

# City of Bay Village

Council Minutes, Committee Session  
Conference Room  
Paul A. Koomar, President of Council, Presiding

January 12, 2015  
7:30 p.m.

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

Not Present: Mr. Lee, Mr. Tadych

Also Present: Law Director Ebert, Finance Director Mahoney, Police Chief Spaetzle, Fire Chief Lyons, Service/Safety Director Thomas, Director of Operations Landers

## ANNOUNCEMENTS

**Mayor Sutherland** advised that some of the Mayors made it to Columbus on Friday, January 9 to Columbus to speak with the Director of the Department of Natural Resources, and some of the Mayors did not make it because of the weather. The Ohio Department of Natural Resources was certainly willing to listen and willing to help come up with solutions, but they are not willing to come in and take over the deer population. Eventually it will come back to the type of operation that Avon Lake is using. Mayor Sutherland stated that there will be a follow-up meeting sometime in the next month with the Ohio Department of Natural Resources officials coming to the Cleveland area.

Mr. Henderson stated that he received a telephone call from a resident this weekend, Mr. Miller from Narragansett Drive, who expressed to Mr. Henderson that he had installed about \$40,000 worth of landscaping and three-quarters of it was destroyed by deer. Both Mr. Henderson and Mr. Miller continue to support these kinds of efforts to see what can be done about the deer.

Mr. Henderson reported further that he spoke with a person from the North Olmsted City Council. The North Olmsted City Council has passed a resolution of support for the state to encourage them to step in and try to do more for the residents locally. Mr. Henderson asked if there would be any effectiveness in taking that kind of action. Mayor Sutherland stated that this type of action would be appropriate if there is something specific in mind, but at this point there isn't anything. Mayor Sutherland stated she will let Council know if anything like that should be done.

Mr. Ebert commented that he has had as many as eleven deer in his yard at one time, and the spraying and other methods do not seem to work. Mrs. Lieske asked if there is any possibility of any funding being available for Council to join in with the communities who are pursuing the helicopter fly-over for deer population census purposes. Mayor Sutherland stated that there would not be any outside funding. The cost would have to be taken out of the City's budget. Mayor Sutherland still has not heard any further details about the effort. The Mayor will keep the Council posted.

Committee Meeting of Council  
January 12, 2015

Mr. Henderson commented that the more data that is collected around the issue such as the damage in terms of dollars, the number of deer we see in the City, or deer/vehicle accidents being experienced, we can help people understand the magnitude of the problem we are facing.

Mayor Sutherland announced that according to the Bay Village City Charter, she has appointed Andy Dzienny to the City Planning Commission as her representative, due to the resignation of long-time member Bela Persanyi.

## **AUDIENCE**

The following audience members signed in this evening: Warren Remein, Richard Fink, Alex Dade, Jeff Gallatin.

## **ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE**

There was no report this evening.

## **PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE**

Request of Service Director to advertise for bids for the 2015 Pavement Marking and Street Striping Program, and the 2015 annual construction materials and supplies.

Service/Safety Director Scott Thomas stated that he will be requesting permission this evening to advertise for bids for asphalt, concrete, stone, and street striping. Requesting bids as early as possible may help to get favorable results.

## **FINANCE & CLAIMS COMMITTEE**

Receipt of Financial Reports for the month of December, 2014, from Director of Finance Renee Mahoney.

**Mr. Clark** advised that a Finance Committee meeting was held earlier this evening to review the 2014 actual financial results. Overall, it was a very favorable year for the City. Mr. Clark will move to acknowledge receipt of the financial reports from Finance Director Renee Mahoney at the Special Meeting of Council this evening.

Ordinance No. 14-115 authorizing payment for outside legal services is scheduled for third and final reading at the Special Council meeting to be held this evening.

## **PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE**

Request of Tina Stipanovich, representing St. Raphael's School, for approval of temporary banner, 5' x 3', to be hung on the gate to the construction fence from approval to February 8, 2015, advertising the St. Raphael Mardi Gras Event.

**Mrs. Lieske** advised that information and a photo of this banner was provided to City Council. Mr. Koomar asked Mayor Sutherland if there is any problem with these banners from her perspective. The Mayor stated that there is no problem.

Request of Mark Cunningham, representing St. Raphael Catholic Church Parish, for approval of two temporary signs on the St. Raphael Church Property. Sign No. 1 is 2' x 10' and will be hung upon approval on the fence adjacent to the north entrance driveway until new church building is completed, not later than August 22, 2015. Sign No. 2 is 4' x 10' and will be hung upon the construction barricade fence along Dover Center Road upon approval until new church building is completed, not later than August 22, 2015.

Mrs. Lieske advised that copies of these signs were provided to City Council. Andy Kereky, representing the St. Raphael Parish staff was present to answer any questions relative to this request. Law Director Ebert commented that Property Maintenance Inspector Bob Lyons sent out a letter regarding temporary signs in the City, which prompted these requests. Mr. Kereky stated that the staff of St. Raphael's has taken steps internally to make sure that the ministries know that they have a responsibility to ask for approval and remove the signs when appropriate. Mr. Ebert noted that the notification was sent to all the establishments in the City.

As a side note, Mrs. Lieske noted activity today in the United States Supreme Court regarding signage.

Mr. Kereky asked if the St. Raphael Parish staff should assume that any temporary signage requests be approached in the same way as this request this evening. Mr. Ebert responded affirmatively, noting Chapter 1179.10 of the Codified Ordinances of the City of Bay Village.

Removal of Zoning Code Review/Sign Update (Section 1179) and Cahoon Memorial Park Information Sign from Matters Pending Before Council Committee List.

Mrs. Lieske will move to remove these items from the Matters Pending before Council Committee list this evening at the Special meeting of Council. Mr. Ebert noted that a digital sign is being reviewed as a possibility for the corner of Cahoon Road, on the Cahoon Memorial Park property. Mr. Koomar commented that he is assuming that topic would come before the Cahoon Memorial Park Trustees. He added that, if necessary, the item being removed from matters pending could be placed back on that list at a later date.

## **RECREATION & PARK IMPROVEMENT COMMITTEE**

**Mr. Henderson** had no further report this evening.

## **SERVICES, UTILITIES & EQUIPMENT COMMITTEE**

**Mr. Vincent** will move for adoption of **Ordinance No. 14-114** authorizing all actions necessary to effect an Opt-Out Natural Gas Aggregation Program pursuant to Section 4929.26, Ohio Revised Code, directing the County Board of Elections to submit a Ballot Question to the

Committee Meeting of Council  
January 12, 2015

Electors at the Special Meeting of Council this evening. The ordinance is scheduled for third and final reading this evening.

Mayor Sutherland commented that she has received a telephone call from a resident regarding the natural gas aggregation, and wondering why the City did not put electric on the ballot as well. Mayor Sutherland wants to make sure that the record indicates that the City is still under contract with First Energy Services for the next six years for electrical aggregation.

Mr. Vincent advised that the League of Women Voters have approved a donation of funds to pay for recording equipment for the Bay Village City Council Chambers and conference room.

Mr. Vincent stated that a resident has asked about sewer increases and whether the City could at least consider a more equitable way to increase these fees. He noted that a little bungalow may be charged the same fee as a larger residential property. Mrs. Mahoney stated that the only way the fee could be structured based on usage is to contract with the Cleveland Water Department for the usage information. That cost would be about \$100,000 which would be passed on to the residents. The present method of fee charging is based on the theory that everyone uses the system. Mayor Sutherland added that everyone has a mutual interest in making sure that the system works correctly. Some communities employ the philosophy of charging based on usage, and some base it on equal interest.

Mr. Henderson commented that when the rate increase was discussed earlier in the year, he circulated a memorandum with the basic idea that it is not necessarily true that if we were to go to a user based approach it would reduce the cost.

There being no further discussion, the meeting adjourned at 7:48 p.m.

---

Paul Koomar, President of Council

---

Joan Kemper, Clerk of Council