

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

**February 2, 2015**  
**8:00 p.m.**  
Caucus 7:30 p.m.  
Conference Room  
(Public Welcome)

Paul A. Koomar, President of Council, Presiding  
Pledge of Allegiance/ Karen Lieske, Councilwoman, Ward 3  
Roll Call  
Reading of Minutes – Special Meeting of Council –January 26, 2015

## **ANNOUNCEMENTS**

## **REPORTS**

Mayor Sutherland	Director of Community Services Selig
Director of Law Ebert	Police Chief Spaetzel
Director of Finance Mahoney	Fire Chief Lyons
Director of Recreation Enovitch	
Director of Public Service/Safety Thomas	

## **COMMUNICATIONS**

## **AUDIENCE**

## **COMMITTEE OF THE WHOLE**

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

**Ordinance** authorizing the Mayor to enter into an agreement with Sundance Systems for Software and Software Maintenance, and declaring an emergency. (First Reading)

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

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

**Ordinance** authorizing the Mayor to enter into an agreement with CT Consultants as the Engineering Consultant for the City of Bay Village for the Year 2015, and declaring an emergency.

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

**Resolution** approving, for record purposes, southern extension of Crestview Drive, and declaring an emergency (First Reading).

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

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

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**MISCELLANEOUS**

**Motion** to convene to Executive Session – Contracts – Cleveland Water Department

**CAHOON MEMORIAL PARK TRUSTEES**

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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.**

# City of Bay Village

Council Minutes, Special Meeting  
Council Chambers 8:00 p.m.

January 26, 2015

Paul A. Koomar, President of Council, Presiding

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

Not Present: Mrs. Lieske

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

President of Council Koomar called the meeting to order at 8:00 p.m. with a roll call and Pledge of Allegiance led by Paul Vincent, Councilman of Ward 2.

## AUDIENCE

The following audience members signed in this evening: Jerrie Barnett, Denny and Tara Wendell, Al Kruzer, John Bundy, Wayne and Jeanne Reese, Lydia DeGeorge, Pam Cottam, Conda Boyd, Clete Miller, Nancy Trainer, Karen and Alex Dade, Mark Barbour, Dennis Driscoll, Susan Murnane, Lorree Lewis, Nancy Stainbrook, Laverne Porowski, James M. Wasniak.

**Mr. Koomar** called for a reading of the minutes of the Regular Meeting of Council held January 12, 2015. **Motion by Clark** to dispense with the reading of the minutes and approve the minutes of the Regular Meeting of Council held January 12, 2015 as prepared and distributed.

**Motion passed 6-0.**

## ANNOUNCEMENTS

**Mayor Sutherland** read and presented a proclamation to Clerk of Council Joan T. Kemper, acknowledging 50 years of public service.

**Mr. Nick Turner** of the office of the **Honorable Marcy Kaptur, 9th Congressional District of the United States**, read a Certificate of Special Recognition for 50 years of public service for Joan Kemper.

**The Honorable Nan Baker, Ohio House of Representatives, House District 16**, read a proclamation commending Joan Kemper for five decades of exemplary service and saluting Joan Kemper as a fine Ohioan.

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**The Honorable Dave Greenspan**, Cuyahoga County Council, District Council 1, presented a proclamation of the County Council to Joan T. Kemper recognizing her 50 years of dedication to public service.

**Northeast Ohio Clerks Association** and the **Ohio Municipal Clerks Association** representatives **Denise Rosenbaum, Clerk of Council City of Westlake**, and **Aimee Pientka, Clerk of Council, City of Strongsville**, made the following presentations to Joan T. Kemper

An engraved desk plaque and letter dated January 26, 2015 from **Misty Cheshire, CMC, President, Ohio Municipal Clerks Association**, thanking Joan Kemper for giving 50 years of her life to public service.

Letter of Congratulations from the **Northeast Ohio Municipal Clerks Association**, and a Keepsake Box filled with a compilation of mementos from Joan Kemper's career as well as wishes from her friends.

**Certificate of Commendation** for 50 years of civil service was presented from the office of **The Honorable Sherrod Brown, United States Senate**.

Ms. Kemper thanked all of those who attended this evening to share in this commemoration.

**Mr. Clark** introduced **Resolution No. 15-01, A RESOLUTION OF COMMENDATION AND APPRECIATION OF JOAN T. KEMPER, CLERK OF COUNCIL FOR THE CITY OF BAY VILLAGE, FOR HER FIFTY YEARS OF DEDICATED PUBLIC SERVICE**, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Resolution No. 15-01.

Roll Call on Suspension of Charter Rules:

Yeas – Clerk, Henderson, Koomar, Lee, Tadych, Vincent

Nays – None

Roll Call on Suspension of Council Rules:

Yeas – Clerk, Henderson, Koomar, Lee, Tadych, Vincent

Nays – None.

Roll Call on Use of the Emergency Clause:

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

Nays -None

Roll Call on Adoption:

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

Nays-None.

Mr. Koomar announced adoption of Resolution No. 15-01, by a vote of 6-0.

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Mr. Koomar thanked the following individuals for assisting with the arrangements of the festivities this evening: Denise Rosenbaum, Clerk of Council, City of Westlake, Jacquie Chakirelis, Ruth Popovich, and John Bundy. A reception was held immediately following the meeting.

There being no further business to discuss, the meeting adjourned at 8:25 p.m.

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Paul A. Koomar, President of Council

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Joan Kemper, Clerk of Council

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**  
**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH  
SUNDANCE SYSTEMS FOR SOFTWARE AND SOFTWARE MAINTENANCE,  
AND DECLARING AN EMERGENCY.**

**WHEREAS**, Sundance Systems, Inc. ("Licensor") is an Ohio Corporation with its principal offices at 8001 Sweet Valley Drive, Valley View, Ohio, 44125 and is the owner of or has the right to license the Software System; and

**WHEREAS**, the City of Bay Village wishes to obtain from Licensor a non-exclusive license to use the Software System and maintenance of the Software System for computer dispatch and records management system for the Bay Village Police Department; and

**WHEREAS**, the Licensor was selected from the State Term Contract as defined in 125.04(B) of the Ohio Revised Code;

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

**SECTION 1:** The Mayor be and she is hereby authorized in the name of the City of Bay Village to enter into an Agreement with Sundance Systems, Inc. for the Software System and maintenance of the Software System for a five (5) year term commencing when the Agreement is executed. The total cost of the contract is Seventy Seven Thousand Three Hundred Dollars (\$77,300.00) to be paid over the five year term of the Agreement to be paid from the Equipment Replacement Fund (240).

**SECTION 2.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.11 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 reasons stated in the preamble hereof, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

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PRESIDENT OF COUNCIL

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CLERK OF COUNCIL

APPROVED:

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MAYOR

1/29/15 ll

ORDINANCE NO.  
INTRODUCED BY:

**AN ORDINANCE**

**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH  
CT CONSULTANTS, INC., AS THE ENGINEERING CONSULTANT FOR THE CITY  
OF BAY VILLAGE FOR THE YEAR 2015, AND DECLARING AN EMERGENCY.**

**WHEREAS**, the City is in need of an ongoing engineering consultant; and

**WHEREAS**, the City has been utilizing CT Consultants for engineering services on various city projects on a project by project basis;

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

**SECTION 1.** That the Mayor be and she is hereby authorized to enter into an agreement with CT Consultants, Inc., 8150 Sterling Court, Mentor, OH 44060, to proceed as the consulting engineer for the City for the year 2015. Said work is said to be performed under contract at a cost not to exceed Twenty Four Thousand Dollars (\$24,000.00). Payment shall be made in monthly installments of Two Thousand Dollars from the Service Administration/Architectural and Engineering Fee Fund (100.160.53220).

**SECTION 2.** 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 3.** That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, property and safety, and for the further reason that it is immediately necessary to provide said engineering consulting services, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

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PRESIDENT OF COUNCIL

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CLERK OF COUNCIL

APPROVED:

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MAYOR

1/29/15 ll

RESOLUTION NO.  
INTRODUCED BY:

**A RESOLUTION**  
**APPROVING, FOR RECORD PURPOSES, SOUTHERN EXTENSION OF  
CRESTVIEW DRIVE, AND DECLARING AN EMERGENCY**

**WHEREAS**, Planning Commission has recommended approval of the plat plan and improvement plans submitted by Bradley Center Limited for the southern extension of Crestview Drive and development of 9 lots containing 4.31 acres;

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

**SECTION 1.** That the plat plan and improvement plans for the southern extension of Crestview Drive and development of 9 lots containing 4.31 acres prepared by Polaris Engineering on and reviewed by City's engineering consultant, CT Consultants, and further approved by the appropriate departments of the City of Bay Village be and the same are hereby approved for record purposes only; with an easement for the detention basin on file with the City of Bay Village.

**SECTION 2.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this resolution were adopted in an open meeting of Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.11 of the Ohio Revised Code.

**SECTION 3:** That this resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, wherefore it shall take effect immediately upon its passage and approval by the Mayor.

PASSED:

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PRESIDENT OF COUNCIL

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CLERK OF COUNCIL

APPROVED:

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MAYOR