

December 11, 2015

A Special Meeting of the Bay Village City Council will be held on **Monday, December 14, 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, Paul Vincent Councilman, Ward 2
2. Roll Call
3. Announcements/Audience/Miscellaneous
4. **Motion** to approve the minutes of the Regular Meeting of Council held December 7, 2015.***Clark***
5. **Ordinance 15-81** authorizing the Mayor to enter into an agreement with the District Advisory Council of the Cuyahoga County General Health District to provide Public Health Services for the City of Bay Village during the Calendar Year 2016, and declaring an emergency***Lee***(First Reading 11-23-15) (Second Reading 12-7-15) **Third Reading and Adoption**
6. **Ordinance 15-82** amending Chapter 377, Bicycles and declaring an emergency.***Lee*** (First Reading 12-7-15) **Second Reading and Adoption.**
7. **Ordinance 15-83** to provide for temporary appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year 2016, and declaring an emergency***Clark*** (First Reading 12-7-15) **Second Reading and Adoption.**
8. **Ordinance** extending the moratorium on the development under Chapter 1158, Attached Residences in the City of Bay Village, and declaring an emergency.***Lieske*****First Reading and Adoption.**
9. **Resolution** accepting donation from the League of Women Voters for the purchase and installation of an audio recording system for City Council Chambers and the Council Conference Room, and declaring an emergency.***Vincent*****First Reading and Adoption**
10. **Motion** to convene to Executive Session regarding Personnel: Labor Contracts for all Bargaining Units.
11. Adjournment

Charter Reference 2.11

Paul A. Koomar, President of Council

Agenda
Special Meeting of Council
December 14, 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, Regular Meeting
Council Chambers 9:00 p.m.

December 7, 2015

Paul Koomar, President of Council, presiding

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

Also Present: Law Director Ebert, Councilman-elect Marty Mace, Finance Director Mahoney, Director of Public Safety/Service Scott, Recreation Director Enovitch, Director of Operations Landers.

AUDIENCE

The following audience members signed in this evening: Christal and Simon Boutros, Robert and Matthew Kuehn, Lydia DeGeorge, Suzanne Graham, Warren Remein, Dick Majewski, Lawrence Kuh, Jeff Gallatin, Russell Thompson.

Mr. Koomar called the Regular Meeting of Council to order at 9:00 p.m. in the Council Chambers of Bay Village City Hall, with roll call and the Pledge of Allegiance led by Boy Scout Matthew Kuehn, 565 Cahoon Road.

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

ANNOUNCEMENTS

Mayor Sutherland stated that the leaf collection season is ending. Collections will probably go through the end of the month. The Mayor advised everyone to get their leaves out, noting that the City will be converting over to snow removal equipment.

REPORTS

Law Director Ebert had no report this evening.

Finance Director Mahoney had no report this evening.

Recreation Director Enovitch announced that this past Saturday the Recreation Department tipped off their basketball season, with over 50 teams, not including the 3 and 4 year-old division. On Saturday, December 19, the Bay Village Recreation Department will host the family event with Santa Claus at the Community Gym from 10 a.m. to 12 Noon. The families of Bay Village are invited to visit with Santa, make a holiday craft, enjoy face painting, and write a letter to the North Pole. All activities are free of charge.

Safety Service Director Thomas commented on the department's response to June flooding, and how many people the Service Department reached out and touched. He read the Summary of Activity 3, Sewer Crew Totals, for the period June 23, 2015 through November 20, 2015 reporting the following work accomplished during that period:

Camera Truck (50)

- Sanitary lateral footage filmed: 14,179.3 feet (2.69 miles)
- Storm lateral footage filmed: 1,090 feet (0.21 miles)
- Sanitary mainline footage filmed 2,960 feet (0.56 miles)
- Storm mainline footage filmed: 20,033.2 feet (3.79 miles)

Flush Vehicles (55 and 57)

- Sanitary mainline cleaned: 13,330 feet (2.52 miles)
- Storm mainline cleaned: 11,986 feet (2.27 miles)
- Total material removed from storm mainlines: 26 yards

AUDIENCE COMMENTS

Nancy Brown, Wolf Road, stated that on behalf of the Friends of the Bay Village Kennel the following two items are reported. Two dogs were loose in the Sunset Area since Thursday, December 3, 2015. The dogs have been captured and are sitting in the kennel. The Friends of the Kennel will work with the Bay Village Police Department to help find homes for the dogs. Two dogs were also abandoned this week. There is a trend of dogs being abandoned at Columbia Road Beach. Ms. Brown stated that perhaps next year when the Environment, Safety and Community Services Committee has their new assignment that might be something that can be addressed. A pattern is being seen for these abandonments at Columbia Road Beach and Ms. Brown noted that it is not a safe corner for pedestrians or animals.

Ms. Brown further stated that the Friends of the Bay Village Kennel are requesting, on behalf of most of the citizens of the City of Bay Village, that the kennel matter be put on an agenda for public input in 2016.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Mr. Lee read **Ordinance No. 15-81** authorizing the Mayor to enter into an agreement with the District Advisory Council of the Cuyahoga County General Health District to provide Public Health Services for the City of Bay Village during the Calendar Year 2016, and declaring an emergency. (First Reading November 23, 2015)

Mr. Koomar announced that **Ordinance No. 15-81** is placed on second reading.

Mr. Lee introduced and read **Ordinance 15-82** amending Chapter 377, Bicycles, and declaring an emergency.

Mr. Lee noted that this ordinance will remove the age language that has been in the ordinance from the 1970's.

Mr. Koomar announced that Ordinance No. 15-82 is placed on first reading.

FINANCE AND CLAIMS COMMITTEE

Mr. Clark read **Ordinance 15-78** establishing the effective date for the Refuse Collection Fee, and declaring an emergency, and moved for adoption. (First Reading November 16, 2015; Second Reading November 23, 2015)

Mr. Clark explained that this ordinance will set the rate for the fee for refuse collection for the year 2016, which is unchanged from what is currently charged.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Ordinance No. 15-78.

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. 15-78, an emergency measure.

Motion by Clark to acknowledge receipt of the October, 2015 financial reports of the City of Bay Village prepared by Renee Mahoney, Director of Finance.

Motion passed 7-0.

Motion by Clark to acknowledge receipt of the November, 2015 financial reports of the City of Bay Village prepared by Renee Mahoney, Director of Finance.

Motion passed 7-0.

Mr. Clark introduced **Ordinance No. 15-83** to provide for temporary appropriations for the current and other expenditures of the City of Bay Village for the Fiscal Year 2016.

Mr. Clark explained that this ordinance will provide funding for the City for the first two months of 2016, pending completion of the 2016 Budget and the ordinance adopting the budget to be read for three full readings.

The temporary appropriation ordinance affects the General Fund, Special Revenue Fund, Debt Service, Capital Projects, Enterprise Funds, Internal Service, Trust Fund, Deposit Fund, and various transfers and advances primarily to the Parks and Recreation Fund. The ordinance is based on the first two months of the 2015 Budget as approved and amended by the City of Bay Village.

Mr. Koomar announced that Ordinance No. 15-83 is placed on first reading.

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE

Mrs. Lieske had no further report other than what was shared in the Committee Meeting of Council this evening.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE

Mr. Tadych had no report this evening.

RECREATION AND PARK IMPROVEMENTS COMMITTEE

Mr. Henderson had no report this evening.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Vincent introduced and read **Ordinance 15-80** authorizing the Mayor to enter into an agreement with Browning-Ferris Industries of Ohio, Incorporated, for solid waste collection and disposal, yard waste, and recycling materials collection and processing, and declaring an emergency, and moved for adoption. (First Reading November 16, 2015; Second Reading November 23, 2015)

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Ordinance No. 15-80.

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 Ordinance No. 15-80, an emergency measure.

MISCELLANEOUS

In compliance with Section 121.22 of the Ohio Revised Code, **Mr. Clark** moved to convene to Executive Session regarding Update Litigation: Burns v. City of Bay Village et al.; Gene Barry v. City of Bay Village BZA; Language enforcement/definition Section 1141.04 E; Planet Home Lending v. Jason B. Carney et al.

Roll Call Vote: Yeas- Koomar, Lee, Lieske, Tadych, Vincent, Clark, Henderson. Nays – None. Motion passed 7-0.

Also present in Executive Session were Mayor Sutherland, Law Director Ebert, Finance Director Mahoney, Councilman-at-large elect Marty Mace.

Council reconvened in an open meeting at 9:35 p.m. Present were: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 9:38 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council

AN ORDINANCE
**AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH
THE DISTRICT ADVISORY COUNCIL OF THE CUYAHOGA COUNTY
GENERAL HEALTH DISTRICT TO PROVIDE PUBLIC HEALTH SERVICES
FOR THE CITY OF BAY VILLAGE DURING THE CALENDAR YEAR 2016,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That the Mayor be and she is hereby authorized to enter into an agreement with the District Advisory Council of the Cuyahoga County General Health District for providing public health services to the City of Bay Village for and during the calendar year 2016 at a cost to the City of \$61,352.00. This sum the City hereby directs the Fiscal Officer of Cuyahoga County to place to the credit of the District Health Fund of Cuyahoga County, and the Fiscal Officer of Cuyahoga County is hereby authorized to deduct said sum of \$61,352.00 in equal semi-annual installments of \$30,676.00 from the regular tax settlement to be made for said City for the year 2016.

SECTION 2. That the Clerk of Council is hereby directed to forward a certified copy of this ordinance to the Cuyahoga County Fiscal Officer.

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

SECTION 4. That this ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary to provide for public health services effective January 1, 2015, in order to continue an uninterrupted public health program for the City, 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

INTRODUCED BY: Mr. Lee

AN ORDINANCE
AMENDING CODIFIED ORDINANCE 377.05 REGARDING
RIDING BICYCLE ON RIGHT SIDE OF ROADWAY; OBEDIENCE TO TRAFFIC
RULES, AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance Section 377.05 which presently reads as follows:

377.05 RIDING BICYCLE ON RIGHT SIDE OF ROADWAY; OBEDIENCE TO
TRAFFIC RULES.

It shall be legal to ride a bicycle upon a street or public way, subject to the following:

(a) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or one proceeding in the same direction.

(b) This section does not require a person operating a bicycle to ride at the edge of the roadway when it is unreasonable or unsafe to do so. Conditions that may require riding away from the edge of the roadway include when necessary to avoid fixed or moving objects, parked or moving vehicles, surface hazards, or if it is otherwise unsafe or impracticable to do so, including if the lane is too narrow for the bicycle and an overtaking vehicle to travel safely side by side within the lane.

(c) At no time shall a bicyclist under the age of seven operate a bicycle on a street, unless accompanied by a parent or legal guardian.

(d) A person riding a bicycle upon a street shall yield the right of way to any pedestrian.

(e) When a bicycle is operated on the roadway, the operator shall give hand signals to other vehicle operators in the vicinity before turning or changing lanes. Such signals shall conform with the motor vehicle laws of Ohio. The signal shall be made not less than one time but is not required to be continuous. A bicycle operator is not required to make a signal if the bicycle is in a designated turn lane, and a signal shall not be given when the operator's hands are needed for the safe operation of the bicycle.

be and the same is amended to read:

SECTION 1. That Codified Ordinance Section 377.05 which presently reads as follows:

377.05 RIDING BICYCLE ON RIGHT SIDE OF ROADWAY; OBEDIENCE TO
TRAFFIC RULES.

It shall be legal to ride a bicycle upon a street or public way, subject to the following:

(a) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable obeying all traffic rules applicable to vehicles and exercising due care when passing a standing vehicle or one proceeding in the same direction.

(b) This section does not require a person operating a bicycle to ride at the edge of the roadway when it is unreasonable or unsafe to do so. Conditions that may require riding away from the edge of the roadway include when necessary to avoid fixed or moving objects, parked or moving vehicles, surface hazards, or if it is otherwise unsafe or impracticable to do so, including if the lane is too narrow for the bicycle and an overtaking vehicle to travel safely side by side within the lane.

(c) A person riding a bicycle upon a street shall yield the right of way to any pedestrian.

(d) When a bicycle is operated on the roadway, the operator shall give hand signals to other vehicle operators in the vicinity before turning or changing lanes. Such signals shall conform with the motor vehicle laws of Ohio. The signal shall be made not less than one time but is not required to be continuous. A bicycle operator is not required to make a signal if the bicycle is in a designated turn lane, and a signal shall not be given when the operator's hands are needed for the safe operation of the bicycle.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

11-23-15

To provide for temporary appropriations for the current and other expenditures of the City of Bay Village for the fiscal year 2016.

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 for the two months ending February 29, 2016, 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 incorporated herein:

General Fund - 100						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
100	Total General Fund	\$ 1,140,245	\$ 576,420	\$ 6,166	\$ 71,667	\$ 1,794,498

Special Revenue Fund Group - 200						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
210	Emergency Paramedic	\$ 163,540	\$ 10,846	\$ 2,033	\$ -	\$ 176,419
230	Parks and Recreation	105,660	44,000	2,583	-	152,243
231	Community Gym Capital Improvement	-	-	-	-	-
234	Play in Bay	-	-	-	-	-
235	Bay Family Services	-	7,067	-	-	7,067
236	Community Diversion	-	2,400	-	-	2,400
240	Equipment Replacement	-	-	-	-	-
245	Private Property Maintenance	2,259	5,783	-	-	8,042
250	State Highway	-	8,333	-	-	8,333
270	Street Construction	109,488	71,767	135,667	-	316,922
280	Police Pension	59,769	-	-	-	59,769
281	Fire Pension	79,787	-	-	-	79,787
282	Accrued Benefits	23,333	-	-	-	23,333
284	Endowment Trust	-	4,232	-	-	4,232
290	Senior Programs	-	10,917	-	-	10,917
292	Local Law Enforcement	-	667	-	-	667
297	Federal Law Enforcement	-	2,441	-	-	2,441
293	Drug Fine/Bail Forfeiture	-	83	-	-	83
294	Alcohol Intervention	-	250	-	-	250
295	Dare	-	-	-	-	-
296	Grant Commission Fund	-	-	-	-	-
200	Total Special Revenue Funds	\$ 543,836	\$ 168,786	\$ 140,283	\$ -	\$ 852,905

Debt Service Fund Group - 300						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
300	General Bond Retirement	\$ -	\$ 3,654	\$ -	\$ -	\$ 3,654

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	-	-	-	-	-
494	Infrastructure Improvements	-	-	-	-	-
495	Municipal Building Improvements	-	-	-	-	-
400	Total Capital Project Fund Group	\$ -	\$ 220	\$ -	\$ -	\$ 220

Enterprise Fund Group- 500						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
520	Pool	\$ -	\$ 1,500	\$ -	\$ -	\$ 1,500
580	Sewer	132,038	297,336	-	-	429,374
500	Total Enterprise Fund Group	\$ 132,038	\$ 298,836	\$ -	\$ -	\$ 430,874

Internal Service Fund Group - 600						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
600	Health Insurance	\$ -	\$ 236,820.00	\$ -	\$ -	\$ 236,820
601	General Insurance	-	33,433	-	-	33,433
602	Workers Compensation	38,407	-	-	-	38,407
600	Total Internal Service Fund Group	\$ 38,407	\$ 270,253	\$ -	\$ -	\$ 308,660

Trust Fund Group - 800						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
810	Cahoon Park	\$ -	\$ 11,367	\$ -	\$ -	\$ 11,367
820	Cahoon Memorial	-	633	-	-	633
830	Cahoon Library	-	1,583	-	-	1,583
840	Waldeck	-	917	-	-	917
860	Dwyer	-	833	-	-	833
861	Community Gardens	-	750	-	-	750
800	Total Trust Fund Group	\$ -	\$ 16,083	\$ -	\$ -	\$ 16,083

Deposit Fund Group - 900						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
930	Building Deposits	\$ -	\$ 5,000	\$ -	\$ -	\$ 5,000
931	Security Deposits	-	3,667	-	-	3,667
900	Total Deposit Fund Group	\$ -	\$ 8,667	\$ -	\$ -	\$ 8,667

Grand Total All Funds	\$ 1,854,526	\$ 1,342,919	\$ 146,449	\$ 71,667	\$ 3,415,561
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Itemized list of Transfers and Advances by Fund	
Description	Amount
General Fund to Parks and Recreation	\$ 71,667
General Fund to Community Gym	-
General Fund to Street Construction	-
General Fund to Cahoon Income	-
General Fund to Cahoon Trust	-
General Fund to Cahoon Library	-
General Fund to Bay Family Services	-
General Fund to Accrued Benefits	-
General Fund to Fire Pension Fund	-
Total Transfers	\$ 71,667
Total Advances and Advance Repayments	\$ -
Total Transfers and Advances	\$ 71,667

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, 2016 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	\$ 9,867.00	\$ 1,525.00	\$ -	\$ -	\$ 11,392.00
Clerk of Council	8,585.00	150.00	-	-	8,735.00
Mayor	21,650.00	1,233.00	-	-	22,883.00
Law	18,187.00	18,517.00	-	-	36,704.00
Finance	44,907.00	5,042.00	-	-	49,949.00
Taxation	-	30,500.00	-	-	30,500.00
General Administration	32,650.00	84,300.00	-	71,667.00	188,617.00
Civil Service	-	1,750.00	-	-	1,750.00
Planning Commission	-	158.00	-	-	158.00
Zoning Board of Appeals	-	150.00	-	-	150.00
Service	306,063.00	302,267.00	1,750.00	-	610,080.00
Fire	237,923.00	15,883.00	2,333.00	-	256,139.00
Police	423,262.00	48,732.00	2,083.00	-	474,077.00
Central Dispatch	-	21,458.00	-	-	21,458.00
Building	-	42,513.00	-	-	42,513.00
Architecture Board of Review	-	-	-	-	-
Community Services	37,151.00	2,242.00	-	-	39,393.00
GRAND TOTAL	\$ 1,140,245.00	\$ 576,420.00	\$ 6,166.00	\$ 71,667.00	\$ 1,794,498.00

ORDINANCE NO:
INTRODUCED BY:

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

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

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

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

SECTION 1. That Council hereby enacts an additional ninety (90) day moratorium on development under Chapter 1158 by City Council, Planning Commission, Board of Zoning Appeals, and any committee appointed by Council.

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

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

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

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

APPROVED:

MAYOR

12-10-15 II

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
ACCEPTING DONATION FROM THE LEAGUE OF WOMEN VOTERS
FOR THE PURCHASE AND INSTALLATION OF
AN AUDIO RECORDING SYSTEM FOR CITY COUNCIL CHAMBERS
AND THE COUNCIL CONFERENCE ROOM,
AND DECLARING AN EMERGENCY.

WHEREAS, a donation of Twenty Thousand Dollars (\$20,000.00) was given to the City of Bay Village for the purchase and installation of an audio recording system for the City Council Chambers and the Council Conference Room; and

WHEREAS, the City of Bay Village will procure and install the audio recording system to cover both City Council Chambers and the Council Conference Room;

WHEREAS, the audio recording system will record all open meetings and the recordings will be available to the public at no charge through the City website for both listening and download; and

WHEREAS, the City of Bay Village will appropriate sufficient funds to maintain the system in working order and will make the recordings available with no further funding from the League.

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

SECTION 1. That Council hereby accepts from The League of Women Voters of Greater Cleveland, the donation of Twenty Thousand Dollars (\$20,000.00) for the purchase and installation of an audio recording system for the City Council Chambers and the Council Conference Room.

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, 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

12/3/15 II