

AGENDA

Agenda, Bay Village City Council
Committee Meeting
Conference Room
Paul Koomar, President of Council, Presiding

October 19, 2015
7:30 p.m.

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

Revisions to Chapter 148, Records Commission

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Lieske

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Lee

Modification of City's Traffic Control Map:

No Turn on Red signs to be added at the following intersections:

Bassett/Wolf; Bradley/Wolf; Douglas/Wolf; Dover/Donald; Dover/W. Oviatt; Bassett/Ashton

No Turn on Red 7-9 a.m. and 2-4 p.m. on school days:

Dover/Wolf; Cahoon/Wolf; Saddler/Wolf

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Tadych

Pending Ordinance No. 15-74 amending Codified ordinance Section 913.08 regarding downspouts, roof and yard drains

Pending Ordinance No. 15-75 amending Codified Ordinance Section 913.11 regarding Corrective Order and Expenses Therefor

FINANCE & CLAIMS COMMITTEE – Clark

RECREATION & PARK IMPROVEMENT COMMITTEE-Henderson

SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Vincent

AUDIENCE

MISCELLANEOUS

CAHOON MEMORIAL PARK TRUSTEES

*Existing
ordinance*

CHAPTER 148
Records Commission

- 148.01 Establishment of Commission.**
- 148.02 Functions of Commission.**
- 148.03 Disposal of records.**
- 148.04 Records and archives defined.**

CROSS REFERENCE

Privacy Act Rules - see ADM. 151.14

State law provisions - see Ohio R.C. 149.39 et seq.

148.01 ESTABLISHMENT OF COMMISSION.

There is hereby created and established in the City a Records Commission composed of the Mayor as chairman, and three officers or citizens named by the Mayor. The Commission shall appoint a secretary who may or may not be a member of the Commission and who shall serve at the pleasure of the Commission. The Commission may employ an archivist to serve under its direction. Commission members shall serve at the pleasure of the Mayor.

(Ord. 77-119. Passed 11-7-77.)

148.02 FUNCTIONS OF COMMISSION.

The functions of the City Records Commission shall be to review records disposal lists submitted by municipal offices. Disposal lists shall contain those records which have been microfilmed or no longer have administrative, legal or fiscal value to the City or to its citizens. Such records may be disposed of by the Commission pursuant to Section 148.03.

(Ord. 77-119. Passed 11-7-77.)

148.03 DISPOSAL OF RECORDS.

When municipal records have been approved for disposal, a list or description thereof shall be published in a newspaper of general circulation in Cuyahoga County, Ohio, on the same day of the week for two consecutive weeks, and a copy of such records list shall be sent to the Bureau of Inspection and Supervision of Public Offices of the Auditor of State. If the Bureau disapproves of the action by the municipal Records Commission, in whole or in part, it shall so inform the Commission within a period of sixty days. Before records are otherwise disposed of, the Ohio Historical Society shall be informed and given the opportunity for a period of sixty days to select for its custody or disposal such records as it may deem to be of continuing historical value.

(Ord. 77-119. Passed 11-7-77.)

148.04 RECORDS AND ARCHIVES DEFINED.

Any document, device or item, regardless of physical form or characteristic, created or received by or coming under the jurisdiction of any public office of the City which serves to

document the organization, functions, policies, decisions, procedure, operations or other activities of the office, is a record within the meaning of this chapter.

Any public record which is transferred to an archival institution pursuant to this chapter because of the historical information contained therein shall be deemed to be an archive within the meaning of this chapter.

(Ord. 77-119. Passed 11-7-77.)

CITY OF BAY VILLAGE AGENDA REQUEST OCTOBER 19, 2015

OVERVIEW

1. Action Requested

Modify and add traffic control signs to City's Traffic Control Map. Specifically, alter current "No Turn On Red" (NTOR) signs from 7:30am-4:30pm on school days to 7-9am and 2-4pm on school days. We suggest adding NTOR signs to the following intersections that currently do not have signage:

- Bassett/Wolf
- Bradley/Wolf
- Douglas Wolf
- Dover/Donald
- Dover W. Oviatt
- Bassett/Ashton

We also suggest modifying the current signage at these locations:

- Dover/Wolf
- Cahoon/Wolf
- Saddler/Wolf

2. Previous Action

No recent action or review outside of PD has occurred.

3. Background/Justification for Current Action

Currently, prohibitions against NTOR from 7:30am-4:30pm and the lack of NTOR signs at other locations does not adequately address the needs of either the school age children going to/from school or the motoring public.

- Bay Middle School starts at 7:45am. We have observed all of the school kids walking/riding to Bay Middle School are in the school prior to the 7:30am start of the NTOR, rendering in of no value for Bay Middle students.
- All students in Bay start school prior to 9am and no school lets out before 2pm.
- We have received complaints from our crossing guards of themselves or children nearly getting hit by cars at intersections without NTOR signs.
- Provides uniformity throughout the city making the law easier to follow and enforce.
- Eliminates the need for the motoring public to sit at intersections on school days when there is no possibility of student pedestrian traffic, which is the basic reason for the signage.
- Increases the safety for our students traveling by foot or bicycle to school

4. Financial Impact

The financial impact is limited to the production and installation of the signs. A total of approximately 36 signs would need to be made and installed, all by our Service Department.

5. Affected Parties

The impact would be on the motoring public who will have to adjust to new signage at 6 new locations and revised signage at three locations. Students, parents and crossing guards are positively affected by an increase in safety at these locations.

6. Implementation Plan

Proposal will be reviewed with Bay School Superintendent Clint Keener and building Principals to address any concerns.

Public input could be solicited at a Council Safety Committee meeting prior to going to Council as a whole.

Once an ordinance is approved, the Service Department would create and install the signs as outlined in the ordinance.

With very few exceptions, the Police Department would issue verbal or written warnings for 30 days after installation before beginning the issuance of citations to violators.

7. High-Level Timeline/Schedule

If brought to Council's attention for the October 19, 2015 meeting, an initial conversation could occur followed by submitting to the Safety Committee if warranted. The overall length of time would depend upon Council action, number of meetings, readings and emergency clause action. It is hoped it could be in effect in late November.

APPROVAL AND AUTHORITY TO PROCEED

We approve the project as described above, and authorize the team to proceed.

Name	Title	Date
Mark Spaetzel	Chief of Police	10/12/2015

Approved By _____

Date _____

ORDINANCE NO.
INTRODUCED BY:

*ordinance
amending
existing
ordinance*

AN ORDINANCE
AMENDING CODIFIED ORDINANCE CHAPTER 148
REGARDING RECORDS COMMISSION,
AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance Section 148 which presently reads as follows:

CHAPTER 148
Records Commission

- 148.01 Establishment of Commission.
- 148.02 Functions of Commission.
- 148.03 Disposal of records.
- 148.04 Records and archives defined.

CROSS REFERENCE

Privacy Act Rules - see ADM. 151.12
State law provisions - see Ohio R.C. 149.39 et seq.

148.01 ESTABLISHMENT OF COMMISSION.

There is hereby created and established in the City a Records Commission composed of the Mayor as chairman, and three officers or citizens named by the Mayor. The Commission shall appoint a secretary who may or may not be a member of the Commission and who shall serve at the pleasure of the Commission. The Commission may employ an archivist to serve under its direction. Commission members shall serve at the pleasure of the Mayor.
(Ord. 77-119. Passed 11-7-77.)

148.02 FUNCTIONS OF COMMISSION.

The functions of the City Records Commission shall be to review records disposal lists submitted by municipal offices. Disposal lists shall contain those records which have been microfilmed or no longer have administrative, legal or fiscal value to the City or to its citizens. Such records may be disposed of by the Commission pursuant to Section 148.03.
(Ord. 77-119. Passed 11-7-77.)

148.03 DISPOSAL OF RECORDS.

When municipal records have been approved for disposal, a list or description thereof shall be published in a newspaper of general circulation in Cuyahoga County, Ohio, on the same day of the week for two consecutive weeks, and a copy of such records list shall be sent to the Bureau of Inspection and Supervision of Public Offices of the Auditor of State. If the Bureau disapproves of the action by the municipal Records Commission, in whole or in part, it shall so

inform the Commission within a period of sixty days. Before records are otherwise disposed of, the Ohio Historical Society shall be informed and given the opportunity for a period of sixty days to select for its custody or disposal such records as it may deem to be of continuing historical value.

(Ord. 77-119. Passed 11-7-77.)

148.04 RECORDS AND ARCHIVES DEFINED.

Any document, device or item, regardless of physical form or characteristic, created or received by or coming under the jurisdiction of any public office of the City which serves to document the organization, functions, policies, decisions, procedure, operations or other activities of the office, is a record within the meaning of this chapter.

Any public record which is transferred to an archival institution pursuant to this chapter because of the historical information contained therein shall be deemed to be an archive within the meaning of this chapter.

(Ord. 77-119. Passed 11-7-77.)

be and the same is amended to read:

CHAPTER 148 Records Commission

- 148.01 Establishment of Commission.
- 148.02 Functions of Commission.
- 148.03 Disposal of records.
- 148.04 Records and archives defined.

CROSS REFERENCE

Privacy Act Rules - see ADM. 151.12

State law provisions - see Ohio R.C. 149.39 et seq.

148.01 ESTABLISHMENT OF COMMISSION.

There is hereby created and established in the City a Records Commission composed of the Mayor or their designee as chairman, and three officers the Director of Finance, the Director of Law, and a citizen named by the Mayor. The Commission shall appoint a secretary who may or may not be a member of the Commission and who shall serve at the pleasure of the Commission. The Commission may employ an archivist to serve under its direction. ~~Commission members shall serve at the pleasure of the Mayor.~~ The Commission shall meet at least once every six months and upon the call of the Chairperson.

(Ord. 77-119. Passed 11-7-77.)

~~148.02 FUNCTIONS OF COMMISSION.~~

~~_____~~ The functions of the commission shall be to provide rules for retention and disposal of records of the municipal corporation, and to review applications for one-time disposal of obsolete records and schedules of records retention and disposition submitted by municipal offices. The commission may dispose of records pursuant to the procedure outlined in section

149.381 of the Revised Code. The commission, at any time, may review any schedule it has previously approved and, for good cause shown, may revise that schedule under the procedure outlined in that section. ~~The functions of the City Records Commission shall be to review records disposal lists submitted by municipal offices. Disposal lists shall contain those records which have been microfilmed or no longer have administrative, legal or fiscal value to the City or to its citizens. Such records may be disposed of by the Commission pursuant to Section 148.03.~~
(Ord. 77-119. Passed 11-7-77.)

148.03 DISPOSAL OF RECORDS.

Records shall be disposed of per the regulations provided in ORC 149.381. ~~When municipal records have been approved for disposal, a list or description thereof shall be published in a newspaper of general circulation in Cuyahoga County, Ohio, on the same day of the week for two consecutive weeks, and a copy of such records list shall be sent to the Bureau of Inspection and Supervision of Public Offices of the Auditor of State. If the Bureau disapproves of the action by the municipal Records Commission, in whole or in part, it shall so inform the Commission within a period of sixty days. Before records are otherwise disposed of, the Ohio Historical Society shall be informed and given the opportunity for a period of sixty days to select for its custody or disposal such records as it may deem to be of continuing historical value.~~

(Ord. 77-119. Passed 11-7-77.)

148.04 RECORDS AND ARCHIVES DEFINED.

Any document, device or item, regardless of physical form or characteristic, created or received by or coming under the jurisdiction of any public office of the City which serves to document the organization, functions, policies, decisions, procedure, operations or other activities of the office, is a record within the meaning of this chapter.

Any public record which is transferred to an archival institution pursuant to this chapter because of the historical information contained therein shall be deemed to be an archive within the meaning of this chapter.

(Ord. 77-119. Passed 11-7-77.)

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, and to ensure that said pool repairs move forward expeditiously, 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

9/28/15 ll

149.381 [Effective 9/29/2015] Review of applications for disposal of records or schedules of records retention and disposition by history connection.

(A) As used in this section, "records commission" means a records commission created under section 149.39 of the Revised Code, a school district records commission and an educational service center records commission created under section 149.41 of the Revised Code, a library records commission created under section 149.411 of the Revised Code, a special taxing district records commission created under section 149.412 of the Revised Code, and a township records commission created under section 149.42 of the Revised Code.

(B) When a records commission has approved an application for one-time disposal of obsolete records or any schedule of records retention and disposition, the records commission shall send that application or schedule to the Ohio history connection for its review. The Ohio history connection shall review the application or schedule within a period of not more than sixty days after its receipt of it. During the sixty-day review period, the Ohio history connection may select for its custody from the application for onetime disposal of obsolete records any records it considers to be of continuing historical value, and shall denote upon any schedule of records retention and disposition the records for which the Ohio history connection will require a certificate of records disposal prior to their disposal.

(C) Upon completion of its review, the Ohio history connection shall forward the application for one-time disposal of obsolete records or the schedule of records retention and disposition to the auditor of state for the auditor of state's approval or disapproval. The auditor of state shall approve or disapprove the application or schedule within a period of not more than sixty days after receipt of it.

(D) Before public records are to be disposed of pursuant to an approved schedule of records retention and disposition, the records commission shall inform the Ohio history connection of the disposal through the submission of a certificate of records disposal for only the records required by the schedule to be disposed of, and shall give the Ohio history connection the opportunity for a period of fifteen business days to select for its custody those public records, from the certificate submitted, that it considers to be of continuing historical value.

(E) The Ohio history connection may not review or select for its custody any of the following:

- (1) Records the release of which is prohibited by section 149.432 of the Revised Code.
- (2) Records containing personally identifiable information concerning any pupil attending a public school other than directory information, as defined in section 3319.321 of the Revised Code, without the written consent of the parent, guardian, or custodian of each such pupil who is less than eighteen years of age, or without the written consent of each pupil who is eighteen years of age or older.
- (3) Records the release of which would, according to the "Family Educational Rights and Privacy Act of 1974," 88 Stat. 571, 20 U.S.C. 1232g, disqualify a school or other educational institution from receiving federal funds.

Amended by 131st General Assembly File No. TBD, HB 141, §1, eff. 9/29/2015.

Added by 129th General Assembly File No. 28, HB 153, §101.01, eff. 9/29/2011.

Effective Date: 10-19-1959

Note: This section is set out twice. See also § 149.381, effective until 9/29/2015.

*Ohio Revised
Code
relating
to
records
disposal*

ORDINANCE NO.
INTRODUCED BY:

AN ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION 913.08
REGARDING DOWNSPOUTS, ROOF AND YARD DRAINS

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

SECTION 1. That Codified Ordinance Section 913.08 which presently reads as follows:

913.08 DOWNSPOUTS, ROOF AND YARD DRAINS.

Downspouts, roof and yard drains shall not be connected to any sanitary sewer.
(Ord. 14-60. Passed 6-9-14.)

be and the same is amended to read:

913.08 DOWNSPOUTS, ROOF AND YARD DRAINS.

Downspouts, roof and yard drains shall not be connected to any sanitary sewer. The disconnection of downspouts for splash boxes, rain gardens, rain barrels or other devices may be permanent provided that no discharge flows onto adjoining properties –or public sidewalks. Splashing of downspouts requires a minimum distance of five feet from the house, any adjoining house or-structure and shall be located on ground level. The placement of rain barrels or other collection devices shall be screened and not placed where they are visible from a public right-of-way.

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 shall be in full force and take effect at the earliest time permitted by law.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

9-30-15 ll

ORDINANCE NO. 15-74
INTRODUCED BY: Mr. Tadych

First Reading 10-5-15

AN ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION 913.08
REGARDING DOWNSPOUTS, ROOF AND YARD DRAINS

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

SECTION 1. That Codified Ordinance Section 913.08 which presently reads as follows:

913.08 DOWNSPOUTS, ROOF AND YARD DRAINS.

Downspouts, roof and yard drains shall not be connected to any sanitary sewer.
(Ord. 14-60. Passed 6-9-14.)

be and the same is amended to read:

913.08 DOWNSPOUTS, ROOF AND YARD DRAINS.

Downspouts, roof and yard drains shall not be connected to any sanitary sewer. The disconnection of downspouts for splash boxes, rain gardens, rain barrels or other devices may be permanent provided that no discharge flows onto adjoining properties or public sidewalks. Splashing of downspouts requires a minimum distance of five feet from the house, any adjoining house or structure and shall be located on ground level.

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 shall be in full force and take effect at the earliest time permitted by law.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

9-30-15 ll

AN ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION 913.11
REGARDING CORRECTIVE ORDER AND EXPENSES THEREFOR.

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

SECTION 1. That Codified Ordinance Section 913.11 which presently reads as follows:

913.11 CORRECTIVE ORDER AND EXPENSES THEREFOR.

If investigations and tests reveal that downspouts, street drains or any surface waters flow into any sanitary sewer, the Director of Public Service and Properties shall order the abatement of such condition. Such order shall require connection of downspouts, yard drains and any other collectors of surface water to flow into the available storm sewer within sixty days. The Director is authorized to require immediate disconnection of any downspout which is found flowing into a sanitary sewer, and such downspout shall be discharged onto a splash box or other device, provided that no water so discharged flows onto adjoining property or over sidewalks. Such provision for splash boxes or other devices may be permanent if such discharge does not cause hardship onto adjoining properties, city sidewalks or current property. Inspection to be provided to assure proper connection. All costs involved in any necessary corrective action shall be at the sole expense of the property owner, contractor or builder involved. Failure to comply with such order shall be considered a violation of this chapter. (Ord. 14-60. Passed 6-9-14.)

be and the same is amended to read:

913.11 CORRECTIVE ORDER AND EXPENSES THEREFOR.

If investigations and tests reveal that downspouts, street drains or any surface waters flow into any sanitary sewer, the Director of Public Service and Properties shall order the abatement of such condition. Such order shall require connection of downspouts, yard drains and any other collectors of surface water to flow into the available storm sewer within sixty days. The Director is authorized to require immediate disconnection of any downspout which is found flowing into a sanitary sewer, and such downspout shall be discharged onto a splash box or other device, provided that no water so discharged flows onto adjoining property or over sidewalks. All work shall be inspected by the Director of Public Service and Properties or designee to assure proper connection or disconnection. All costs involved in any necessary corrective action shall be at the sole expense of the property owner, contractor or builder involved. Failure to comply with such order shall be considered a violation of this chapter.

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 shall be in full force and take effect at the earliest time permitted by law.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

7-20-15 II

Agenda, Bay Village City Council
Regular Meeting, Council Chambers

October 19, 2015
8:00 p.m.
Caucus 7:30 p.m. Conference Room
(Public Welcome)

Paul Koomar, President of Council, Presiding
Pledge of Allegiance/ Tom Henderson, Councilman Ward 4
Roll Call
Reading of Minutes – Special Meeting of Council held October 12, 2015
Cahoon Memorial Park Trustees meeting held October 12, 2015

ANNOUNCEMENTS

Special Recognition – Bay Village School Crossing Guards

Laura Berry (2 yrs.)	Robin Scobee (6 yrs.)
Nicki Hazeldine (15 yrs.)	Leah Seitz (1 yr.)
Joe King (25 yrs.)	Bob Specker (11 yrs.)
Ronald Lorenz (1 yr.)	Frederick Steele, Jr. (1 yr.)
Dianne Mueller (4 yrs.)	Mary Frances Steiner (1 yr.)
Mike O’Boyle (14 yrs.)	Audrey Weil (24 yrs.)
Dick Ormsby (6 yrs.)	Bonnie Wilson (4 yrs.)
Rose Quarick (34 yrs.)	

Ready/Emergency Certification Announcement

REPORTS

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

COMMUNICATIONS

AUDIENCE

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY & COMMUNITY SERVICES COMMITTEE – Mr. Lee

Ordinance amending the Traffic Control Map and File of the City by enacting new No Turn on Red Regulations, and declaring an emergency.

FINANCE AND CLAIMS- Mr. Clark

Agenda
Regular Meeting of Council
October 19, 2015

Ordinance No. 15-72 to establish Chapter 182 of the Codified Ordinances of the City of Bay Village regarding Municipal Income Tax (Second Reading) (First Reading October 5, 2015)

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

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

RECREATION AND PARK IMPROVEMENTS COMMITTEE – Mr. Henderson

SERVICES, UTILITIES & EQUIPMENT COMMITTEE – Mr. Vincent

MISCELLANEOUS

Motion to convene to Executive Session regarding Contracts: Refuse Collection Contract, and Personnel: Labor Contracts for all Bargaining Units.

Agenda
Regular Meeting of Council
October 19, 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.

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. 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 AGENDA REQUEST OCTOBER 19, 2015

OVERVIEW

1. Action Requested

- A plaque presentation to the City of Bay Village for the completion of the ReadyCertify program. Of the 59 municipalities in the County, Bay Village is only the 7th to meet the requirements and to receive this distinction.
- The presentation will be made by the Cuyahoga County Office of Emergency Management Administrator (and Bay Village resident), Walter Topp.
- The presentation will be under 10 minutes
- Mr. Topp would like to be near the beginning of the agenda

2. Previous Action

N/A

3. Background/Justification for Current Action

The ReadyCertify program is an emergency management certification program for Cuyahoga County communities. The purpose of the program is to assist County communities increase their preparedness by implementing specific organizational, operational, training, and planning actions.

4. Financial Impact

N/A

5. Affected Parties

All Bay Village residents, employees, visitors, and neighbors benefit from our state of emergency preparedness

6. Implementation Plan

Program already implemented

7. High-Level Timeline/Schedule

N/A

APPROVAL AND AUTHORITY TO PROCEED

We approve the project as described above, and authorize the team to proceed.

Name	Title	Date
Christopher Lyons	Fire Chief	09/24/2015
Scott Thomas	Safety/Service Director	09/24/2015
Deborah Sutherland	Mayor	09/24/2015

Approved for _____ Date _____
Agenda

ORDINANCE NO.
INTRODUCED BY:

AN ORDINANCE
**AMENDING THE TRAFFIC CONTROL MAP AND FILE OF THE CITY BY
ENACTING NEW NO TURN ON RED REGULATIONS,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That the Traffic Map and File of the City of Bay Village is hereby amended by enacting new no turn on red regulations as follows:

No Turn on Red 7-9 a.m. and 2-4 p.m. on school days
Bassett/Wolf
Bradley/Wolf
Douglas/Wolf
Dover/Donald
Dover/W. Oviatt
Bassett/Ashton

And modifying the current signage at these locations to No Turn on Red 7-9 a.m. and 2-4 p.m. on school days:

Dover/Wolf
Cahoon/Wolf
Saddler/Wolf

SECTION 2. That the Traffic Control Map of the City be and the same is hereby amended to designate the traffic control as stated, and the Traffic Control File be and the same is hereby amended to provide for the erection of the appropriate signs at said locations.

SECTION 3. 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 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 121.22 of the Ohio Revised Code.

SECTION 4. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to make said changes to provide for the safety of individuals, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

10/15/15 jk

AN ORDINANCE TO ESTABLISH CHAPTER 182 OF THE CODIFIED ORDINANCES OF THE CITY OF BAY VILLAGE REGARDING MUNICIPAL INCOME TAX

WHEREAS, the Home Rule Amendment of the Ohio Constitution, Article XVII, Section 3, provides that “Municipalities shall have authority to exercise all powers of local self-government,” and the municipal taxing power is one of such powers of local self-government delegated by the people of the State to the people of municipalities; and

WHEREAS, Article XIII, Section 6 of the Ohio Constitution provides that the General Assembly may restrict a municipality’s power of taxation to the extent necessary to prevent abuse of such power, and Article XVIII, Section 13 of the Ohio Constitution states that “laws may be passed to limit the powers of municipalities to levy taxes and incur debts for local purposes;” and

WHEREAS, the General Assembly has determined that it is necessary and appropriate to comprehensively review and amend Chapter 718 of the Ohio Revised Code, setting forth statutory requirements for municipal income tax codes in Ohio; and

WHEREAS, more specifically, the General Assembly enacted H. B. 5 in December 2014, and mandated that municipal income tax codes be amended by January 1, 2016 such that any income or withholding tax is “levied in accordance with the provisions and limitations specified in Chapter 718;” and

WHEREAS, upon a detailed review of H. B. 5 and the Codified Ordinances of the City of Bay Village, this Ordinance is found and determined by this Council to enact the amendments required prior to the January 1, 2016 deadline to be in accord with the provisions and limitations specified in Chapter 718 of the Revised Code; and

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BAY VILLAGE, STATE OF OHIO, THAT:

SECTION 1. That Chapter 182 of the Codified Ordinances be amended to read as set forth in the document entitled “Chapter 182, Income Tax “attached hereto as Exhibit A and incorporated herein by reference.

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 shall take effect and be in force from and after January 1, 2016.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

9/8/15 ll