration and audience on the program being featured at the Bay Middle School, called "Hidden in Plain Sight." It is an extension of the programs being offered in the City in conjunction with the City, Police Department and Schools.

Mr. Jakub thanked Council President Koomar for the invitation to be present this evening and to have the opportunity as a School System and community to present a very exciting program to the parents of the children of Bay Village. "Hidden in Plain Sight" will be arriving this Wednesday, October 1, 2014 starting at 6:30 p.m. at the Bay High School Auditorium. The presentation has been established through a relationship between the Cities of Copley, Ohio, and Bath, Ohio Police Departments. This traveling presentation is a typical teen-age bedroom, set up on stage, allowing parents to come on stage, look at the bedroom and look for over 150 items of potentially dangerous activity, from substance abuse, underage drinking, sexual activity, eating disorders, and online safety issues that may be experienced by any random, typical teenager that we have walking through our halls each day in our school system. Last year, with the efforts of Council, the Police Department, and the Schools, retired Drug Enforcement Administration (DEA) agent Bob Stutman came in to the City to talk about the growing Heroin problem and

addictive problems that are taking place throughout the nation. "Hidden in Plain Sight" is considered to be a great follow-up to that parent education piece offered last year. The endeavor is to arm the community with information and practical skills they can use on a daily basis to insure the safety of their child and to make sure each day their kids come to the Bay Schools and return home with a great opportunity for success and a healthy life. Mr. Jakub commented that the School System has been very fortunate to develop a tremendous relationship with the Bay Village Police Department, based on the efforts of Police Chief Spaetzel and Detective Kevin Krolkosky. The value and time given to the schools is truly extraordinary. It is not a typical relationship and we can continue to be grateful for their high level involvement and support of the Schools as well as Council's support of programs such as this. The program is free. A donation will be made to the "Hidden in Plain Sight" group sponsored by all of the Parent/Teacher organizations from the PTA Council to the Early Childhood PTA. Having that widespread support throughout the Schools will provide a good turnout this Wednesday evening.

Mr. Koomar noted that after the parents have the opportunity to go on stage and see what a normal teenage student's room looks like, there is some type of video they go through and identify things that, although they look normal and assuming, are indicators of a potential issue.

Mr. Jakub was thanked for presenting this opportunity to the Council and Administration this evening.

**Motion** by **Lee** to approve the minutes of the Regular Meeting of Council held September 15, 2014 as prepared and distributed.

**Motion passed 6-0.**

**Motion** by **Lee** to approve the minutes of the Cahoon Memorial Park Trustees held September 15, 2014 as prepared and distributed.

**Motion passed 6-0 and one abstention by Mayor Sutherland.**

**Mr. Lee** introduced **Resolution No. 14-86** accepting the donation of a Lucas Device from University Hospitals Health System, Inc. for the Bay Village Fire Department, and declaring an emergency.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Resolution No. 14-86.

Roll Call on Suspension of Charter Rules:

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

Nays-None

Roll Call on Suspension of Council Rules:

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

Nays-None

Roll Call on Use of the Emergency Clause:

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

Special Meeting of Council  
June 30, 2014

Nays -None  
Roll Call on Adoption:  
Yeas–Henderson, Koomar, Lee, Lieske, Tadych, Vincent  
Nays–None.

Mr. Koomar announced adoption of Resolution No. 14-86, an emergency measure, by a vote of 6-0.

**Mr. Henderson** introduced **Ordinance No. 14-87** 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, 14-51, 14-68, and 14-79 and declaring an emergency.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-87.

Roll Call on Suspension of Charter Rules:  
Yeas- Koomar, Lee, Lieske, Tadych, Vincent, Henderson  
Nays-None  
Roll Call on Suspension of Council Rules:  
Yeas –Koomar, Lee, Lieske, Tadych, Vincent, Henderson  
Nays–None  
Roll Call on Use of the Emergency Clause:  
Yeas –Koomar, Lee, Lieske, Tadych, Vincent, Henderson  
Nays -None  
Roll Call on Adoption:  
Yeas–Koomar, Lee, Lieske, Tadych, Vincent, Henderson  
Nays–None.

Mr. Koomar announced adoption of Ordinance No. 14-87, an emergency measure, by a vote of 6-0.

**Mr. Tadych** introduced **Ordinance No. 14-88** authorizing the Mayor to execute a Change Order No. 2 for the Karvo Paving Company for the 2013 Lake Road (US 6) Resurfacing Project, and declaring an emergency.

Mr. Koomar noted that the main purpose of this additional work is to level off the catch basins on the portion of Lake Road that was paved recently.

There being no further discussion, Mr. Koomar called for a vote on the motion to adopt Ordinance No. 14-88.

Roll Call on Suspension of Charter Rules:  
Yeas- Lee, Lieske, Tadych, Vincent, Henderson, Koomar  
Nays-None  
Roll Call on Suspension of Council Rules:

Special Meeting of Council  
June 30, 2014

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

Roll Call on Use of the Emergency Clause:

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

Roll Call on Adoption:

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

Mr. Koomar announced adoption of Ordinance No. 14-88, an emergency measure, by a vote of 6-0.

There being no further business to discuss, the meeting adjourned at 8:30 p.m.

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Paul A. Koomar, President of Council

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Joan Kemper, Clerk of Council

## CITY OF BAY VILLAGE

### CAHOON MEMORIAL PARK TRUSTEES

September 29, 2014

President of Council Koomar called the meeting to order at 8:00 p.m. in the Conference Room of Bay Village City Hall.

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

Not Present: Mr. Clark

Also Present: Law Director Ebert, Finance Director Mahoney, Police Chief Spaetzel, Community Services Director Selig, Recreation Director Enovitch, Operations Manager Landers.

### AUDIENCE

The following audience members signed in this evening: Marty Mace, Jerrie Barnett, Denny Wendell, Lydia DeGeorge, Pam Cottam

**Mr. Henderson** reported that the Cahoon Memorial Park Trustees have received a request from Rhonda Schneider, President of the Bay Village Kiwanis, asking for approval for the annual Christmas Tree Sale in Cahoon Memorial Park from Saturday, November 22 through Saturday, December 20, 2014, or until all the trees are gone. **Motion** by Mr. Henderson, to approve the request of the Bay Village Kiwanis for the 2014 Annual Christmas Tree Sale by the Kiwanis Club in Cahoon Memorial Park, from Saturday, November 22 through Saturday, December 20, 2014. **Motion carried 7-0.**

There being no further business to come before the Cahoon Memorial Park Trustees, the meeting adjourned at 8:01 p.m.

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Paul Koomar, President of Council

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Joan Kemper, Clerk of Council

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**  
**AUTHORIZING THE PARTICIPATION IN THE HERITAGE HOME LOAN  
PROGRAM WITH THE CLEVELAND RESTORATION SOCIETY**

**WHEREAS**, the City of Bay Village in partnership with the Cleveland Restoration Society will provide our residents with free technical assistance and an optional low-interest rehabilitation loan to owners of older and historic homes in Bay Village through the Heritage Home Loan Program; and

**WHEREAS**, the City of Bay Village joins other cities in Cuyahoga County that utilize historic preservation as an important city-planning tool, and desires to continue participation in the program;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Bay Village, Ohio:

**SECTION 1.** That this Council authorizes the participation in the Heritage Home Program with Cleveland Restoration Society.

**SECTION 2.** That the Director of Finance is authorized to cover the cost of Cleveland Restoration Society fees which cover administrative costs and monitoring of the projects for one (1) year period beginning January 1, 2015 at a cost not to exceed \$5,800.00.

**SECTION 3.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 4.** That this ordinance will be in full force and take effect at the earliest time permitted by law.

PASSED:

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
CLERK OF COUNCIL

APPROVED:

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MAYOR

9-12-14 II

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**  
**AMENDING SECTION 1 OF ORDINANCE 14-84 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.**

**BE IT ORDAINED** by the Council of the City of Bay Village, Ohio:

**SECTION 1.** That November 1, 2014 the compensation to be paid to the officers and employees of the GENERAL ADMINISTRATION DEPARTMENT and those employees not covered by separate labor contract shall be:

|   | September 15, 2014 and<br>thereafter | November 1, 2014 and<br>thereafter |
|---|--------------------------------------|------------------------------------|
| 1. Director of Finance                        | \$91,555                             | \$91,555                           |
| 2. Assistant Finance Director                 | \$66,385                             | \$66,385                           |
| 3. Accounts Payable<br>Coordinator            | \$17.23 – \$19.73 per hour           | \$17.23 – \$19.73 per hour         |
| 4. Part-time Clerical                         | \$11.45 – \$15.60 per hour           | \$11.45 – \$15.60 per hour         |
| 5. Director of Law                            | \$70,878                             | \$70,878                           |
| 6. Prosecutor                                 | \$33,257                             | \$33,257                           |
| 7. Dir. Public Service &<br>Properties        | \$88,740                             | \$88,740                           |
| 8. General Foreman                            | \$71,985                             | \$71,985                           |
| 9. Supervisor                                 | \$74,005                             | \$74,005                           |
| 10. Sewer Collections<br>Foreman              | \$58,000                             | \$58,000                           |
| 11. Infrastructure Manager                    | \$63,000                             | \$63,000                           |
| <b>12. Property Maintenance<br/>Inspector</b> | <b>0</b>                             | <b>\$58,000</b>                    |
| 13. Projects Coordinator                      | \$30.00 per hour                     | \$30.00 per hour                   |

|                                    |                           |                           |
|------------------------------------|---------------------------|---------------------------|
| 14. Part-time                      | \$7.95 – \$16.88 per hour | \$7.95 – \$16.88 per hour |
| 15. Seasonal                       | \$7.95 – \$16.31 per hour | \$7.95 – \$16.31 per hour |
| 16. Director of Recreation         | \$71,923                  | \$71,923                  |
| 17. Asst. Recreation Director      | \$42,289                  | \$42,289                  |
| 18. Assistant to Mayor             | \$44,617                  | \$44,617                  |
| 19. Clerk of Council               | \$49,225                  | \$49,225                  |
| 20. Fire Chief                     | \$98,886                  | \$98,886                  |
| 21. Police Chief                   | \$98,886                  | \$98,886                  |
| 22. Deputy Police Officer          |                           |                           |
| Start                              | \$22.43 per hour          | \$22.43 per hour          |
| After 2080 hours                   | \$24.93 per hour          | \$24.93 per hour          |
| After 4160 hours                   | \$28.25 per hour          | \$28.25 per hour          |
| After 6240 hours                   | \$32.19 per hour          | \$32.19 per hour          |
| 23. School Guard                   | \$9.61 – \$13.89 per hour | \$9.61 – \$13.89 per hour |
| 24. Jailer/Matron                  | \$13.89 per hour          | \$13.89 per hour          |
| 25. Director of Community Services | \$58,000                  | \$58,000                  |
| 26. Senior Van Driver              | \$8.94 – \$12.30 per hour | \$8.94 – \$12.30 per hour |
| 27. Safety Director                | \$5,000                   | \$5,000                   |

The individual who may serve pro-tem as Secretary to Council or as Secretary to Planning Commission, Board of Zoning Appeals, Recreation Commission, Civil Service Commission, Architectural Board of Review, Tree Commission or Charter Review Committee shall be paid fifty dollars (\$50.00) for the first two hours of attendance and his or her hourly rate thereafter per regular or special meeting attended in lieu of wages.”

**and present Section 1 of Ordinance 14-84 is hereby repealed.**

**SECTION 2.** That it is found and determined that all formal actions concerning and relating to the adoption of this ordinance were adopted in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

**SECTION 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is necessary to provide for compensation in conformance with agreements reached during labor negotiations and to secure adequate personnel for the City's needs, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
CLERK OF COUNCIL

APPROVED:

\_\_\_\_\_  
MAYOR

10-2-14 11

ORDINANCE NO.  
INTRODUCED BY

AN ORDINANCE  
APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS  
OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE  
CITY OF BAY VILLAGE, OHIO, TO APPROVE, ADOPT AND ENACT NEW MATTER IN  
THE TRAFFIC, GENERAL OFFENSES AND FIRE CODES AND DECLARING AN  
EMERGENCY.

WHEREAS, Bay Village Charter Section 2.13 authorizes Council to adopt  
codification ordinances, codifying, revising and rearranging the ordinances or any portion  
thereof; and

WHEREAS, various ordinances of a general and permanent nature have been  
passed which should be included in the Codified Ordinances of the City of Bay Village, Ohio;

WHEREAS, Council wishes to adopt the 2014 Replacement Pages to the Traffic  
and General Offenses Codes to conform and comply with current State law; and

WHEREAS, it has authorized the Walter H. Drane Company to prepare and  
publish such Replacement Pages; and

WHEREAS, publication of the new Replacement Pages has been completed and  
such Replacement Pages are presently before Council for adoption:

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Bay  
Village, Ohio:

SECTION 1. That the editing, arrangement and numbering of the following  
ordinances and parts of ordinances are hereby approved as parts of the various component codes  
of the Codified Ordinances of the City of Bay Village, Ohio, so as to conform to the  
classification and numbering system of the Codified Ordinances, to wit:

| <u>Ord. No.</u> | <u>Date</u> | <u>C.O. Section</u>          |
|-----------------|-------------|------------------------------|
| 13-17           | 12-16-13    | 721.01 to 721.08, 721.99     |
| 13-91           | 10-21-13    | 151.071                      |
| 13-94           | 11-18-13    | 1349.09                      |
| 13-96           | 12-2-13     | 181.36                       |
| 13-97           | 3-3-14      | 1301.01 to 1301.03, 1301.99  |
| 13-98           | 2-24-14     | 1150.01, 1150.02             |
| 13-99           | 2-24-14     | 1149.05                      |
| 13-100          | 2-24-14     | 1303.06                      |
| 13-101          | 2-24-14     | 1305.02                      |
| 13-102          | 2-24-14     | 1307.01, 1307.02,<br>1307.99 |
| 13-103          | 2-24-14     | Repeals Ch. 1321             |
| 13-104          | 2-24-14     | 1331.01 to 1331.08, 1331.99  |
| 13-105          | 2-24-14     | Repeals Ch. 1333             |
| 13-106          | 3-3-14      | 1344.03                      |
| 13-107          | 2-24-14     | 1344.04                      |
| 13-108          | 2-24-14     | 1303.02                      |

| <u>Ord. No.</u> | <u>Date</u> | <u>C.O. Section (Cont.)</u> |
|-----------------|-------------|-----------------------------|
| 13-109          | 2-24-14     | 1303.04                     |
| 13-110          | 2-24-14     | 1304.01                     |
| 13-111          | 2-24-14     | 1304.03                     |
| 13-112          | 2-24-14     | 1310.05                     |
| 13-113          | 2-24-14     | 1341.04                     |
| 13-114          | 2-24-14     | 1344.08                     |
| 13-115          | 2-24-14     | 1355.03                     |
| 13-116          | 2-24-14     | 1355.07                     |
| 13-117          | 2-24-14     | 1365.10                     |
| 13-118          | 2-24-14     | Pt. Thirteen Title          |
| 13-131          | 3-10-14     | 1322.01 to 1322.08, 1322.99 |
| 14-04           | 2-24-14     | 115.08                      |
| 14-05           | 2-24-14     | 753.01                      |
| 14-08           | 3-3-14      | 151.01 to 151.20            |
| 14-11           | 3-24-14     | 377.01 to 377.15, 377.99    |
| 14-12           | 3-24-14     | 331.03                      |
| 14-13           | 3-24-14     | 331.10                      |
| 14-14           | 3-24-14     | 301.04                      |
| 14-15           | 3-24-14     | 301.51                      |
| 14-16           | 3-24-14     | 351.08                      |
| 14-28           | 3-10-14     | 921.02                      |
| 14-40           | 4-14-14     | 125.21                      |
| 14-41           | 4-14-14     | 521.11                      |
| 14-42           | 4-14-14     | 543.01                      |
| 14-60           | 6-9-14      | 913.01 to 913.16            |
| 14-61           | 6-9-14      | 912.03                      |
| 14-62           | 6-9-14      | 921.01 to 921.07            |
| 14-63           | 6-9-14      | 901.01 to 901.06, 901.99    |
| 14-64           | 6-9-14      | 1305.02                     |
| 14-66           | 6-9-14      | 129.03                      |

SECTION 2. That the following sections are new matter in the Traffic and General Offenses Codes and are hereby approved, adopted and enacted:

Traffic Code

- 301.04 Bicycle. (Amended)
- 301.161 Highway Maintenance Vehicle. (Added)
- 301.162 Highway Traffic Signal. (Added)
- 303.04 Road Workers, Motor Vehicles and Equipment Excepted. (Amended)
- 313.03 Traffic Signal Indications. (Amended)
- 333.01 Driving or Physical Control While Under the Influence. (Amended)
- 333.03 Maximum Speed Limits. (Amended)
- 333.031 Approaching a Stationary Public Safety, Emergency or Road Service Vehicle. (Amended)
- 337.16 Number of Lights; Limitations on Flashing. (Amended)
- 337.17 Focus and Aim of Headlights. (Amended)
- 339.01 Oversize or Overweight Vehicle on State Routes. (Amended)
- 339.03 Maximum Width, Height and Length. (Amended)
- 351.03 Prohibited Standing or Parking Places. (Amended)
- 351.04 Parking Near Curb; Handicapped Parking. (Amended)

General Offenses Code

- 501.01 Definitions. (Amended)
- 505.071 Cruelty to Companion Animals. (Amended)
- 517.01 Gambling Definitions. (Amended)
- 517.02 Gambling. (Amended)
- 525.01 Law Enforcement and Public Office Definitions. (Amended)
- 525.02 Falsification. (Amended)
- 525.05 Failure to Report a Crime, Injury or Knowledge of Death. (Amended)
- 529.01 Liquor Control Definitions. (Amended)
- 529.07 Open Container Prohibited. (Amended)
- 537.03 Assault. (Amended)
- 537.12 Misuse of 9-1-1 System. (Amended)
- 537.16 Illegal Distribution of Cigarettes, Other Tobacco Products or Alternate Nicotine Products. (Amended)
- 537.17 Criminal Child Enticement. (Repealed)
- 545.05 Petty Theft. (Amended)
- 545.18 Receiving Stolen Property. (Amended)
- 553.03 Duties of Locomotive Engineer. (Amended)

SECTION 3. That a copy of such ordinances or parts of ordinances as edited, arranged and numbered or renumbered as parts of the Codified Ordinances and the complete text of the Traffic and General Offenses Code sections listed above are attached to this ordinance in the form of 2014 Replacement Pages to the Codified Ordinances.

SECTION 4. That Council mandates that this Ordinance be posted in full at the five (5) posting places for a minimum of fifteen (15) days, with notice to all residents and the public that the adopted 2014 Replacement Pages are available for viewing and examination at the office of the Clerk of Council during regular City Hall business hours.

SECTION 5. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council; and that all deliberations of this Council, and of any committees, that resulted in those formal actions were in meetings open to the public in compliance with law.

SECTION 6. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to update the Codified Ordinances, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

ORDINANCE NO:  
INTRODUCED BY:

**AN ORDINANCE**  
**EXTENDING THE MORATORIUM ON THE DEVELOPMENT UNDER CHAPTER**  
**1158 ATTACHED RESIDENCES IN THE CITY OF BAY VILLAGE,**  
**AND DECLARING AN EMERGENCY.**

**WHEREAS**, it has been determined that there is a need to request further time to study the impact of Chapter 1158 on Attached Residences in the City of Bay Village;

**WHEREAS**, this moratorium shall have no effect on the development in the Retail Business District under C.O. 1173; and

**NOW THEREFORE, BE IT ORDAINED** by the Council of the City of Bay Village, Ohio:

**SECTION 1.** That Council hereby enacts an additional one hundred twenty (120) day moratorium on development under Chapter 1158 by City Council, Planning Commission, Board of Zoning Appeals, and any committee appointed by Council.

**SECTION 2.** That the Clerk of Council is hereby directed to forward a copy of this legislation to the Building Director, the Planning Commission, Board of Zoning Appeals, and any committee appointed by City Council for review of this legislation.

**SECTION 3.** That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

**SECTION 4.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reasons that it is immediately necessary to protect the planning process, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

\_\_\_\_\_  
PRESIDENT OF COUNCIL

\_\_\_\_\_  
CLERK OF COUNCIL

APPROVED:

\_\_\_\_\_  
MAYOR

10-1-14 II