

AGENDA

Agenda, Bay Village City Council
Committee Meeting
Conference Room
Dwight Clark, Vice President of Council, Presiding

March 9, 2015
7:30 p.m.

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Lee

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Tadych

FINANCE & CLAIMS COMMITTEE – Clark

Amended Appropriation Ordinance

Administrative Compensation Ordinance

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Lieske

Amendment to Codified Ordinance 1305.02 (k) Housing License (Increase from \$75.00 to \$100.00)

St. Raphael School – Request for Temporary Sign, 4 ft. x 8 ft., for a period of three (3) months from date of approval.

Resolution authorizing the filing of a 2016 Transportation for Livable Communities Initiative Planning Grant Application

RECREATION & PARK IMPROVEMENT COMMITTEE-Henderson

SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Vincent

Sale of Sewer Camera Truck

MISCELLANEOUS

CAHOON MEMORIAL PARK TRUSTEES

AUDIENCE

March 6, 2015

A Special Meeting of the Bay Village City Council will be held on Monday, March 9, 2015, immediately following the Committee session at 7:30 p.m., in the Council Chambers of Bay Village City Hall, 350 Dover Center Road, to take action on items listed below:

1. Pledge of Allegiance to the Flag/Steve Lee, Councilman-at-large
2. Roll Call
3. Announcements/Audience/Miscellaneous
4. **Motion** to approve the minutes of the Regular Meeting of Council held March 2, 2015***Tadych***
5. **Motion** to acknowledge receipt of February 2015 Financial Reports from City of Bay Village Finance Director Renee Mahoney***Henderson***
6. **Ordinance** amending Ordinance No. 14-107 to make appropriation for the current and other expenditures of the City of Bay Village for the year 2015***Henderson***
7. **Ordinance** amending Section 1 of Ordinance No. 14-112 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 2015 and thereafter, and declaring an emergency (First Reading)***Henderson***
8. **Ordinance 15-05** amending Codified Ordinance 1305.02 regarding Fees for Building Permits, and declaring an emergency (Amended to include Housing License Fee increase) (First Reading 2-23-15) (Second Reading 3-2-15)***Lee***
9. **Ordinance 15-06** amending Codified Ordinance 1307.02 regarding Fees for Inspection of Plans and Specifications Governed by the Residential Code of Ohio, and declaring an emergency (First Reading 2-23-15) (Second Reading 3-2-15)***Lee***
10. **Resolution 15-07** approving, for record purposes, southern extension of Crestview Drive, and declaring an emergency (First Reading 2-23-15) (Second Reading 3-2-15)***Lee***
11. **Motion** to approve a temporary sign for St. Raphael School, 525 Dover Center Road, for a period of three months, expiring June 10, 2015***Lee***
12. **Resolution** authorizing the filing of a 2016 Transportation for Livable Communities Initiative Planning Grant Application, and declaring an emergency***Henderson***
13. **Resolution** authorizing the sale of One (1) Used City of Bay Village Sewer Truck***Vincent***
14. **Motion** to convene to Executive Session: Contracts – Cleveland Water Agreement***Lee***
15. Adjournment

Charter Reference 2.11

Paul A. Koomar, President of Council

Agenda
Special Meeting of Council
March 9, 2015

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

March 2, 2015
7:30 p.m.

Present: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent, Acting Mayor Ebert

Absent: Mayor Sutherland

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

AUDIENCE

The following audience members signed in this evening: Dick Majewski, Ilona Farkas, Tom Vickers and Tracy Stier, Allen and Marcy Clever, Mary Wise, Diane DeRubba, Jennifer Voss, Regis Garrity, Dennis McNulty, Jeff Kellerman, Laura Keane, Russell Thompson, Denny Wendell, David and Karen Brill, David Coury, Jeff Gallatin.

ANNOUNCEMENTS

President of Council Koomar announced that a Town Hall Meeting will tentatively be held April 20, 2015 at 7 p.m. the Dwyer Memorial Center.

COMMITTEE OF THE WHOLE

Cleveland Water Department Contracts

Law Director Ebert stated that at last week's Council meeting there was a draft distributed to Council of the three different agreements that are being proposed. One draft was the authorization to enter into a contract for the restatement of a new Water Service Agreement with the City of Cleveland. In conjunction with that, is what is termed an Asset Transfer Agreement where the City of Bay Village turns over the water lines to the City of Cleveland. The third item is a Joint Economic Development Zone Agreement, which is to prevent poaching. In addition, the City of Bay Village has an ordinance that is going to authorize entering into a Side Agreement. Once the agreement is signed, the City of Cleveland would give the City of Bay Village \$1.2 million during a term to be determined. They are looking at five years; during that five year period of time if the City of Bay Village decides to do a project up to \$1.2 million would be included in the agreement.

The City of Cleveland, originally in February, after discussions with Mayor Sutherland and Mr. Ebert, agreed to move the date to March 20, 2015 to have an agreement signed. The reason the March 20, 2015 date is critical is because they are planning to announce a new program plan for

all the cities that are part of the City of Cleveland Water District, whereby cities will be rated based on the area to be improved, the age of the water lines, the number of leaks to the water lines, and the number of residents it would affect. Cities would qualify, on a scale, for proposed project improvements. Last week there were discussions concerning that, and the City of Bay Village submitted to the City of Cleveland drafts of the Side Agreement. The standardized agreement that all cities are signing is the Restatement of Water Service Agreement, the Asset Transfer Agreement, and the Joint Economic Development Agreement. Those are standardized; they do not want to deviate from those agreements at all. There have been side letters entered into by various cities once they signed as part of the capital to be received at some point in time. Just because there is a commitment to the money doesn't mean the money will be received to do a project. They will replace a water line, but the city will be responsible for everything else above the water line.

A prime example of projects for which these funds would not be available is Lake Road. Lake Road, when it was done in five phases, included the sewers and road improvement but the water line was left intact. It represents millions and millions of dollars. That is where there are a lot of leaks in Bay Village, especially around the Bruce/Douglas area, and even the west end. But, they take that into consideration in qualifying for this new program they are going to roll out to the community. The concern that the City has is to make sure we are committed from them for \$1.2 million. There has been a lot of discussion between Council, the Mayor and the City of Cleveland. Since discussions last week, the Side Agreement was circulated to the Council and also to the City of Cleveland about three weeks ago. It was understood that the only problem area was the term of the agreement. Mr. Ebert stated that he received notice on Friday that there was a problem with the agreement, as such. There is a difference of opinion as to the terminology in the agreement and some of the content. Mr. Ebert spoke with Mayor Sutherland today, and then by emails with the City of Cleveland. The City of Bay Village was originally told to draft the Side Agreement, which they did. The City of Cleveland has not accepted it. Mr. Ebert has asked the City of Cleveland Law Department to draft an agreement with their language that is acceptable that Mr. Ebert can circulate to the City of Bay Village. That is where the situation stands now.

Mr. Ebert stated that he thinks there was a miscommunication at the Council meeting on February 23, 2015 as to what people thought was said, or their representation was. It is not the Sunset area project for which the City of Bay Village would receive the \$1.2 million, which would reduce the assessment. The City is waiting for the engineers to come back with the project design, and for him to determine, pro or con, whether the City of Bay Village should replace the Sunset area water lines. The question is how many breaks there have been. That has not yet been determined. But, people left the Council Chambers last week thinking that whatever that project number is, \$1.2 million is going to come off of that to bring the assessment down. That is not true. The water line was never part of the assessment. If, the water line needs to be replaced, whether the City of Cleveland does it, or the City of Bay Village does it, is yet to be determined. The engineer has not yet designed the project, so we don't know whether or not the water lines do or do not need replacement.

Last year the City did Cahoon Road. Probably that water line should have been replaced. The City did not have the funding; the water line was not replaced. The new road and new sewer

went in, but the water line was left the way it was. People had the misnomer when they left here on Monday, February 23, that if the City gets that \$1.2 million it will lower the assessments. That is not the case.

The Water Service Agreement has been in the process of being negotiated with the various cities since 2006. The City of Bay Village agreement expired then, and we are on an annual new agreement every year. They are trying to get all the cities to sign a new agreement. Everyone knows what is going on in the City of Westlake. The City of Westlake and the City of Cleveland are in litigation on whether the City of Westlake is going to stay with Cleveland or move on to the City of Avon Lake. That has come into play somewhat in some of the discussions with City Council, as far as affecting Bay Village in some way. We have asked in the Side Agreement that if the City of Bay Village signs the agreement, and the City of Westlake would leave the City of Cleveland Water Department, that Bay Village would not be hindered in any way by the reconnection and looping of lines. There have been some high estimates, \$16 million, to reconnect and reloop the lines to Bay Village. Our concern is that Bay Village would not be assessed that in the water charge they get from the City of Cleveland, and also that we would maintain the same water pressure when those loop lines are corrected. The City of Cleveland's response to Bay Village is that Bay Village would not be charged singularly; all of their users or contributors of the City of Cleveland may pay a charge to connect those lines. Bay Village would not be isolated because we are Bay Village and because they disconnect our lines we have to have \$16 million to reconnect those lines. We have asked for written assurance from the City of Cleveland that Bay Village would be held harmless and any money to reconnect the lines would be distributed among all of the users of City of Cleveland water; not just Bay Village. That is also in the Side Agreement, which is an important point.

Regarding the looping of water lines, Mr. Koomar noted that Bay Village, Westlake, and all of the west shore communities were put together as a system. For consistent water pressure they like to have those lines looped. Our lines are connected with Westlake at every north south interchange there is, including Clague, Columbia, Dover Center, Cahoon, Bassett, Bradley. If Westlake would leave the system, all those lines potentially could be severed. The \$16 million to loop those lines and reconnect Bay Village to make us whole with the same water pressure for daily use, as well as for firefighting needs, is what the City of Bay Village is concerned about. We want to make sure we are protected. That is a real concern of many Council members.

Mr. Ebert stated that the City of Bay Village has been assured, at least verbally, that the cost would be distributed among all of the contributors in the City of Cleveland, if that should happen. But, we want to make sure that's also in the Side Agreement so it is saved in perpetuity. Regardless of what happens and the decision comes out of Common Pleas Court with the City of Cleveland and the City of Westlake, there will be appeals that will take several years to iron out through the system.

Mr. Lee stated that the funding that the Cleveland Water Department is offering comes with a 100 year payback commitment. If Bay Village were to ever leave Cleveland Water, we would have to reimburse on a 100-year amortization any of the funds received. It is not free funding or grants that are coming; there are a lot of strings attached to the money. Who knows if Bay Village would ever be in a position to leave, but as we sit in these chairs today and consider the

long term ramifications, should we be burdening the future with that repayment obligation? That is an important consideration to have on the table.

Mr. Clark noted that the City of Cleveland is offering a 20-year term, which is what they want to do with every community. They are talking to several of the communities at this point in time.

Mr. Ebert read an excerpt from the November 17, 2014 letter to Mayor Sutherland from the City of Cleveland, stating: "If Cleveland is unsuccessful in recovering the cost from Westlake, the cost would then be borne across the entire base of the Cleveland Water System. Bay Village would bear no special portion of these costs." He noted that he wants to make sure this is part of any agreement that is going to be passed by the Council of the City of Bay Village and part of the City of Cleveland's agreement.

Mr. Lee stated that the Cleveland Water Department hopes they will prevail in the litigation and Westlake will have to pay that \$16 million, if Westlake leaves. That is yet to be determined, and if Cleveland Water does end up having to incur that cost to reloop all of those lines that come up each northbound road from Clague to Bradley, we want to make sure that burden does not end up on any of the Bay Village residents through their water rates.

Mr. Ebert stated that one of the things that is unique to Bay Village is that we own all of our water lines right now. The agreement says that any lines over 24 inches are owned by the City of Cleveland. None of Bay's lines are over 24 inches. Westlake is different. That is why you are hearing that the City of Cleveland is telling Westlake they need to pay the stranded costs for the water lines. Those are the lines that exceed the 24 inches and there are several in the City of Westlake.

Mrs. Lieske asked if we will also emphasize the water pressure. Mr. Ebert stated that the discussion has been held with Fire Chief Lyons. In the 1980's the water pressure was an issue in the City of Bay Village. We want to maintain our current pressure, if not greater. That is also in the Side Agreement; that the current water pressure and volume will be the minimum that we shall receive. Mrs. Lieske noted that it is a concern in the case of fires.

Right now we are waiting for the City of Cleveland to draft the language that would be acceptable to the City of Cleveland. The draft of February 25 is still the only draft that was circulated. We are waiting for whatever language they will draft for the City of Bay Village to consider.

Mr. Koomar opened the discussion for comments from members of the audience.

David Coury, 25024 Sunset Drive, thanked Mr. Ebert for the summary. Mr. Coury stated that he came to express some concerns he has, and there were multiple points in the summary and he is going to try to break down what he heard and address them from the Sunset area neighborhood's perspective. Mr. Coury stated that he personally did not leave the Council meeting last week thinking that the Sunset project would be defrayed by \$1.2 million. What Mr. Coury heard was that the synergy of the Cleveland project with the Sunset project would defray their cost by some number. It is logical to assume that if you are tearing up the roads and putting water lines in, it

would defray the cost of the project. The second point about the City of Westlake and the \$16 million is not related to what the Sunset neighborhood is suffering. Living in that neighborhood it is embarrassing to drive down the street. This is the City of Bay Village and that's where we live. My 4 ½ year old son can't ride his bike on our street. To talk about the \$16 million issue with Westlake is a little bit offensive. Mr. Coury is focused in on getting their streets fixed and what can help that. If their lives are deemed necessary and qualified for that \$1.2 million, he would urge Council to strongly consider it as it would defray the cost of their project. As far as paying back the \$1.2 million over 100 years, if you live on Sunset you really don't want to hear that right now. This Council and the City has an obligation to the Sunset area to give them streets that their kids can ride their tricycles on and they cannot continually have to drive 2 miles per hour so that they don't damage their cars, streets can be plowed. These are access and safety issues.

Mr. Lee stated that he agrees the Sunset area deserves streets. He is 100% with the residents on that. One of the other alternatives for that \$1.2 million is a 30 year bond, so paying it back over 30 years versus 100 years is one of the considerations. Mr. Lee stated that from his perspective he feels the Sunset residents deserve a project sooner, rather than later. Council appropriated money for design work in 2014 and we hope to have that feedback and be in a position to move forward. Mr. Lee stated that he wants to see it happen, regardless of what happens with Cleveland Water.

Service Director Scott Thomas stated that engineering and design for the Sunset area project will be completed this year. The amount of \$136,000 has been designated for that which includes the sanitary sewer as well as the streets. Because this is a total rebuild, there are Environmental Protection Agency requirements that are necessary such as permeable pavers. The final engineering plan will include those.

An audience member stated that the project isn't going to happen if there is a \$50,000 assessment and people can't afford it. There are a lot of people in the neighborhood who can't afford it. What is needed is a financial shot in the arm and this is an opportunity to receive that. There is an overlap in those two projects, and as Mr. Coury pointed out, we don't think there will be a dollar to dollar reduction of the assessment. We just think we will get some help and that's what we need to get this done.

Mr. Koomar stated that there were some assessment numbers put out early on in the process. We will work through the engineering numbers and look at how the assessment process works and make sure it is fair. Assessing someone \$100,000 for a project obviously doesn't make any sense. We will have to step back and look as we get those assessments in and work through that process so that any resident portion is fair.

Mr. Tadych stated that \$100,000 assessment was a first number and now it has been reduced significantly, at least in half, and we are working to reduce it even further.

Mr. Koomar stated he would be hesitant to make any statement until the engineering numbers are in, but that obviously is the intent.

Mr. Clark stated that one of the things that has been done in capital projects in the past, whether it was the Cahoon Aerial Sewer or the Cahoon Sanitary Sewer, or the Lake Road Interceptor Cleaning Project, is that we knew exactly what the price of the project was going to be. When we knew what the price was, we could drill down and figure out what our resources were to help pay for that project. Whether we get money from the City of Cleveland Water Dept. or not, we do have resources to assist in the project. We have them from a various number of resources; we would vet those through in meetings with the Finance Committee just like we do with any other topic when there is a major capital project. Once you know what the final price is, then we can figure out how we are going to legitimately assess the project, whether we are going to borrow for it, whether we use the City of Cleveland Water money, whether we use some of our money in debt service retirement. We have various pockets available, but until we know what the final dollar amount is, it is difficult for us to say what we are going to spend and what we are not going to spend. It would be expected that we would have a great public meeting on that topic.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Purchase of two (2) Lifepak 15 ECG Monitors and one (1) Lucas 2 Chest Compression Machine, and declaring an emergency

Mr. Lee reported that the Lifepak Monitors and Chest Compression Machine to be purchased were in the 2015 Budget in the amount of \$60,000. The purchase of this equipment is in the amount of \$58,000. Mr. Lee noted that some of the current equipment is obsolete and will no longer be supported by the manufacturer.

Fire Chief Lyons stated that the support of the existing Lifepak Monitors used by the Fire Department will no longer be supported at the end of this year. A trade-in value is being received for the existing equipment, which will no longer be the case in a month or two. Chief Lyons expressed appreciation to Council for their support on this project.

Mr. Koomar commented that the ordinance approving this purchase will be presented at the Regular Meeting of Council this evening.

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE

Foundation Drain Disconnection (new C.O. Chapter 916)

Mr. Tadych reported that the Public Improvements, Streets, Sewers and Drainage Committee met on Wednesday evening, February 25, 2015 regarding the proposed new Codified Ordinance Chapter 916, Foundation Drain Disconnection. The minutes of that meeting, indicating the changes to the proposed ordinance made by the Public Improvements Committee, were distributed to Council. Mr. Thomas will prepare a rewritten version of the proposed ordinance, and a meeting of the Public Improvements Committee will be held on Thursday, March 5, 2015 at 6:30 p.m. for review. The final document will be presented to the Council of the Whole for three readings.

Mr. Koomar commented that he had the opportunity to sit in on the Public Improvements, Streets, Sewers and Drainage Committee on Wednesday, February 25. Mr. Koomar stated that for a new section of the code it is extremely well thought out by Service Director Thomas and Engineering Consultant Greytak of CT Consultants. It will be a great tool in moving forward consistently from district to district in the City to implement the requirements of the code. Mr. Koomar complimented Director Thomas on a job well done.

2015 Pavement Maintenance and Resurfacing Program

Mr. Tadych stated that Service Director Scott Thomas has identified the streets to be included in the 2015 Pavement Maintenance and Resurfacing Program. Mr. Tadych read the following letter to be sent to the area residents on March 2, 2015:

“To the residents of Walmar Drive, between Bexley and Walker Roads:

The City is making every effort to obtain bids to have a contractor in place by April so that we can move forward with scheduling and reconstruction of Walmar Drive, between Bexley and Walker Roads.

At this time, if the weather permits, our Service Department can provide a more stable, temporary pavement. We will be closing this portion of Walmar Drive to local access and school bus traffic only. We greatly appreciate your cooperation this winter in dealing with extremely difficult conditions. As spring arrives and the base condition begins to dry out, we should be able to stabilize and improve the temporary road surface until conditions are right for paving and concrete.

If you have any questions or need immediate attention regarding the roadway, or access to your driveway, please contact your Service Department.”

Mr. Tadych advised that this letter is going out to the Walmar Drive residents. There were problems there last fall when winter was approaching. He stated that the street is in a horrific mess.

Director Thomas added that the roadway itself is falling apart. There is now a water leak over there, which hopefully will be fixed soon. The muddy conditions have actually gotten worse; the road has settled a little bit more than what it was before. Through traffic had to be shut down. There is no way the City can maintain that road until some type of permanent surface is placed. It is about 400 linear feet; the approximate cost for concrete is \$100,000. That is a large project by itself that must be taken care of. Mr. Thomas stated that they would get to it as quickly as they can, as weather permits.

In addition to the Walmar project, the other roads included in the 2015 Pavement Maintenance and Resurfacing Program are: Humiston, Sandalwood, Lincolnshire, Huntley Court, (approximately 4800 linear feet). Because the remainder of Walmar Drive, from Bexley Road to Wolf Road is in not very good condition, a pavement overlay will be done to Wolf Road, and continue on Wolf Road to Bradley Road, and possibly the intersection. That portion of Wolf

Road is not part of the county road and is the City's responsibility to maintain. The total 2015 Pavement Maintenance and Resurfacing Program comprises 8000 linear feet.

FINANCE & CLAIMS COMMITTEE

Bureau of Workers Compensation Safety Grant Application, and declaring an emergency

Mr. Clark will introduce a resolution this evening authorizing the application for a Bureau of Workers Compensation Safety Grant application.

Finance Director Mahoney advised that Fire Chief Lyons, and Human Resource Director Jennifer Demaline have been working together to complete an application. Chief Lyons stated that a few years ago, former Fire Chief Sammon and the City invested in power cots, to eliminate half of the lifting required by the paramedics. With a push of a button, the cots will raise from ground level to waist level. Now the department is looking to invest in the other part of the system, the Power Load System. If the grant is successful, the backs of ambulances will have an arm that comes out, lifts the cot off the ground and bring it into the ambulance. This will practically eliminate the risk of lower back energy and other sprains for the paramedics while lifting. The history of the department includes two full disabilities due to back injuries because of lifting of this nature.

The chances of the Bay Village Fire Department to obtain the grant are very good. The City has never received a safety grant. The representative of the Bureau of Workers Compensation has informed the Fire Chief that the funds are nearly expended this year which is why they want to proceed with expediency.

Mr. Clark will introduce the resolution authorizing the application for the grant at the Regular Meeting of Council this evening, and move for adoption.

Mrs. Lieske asked what the City's portion of the expenditure would be if the grant is approved. Mrs. Mahoney stated that the lifter is approximately \$58,000. The City's 25% portion would be approximately \$16,000 and includes a 7 year warranty. Mrs. Mahoney noted that one back claim easily amounts to that 25% portion.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Mrs. Lieske reported that there are several ordinances scheduled for second reading this evening at the Regular Meeting of Council, including Resolution No. 15-07 approving the southern extension of Crestview Drive. At the meeting of Council on February 23, the Law Director was asked for additional documents to be included as an amendment to the Resolution. Mr. Ebert will be asked to respond to this request prior to placing the ordinance on second reading.

RECREATION & PARK IMPROVEMENT COMMITTEE

Committee Meeting of Council
March 2, 2015

Mr. Henderson had no report this evening.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Vincent had no report this evening.

MISCELLANEOUS

The motion for Executive Session was removed from this evening's Committee agenda.

There being no further discussion, the meeting adjourned at 8:00 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council



CITY OF BAY VILLAGE

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

March 2, 2015

Paul A. Koomar, President of Council, presiding

Present: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent, Acting Mayor Ebert

Not Present: Mayor Sutherland

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

Mr. Koomar called the Regular Meeting of Council to order at 8:00 p.m. in the Council Chambers of Bay Village City Hall, with roll call and the Pledge of Allegiance led by Councilman-at-large Dwight Clark.

Following the roll call, Mr. Koomar called for a reading of the Minutes of the Special Meeting of Council held February 23, 2015. Mr. Clark **MOVED** to dispense with the reading and accept the minutes of February 23, 2015 as prepared and distributed. Motion carried 7-0.

President of Council Koomar introduced Nancy Heaton, Executive Director, BAYarts, who gave a presentation of BAYarts programs, events and future plans. Mr. Koomar and Law Director Ebert complimented Nancy Heaton on the work she has done with BAYarts, creating a jewel and asset for the City of Bay Village. The area is something that is talked about all over Northeast Ohio, inviting people from all ages to visit BAYarts and participate in their programs. Ms. Heaton's energy is unbelievable as far as what she is able to achieve, and working with Nancy and Mr. Peter Winzig has been a rewarding experience.

Ms. Heaton introduced Pete Winzig, the President of the BAYarts Board, and stated that the accomplishments they have achieved are due to the great people working for the program. The group of talented, tireless people have worked together since 2006. Ms. Heaton noted that people come to their events that have never been in Bay Village before. The purpose there is to serve the community, and connect people. BAYarts has created jobs, supported artists, and renovated all of the old buildings on their campus. The original building was the John Huntington House, 122 years old, and every single room has been renovated. The Fuller House was going to be torn down in 2005, and now, after complete renovation, holds the coffee shop, gazebo, and gallery. The pottery station was originally in the basement of the John Huntington House. Through a generous donation from benefactors, in the name of their mother who lived in Bay Village, a brand new structure has been built, the first new structure on the campus. The studio is 2500 square feet, and grand opening will be held on May 1, 2015.

A Farmers' Market will be held in BAYarts on Thursday evenings, bringing many vendors and attractions. The concert series continues, and a one day festival, Bayfair, will be held on June

13, 2015. The festival will combine the efforts of BAYarts, the Bay Village Historical Society, The Village Project, the Lake Erie Nature and Science Center, Huntington Playhouse, and Vento's Restaurant.

Mr. Winzig thanked everyone for their support and encouraged visitors to BAYarts. Ms. Heaton thanked Council for allowing their presence this evening.

REPORTS

Law Director Ebert had no report this evening.

Finance Director Mahoney encouraged everyone to file their Regional Income Tax Agency (R.I.T.A.) taxes early this year. The City of North Ridgeville, on Wednesday, March 4, 2015, from 1 p.m. to 7 p.m., will offer assistance in the completion of R.I.T.A. income taxes. Filers can also go to ritaohio.com and file online.

Recreation Director Enovitch reported over 660 youth basketball participants this past season, aging from Kindergarten to high school. The Recreation Department collaborated with other communities which gave the kids a positive experience playing in the facilities of neighboring cities.

Service/Safety Director Thomas reported that this week the Service Department has taken possession of their new sewer camera truck. When going through state bids, the best trade-in value that could be received was \$15,000. Late last fall, the City began using Govdeals.com. The truck sold on Govdeals.com for \$51,250. A city in Illinois purchased the truck and will come to Bay Village to pick up the truck. Mr. Thomas credited the successful sale to the exposure on the internet of the item for sale.

Community Services Director Selig had no report this evening.

Police Chief Spaetzel advised that on Wednesday, March 4, 2015, the Bay Village Police Department will be transitioning to a next generation 911 system, replacing the current 911 system. Those who call the 911 number will not see a difference, however the new system is IP based and in the future will enable people to text 911. All the equipment has been received for free from Cuyahoga County, including a new hardware system in place as well as the necessary software. Bay Village is the first city to go on line this Wednesday. The new software has a mapping capability and in the near future the texting will reveal the location of the caller.

Fire Chief Lyons advised that an entry-level Firefighter examination was conducted by the Bay Village Civil Service Commission this past Saturday, February 28, 2015. Nearly 140 applicants were on file to take the test, noting the competitiveness of Bay Village as an employer. A number of cities through Northeast Ohio are getting fewer than half than number as applicants for the test. Chief Lyons complimented the work of the Civil Service Commission.

COMMUNICATIONS

Ward 3 Councilwoman Karen Lieske advised of a Ward 3 Town Hall Meeting on Tuesday, April 14, at 7 p.m., in the City Council Chambers. Mrs. Lieske stated that this will be a follow-up to the ward meeting she had last fall with Councilman Paul Vincent, combining Wards 2 and 3 as the Heart of the City. This meeting is in response to a request for an individual Ward 3 meeting.

The Clerk of Council reported that the following communications were received and are on file in the Clerk of Council office for public inspection:

Letter dated February 28, 2015 from the Bay Park Beach Company, encouraging City Council to VOTE FOR approval of the water service agreement with the Cleveland Division of Water.

AUDIENCE

The following audience members signed in this evening: Dick Majewski, Ilona Farkas, Tom Vickers and Tracy Stier, Allen and Marcy Clever, Mary Wise, Diane DeRubba, Jennifer Voss, Regis Garrity, Dennis McNulty, Jeff Kellerman, Laura Keane, Russell Thompson, Denny Wendell, David and Karen Brill, David Coury, Jeff Gallatin.

Mr. Koomar called for comments from the audience. There were no comments.

ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE

Mr. Lee introduced **Ordinance No. 15-09** authorizing the purchase of two (2) Lifepak 15 ECG Monitors and one (1) Lucas 2 Chest Compression Machine, 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. 15-09.

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. 15-09, an emergency measure, by a vote of 7-0.

FINANCE AND CLAIMS

Mr. Clark introduced **Resolution No. 15-10** authorizing the filing of a Bureau of Workers Compensation Safety Grant Application, 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. 15-10.

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. 15-10, an emergency measure, by a vote of 7-0.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE

Mr. Tadych introduced **Ordinance No. 15-11** authorizing the Mayor to enter into an agreement with A&A Safety, Inc., for the 2015 Pavement Marking and Striping Program, 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. 15-11.

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

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Nays -None

Roll Call on Adoption:

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

Nays–None.

Mr. Koomar announced adoption of Ordinance No. 15-11, an emergency measure, by a vote of 7-0.

Mr. Tadych introduced **Ordinance No. 15-12** authorizing the Mayor to enter into an agreement with Westview Concrete for the furnishing of ready mix concrete, 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. 15-12.

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. 15-12, an emergency measure, by a vote of 7-0.

Mr. Tadych introduced **Ordinance No. 15-13** authorizing the Mayor to enter into an agreement with Stoneco, Inc., dba Allied Corporation, Inc., for street resurfacing material and services, 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. 15-13.

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:

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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. 15-13, an emergency measure, by a vote of 7-0.

Mr. Tadych introduced **Ordinance No. 15-14** authorizing the Mayor to enter into an agreement with Shelly Materials Inc., for street resurfacing material and services, 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. 15-14

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, Clerk, 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. 15-14, an emergency measure, by a vote of 7-0.

Motion by Tadych authorizing the Director of Public Service to advertise for bids for the 2015 Pavement Maintenance and Resurfacing Program.

Motion carried 6-0.

A meeting of the Public Improvements, Streets, Sewers and Drainage Committee will be held on Thursday, March 5, 2015, at 6:30 p.m. in the Conference Room of Bay Village City Hall to review proposed Codified Ordinance Chapter 916, Foundation Drain Disconnection.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Mrs. Lieske read, by title only, **Ordinance 15-05** amending Codified Ordinance 1305.02 regarding Fees for Building Permits, and declaring an emergency (Second Reading) (First Reading 2-23-15). This will be increasing the deposit from \$800 to \$1000 prior to the review of topographic site improvements and/or landscaping plans. This will allow the city to avoid having to collect additional revenue during this process, and possibly be in a position to refund a few dollars rather than going back and asking for more.

Ordinance No. 15-05 was placed on second reading.

Mrs. Lieske read, by title only, **Ordinance 15-06** amending Codified Ordinance 1307.02 regarding Fees for Inspection of Plans and Specifications Governed by the Residential Code of Ohio, and declaring an emergency (Second Reading) (First Reading 2-23-15). This separates out the HVAC and Plumbing, which had been combined.

Ordinance No. 15-06 was placed on second reading.

Mrs. Lieske referred to **Resolution 15-07** approving, for record purposes, southern extension of Crestview Drive, and declaring an emergency (Second Reading) (First Reading 2-23-15). Mrs. Lieske stated that she thought this resolution was subject to revision after last week's reading. Law Director Ebert stated that he is awaiting information from Mr. O'Neill, the developer.

Mr. Lee stated that when this resolution was discussed in the committee session he was fine with adding to the resolution conditioned on receipt of the items that are outstanding so that it could move forward. The open items are Item (C) and (D) of Section 1109.03 (d).

Resolution No. 15-07 is moved to second reading. The resolution will stay on second reading pending receipt of Items (C) and (D) of Section 1109.03 (d).

RECREATION AND PARK IMPROVEMENTS COMMITTEE

Mr. Henderson had no report this evening.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Vincent had no report this evening.

AUDIENCE

Laura Keane, 26523 Knickerbocker Road, stated that she is present tonight because last year at this time she called the Mayor's office to report snow blower damage due to newspapers and telephone books being left on the sidewalks. The phone book ruined the snow blower last year. This year their neighbor across the street had to buy a new snow blower for the same reason, and Mrs. Keane again suffered damage this year to her snow blower. A letter was received from the

Mayor this year about the necessity of keeping sidewalks clear. The people who deliver telephone books should not be permitted to bring phone books this time of the year if they cannot bring them to an area away from the sidewalk. Perhaps the City can suggest they deliver them in the spring or summer.

Law Director Ebert stated that Mrs. Keane has made a good point. The companies will be contacted.

Mr. Vincent suggested that the persons who deliver the phone books should be required to enroll as a solicitor with the Police Department in compliance with the City's solicitation ordinance.

MISCELLANEOUS

In compliance with Section 121.22 of the Ohio Revised Code, Mr. Clark **MOVED** to convene to Executive Session at 8:45 p.m. regarding contracts: Cleveland Water Agreement and litigation specifically involving Becky Olson and James Violette versus the City of Bay Village.

Roll Call Vote: Yeas- Clark, Henderson, Koomar, Lee, Lieske, Vincent. Nays – Tadych. Motion passed 6-1.

Also present in Executive Session was Law Director Ebert.

Council reconvened in an open meeting at 8:59 p.m. Present were: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 9:01 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council

CITY OF BAY VILLAGE, OHIO
ORDINANCE NO. 15-
By: Clark

To amend appropriations for the current and other expenditures of the City of Bay Village for the fiscal year 2015, as previously appropriated in annual appropriation 14-107.

NOW, THEREFORE, be it ordained by the Council of the City of Bay Village, State of Ohio:

Section 1: That to provide for the current expenses and other expenditures of the City of Bay Village during the fiscal year ending December 31, 2015, the following sums be and they are hereby set aside and appropriated from the funds herein specified as follows, to wit:

Section 2: That there be appropriated transferred and advanced from the following funds and as further detailed in the Schedules attached hereto as Exhibit "A" and Exhibit "B" and incorporated herein:

General Fund - 100						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
100	Total General Fund	\$ 6,901,462	\$ 3,453,490	\$ 39,200	\$ 647,464	\$ 11,041,616

Special Revenue Fund Group - 200						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
210	Emergency Paramedic	\$ 981,240	\$ 65,075	\$ 12,200	\$ -	\$ 1,058,515
230	Parks and Recreation	633,960	264,000	4,500	-	902,460
231	Community Gym Capital Improvement	-	-	10,000	-	10,000
235	Bay Family Services	-	42,400	-	-	42,400
236	Community Diversion	-	5,400	-	-	5,400
240	Equipment Replacement	-	-	925,000	-	925,000
240	Private Property Maintenance	3,668	191,700	-	-	195,368
250	State Highway	-	50,000	-	-	50,000
270	Street Construction	656,930	430,600	722,000	60,000	1,869,530
280	Police Pension	358,616	-	-	-	358,616
281	Fire Pension	478,723	-	-	-	478,723
282	Accrued Benefits	140,000	-	-	-	140,000
284	Endowment Trust	-	25,188	-	-	25,188
290	Senior Programs	-	50,500	-	-	50,500
292	Law Enforcement	-	4,000	-	-	4,000
293	Drug Fine/Bail Forfeiture	-	500	-	-	500
294	Alcohol Intervention	-	1,500	-	-	1,500
200	Total Special Revenue Funds	\$ 3,253,024	\$ 958,863	\$ 1,673,700	\$ 60,000	\$ 5,945,587

Debt Service Fund Group - 300						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
300	General Bond Retirement	\$ -	\$ 3,668,490	\$ -	\$ -	\$ 3,668,490

Capital Project Fund Group - 400						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
480	Walker Road Park		220			220
490	Public Improvement			240,000		240,000
495	Municipal Building Improvements			40,000		40,000
400	Total Capital Project Fund Group	\$ -	\$ 220	\$ 280,000	\$ -	\$ 280,220

Enterprise Fund Group - 500						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
520	Pool	\$ 214,700	\$ 116,500	\$ 70,000	\$ -	\$ 401,200
580	Sewer	792,225	1,555,164	196,000	74,000	2,617,389
500	Total Enterprise Fund Group	\$ 1,006,925	\$ 1,671,664	\$ 266,000	\$ 74,000	\$ 3,018,589

Internal Service Fund Group - 600						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
600	Health Insurance	\$ -	\$ 1,420,920	\$ -	\$ -	\$ 1,420,920
601	General Insurance	-	200,600	-	-	200,600
602	Workers Compensation	230,444	-	-	-	230,444
600	Total Internal Service Fund Group	\$ 230,444	\$ 1,621,520	\$ -	\$ -	\$ 1,851,964

Trust Fund Group - 800						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
810	Cahoon Park	\$ -	\$ 68,200	\$ -	\$ -	\$ 68,200
820	Cahoon Memorial	-	3,300	-	-	3,300
830	Cahoon Library	-	8,000	-	-	8,000
840	Waldeck	-	5,500	-	-	5,500
860	Dwyer	-	5,000	-	-	5,000
861	Community Gardens	-	2,500	-	-	2,500
800	Total Trust Fund Group	\$ -	\$ 92,500	\$ -	\$ -	\$ 92,500

Deposit Fund Group - 900						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
930	Building Deposits	\$ -	\$ 30,000	\$ -	\$ -	\$ 30,000
931	Security Deposits	-	22,000	-	-	22,000
900	Total Deposit Fund Group	\$ -	\$ 52,000	\$ -	\$ -	\$ 52,000

Grand Total All Funds	\$ 11,391,855	\$ 11,518,747	\$ 2,258,900	\$ 781,464	\$ 25,950,966
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Itemized list of Transfers and Advances by Fund	
Description	Amount
General Fund to Parks and Recreation	\$ 430,000
General Fund to Community Gym	8,064
General Fund to Street Construction	100,000
General Fund to Cahoon Income	25,000
General Fund to Cahoon Trust	2,000
General Fund to Cahoon Library	10,000
General Fund to Bay Family Services	42,400
General Fund to Accrued Benefits	30,000
Total Transfers	\$ 647,464
Sewer Fund to Infrastructure Improvement	\$ 74,000
Street Construction to Infrastructure Improvement	60,000
Total Advances and Advance Repayments	\$ 134,000
Total Transfers and Advances	\$ 781,464

Section 3: That the City Director of Finance be and is hereby authorized and directed to draw warrants against the appropriations set forth upon presentation of proper vouchers.

Section 4: That all expenditures within the fiscal year ending December 31, 2015 shall be made in accordance with the code accounts set forth above, and shall be made within the appropriations herein provided ("Appropriations" as used means the total amount appropriated for an individual fund).



Section 5: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6: This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City, and therefore shall take effect immediately upon its enactment and approval by the Mayor.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

MAYOR

EXHIBIT "A"
SCHEDULE OF BUDGETS BY DEPARTMENT FOR GENERAL FUND

Department	Personal Service	Other	Equipment Replacement	Transfers	Total
Council	\$ 59,200.00	\$ 9,150.00	\$ -	\$ -	\$ 68,350.00
Clerk of Council	51,510.00	900.00	-	-	52,410.00
Mayor	129,900.00	7,400.00	1,000.00	-	138,300.00
Law	109,120.00	112,000.00	-	-	221,120.00
Finance	269,441.00	30,250.00	1,200.00	-	300,891.00
Taxation	-	183,000.00	-	-	183,000.00
General Administration	195,900.00	505,800.00	-	647,464.00	1,349,164.00
Civil Service	-	4,550.00	-	-	4,550.00
Planning Commission	-	950.00	-	-	950.00
Zoning Board of Appeals	-	900.00	-	-	900.00
Service	1,836,377.00	1,813,600.00	10,500.00	-	3,660,477.00
Fire	1,487,536.00	95,300.00	14,000.00	-	1,596,836.00
Police	2,539,570.00	292,390.00	12,500.00	-	2,844,460.00
Central Dispatch	-	128,750.00	-	-	128,750.00
Building	-	255,075.00	-	-	255,075.00
Architecture Board of Review	-	25.00	-	-	25.00
Community Services	222,908.00	13,450.00	-	-	236,358.00
GRAND TOTAL	\$ 6,901,462.00	\$ 3,453,490.00	\$ 39,200.00	\$ 647,464.00	\$ 11,041,616.00

EXHIBIT "B"
SCHEDULE OF CAPITAL PROJECTS AND EQUIPMENT APPROPRIATIONS BY FUND

Fund	Description	Amount
Equipment Replacement (240)		
	Computer Replacements	26,000.00
	Phone System (From 2012)	50,000.00
	Council Microphones (outside funding)	18,000.00
	Fire - Equipment	60,000.00
	Fire - Car 18	30,000.00
	Police - Car 1129	43,000.00
	Police - CAD/RMS System	33,000.00
	Service - Scareb (from 2014)	230,000.00
	Service - Truck #45 - Utility Body (from 2014)	30,000.00
	Service - Fuel Dispensing System	30,000.00
	Service - Truck 31 Super Duty Dump	60,000.00
	Service - 14 Utility Body	50,000.00
	Service - 560 Grooming Mower	13,000.00
	Service - 60 Sewer Video Inspection Truck	252,000.00
Total Equipment Replacement (240)		925,000.00
Street Construction (270)		
	Walmar	110,000.00
	Fire Parking Lot	12,000.00
	Streets TBD	600,000.00
Total Street Construction (270)		722,000.00
Public Improvement (490)		
	Fire - Building Assessment	
	City Hall - Parking Lot	240,000.00
	Bay Lodge	
Total Public Improvement (490)		240,000.00
Municipal Building Improvement (495)		
	Fire - Building Assessment	15,000.00
	City Hall Clock Tower	14,140.00
	Bay Lodge	25,000.00
Total Municipal Building Improvement (495)		54,140.00
Pool (520)	Aquatic Repair	60,000.00
Sewer (580)	Sunset Engineering	136,000.00
	Douglas/Russell/Lake Source Control	30,000.00
	Huntington/Longbeach Lift Station	30,000.00
Total Sewer (580)		196,000.00
GRAND TOTAL		\$ 2,197,140.00

ORDINANCE NO.
INTRODUCED BY:

AN ORDINANCE
**AMENDING SECTION 1 OF ORDINANCE 14-112 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 2015 AND THEREAFTER,
 AND DECLARING AN EMERGENCY.**

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

SECTION 1. That April 1, 2015 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:

	January 1, 2015 and thereafter	April 1, 2015 and thereafter
1. Director of Finance	\$93,386	\$93,386
2. Assistant Finance Director	\$67,713	\$67,713
3. Accounts Payable Coordinator	\$17.57 – \$20.12 per hour	\$17.57 – \$20.12 per hour
4. Part-time Human Resources Administrator	28.00 per hour	28.00 per hour
5. Part-time Clerical	\$11.68 – \$15.91 per hour	\$11.68 – \$15.91 per hour
6. Director of Law	\$72,296	\$72,296
7. Prosecutor	\$33,922	\$33,922
8. Dir. Public Service & Properties	\$90,515	\$90,515
9. General Foreman	\$73,425	\$73,425
10. Supervisor	\$75,485	\$75,485
11. Sewer Collections Foreman	\$59,160	\$59,160
12. Infrastructure Manager	\$64,260	\$64,260
13. Property Maintenance Inspector	\$58,000	\$59,160

14. Projects Coordinator	\$30.60 per hour	\$30.60 per hour
15. Part-time	\$7.95 – \$17.22 per hour	\$7.95 – \$17.22 per hour
16. Seasonal	\$7.95 – \$16.64 per hour	\$7.95 – \$16.64 per hour
17. Director of Recreation	\$73,361	\$73,361
18. Asst. Recreation Director	\$43,135	\$43,135
19. Assistant to Mayor	\$45,509	\$45,509
20. Clerk of Council	\$50,210	\$50,210
21. Fire Chief	\$100,864	\$100,864
22. Police Chief	\$100,864	\$100,864
23. Deputy Police Officer		
Start	\$22.88 per hour	\$22.88 per hour
After 2080 hours	\$25.43 per hour	\$25.43 per hour
After 4160 hours	\$28.82 per hour	\$28.82 per hour
After 6240 hours	\$32.83 per hour	\$32.83 per hour
24. School Guard	\$9.61 – \$14.17 per hour	\$9.61 – \$14.17 per hour
25. Jailer/Matron	\$14.17 per hour	\$14.17 per hour
26. Director of Community Services	\$58,000	\$59,160
27. Assistant Director of Community Services	\$35,000	\$35,700
28. Senior Van Driver	\$8.94 – \$12.55 per hour	\$8.94 – \$12.55 per hour
29. Safety Director	\$5,100	\$5,100

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 14-112 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

ORDINANCE NO. 14-112
INTRODUCED BY: Mr. Clark

First Reading 12-8-14 – Amended by
Reading, Line 6
Second Reading 12-15-14

AN ORDINANCE
**AMENDING SECTION 1 OF ORDINANCE 14-98 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 2015 AND THEREAFTER,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That January 1, 2015 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:

	November 10, 2014 and thereafter	January 1, 2015 and thereafter
1. Director of Finance	\$91,555	\$93,386
2. Assistant Finance Director	\$66,385	\$67,713
3. Accounts Payable Coordinator	\$17.23 – \$19.73 per hour	\$17.57 – \$20.12 per hour
4. Part-time Human Resources Administrator	0.00	28.00 per hour
5. Part-time Clerical	\$11.45 – \$15.60 per hour	\$11.68 – \$15.91 per hour
6. Director of Law	\$70,878	\$72,296
7. Prosecutor	\$33,257	\$33,922
8. Dir. Public Service & Properties	\$88,740	\$90,515
9. General Foreman	\$71,985	\$73,425
10. Supervisor	\$74,005	\$75,485
11. Sewer Collections Foreman	\$58,000	\$59,160
12. Infrastructure Manager	\$63,000	\$64,260

13. Property Maintenance Inspector	\$58,000	\$58,000
14. Projects Coordinator	\$30.00 per hour	\$30.60 per hour
15. Part-time	\$7.95 – \$16.88 per hour	\$8.10 – \$17.22 per hour
16. Seasonal	\$7.95 – \$16.31 per hour	\$8.10 – \$16.64 per hour
17. Director of Recreation	\$71,923	\$73,361
18. Asst. Recreation Director	\$42,289	\$43,135
19. Assistant to Mayor	\$44,617	\$45,509
20. Clerk of Council	\$49,225	\$50,210
21. Fire Chief	\$98,886	\$100,864
22. Police Chief	\$98,886	\$100,864
23. Deputy Police Officer		
Start	\$22.43 per hour	\$22.88 per hour
After 2080 hours	\$24.93 per hour	\$25.43 per hour
After 4160 hours	\$28.25 per hour	\$28.82 per hour
After 6240 hours	\$32.19 per hour	\$32.83 per hour
24. School Guard	\$9.61 – \$13.89 per hour	\$9.61 – \$14.17 per hour
25. Jailer/Matron	\$13.89 per hour	\$14.17 per hour
26. Director of Community Services	\$58,000	\$58,000
27. Assistant Director of Community Services	\$35,000	\$35,000
28. Senior Van Driver	\$8.94 – \$12.30 per hour	\$8.94 – \$12.55 per hour
29. Safety Director	\$5,000	\$5,000

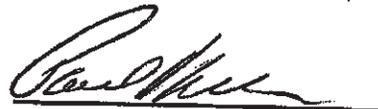
The individual who may serve pro-tem as Secretary to Council or as Secretary to Planning Commission, Board of Zoning Appeals, Recreation Commission, Civil Service Commission, Architectural Board of Review, Tree Commission or Charter Review Committee shall be paid fifty dollars (\$50.00) for the first 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 14-98 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: December 29, 2014


PRESIDENT OF COUNCIL


CLERK OF COUNCIL

APPROVED: December 30, 2014


MAYOR

11-6-14 11

I, _____
Clerk of
Council of the City of Bay Village, Ohio,
hereby certify that _____
was posted for a period of fifteen days
beginning _____
at the three Designated Posting Places.

AN ORDINANCE
AMENDING CODIFIED ORDINANCE 1305.02 REGARDING FEES
FOR BUILDING PERMITS, AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance Section 1305.02 which presently reads as follows:

1305.02 FEES FOR BUILDING PERMITS.

Fees for building permits shall be:

(a) Building Permits

	Base Fee	Fee per square foot
(1) New construction		
(a) 1, 2 or 3 family residential building	\$180.00	.09
Foundation only	\$180.00	
(b) Commercial building	\$250.00	.10

A \$500.00 refundable deposit shall be submitted prior to the issuance of the permit for a new dwelling unit.

A \$1,000.00 refundable deposit shall be submitted prior to the issuance of a permit for a new commercial building.

The Building Director and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damage or removed, and not replaced, during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

Engineer's and Horticulturist Fees, Commercial Project and Residential Developments with more than 1 Dwelling. A deposit of \$2,500.00 is required prior to review of topographic, site improvement plans and/or landscape plans. Preliminary review, additional submittals requested and review of amended submittals shall be charged against the deposit. Additional funds shall be submitted to maintain the deposit balance at \$2,500.00 when the balance becomes \$500.00 or less. The balance, after deductions, will be refunded following the completion of the project.

Engineer and Horticulturist Fees, Residential Projects. A deposit of \$800.00 is required prior to review of topographic, site improvement plans and/or landscape plans. Preliminary review, additional submittals requested and review of amended submittals shall be charged against the deposit. Additional funds shall be submitted to maintain the deposit balance of \$800.00 when the balance becomes \$250.00 or less. The balance, after deductions, will be refunded following the completion of the project.

Rates for such services shall be determined from the fee schedule of the City Engineer and City Horticulturist.

The Building Director and/or Service Director shall, at their discretion, require the services of the City Engineer and City Horticulturist.

	Base Fee
(2) Demolition or raze accessory building	\$50.00
Demolition or raze dwelling	\$100.00
Demolition or raze commercial building	\$200.00

A \$500.00 refundable deposit shall be submitted for dwelling unit demolition permits.

A \$750.00 refundable deposit shall be submitted for commercial building demolition permits.

The Building Director and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair any right-of-way area or surface damaged during the demolition process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

(3)	Alterations and Additions	Base Fee	Fee per square foot
A.	1, 2 or 3 family residential building	\$60.00	.09
B.	Commercial Building	\$125.00	.10
	Electrical Installations		
(1)	1, 2 or 3 family residential		
	a) New construction and additions	\$75.00	.05
	b) Remodeling/alterations	\$30.00	.05
	Hot Water Heater	\$25.00	
	Separate Permits:		
	Temporary Service Permit	\$75.00	
	New Service Permit	\$75.00	
	Generator Permit	\$75.00	
(2)	Commercial Buildings		
	(a) New Construction and Additions	\$125.00	.10
	(b) Remodeling/alterations/interior demolition	\$75.00	.10
	Transformers, heaters, etc.	\$24.00	
	Communication		

	system/intercom	\$75.00	
	Temporary Service		
	Permit	\$75.00	
	New Service		
	Permit	\$75.00	
C.	Plumbing, Sewers, Underground Utilities		
(1)	1, 2 or 3 family residential		
	(a) New construction and additions	\$60.00	.03
	(b) Remodeling/alterations	\$30.00	.03
	Each plumbing fixture	\$25.00	
	Hot water tank	\$25.00	
	Water service, sanitary and storm connections and laterals (each) including repairs	\$30.00	
	Gas lines, new	\$30.00	
	Exterior storm water basins (each) includes piping	\$30.00	
(2)	Commercial Buildings		
	(a) New construction and additions	\$125.00	.10
	(b) Remodeling/alterations	\$75.00	.10
	Each plumbing fixture	\$25.00	
	Hot water tank	\$25.00	
	Water service, sanitary and storm connections and laterals (each) including repairs	\$60.00	
	Gas line, new	\$60.00	
	Exterior storm water basins (each) includes piping	\$30.00	

A deposit of \$250.00 shall be submitted prior to the issuance of a permit for sewer service line work completed on private property, not including any work completed in a dwelling unit or commercial building, or any excavations which require the removal of public sidewalks and/or excavating in the right-of-way area. The Building Official and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damaged during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

All excavations, which require the removal of public sidewalks and/or excavating in the right-of-way area, shall require a \$500.00 refundable deposit at the time of permit application.

All excavations, which require the removal of street pavement or boring beneath public streets, shall require a \$1,000.00 refundable deposit at the time of permit application.

The Building Director and/or Service Director shall use the deposit, at the discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damaged or removed and not replaced during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

	Base Fee	Fee per square foot
D. Heating and Air Conditioning		
(4) New Dwelling	\$60.00	.03
Each heating unit and/or a/c unit	\$30.00	
Alterations and/or additions to existing residential duct work	\$30.00	.03
(5) New Commercial	\$125.00	.07
Each heating unit and/or a/c unit	\$60.00	
Alterations and/or Additions to existing commercial duct work	\$50.00	.07
Commercial or Industrial conversion or replacement, per unit	\$60.00	
(6) Solar Heat/Geothermal System		
(a) Residential	\$125.00	
(a) Commercial	\$250.00	
E. Miscellaneous Fees/Permits/Boards/Commissions		
Roofing and siding jobs	\$50.00	
Window and door replacement	\$50.00	
Garages, accessory buildings and structures	\$30.00	.09
Garage pad/floor	\$30.00	
Swimming pools	\$60.00	
Grade Setting	\$75.00	
Concrete, asphalt, or other improved driveway surface	\$60.00	
Apron	\$30.00	
Commercial parking lots, per 5000 sq. ft. or part thereof	\$75.00	

Sidewalk/patio	\$30.00
Grading permit fee:	
Residential	\$60.00
Commercial	\$125.00
Fireplaces (each)	\$60.00
Fences	\$30.00
Retaining walls	\$60.00
Elevators	\$125.00
plus per floor	\$30.00
Security system	\$60.00
Fire alarm system	\$90.00
plus per device	\$.20
Fire suppression system	\$90.00
plus per head	\$.20
Commercial kitchen hood and hood suppression	\$100.00
Communication tower	\$300.00
Water proofing	\$60.00
Lawn sprinkler system	\$50.00

Any damage done by City employees to sprinkler systems installed in City right- of-way areas shall be the sole expense and responsibility of the property owner.

Any miscellaneous permit not heretofore listed shall have a fee charged per the most similar listed permit as determined by the Building Department.

F.	Sign Permit	
	Signs not in excess of 24 sq. ft.	\$30.00
	Signs between 24 and 48 sq. ft.	\$60.00
	Signs over 48 sq. ft.	\$125.00
G.	Planning Commission Application	
	Residential	\$75.00
	Commercial	\$100.00
H.	Architectural Board of Review Application	\$100.00
I.	Board of Zoning Appeals Application	\$50.00
J.	Lot Splits (payable upon approval by Planning Commission.)	
(4)	Major/minor subdivision-per lot	\$50.00
(5)	Lot split	\$75.00
(6)	Re-division	\$75.00
K.	Housing License Fee	\$75.00

L.	Residential Occupancy and Use Permit	
	New dwelling	\$100.00
	Addition 750 sq. ft.	
	or larger	\$50.00
M.	Commercial Occupancy and Use Permit	\$150.00
N.	Coin Operated machines (2 for machine)	\$60.00
	(1) Replacement fee coin operated machines	\$30.00

(Ord. 14-64. Passed 6-9-14.)

be and the same is amended to read:

1305.02 FEES FOR BUILDING PERMITS.

Fees for building permits shall be:

(a) Building Permits

		Base Fee	Fee per square foot
(1)	New construction		
(a)	1, 2 or 3 family residential building	\$180.00	.09
	Foundation only	\$180.00	
(b)	Commercial building	\$250.00	.10

A \$500.00 refundable deposit shall be submitted prior to the issuance of the permit for a new dwelling unit.

A \$1,000.00 refundable deposit shall be submitted prior to the issuance of a permit for a new commercial building.

The Building Director and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damage or removed, and not replaced, during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

Engineer's and Horticulturist Fees, Commercial Project and Residential Developments with more than 1 Dwelling. A deposit of \$2,500.00 is required prior to review of topographic, site improvement plans and/or landscape plans. Preliminary review, additional submittals requested and review of amended submittals shall be charged against the deposit. Additional funds shall be submitted to maintain the deposit balance at \$2,500.00 when the balance becomes \$500.00 or less. The balance, after deductions, will be refunded following the completion of the project.

Engineer and Horticulturist Fees, Residential Projects. A deposit of \$1000.00 is required prior to review of topographic, site improvement plans and/or landscape plans. Preliminary review, additional submittals requested and review of amended submittals shall be charged against the deposit. Additional funds shall be submitted to maintain the deposit balance of

\$1000.00 when the balance becomes \$250.00 or less. The balance, after deductions, will be refunded following the completion of the project.

Rates for such services shall be determined from the fee schedule of the City Engineer and City Horticulturist.

The Building Director and/or Service Director shall, at their discretion, require the services of the City Engineer and City Horticulturist.

	Base Fee
(2) Demolition or raze accessory building	\$50.00
Demolition or raze dwelling	\$100.00
Demolition or raze commercial building	\$200.00

A \$500.00 refundable deposit shall be submitted for dwelling unit demolition permits.

A \$750.00 refundable deposit shall be submitted for commercial building demolition permits.

The Building Director and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair any right-of-way area or surface damaged during the demolition process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

(3)	Alterations and Additions	Base Fee	Fee per square foot
A.	1, 2 or 3 family residential building	\$60.00	.09
B.	Commercial Building	\$125.00	.10
	Electrical Installations		
(1)	1, 2 or 3 family residential		
	a) New construction and additions	\$75.00	.05
	b) Remodeling/alterations	\$30.00	.05
	Hot Water Heater	\$25.00	
	Separate Permits:		
	Temporary Service Permit	\$75.00	
	New Service Permit	\$75.00	
	Generator Permit	\$75.00	
(2)	Commercial Buildings		
	(a) New Construction and Additions	\$125.00	.10
	(b) Remodeling/alterations/		

	interior	\$75.00	.10
	demolition		
	Transformers, heaters, etc.	\$24.00	
	Communication system/intercom	\$75.00	
	Temporary Service Permit	\$75.00	
	New Service Permit	\$75.00	
C.	Plumbing, Sewers, Underground Utilities		
(1)	1, 2 or 3 family residential		
	(a) New construction and additions	\$60.00	.03
	(b) Remodeling/alterations	\$30.00	.03
	Each plumbing fixture	\$25.00	
	Hot water tank	\$25.00	
	Water service, sanitary and storm connections and laterals (each) including repairs	\$30.00	
	Gas lines, new	\$30.00	
	Exterior storm water basins (each) includes piping	\$30.00	
(2)	Commercial Buildings		
	(a) New construction and additions	\$125.00	.10
	(b) Remodeling/alterations	\$75.00	.10
	Each plumbing fixture	\$25.00	
	Hot water tank	\$25.00	
	Water service, sanitary and storm connections and laterals (each) including repairs	\$60.00	
	Gas line, new	\$60.00	
	Exterior storm water basins (each) includes piping	\$30.00	

A deposit of \$250.00 shall be submitted prior to the issuance of a permit for sewer service line work completed on private property, not including any work completed in a dwelling unit or commercial building, or any excavations which require the removal of public sidewalks and/or excavating in the right-of-way area. The Building Official and/or Service Director shall use the deposit, at their discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damaged during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

All excavations, which require the removal of public sidewalks and/or excavating in the right-of-way area, shall require a \$500.00 refundable deposit at the time of permit application.

All excavations, which require the removal of street pavement or boring beneath public streets, shall require a \$1,000.00 refundable deposit at the time of permit application.

The Building Director and/or Service Director shall use the deposit, at the discretion, for inspection fees, debris removal and/or repair or replacement of any right-of-way area or surface damaged or removed and not replaced during the construction process.

If at any time the deposit balance falls below 50% of the initial refundable deposit, additional funds shall be submitted immediately upon receipt of written notice from the City to bring the balance to the original required amount.

	Base Fee	Fee per square foot
D. Heating and Air Conditioning		
(4) New Dwelling	\$60.00	.03
Each heating unit and/or a/c unit	\$30.00	
Alterations and/or additions to existing residential duct work	\$30.00	.03
(5) New Commercial	\$125.00	.07
Each heating unit and/or a/c unit	\$60.00	
Alterations and/or Additions to existing commercial duct work	\$50.00	.07
Commercial or Industrial conversion or replacement, per unit	\$60.00	
(6) Solar Heat/Geothermal System		
(a) Residential	\$125.00	
(a) Commercial	\$250.00	
E. Miscellaneous Fees/Permits/Boards/Commissions		
Roofing and siding jobs	\$50.00	
Window and door replacement	\$50.00	
Garages, accessory buildings and structures	\$30.00	.09
Garage pad/floor	\$30.00	
Swimming pools	\$60.00	
Grade Setting	\$75.00	
Concrete, asphalt, or other		

improved driveway surface	\$60.00
Apron	\$30.00
Commercial parking lots, per 5000 sq. ft. or part thereof	\$75.00
Sidewalk/patio	\$30.00
Grading permit fee:	
Residential	\$60.00
Commercial	\$125.00
Fireplaces (each)	\$60.00
Fences	\$30.00
Retaining walls	\$60.00
Elevators	\$125.00
plus per floor	\$30.00
Security system	\$60.00
Fire alarm system	\$90.00
plus per device	\$.20
Fire suppression system	\$90.00
plus per head	\$.20
Commercial kitchen hood and hood suppression	\$100.00
Communication tower	\$300.00
Water proofing	\$60.00
Lawn sprinkler system	\$50.00

Any damage done by City employees to sprinkler systems installed in City right- of-way areas shall be the sole expense and responsibility of the property owner.

Any miscellaneous permit not heretofore listed shall have a fee charged per the most similar listed permit as determined by the Building Department.

F.	Sign Permit	
	Signs not in excess of 24 sq. ft.	\$30.00
	Signs between 24 and 48 sq. ft.	\$60.00
	Signs over 48 sq. ft.	\$125.00
G.	Planning Commission Application	
	Residential	\$75.00
	Commercial	\$100.00
H.	Architectural Board of Review Application	\$100.00
I.	Board of Zoning Appeals Application	\$50.00
J.	Lot Splits (payable upon approval by	

	Planning Commission.)	
(4)	Major/minor subdivision-per lot	\$50.00
(5)	Lot split	\$75.00
(6)	Re-division	\$75.00
K.	Housing License Fee	\$100.00
L.	Residential Occupancy and Use Permit	
	New dwelling	\$100.00
	Addition 750 sq. ft.	
	or larger	\$50.00
M.	Commercial Occupancy	
	and Use Permit	\$150.00
N.	Coin Operated machines	
	(2 for machine)	\$60.00
	(1) Replacement fee coin	
	operated machines	\$30.00

and present Section 1305.02 is hereby repealed.

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, safety and welfare, 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

HOUSING LICENSE INFORMATION FOR OTHER JURISDICTIONS

CITY	AMOUNT OF HOUSING LICENSE	INSPECTION YES OR NO	RE -INSPECTION FEE	NOTES
AVON	NO RENTALS			
AVON LAKE	NO RENTALS			
BROOK PARK	100.00	YES YEARLY	NO	LICENSE REQUIRED YEARLY
FAIRVIEW PARK	100.00	YES YEARLY	NO	LICENSE REQUIRED YEARLY
MIDDLEBURG HEIGHTS	100.00	YES YEARLY	NO	LICENSE REQUIRED YEARLY
NORTH OLMSTED	SINGLE FAMILY HOME \$30.00 TWO FAMILY HOME \$45.00 THREE FAMILY HOME \$60.00	YES YEARLY	NO	LICENSE REQUIRED YEARLY
OLMSTED FALLS	NO – THEY HAVE RENTALS BUT DO NOT GO AFTER THEM			
ROCKY RIVER	1 RENTAL UNIT - \$50.00 2 RENTAL UNITS - \$80.00 3 RENTAL UNITS - \$100.00 \$20.00 FOR EVERY UNIT OVER THE FIRST THREE	YES YEARLY	NO	LICENSE REQUIRED YEARLY
WESTLAKE	1 RENTAL UNIT - \$50.00 2 RENTAL UNITS - \$80.00 3 RENTAL UNITS - \$100.00	YES YEARLY	NO	LICENSE IS GOOD FOR 24 MONTHS – YOU MUST GET A RENTAL LICENSE THIS YEAR AND EVERY OTHER YEAR

AN ORDINANCE
AMENDING CODIFIED ORDINANCE 1307.02 REGARDING FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS GOVERNED BY THE RESIDENTIAL CODE OF OHIO, AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance Section 1305.02 which presently reads as follows:

1307.02 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS GOVERNED BY THE RESIDENTIAL CODE OF OHIO.

(a) The fees and charges for the inspection of plans and specifications which are governed by the Residential Code of Ohio shall be as follows:

New Dwellings
Plan Examination Fee
Type of Construction
Documents

Base Fee

Level (includes all usable space)

(1) Structural	\$75.00
(2) HVAC and Plumbing	\$35.00
(3) Plumbing	\$35.00
(34) Electrical	\$35.00
(45) Fire Suppression	\$35.00

Additions, alterations, decks, detached garages, accessory structure

Type of Construction
Documents

Base Fee

Level (includes all usable space)

(1) Structural	\$35.00
(2) HVAC and Plumbing	\$25.00
(3) Plumbing	\$25.00
(34) Electrical	\$25.00
(45) Fire Suppression	\$25.00

(b) Plan review fees are required to be paid prior to the issuance of permits.
(Ord. 13-102. Passed 2-24-14.)

be and the same is amended to read:

1307.02 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS GOVERNED BY THE RESIDENTIAL CODE OF OHIO.

(a) The fees and charges for the inspection of plans and specifications which are governed by the Residential Code of Ohio shall be as follows:

New Dwellings

Plan Examination Fee

Type of Construction	Base Fee
Documents	

Level (includes all usable space)

(1) Structural	\$75.00
(2) HVAC	\$35.00
(3) Plumbing	\$35.00
(4) Electrical	\$35.00
(5) Fire Suppression	\$35.00

Additions, alterations, decks, detached garages, accessory structure

Type of Construction	Base Fee
Documents	

Level (includes all usable space)

(1) Structural	\$35.00
(2) HVAC	\$25.00
(3) Plumbing	\$25.00
(4) Electrical	\$25.00
(5) Fire Suppression	\$25.00

(b) Plan review fees are required to be paid prior to the issuance of permits.

and present Section 1307.02 is hereby repealed.

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, safety and welfare, 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

1-2-15 II

RESOLUTION NO. 15-07
INTRODUCED BY: Mrs. Lieske

First Reading 2-23-15
Amended by Reading

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:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

RESOLUTION NO. 15-07
INTRODUCED BY: Mrs. Lieske

First Reading 2-23-15
Second Reading 3-2-15

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:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR



Lorain County Title Company
424 Middle Avenue
P.O. Box 89
Elyria, Ohio 44035
Phone 440-284-5100 Fax 440-284-5161
www.landam.com

FYI
3-24-04

March 19, 2004

Bradley Center Ltd.
C/O ONM
34100 Center Ridge Rd., Ste. 10
North Ridgeville, Ohio 44039



RE: 152223J
Snively Development Company to Bradley Center LTD
Bradley Rd
Bay Village OH 44040

ENCLOSED:

1. Deed, Document Number 200311260585
2. Owner's Policy No.: OPO 0152223

We hope that the above enclosures meet with your approval.

Sincerely,

Alesha Weaver
Service Department

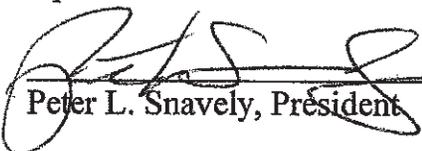
LIMITED WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that **SNAVELY DEVELOPMENT COMPANY**, an Ohio corporation (the "Grantor"), who claims title by or through instrument recorded as Instrument No. 200303190488 of Cuyahoga County Records, for the consideration of Ten Dollars (\$10.00) and other good and valuable consideration, received to its full satisfaction of **BRADLEY CENTER, LTD.**, an Ohio limited partnership (the "Grantee"), whose tax mailing address will be 605 Bradley Road, Bay Village, Ohio 44140, does give, grant, bargain, sell and convey unto the said Grantee, its successors and assigns, with limited warranty covenants, the premises situated in the City of Bay Village, County of Cuyahoga and State of Ohio and more fully described in Exhibit "A" attached hereto and made a part hereof as if fully rewritten herein.

TO HAVE AND TO HOLD the above granted and bargained premises, with the appurtenances thereof, unto the said Grantee, its successors and assigns forever, and that the same are free and clear from all encumbrances whatsoever except easements, conditions, reservations and restrictions of record, zoning and other building regulatory ordinances, and real estate taxes and assessments, general and special, not yet due and payable; and that it will warrant and defend said premises, with the appurtenances thereunto belonging, unto the said Grantee, its successors and assigns, forever, against the lawful claims and demands of Grantor and all persons claiming by, through or under Grantor, except as aforesaid.

IN WITNESS WHEREOF, said Grantor has executed this Limited Warranty Deed this 7 day of November, 2003.

SNAVELY DEVELOPMENT COMPANY, an
Ohio corporation

By: 
Peter L. Snavely, President

203
16
002

EXHIBIT "A"

CUYAHOGA COUNTY RECORDER
200311260585 PAGE 2 of 3

Situated in the City of Bay Village, County of Cuyahoga and State of Ohio, known as being part of Original Dover Township Lot No. 82 and known, bounded and described as follows:

Beginning on the center line of Bradley Road, 86 feet wide, (which is also the Westerly line of Original Lot No. 82), at the Southwesterly corner of land conveyed to Christian Dieterich by Deed dated January 31, 1888, and recorded in Volume 422, Page 151 of Cuyahoga County Records;

Thence North 88° 33' 13" East a distance of 738.00 feet, along the Southerly line of land conveyed to Christian Dieterich as first aforesaid, to a point being the principal place of beginning;

Thence North 88° 33' 13" East a distance of 437.73 feet to the Westerly line of land conveyed to Evangelical Lutheran Missionary Grounds Association by Deed dated March 13, 1896, and recorded in Volume 642, Page 54 of Cuyahoga County Records;

Thence South 0° 00' 55" East a distance of 259.79 feet to the Northerly line of land conveyed to the New York, Chicago and St. Louis Railroad by Deed dated June 8, 1885, and recorded in Volume 380, Page 566 of Cuyahoga County Records;

Thence South 88° 33' 13" West a distance of 434.50 feet along the Northerly line of land conveyed to the New York, Chicago and St. Louis Railroad as first aforesaid, to a point;

Thence North 0° 43' 37" West a distance of 259.73 feet to the place of beginning, containing 2.600 acres, according to a survey made November 1982 by the Henry G. Reitz Engineering Company, by the same more or less, but subject to all legal highways, conditions, easements, and restrictions of record.

Together with those appurtenant easements contained in Article III of the Declaration of Condominium Ownership & By-Laws for Bay Commons Condominium, recorded October 13, 1983 in Volume 83-0971, Page 30 of Cuyahoga County Records.

Permanent Parcel No.: 202-16-002

ROBERT KLAIBER, C.S., P.E.
Legal Description complies with
Cuyahoga County Conveyance
Standards and is approved for
transfer:

NOV 26 2003

W. J.
Agent

STATE OF OHIO)
)
COUNTY OF Geauga) SS:

CUYAHOGA COUNTY RECORDER
200311260585 PAGE 3 of 3

BEFORE ME, a Notary Public, in and for said county and state, personally appeared the above-named SNAVELY DEVELOPMENT COMPANY, an Ohio corporation, by Peter L. Snavely, its President, who acknowledged that he did sign the foregoing instrument, and that the same was his free act and deed of said corporation and his free act and deed individually and as such officer.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Chagrin Falls, Ohio, this 7 day of November, 2003.

ELAINE T. CERNY
Notary Public, State of Ohio
My Commission Expires 3/03/08
Recorded in Geauga County

Elaine T. Cerny
Notary Public
My commission expires 12-13-08

This Instrument Prepared By:
Richard A. Rosner, Attorney At Law
Kahn Kleinman, a legal professional association
2600 Erieview Tower
1301 East Ninth Street
Cleveland, Ohio 44114-1824
(216) 696-3311

BOX: LORAIN COUNTY TITLE COMPANY
424 MIDDLE AVENUE ELYRIA, OHIO 44035
1522234

Permanent Parcel #: 202-16-002
Type Instrument: Warranty Deed
Tax District #: 3010
Grantor: SNAVELY DEVELOPMENT CO
Grantee: BRADLEY CENTER LTD
Balance Assumed: \$ 0.00
Total Consideration: \$ 175,000.00
Conv. Fee Paid: \$ 700.00
Transfer Fee Paid: \$ 0.50
Fee Paid by: ATTORNEY
Exempt Code:
Date: 11/26/2003
Tax List Year: 2003
Land Use Code: 5000
Land Value: 73,800
Building Value: 0
Total Value: 73,800
Arms Length Sale: YES
Rcpt: a-11262003-4
Inst #: 64637
Check #:
Frank Russo
CUYAHOGA COUNTY AUDITOR

OWNER'S POLICY OF TITLE INSURANCE

Issued by **Lawyers Title Insurance Corporation**



Lawyers Title Insurance Corporation is a member of the LandAmerica family of title insurance underwriters.

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, LAWYERS TITLE INSURANCE CORPORATION, a Virginia corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

IN WITNESS WHEREOF, LAWYERS TITLE INSURANCE CORPORATION has caused its corporate name and seal to be hereunto affixed by its duly authorized officers, the Policy to become valid when countersigned by an authorized officer or agent of the Company.

LAWYERS TITLE INSURANCE CORPORATION

Attest:

Secretary



By:

President

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
(b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the Insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
 - (b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (i) to timely record the instrument of transfer; or
 - (ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

NUMBER 827-0088435

LAWYERS TITLE INSURANCE CORPORATION

OWNERS

SCHEDULE A

CASE NUMBER	DATE OF POLICY	AMT OF INSURANCE	POLICY NUMBER
152223J	November 26, 2003 at 11:45 A.M.	\$175,000.00	OPO 0152223

LW

1. Name of Insured:
BRADLEY CENTER, LTD., AN OHIO LIMITED PARTNERSHIP
2. The estate or interest in the land which is covered by this Policy is:
Fee Simple
3. Title to the estate or interest in the land is vested in:
BRADLEY CENTER, LTD., AN OHIO LIMITED PARTNERSHIP
4. The land referred to in this policy is described as follows:

Situated in the City of Bay Village, County of Cuyahoga and State of Ohio, known as being part of Original Dover Township Lot No. 82 and known, bounded and described as follows:
 Beginning on the centerline of Bradley Road, 86 feet wide (which is also the westerly line of Original Lot No. 82) at the southwesterly corner of land conveyed to Christian Dieterich by deed dated January 31, 1888, and recorded in Volume 422, Page 151 of Cuyahoga County Records;
 Thence North 88 degrees 33' 13" East a distance of 738.00 feet along the southerly line of land conveyed to Christian Dieterich as first aforesaid, to a point being the principal place of beginning;
 Thence North 88 degrees 33' 13" East a distance of 437.73 feet to the westerly line of land conveyed to Evangelical Lutheran Missionary Grounds Association by deed dated March 13, 1896, and recorded in Volume 642, Page 54 of Cuyahoga County Records;
 Thence South 0 degrees 00' 55" East a distance of 259.79 feet to the northerly line of land conveyed to the New York, Chicago and St. Louis Railroad by deed dated June 8, 1885, and recorded in Volume 380, page 566 of Cuyahoga County Records;
 Thence South 88 degrees 33' 13" West a distance of 434.50 feet along the northerly line of land conveyed to the New York, Chicago and St. Louis Railroad as first aforesaid to a point;

Ken W. Hardy

Countersignature Authorized Officer of Agent

Elyria, Ohio
 Issued at (Location)

LAWYERS TITLE INSURANCE CORPORATION

OWNERS

SCHEDULE A (continued)

Office File No.: 152223J

Policy No.: OPO 0152223

Thence North 0 degrees 43' 37" West a distance of 259.73 feet to the place of beginning, containing 2.600 acres, according to a survey made November, 1982, by the Henry G. Reitz Engineering Company, be the same more or less, but subject to all legal highways.

Being the same property as conveyed to the vestee from Snavelly Development Company, an Ohio corporation, dated November 7, 2003, filed for record November 26, 2003, at 11:45 A.M., in Document No. 200311260585 of Cuyahoga County Records.

SCHEDULE B

Office File No.: 152223J

Policy No.: OPO 0152223

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. Rights or claims of parties in possession not shown by the public records.
2. Easements or claims of easements not shown by the public records.
3. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey and inspection of the premises.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Taxes and assessments, certified or not certified, which are a lien upon the premises but are not shown on the County Treasurer's (Auditor's) General Tax Duplicate.
6. Taxes for the year 2002 are paid. Subject to special taxes and assessments, if any. Taxes for the year 2003 are a lien, but are not yet due or payable.
Permanent Parcel No. 202-16-002
Caption listed to SNAVELY DEVELOPMENT COMPANY
7. Any covenant, condition or restriction referred to below indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin is omitted as provided in 42 U.S.C. Section 3604, unless and only to the extent that the restriction (a) is not in violation of state or federal law, (b) is exempt under 42 U.S.C. Section 3607, or (c) relates to a handicap but does not discriminate against handicapped people.
8. Any inaccuracy in the specific quantity of acreage contained on any survey, if any, or contained with the legal description of premises insured herein.
9. Reservations, restrictions, covenants, limitations, easements and/or other conditions as shown on plat recorded in Condominium Plat Volume 47, Page 41 of the Cuyahoga County Records.

SCHEDULE B (continued)

Office File No.: 152223J

Policy No.: OPO 0152223

10. Reservations, restrictions, covenants, limitations, easements and/or other conditions as shown on plat recorded in Condominium Plat Volume 48, Page 31 of the Cuyahoga County Records.
11. Reservations, restrictions, covenants, limitations, easements and/or other conditions as shown on plat recorded in Condominium Plat Volume 48, Page 126 of the Cuyahoga County Records.
12. Reservations, restrictions, covenants, limitations, easements and/or other conditions as shown on plat recorded in Condominium Plat Volume 49, Page 40 of the Cuyahoga County Records.
13. Standard Easement for the installation and maintenance of utilities to the City of Bay Village, filed for record February 25, 1983, in Volume 47, Page 351 of the Cuyahoga County Records.
14. Standard Easement for the installation and maintenance of a water main to the City of Bay Village and the City of Cleveland, filed for record February 25, 1983, in Volume 47, Page 359, and refiled May 11, 1983, in Volume 123, Page 173 of the Cuyahoga County Records.
15. Affidavit of Registered Surveyor reconciling conflicts in Legal Description contained in Standard Easement for the installation and maintenance of a water main, filed for record October 13, 1983, in Volume 83-0972, Page 44 of the Cuyahoga County Records.
16. Covenants, conditions, restrictions, reservations, terms, provisions, easements, liens for assessments, options, powers of attorney and limitations on title as set forth in the Ohio Revised Code Chapter 5311, or as set forth in the Declaration of Condominium Ownership and Bylaws as recorded in Volume 83-0971, Page 30 of the Cuyahoga County Records and all Amendments thereto, and no liability is assumed for any failure hereafter to comply with or abide by said covenants, restrictions, limitations, conditions, uses, agreements, options, and other provisions, including provisions for payment of money and penalties for delinquency.
17. Terms, conditions, reservations and easements as established in instrument filed for record March 19, 2003, in Instrument No. 200303190488 of the Cuyahoga County Records.
18. Anything herein to the contrary notwithstanding, this policy shall not be construed to guaranty or insure the total quantity of land or acreage described in Schedule "A" above.



Lorain County Title Company
424 Middle Avenue
P.O. Box 89
Elyria, Ohio 44035
Phone 440-284-5100 Fax 440-284-5161
www.landam.com

March 9, 2004

Bradley Center, LTD
605 Bradley Rd.
Bay Village, OH 44140

RE: 151028J
Sterkel to Bradley Center LTD
619 Bradley Road
Bay Village OH 44140

ENCLOSED:

1. Deed, Document Number 200308290099
2. Owner's Policy No.: OPO 0151028

We hope that the above enclosures meet with your approval.

Sincerely,

Alesha Weaver
Service Department

Warranty Deed

KNOW ALL MEN BY THESE PRESENTS THAT Richard A. Sterkel, George J. Sterkel and Helen E. Schoolcraft, as Trustees of the Helen E. Sterkel Trust, the Grantors, claiming title by or through instrument recorded in AFN 200001260094, Cuyahoga County Recorder's Office, for valuable consideration thereunto given, and for the sum of Ten Dollars (\$10.00) received to their full satisfaction of Bradley Center, Ltd., the Grantee, whose tax mailing address will be 605 Bradley Road, Bay Village, Ohio 44140 do:

GIVE, GRANT, BARGAIN, SELL AND CONVEY unto said Grantee, its successors and assigns, the following described premises, situated in the City of Bay Village, County of Cuyahoga, and State of Ohio:

And known as being part of Original Dover Township Lot No. 82, bounded and described as follows:

Beginning in the Westerly line of said Original Lot No. 82 which is also the center line of Bradley Road (86 feet wide) at the Southwesterly corner of a parcel of land conveyed to Charles Coster and H.H. Wilcoxon, Trustees, by deed dated August 7, 1913 and recorded in Volume 1484, Page 231 of Cuyahoga County Records; thence Southerly along the center line of said Bradley Road 169 feet to the Northwesterly corner of a parcel of land conveyed to Christian Dieterich by deed dated January 31, 1888 and recorded in Volume 422, Page 151 of Cuyahoga County Records; thence Easterly along the Northerly line of said parcel so conveyed to Christian Dieterich about 1175 feet to the Westerly line of a parcel of land conveyed to Evangelical Lutheran Missionary Grounds Association by deed dated March 13, 1986 and recorded in Volume 642, Page 54, of Cuyahoga County Records; thence Northerly along said Westerly line about 171.50 feet to the Southeasterly corner of the parcel conveyed to Charles Coster and H.H. Wilcoxon, Trustees, as aforesaid; thence Westerly along the Southerly line of said parcel so conveyed to Charles Coster and H.H. Wilcoxon, Trustees about 1177 feet to the place of beginning, be the same more or less, but subject to all legal highways.

Permanent Parcel No: 202-16-001

TO HAVE AND TO HOLD the above premises, with the appurtenances thereunto belonging, unto the said Grantee, and its successors and assigns forever.

AND THE SAID Grantors, for themselves and their successors and assigns, hereby covenant with the said Grantee, its successors and assigns, that said Grantors are the true and lawful owners of said premises, and are well seized of the same in fee simple, and have good right and full power to bargain, sell and convey the same in the manner aforesaid, and that the same are free and clear from all encumbrances, except zoning ordinances, easements, reservations, conditions and

ROBERT KLAIBER, P.E., P.S.
Legal Description complies with
Cuyahoga County Conveyance
Standards and is approved for
transfer

restrictions of records, if any, and real estate taxes and assessments, general and special, which are a lien at the time of transfer, but which are not then due and payable, and further, that said Grantors will warrant and defend the same against all claims whatsoever except as provided herein.

IN WITNESS WHEREOF, the Grantors hereunto set their hands the 28TH day of August, 2003.

SIGNED AND ACKNOWLEDGED
IN THE PRESENCE OF:

Grantors:

THE HELEN E. STERKEL TRUST

WITNESS

By: *Richard A. Sterkel*
RICHARD A. STERKEL, Trustee

and

WITNESS

By: *George Sterkel*
GEORGE STERKEL, Trustee

and

WITNESS

By: *Helen E. Schoolcraft*
HELEN E. SCHOOLCRAFT, Trustee

STATE OF OHIO)
Y. Main) ss.
CUYAHOGA COUNTY)

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named Trustee, Richard A. Sterkel who acknowledged that he did sign this Warranty Deed and the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at *Elyria*, Ohio the *28th* day of *August*, 2003.

(SEAL)

Christine M. DuBroy
Notary Public, State of Ohio
My commission expires: *3-26-07*

Christine M. DuBroy
NOTARY PUBLIC

STATE OF OHIO)
Lorain) ss.
CUYAHOGA COUNTY)

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named Trustee, **George J. Sterkel** who acknowledged that he did sign this Warranty Deed and the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Elyria, Ohio the 28th day of August, 2003.

(SEAL) Christine M. DuBroy
Notary Public, State of Ohio
My commission expires: 3.26.07

Christine M. DuBroy
NOTARY PUBLIC

STATE OF OHIO)
Lorain) ss.
CUYAHOGA COUNTY)

BEFORE ME, a Notary Public in and for said County and State, personally appeared the above-named Trustee, **Helen E. Schoolcraft** who acknowledged that she did sign this Warranty Deed and the same is her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal at Elyria, Ohio the 28th day of August, 2003.

(SEAL) Christine M. DuBroy
Notary Public, State of Ohio
My commission expires: 3.26.07

Christine M. DuBroy
NOTARY PUBLIC

This Instrument Prepared By:

Harry J. Jacob III
30405 Solon Road, Unit 14
Solon, OH 44139
(440) 349-3301

PARCEL NO. 202-16-001
CONVEYANCE IS IN COMPLIANCE WITH SEC. 319.202 O.R.C.

AUG 29 2003
Conveyance Fee 2,400.00 receipt No. 830356
ARMS LENGTH YES () NO ()
by Auditor By MM Den

BOX: LORAIN COUNTY TITLE COMPANY
424 Middle Ave Elyria, Ohio 44035
151028J

Frank Russo
CUYAHOGA COUNTY AUDITOR

OWNER'S POLICY OF TITLE INSURANCE

Issued by **Lawyers Title Insurance Corporation**



Lawyers Title Insurance Corporation is a member of the LandAmerica family of title insurance underwriters.

SUBJECT TO THE EXCLUSIONS FROM COVERAGE, THE EXCEPTIONS FROM COVERAGE CONTAINED IN SCHEDULE B AND THE CONDITIONS AND STIPULATIONS, LAWYERS TITLE INSURANCE CORPORATION, a Virginia corporation, herein called the Company, insures, as of Date of Policy shown in Schedule A, against loss or damage, not exceeding the Amount of Insurance stated in Schedule A, sustained or incurred by the insured by reason of:

1. Title to the estate or interest described in Schedule A being vested other than as stated therein;
2. Any defect in or lien or encumbrance on the title;
3. Unmarketability of the title;
4. Lack of a right of access to and from the land.

The Company will also pay the costs, attorneys' fees and expenses incurred in defense of the title, as insured, but only to the extent provided in the Conditions and Stipulations.

IN WITNESS WHEREOF, LAWYERS TITLE INSURANCE CORPORATION has caused its corporate name and seal to be hereunto affixed by its duly authorized officers, the Policy to become valid when countersigned by an authorized officer or agent of the Company.

LAWYERS TITLE INSURANCE CORPORATION

Attest:

J. D. Webb
Secretary



By: *Janet A. Albert*
President

EXCLUSIONS FROM COVERAGE

The following matters are expressly excluded from the coverage of this policy and the Company will not pay loss or damage, costs, attorneys' fees or expenses which arise by reason of:

1. (a) Any law, ordinance or governmental regulation (including but not limited to building and zoning laws, ordinances, or regulations) restricting, regulating, prohibiting or relating to (i) the occupancy, use, or enjoyment of the land; (ii) the character, dimensions or location of any improvement now or hereafter erected on the land; (iii) a separation in ownership or a change in the dimensions or area of the land or any parcel of which the land is or was a part; or (iv) environmental protection, or the effect of any violation of these laws, ordinances or governmental regulations, except to the extent that a notice of the enforcement thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
(b) Any governmental police power not excluded by (a) above, except to the extent that a notice of the exercise thereof or a notice of a defect, lien or encumbrance resulting from a violation or alleged violation affecting the land has been recorded in the public records at Date of Policy.
2. Rights of eminent domain unless notice of the exercise thereof has been recorded in the public records at Date of Policy, but not excluding from coverage any taking which has occurred prior to Date of Policy which would be binding on the rights of a purchaser for value without knowledge.
3. Defects, liens, encumbrances, adverse claims or other matters:
 - (a) created, suffered, assumed or agreed to by the insured claimant;
 - (b) not known to the Company, not recorded in the public records at Date of Policy, but known to the insured claimant and not disclosed in writing to the Company by the insured claimant prior to the date the insured claimant became an insured under this policy;
 - (c) resulting in no loss or damage to the insured claimant;
 - (d) attaching or created subsequent to Date of Policy; or
 - (e) resulting in loss or damage which would not have been sustained if the insured claimant had paid value for the estate or interest insured by this policy.
4. Any claim, which arises out of the transaction vesting in the Insured the estate or interest insured by this policy, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that is based on:
 - (a) the transaction creating the estate or interest insured by this policy being deemed a fraudulent conveyance or fraudulent transfer; or
 - (b) the transaction creating the estate or interest insured by this policy being deemed a preferential transfer except where the preferential transfer results from the failure:
 - (i) to timely record the instrument of transfer; or
 - (ii) of such recordation to impart notice to a purchaser for value or a judgment or lien creditor.

LAWYERS TITLE INSURANCE CORPORATION

OWNERS

SCHEDULE A

CASE NUMBER	DATE OF POLICY	AMT OF INSURANCE	POLICY NUMBER
151028J	August 29, 2003 at 10:17 A.M.	\$600,000.00	OPO 0151028

CV

1. Name of Insured:
BRADLEY CENTER, LTD.
2. The estate or interest in the land which is covered by this Policy is:
Fee Simple
3. Title to the estate or interest in the land is vested in:
BRADLEY CENTER, LTD.

The land referred to in this policy is described as follows:

Situated in the City of Bay Village, County of Cuyahoga and State of Ohio: And known as being part of Original Dover Township Lot No. 82, bounded and described as follows:
Beginning in the Westerly line of said Original Lot No. 82 which is also the center line of Bradley Road (86 feet wide) at the Southwesterly corner of a parcel of land conveyed to Charles Coster and H.H. Wilcoxon, Trustees, by deed dated August 7, 1913 and recorded in Volume 1484, Page 231 of Cuyahoga County Records; thence Southerly along the center line of said Bradley Road 169 feet to the Northwesterly corner of a parcel of land conveyed to Christian Dieterich by deed dated January 31, 1888 and recorded in Volume 422, Page 151 of Cuyahoga County Records; thence Easterly along the Northerly line of said parcel so conveyed to Christian Dieterich about 1175 feet to the Westerly line of a parcel of land conveyed to Evangelical Lutheran Missionary Grounds Association by deed dated March 13, 1986 and recorded in Volume 642, Page 54, of Cuyahoga County Records; thence Northerly along said Westerly line about 171.50 feet to the Southeasterly corner of the parcel conveyed to Charles Coster and H.H. Wilcoxon, Trustees, as aforesaid; thence Westerly along the Southerly line of said parcel so conveyed to Charles Coster and H.H. Wilcoxon, Trustees about 1177 feet to the place of beginning, be the same more or less, but subject to all legal highways.
Permanent Parcel No. 202-16-001

Countersignature Authorized Officer of Agent

Elyria, Ohio
Issued at (Location)

LAWYERS TITLE INSURANCE CORPORATION

OWNERS

SCHEDULE A (continued)

Office File No.: 151028J

Policy No.: OPO 0151028

Being the same property as conveyed to the vestee from Richard A. Sterkel, George J. Sterkel and Helen E. Schoolcraft, as Trustees of the Helen E. Sterkel Trust, dated August 28, 2003, filed for record August 29, 2003 at 10:17 A.M. and recorded in Cuyahoga County Recorder's File No. 200308290099.

LAWYERS TITLE INSURANCE CORPORATION

OWNERS

SCHEDULE B

Office File No.: 151028J

Policy No.: OPO 0151028

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

1. Rights or claims of parties in possession not shown by the public records.
2. Easements or claims of easements not shown by the public records.
3. Encroachments, overlaps, boundary line disputes, or other matters which would be disclosed by an accurate survey and inspection of the premises.
4. Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
5. Taxes and assessments, certified or not certified, which are a lien upon the premises but are not shown on the County Treasurer's (Auditor's) General Tax Duplicate.
6. Taxes for the year 2002 are paid. Subject to special taxes and assessments, if any. Taxes for the year 2003 are a lien, but are not yet due or payable.
Permanent Parcel No. 202-16-001
Caption listed to RICHARD A. STERKEL; GEORGE J. STERKEL & HELEN E. SCHOOLCRAFT AS TRUSTEES OF THE HELEN E. STERKEL TRUST DTD 5/7/94
7. Any covenant, condition or restriction referred to below indicating a preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin is omitted as provided in 42 U.S.C. Section 3604, unless and only to the extent that the restriction (a) is not in violation of state or federal law, (b) is exempt under 42 U.S.C. Section 3607, or (c) relates to a handicap but does not discriminate against handicapped people.
8. Anything herein to the contrary notwithstanding, this policy shall not be construed to guaranty or insure the total quantity of land or acreage described in Schedule "A" above.

Joan Kemper

From: Mark A. Cunningham <mcunningham@saintraphaelparish.com>
Sent: Monday, March 02, 2015 10:51 AM
To: Joan Kemper
Subject: St. Raphael Sign Request for City Council

Good Morning Joan,

I would like to request permission from City Council for the placement of the following temporary sign on St. Raphael Church property:



Dimensions: 4' x 8'

Placement: The construction barricade fence along Dover Center Road, facing Dover Center.
Duration: Now (upon approval) and for approximately 3 months after approval.

Thanks for your help Joan!

Blessings,

Mark A. Cunningham
Stewardship Director
St. Raphael Parish
525 Dover Center Road
Bay Village, OH 44140

440-871-1100 x146
mcunningham@saintraphaelparish.com
www.SaintRaphaelParish.com

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
**AUTHORIZING THE FILING OF A 2016 TRANSPORTATION FOR LIVABLE
COMMUNITIES INITIATIVE PLANNING GRANT APPLICATION,
AND DECLARING AN EMERGENCY.**

WHEREAS, the City of Bay Village was advised that funds are available from the Northeast Ohio Areawide Coordinating Agency for a 2016 Transportation for Livable Communities Initiative Planning Grant; and

WHEREAS, the Mayor has prepared the application for submission with the Northeast Ohio Areawide Coordinating Agency;

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

SECTION 1. That this Council hereby authorizes the application for a 2016 Transportation for Livable Communities Initiative Planning Grant Application for the study of multimodal options for connecting the east and west sections of Cahoon Park currently divided by Cahoon Creek and surrounding riparian corridor.

SECTION 2. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution 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 resolution 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 authorize the filing of said application in a timely manner, wherefore this resolution 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



Northeast Ohio Areawide Coordinating Agency 2016 Transportation for Livable Communities Initiative Planning Grant Application

Overview

- Section 1: Applicant Contact Information
- Section 2: Application Questions
- Section 3: Application Authorization

Section 1: Applicant Contact Information

Project sponsor category

Project sponsor agency name

Address

Address

City

Zip code

State: Ohio

Project sponsor contact name

Title

Office phone number

E-mail address

Project name

Funding amount requested

Brief project description (250 Word Limit)

Proposed project study components: (note: all projects will include existing conditions and implementation components)

- Traffic Analysis
- Transportation/Redevelopment Planning
- Transit Service/ Development
- Pedestrian Transportation Planning
- Other
- Economic Analysis
- Transportation Demand Management
- Bicycle Transportation Planning

Please note: You can save the application for 28 days prior to submission. A link will be sent to your e-mail address. NOACA will not be able to see the draft application. Before saving the application, make sure you advance to the last completed page. The software only saves up to the page on which you select the "save" button.

Section 2: Application Questions

1. TLCI Objectives (50 Points)

Instructions: Choose 1 or more TLCI Objectives that the proposed project will meet. In the space below the objective, explain how the project will meet that objective. Responses are limited to 500 words.

Objective 1

- Develop transportation projects that provide more travel options through complete streets and context sensitive solutions, increasing user safety and supporting positive public health impacts

How does the project meet this objective?

Shared use paths or trails would provide off-road and safe multi-modal connections between the sections of Cahoon Park, MetParks, Bay Middle School, the RTA stop, and the retail center. With Cuyahoga County overweight and obesity rates at 62.4% of the population, we are partnering with Cleveland Clinic for Be Fit in Bay to promote healthy living through increased pedestrian and cycling activities. Trails, paths, and connectivity will enhance healthy options.

Objective 2

- Promote reinvestment in under-utilized or vacant/abandoned properties through development concepts supported by multimodal transportation systems

How does the project meet this objective?

Objective 3

- Support economic development through place-based transportation and land use recommendations, and connect these proposals with existing assets and investments

How does the project meet this objective?

The study area is approximately .5 mile from our retail center or an 8 minute walk via Cahoon and Wolf. The retail area does not have line of sight visibility from the west side of Cahoon Park. Therefore, if visitors cannot see it, it is less likely for them to shop there. Improving connectivity to the east side of the Park will bring visitors to the doorstep of our businesses helping to encourage economic development.

Objective 4

- Ensure that the benefits and burdens of growth, change and transportation projects are distributed equitably by integrating accessibility and environmental justice into projects**

How does the project meet this objective?

We would want ADA accessible solutions consistent with our current trails and paths. The study should focus not only on providing recreational opportunities, but also create ease of access for our growing, active biking community. With the RTA layover/turnaround in the study area, opportunities for multimodal connections to get to places of employment, shopping, or neighborhood destinations should be stressed.

Objective 5

- Enhance regional cohesion by supporting collaboration between regional and community partners**

How does the project meet this objective?

Bay Village has had a long history of collaborating with neighboring communities, other governmental entities, and community partners. This project will provide another opportunity for working closely with the Bay Schools, RTA, and the MetroPark, all of which are considered close community partners. In addition, we will include the Bike Coop as bike options are proposed. We will work hard to make sure all community partners, including the Lake Erie Nature & Science Center and BayArts.

Objective 6

- Provide people with safe and reliable transportation choices that enhance their quality of life**

How does the project meet this objective?

Currently, pedestrian, bike, and vehicular traffic must use busy Lake Road or Wolf Road to access the other half of Cahoon Park, the MetParks' Huntington Reservation, or the central retail area of Bay Village. To encourage people to walk and bike more would enhance health and provide a safer way of accessing soccer fields, baseball diamonds, and the pool. Additionally, increasing access to beautiful green space, the lake front, and the MetParks would enhance interaction with nature.

2. Partnerships and Cross-Jurisdictional Coordination (40 Points)

Instructions: Explain how the project will answer the question below. Responses are limited to 500 words.

How will the project involve partnerships of multiple local agencies, across jurisdictional boundaries?

The MetParks should be involved to ensure a seamless connection with their trail head. RTA maintains a bus turnaround on the east side of Cahoon Road in the study area. Their ridership could be enhanced due to increased connectivity with the other side of Cahoon Park. Bay Schools will also be included as many of the 700 students at the nearby Middle School participate in after-school sports activities in the park that could be accessed faster and safer with better connectivity.

3. Project Administration and Organization (10 Points)

Instructions: Explain how the project will answer the question below. Responses are limited to 500 words.

How is the applicant prepared to manage the study, and ultimately deliver the projects it recommends?

The study will be managed by our planner, Curtis Krakowski. The City of Bay Village has a strong history of project implementation such as a new pool, police station, city-schools community gym, sewer projects, etc. We are very experienced at project management, will analyze the recommendations, and costs projections and decide how to best leverage our available resources. Those resources could include outside funding, spending down Public Improvements fund balances, or issuing debt.

Section 3: Application Authorization

Attachment 1: Council/Board resolution to apply for TLCI Planning Grant and fund local match (20%) (note: if the local match is being funded by multiple/non-sponsor sources, please indicate so in the resolution)

Attachment 2: Map of proposed project study area

Attachment 3: Letters of support

Are you submitting more than one TLCI planning grant applications? Yes No

If you are submitting several TLCI planning grant applications, please prioritize them by project name below:

1.
2.
3.
4.
5.
6.
7.
8.

Digital signature of person
completing application:

Deborah L. Sutherland, Mayor

Thank you for completing the application!

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
RATIFYING THE SALE OF 2007 FORD SEWER
INSPECTION WALK-THRU BOX VAN,
AND DECLARING AN EMERGENCY

WHEREAS, the city is owner of one 2007 Ford Sewer Inspection Walk-thru Box Van which has been removed from service; and

WHEREAS, it is determined that there is no longer a municipal purpose requiring the city to own said property; and

WHEREAS, the Council of the City of Bay Village passed Resolution 14-19 On March 4, 2014, approving the sale of items determined to be obsolete or abandoned on GovDeals.com;

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

SECTION 1. That Council hereby ratifies the sale of one 2007 Ford Sewer Inspection Walk-thru Box Van to Larry Toppert, 660 18th Avenue, East Moline, Illinois 61244, for the net amount of Fifty One Thousand Two Hundred Fifty Dollars (\$51,250.00).

SECTION 2. That this Council finds and determines that all formal actions of this Council concerning and relating to the passage of this resolution 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 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, and so the sale of said truck may move forward expeditiously, wherefore this resolution 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

3/4/2015 II

Buy Landers

ClientServices@govdeals.com
 Monday, March 02, 2015 12:08 PM
 Scott White
 GovDeals Seller's Certificate: 19-0302151206-6476

Congratulations, Bay Village, OH has sold another item on the GovDeals Auction Services.

BUYER (#261623)	
Name	Larry Toppert
Company	na
Title To	Larry Toppert
Phone	309-314-5901
Fax	309-752-1010
Email	ltoppert@aol.com
Address	660 18th Ave East Moline, IL 61244

SELLER (#6476)	
Agency	Bay Village, OH
Contact	Scott White
Phone	440-871-1221
Fax	440-899-3480
Email	swhite@cityofbayvillage.com
Address	31300 Naigle Road Bay Village, OH 44140-2256

ITEM INFORMATION FOR ASSET ID: 19			
Item	2007 Ford Sewer Inspection Walk-thru Box Van with 2 Cameras 		
Pick Up Location	31300 Naigle Rd, Bay Village, OH 44140-1530		
Inventory ID	19	Account ID	6476
Condition	See Description	Quantity	1 each
Year/Brand	Ford	Model	Econoline
VIN/Serial	1FDXE45S87DB28261	Model Year	2007
Meter	60,000 Miles	Title Restrictions	No

Date	Item		Amount
03/02/2015 12:06 PM	2007 Ford Sewer Inspection Walk-thru Box Van with 2 Cameras		\$51,250.00
	Tax	None	\$0.00

	Buyer's Premium	10.00%	\$5,125.00
		Total	\$56,375.00

General Instructions

Transfer is the only payment option for this item. The Wire Transfer Transaction Summary page will provide payment and account information. The Transfer must be completed within 5 days.

PAYMENT MUST BE MADE ONLINE - To make an online payment, log into your Deals account and select My Bids. Please follow the instructions there. Payment in full is due not later than five (5) business days from the time and date of the Buyer's Certificate. Payment must be made electronically through the Deals Website. **NO CASH, CHECKS, OR MONEY ORDER WILL BE ACCEPTED!**

PAYMENT MUST BE MADE ONLINE -- To make online payment, log into your Deals account and select 'My Bids'. Please follow the instructions there.

Payment in full is due not later than five (5) business days from the time and date of the Buyer's Certificate. Payment must be made electronically through the Deals Website. Payment Methods are listed above.

EXEMPTION: Where taxes are applicable (see the Buyer's Certificate), Exempt documents must be provided to this seller within 24 hours of auctions close and before payment is made. Please see the contact information for any questions.

Removal Instructions

Property may be removed by appointment only and appointments must be made at least 24 hours in advance. All items must be removed within ten (10) business days from the time and date of issuance of the Buyer's Certificate.

Buyer will make all arrangements and perform all work necessary, including unloading, loading and transportation of the property. No Assistance will be provided. A daily storage fee of \$10.00 may be charged for any item not removed within the 10 business days allowed and stated on the Buyer's Certificate. Removal hours Monday through Friday 8:00am - 2:00pm.

Disclaimer Instructions

DISCLAIMER: If you are the winning bidder and default by failing to adhere to these terms and conditions your account with GovDeals WILL BE LOCKED.

Warranty Waiver. All property is offered for sale 'AS IS, WHERE IS.' Bay Village, makes no warranty, guaranty or representation of any kind, expressed or implied, as to the merchantability or fitness for any purpose of the property offered for sale. Please note that upon removal of the property, all sales are final.

ription Warranty. Seller warrants to the Buyer that the property offered for will conform to its description. Any claim for misdescription must be made to removal of the property. If Seller confirms that the property does not conform to the description, Seller will keep the property and refund any money. The liability of the seller shall not exceed the actual purchase price of the property.

description

Ford Econoline E-450 CUTAWAY, 6.8L V10 SOHC 20V with 16' Rockport Thru Hi-Cube Box with command center. The Van is a fully operational Sewer Video Inspection System. The Cues camera system comes with 2 crawler type cameras and all shown accessories to film pipes 8" up to 36". First camera is a Cues Lateral and mainline Probe 1, shorty crawler with 100' steel lateral cables, and 500' red Aux. Cable. This camera had a minor accident at a cost of over \$6000 in August of 2014. The second camera is a Cues Owl Pan and Tilt Mainline camera, shorty crawler with 925' gold cable. Both cameras are operated using a Cues Inspector General CPU with a external hard drive and DVD burner. The monitors are both Sharp Aquos LC-2057u. The hoist is a Western Mule p15a 1000lb lift 3/16th cable (the solenoid and motor replaced in August of 2014). The van is equipped with a 5.5 Onan gas generator that was replaced in August of 2013, the unit has 954.1 hrs. The Box includes a 35 gal wash down tank, and a AUX. Roof mounted air conditioning unit which still blows cold. The van is equipped with 4 corner roof mounted strobes and a rear mounted Arrowstik camera was completely rebuilt just last year. The Van is serviced every 300 hrs with synthetic oil. In services over the last year front/rear rotors and pads, a new rear axle (generator) ,and 4 new rear tires were installed. Maintenance records are available to inspect upon request. This unit is currently still in service but will be sold upon sale. At the time of listing the mileage is 59,899 and just had a tune up.