

Agenda, Bay Village City Council
Organizational Meeting, Council Chambers
President Paul A. Koomar, presiding

January 4, 2016
8:00 p.m.

1. Pledge of Allegiance
2. Roll Call
3. Nomination of Clerk of Council (Joan Kemper)
4. **Motion** to confirm appointment of Clerk of Council
5. Announcement of Inauguration and Certificates of Election
6. Nominations for Vice President of Council (Dwight Clark)
7. **Motion** to confirm appointment of Vice President of Council
8. Announcement of Appointments to Council Committees:

	<u>Chair</u>	<u>Members</u>
Public Improvements, Streets, Sewers and Drainage	Tom Henderson	Paul Vincent, Dwight Clark
Recreation and Park Improvements	Marty Mace	Tom Henderson, Karen Lieske
Finance and Claims	Dwight Clark	Dave Tadych, Tom Henderson
Services, Utilities and Equipment	Dave Tadych	Karen Lieske, Marty Mace
Planning, Zoning, Public Grounds/Buildings	Karen Lieske	Marty Mace, Paul Vincent
Environment, Safety and Community Services	Paul Vincent	Dwight Clark, Dave Tadych

9. **Motion** to confirm appointments of the President of Council to Council Committees

10. Announcement of Council Representatives to:

Planning Commission	Karen Lieske
Architectural Board of Review	Paul Vincent
Tree Commission	Dave Tadych
Community Services Advisory Board	Karen Lieske
Parks and Recreation Commission	Marty Mace
Walker Road Park Ad Hoc Committee	Dave Tadych, Tom Henderson, Dwight Clark
Bay Family Services	Paul Koomar
Income Tax Board of Review	Tom Bechtel, James Strunk

11. **Motion** to confirm appointments of Council Representatives to Boards, Commissions and Committees.

12. Adjournment

Ref. Charter Section 2.10

December 31, 2015

A Special Meeting of the Bay Village City Council will be held on **Monday, January 4, 2016**, immediately following the Organizational Meeting of Council at **8:00 p.m.** in the Council Chambers of Bay Village City Hall, 350 Dover Center Road, to take action on items listed below:

1. Roll Call
2. Announcements/Audience/Miscellaneous

Mayor Sutherland

Appointment of Clete Miller to the Board of Zoning Appeals for a five- year term expiring January 1, 2021.

Reappointment of Tony Dostal to the Board of Zoning Appeals for a five-year term expiring January 1, 2021.

Appointment of Donald Zwilling to the Income Tax Board of Review for a two-year term expiring January 1, 2018.

3. Motion to approve the minutes of the Special Meeting of Council held December 28, 2015.***Clark***

4. Motion to confirm the appointment by Mayor Sutherland of Clete Miller to the Board of Zoning Appeals for a five-year term expiring January 1, 2021.***Lieske***

5. Motion to confirm the reappointment by Mayor Sutherland of Tony Dostal to the Board of Zoning Appeals for a five-year term expiring January 1, 2021.***Lieske***

6. Motion to confirm the appointment by Mayor Sutherland of Donald Zwilling to the Income Tax Board of Review for a two-year term expiring January 1, 2018.***Clark***

7. Motion to convene to Executive Session regarding Contracts for all Bargaining Units/Personnel***Clark***

8. Adjournment

Charter Reference 2.11

Paul A. Koomar, President of Council

City of Bay Village

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

December 28, 2015
7:30 p.m.

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

Also Present: Law Director Ebert, Councilman-elect Marty Mace, Finance Director Mahoney.

AUDIENCE

The following audience members signed in this evening: Russell Thompson.

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

Business Attraction and Anti-Poaching Protocol Agreement with Cuyahoga County

Mr. Ebert stated that this agreement has been in force in the past. Mayor Sutherland stated that the City of Westlake has never participated with their neighbors in these agreements. Fairview Park and Rocky River have signed the agreement. Mr. Koomar commented that one item under “Negotiations” in the agreement is very vague and asked how it would actually work if a business were approached. Mayor Sutherland stated that there are no teeth to the agreement. It has been in force for four years and it has not been an issue. It really only comes into play if a Mayor or administration purposely goes after recruiting a business from one city to another city. If someone from Westlake was recruited it would not matter because Westlake has not signed the agreement.

Mr. Lee commented that the agreement that was signed in 2012 had an expiration date of December 31, 2014. Mr. Ebert stated that when it expired in 2014 and the County Executive changed they did not send a new contract out.

Mr. Lee stated further that the new contract does not have an expiration date. If Bay Village ever wanted to end the contract, would we just give notice of termination? Mr. Ebert and the Mayor agreed that this would be the procedure.

Mr. Vincent asked if having the agreement in place is key in receiving grants. Mayor Sutherland stated that is the one point that would make a difference. At the present time we have the Master Plan in front of the County and if the agreement is not signed we will not get the funding.

FINANCE AND CLAIMS COMMITTEE

Amended Annual Appropriation Ordinance

Mr. Clark stated that he had posed some questions to Finance Director Mahoney regarding some of the items in the ordinance.

Mrs. Mahoney stated that she has changes to the ordinance and asked if the Council would amend by reading. A new draft of the ordinance was distributed by Mrs. Mahoney.

Mrs. Mahoney stated that Municipal Income Tax receipts through December are \$6,475,540. The Regional Income Tax Agency (RITA) bills the City 2.92% of the total revenue as their collection fee. Bay Village budgeted \$183,000 in expense; the actual expense is \$189,011.

The Fire Department employees are permitted through their union contract to sell back their unused vacation in excess of two weeks to the City every August. The funds are included in the appropriation ordinance to be adopted this evening. Mr. Koomar asked if Mrs. Mahoney is planning to look at this on a monthly basis. Mrs. Mahoney stated that this only occurs in August, and this year it involved 15 employees.

Police overtime wages amounted to \$110,404.00 for 2015, which is approximately \$10,000 more in overtime than budgeted. The deputy police wages were higher than budgeted by \$6,700 to help cover manpower shortages this year. The total overall police expenses amounted to less than the budgeted amount due to lesser expenditures in the supplies category. Mrs. Mahoney noted that the Police Chief may have reduced miscellaneous expenses in order to account for the additional funds needed in the wages category.

Mr. Clark stated that the question remains as to whether we want to use resources in other parts of the budget, or actually show the overage in line items for budget purposes going forward.

The "Other" category in the Building Department will be increased in the amended appropriation ordinance this evening. This represents the City's portion of the expense of the total receipts. In previous years the month of December was not paid until the following year, which will be true again this year. The funds were not being encumbered in December in the prior year. Mrs. Mahoney would like to have the expenses match the receipts on a twelve month basis.

Mr. Lee asked if there is an update on when the contract with SAFEbuilt, Inc. will change to an 80/20 percentage with the City receiving 20% of the permit fees rather than the 15% under the current contract. Mrs. Mahoney stated that the threshold for SAFEbuilt, Inc. to reach for that change to occur is very close. Mr. Vincent asked the term ending for the current SAFEbuilt, Inc. contract. Mayor Sutherland stated that the current contract expires May 1, 2016 and they will begin working on a new contract soon. Mr. Clark noted that due to the fact that we were the test community when SAFEbuilt, Inc. came in, we would have the rationale to go to 80/20%. Many other communities have been brought on board.

The refuse collection contract in the past has been paid by American Express. Republic Industries will no longer take credit cards, therefore cash is being paid on a thirteen month basis

in 2015 because the credit card payment for December 2014 was paid in January of 2015. Mr. Koomar questioned whether the method of encumbering in one month for the next month's payment will be used in the future. Mr. Clark noted that the American Express method of payments should have accumulated many points. Mayor Sutherland stated that the points were used to purchase technology equipment. Mr. Clark noted that Republic will now get the raise in their contract that they wanted because they will not have to pay the override to American Express. Mrs. Mahoney stated that the City probably gets about \$70,000 per year in points. The points from the credit card payment are applied to Fund 240 to help pay for the technology purchased. Mr. Henderson asked if the points can be converted to cash. Mrs. Mahoney stated that there is a balance which will be held for conversion in 2016. Mr. Vincent asked how a City can convert points to cash. Mrs. Mahoney stated that you can donate the points converted to cash to a charity. The cash is donated to the City of Bay Village as a charity. There is a limit for conversion. The first 10,000 points are converted to \$5,000 in cash, and after that it is only a quarter of the amount.

Mr. Koomar asked the total amount paid to SAFEbuilt, Inc. this year. Mrs. Mahoney stated that the amount is \$283,000. Mr. Clark noted that this amount divided by .85 would be the amount of permit fees received this year. The Mayor noted that Building Department expenses prior to SAFEbuilt, Inc. were the mid to high \$400,000 level, and this is a much better way to go. Mr. Lee asked if the total receipts should be in the \$335,000, to \$340,000 range. Mr. Clark stated that this is the correct calculation for the gross receipts.

Mr. Vincent noted that when the City initially entered into the contract with SAFEbuilt, Inc., John Cheatham, the Chief Building Official was here on site 40 hours per week. Now he is spread among other cities. Mayor Sutherland stated that he is, but we still have the inspectors here. Mr. Vincent asked if the same amount of employees were here when SAFEbuilt, Inc. began their contract with the City, or have there been new employees. Mayor Sutherland stated that there have been new ones. They hire people who train with Mr. Cheatham and may be assigned to a different city, but it is much more efficient than the old way. Mr. Koomar asked if the reconciling item would be the salary of the Property Maintenance Inspector. Mayor Sutherland stated that was an item that SAFEbuilt, Inc. used to handle for which they they billed the City. Now, the Property Maintenance Inspector handles property maintenance as well as walk-around inspections and sidewalks. Mr. Koomar asked how many homes were inspected this year. The Mayor stated that she does not have that information at this time. Mr. Clark asked if there will be a rental rate escalation for SAFEbuilt beginning in May of 2016. This is something to think about in light of utility cost increases, unless they are paying utilities. Mrs. Mahoney stated that they are supposed to and this is one thing she would like to work on calculating. Mr. Clark stated that it would make sense to come up with a simple formula.

In the Recreation Department, an employee picked up family insurance coverage which had not been originally budgeted.

In the Sidewalk Fund, there was more work than originally anticipated resulting in a needed increase of \$17,000 to cover expenses. The amount is reimbursed by residents or is placed on their tax duplicate.

Mrs. Mahoney stated that a transfer is required of \$175,000 to the Street Repair Fund. Part of it is the Walmar Road project which was not included in the original debt issuance. The Walmar Road project was \$175,000 in itself. The original budget for roads was \$722,000, and the year ended with expenses of \$814,000. Mrs. Mahoney stated that the debt issuance was \$722,000 less \$100,000 transfer from the General Fund, or \$622,000 which was bonded out for roads. The actual expenses for roads for 2015 was \$814,000.

Mr. Clark stated that Council did approve the funding for Walmar Road. Mrs. Mahoney stated that the whole cost was not covered, and the project was not included in the debt issuance. Mr. Clark stated that it was paid out of the General Fund. Council appropriated the funds and they were all in agreement to do so. Mrs. Mahoney stated that she originally budgeted \$878,000 in bond issuance, but only did \$622,000. We were \$256,000 short. Revenue from gasoline taxes and other taxes helped cover the shortage, but we are still short \$175,000.

Mr. Clark asked if Council should have known about this before this time. Mrs. Mahoney stated she was hoping more revenue would come in. Mr. Koomar stressed the importance of letting Mr. Clark and Mr. Koomar know beforehand in order to manage through. Mr. Tadych asked if Mrs. Mahoney would account for the actual items to match the total expenditures. Mrs. Mahoney will provide that information. Mr. Clark suggested that this be reviewed at the January Finance Committee meeting including what was spent, and what was done, including the Walmar Road project, in order to have a good accounting for these funds. The reality is that we cannot carry a negative balance at the end of the year. The transfer will take money out of the Reserve Funds. Mr. Clark stated that he would rather do this as an advance, rather than taking resources to pay for these projects. Mr. Tadych and Mr. Henderson agreed. Mr. Clark noted that a transfer would be permanent, and an advance could be undone. Mr. Clark stated that road improvements are budgeted out over a seven-year amortization period and he does not want to come out of pocket to pay cash for a seven year period. Mr. Tadych stated that it is important to know what how the money was spent. Mrs. Lieske stated that it also concerns her because this last meeting of the year is always very sparsely attended by residents. It could be perceived as waiting until this meeting when people aren't here. It is just better to be transparent, because it just does not look good. Mr. Tadych stated that Council doesn't even have full understanding. Mr. Koomar stated that an advance allows time to look at it further, make sure we have the right number, and take the right next step. Mr. Clark noted that the problem has to be corrected and an advance will give flexibility in addressing it. Mr. Koomar asked if the bond and note schedule will be correct then, if we didn't do what we said we were going to do. If that flows into this year that would take money off the table potentially for projects. Mrs. Mahoney stated that Council has already approved \$70,000 for the Wolf Road project in front of the Bay High School. The actual number for the advance will be \$175,000, and \$70,000 will be the transfer.

Mr. Lee clarified that the advance from the reserve fund, after the Finance Committee has their meeting and received more detail, can be reversed in the full amount of \$175,000. Mr. Clark stated that if the advance is reserved, the money will have to come from somewhere else. Mr. Clark noted that about \$775,000 was transferred out of the Infrastructure Improvement Fund for the Cahoon Road Sanitary Sewer project. Mr. Clark will amend the Amended Annual Appropriation Ordinance he will introduce this evening by reading to change the \$175,000 transfer to an advance from the Infrastructure Improvement Fund.

Mrs. Mahoney distributed an Analysis of Reserve Funds to the members of Council. The amount of a \$60,000 Street Construction advance was repaid to the Infrastructure Improvement Fund for the Lake Road project. The amount of \$74,000 Sewer Fund advance was repaid from the Ohio Public Works Commission (OPWC) loan for the Cahoon Road Sewer Project. The Fire Station Improvement Study of \$15,000 was taken from the Municipal Buildings Improvement Reserve Fund, as well as the Bay Lodge Improvement of \$24,508.39.

Mrs. Mahoney noted that an increase to the appropriation for the Community Garden is required in the approximate amount of \$10,500 which represents the balance in the Community Garden Fund which will be turned over to the officers of the Community Garden since they are now an independent 501c3 entity.

Mrs. Mahoney stated that the amount of \$500,000 will be transferred to the General Reserve Fund from the General Fund due to underspending and favorable Municipal Income Tax receipts.

Mrs. Mahoney noted that there were highlights in Exhibit B of the version of the appropriation ordinance that Council received that did not need to be highlighted. Mrs. Mahoney provided a corrected Exhibit B where the only change should be the Council microphones for \$20,300 instead of \$18,000.

Mrs. Mahoney will provide a clean copy of the Amended Annual Appropriation Ordinance to Council after this evening's meeting.

Law Director Ebert commented that the extensions of the existing union contracts will be approved to the end of January of 2016. Mr. Ebert stated that he would like to limit the time of the extension to prevent any false hope that the extension would go beyond. The extensions state that any increases or decreases can be retroactive after Fact Finding and Arbitration. Negotiations will begin again next week.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

Remove Amendments to Chapter 377 (Bicycle Ordinance) from the Matters Pending before Council Committee List

Mr. Lee will introduce a motion to remove the Bicycle Ordinance amendment review from the Matters Pending before Council Committee List at this evening's Special Council meeting.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE

Remove Architectural Board of Review Design Guidelines from Matters Pending before Council Committee List

Remove Community House Restoration & Budget Fact Finding from Matters Pending before Council Committee List

Mr. Koomar stated that Mrs. Lieske had requested the removal of the above items from the Matters Pending before Council Committee List. He stated that the Mayor and he had talked about an ad hoc committee to help with the Community House restoration. Mrs. Lieske has spoken with Councilman Vincent about the Architectural Board of Review Design Guidelines. Mr. Vincent will speak with the members of the Architectural Board of Review and if something more specific comes back the matter will be added back to the list of matters pending.

PUBLIC IMPROVEMENTS, STREETS AND SANITARY SEWERS

CT Consultants Engineering Consulting Contract for 2016

Mayor Sutherland advised that CT Consultants contract for engineering services is being extended for 2016 with a slight increase to \$33,000 per year. The Mayor has executed the agreement and Mr. Greytak of CT Consultants will be on site for four hours per week. He will be at the Bay Village City Hall on Mondays and will work directly with the sewer employees. There was an unexpected issue over the weekend with a sink hole by a culvert, and he would be available to go out and inspect as these things occur.

RECREATION AND PARKS IMPROVEMENT COMMITTEE

SERVICES, UTILITIES AND EQUIPMENT COMMITTEE

MISCELLANEOUS

AUDIENCE

There being no further discussion, the meeting adjourned at 8:07 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council

City of Bay Village

Council Minutes, Special Meeting
Council Chambers 8:10 p.m.

December 28, 2015

Paul Koomar, President of Council, Presiding

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

Also Present: Councilman-elect Marty Mace, Law Director Ebert, Finance Director Mahoney,

AUDIENCE

The following members of the audience signed in this evening: Russell Thompson.

President of Council Koomar called the meeting to order at 8:10 p.m. with a roll call and Pledge of Allegiance led by Karen Lieske, Councilwoman, Ward 3.

ANNOUNCEMENTS

Mayor Sutherland stated that the City is very grateful to Mother Nature because there has not been a need to salt or plow the roads once this fall and winter season.

Motion by **Clark** to approve the minutes of the Special Meeting of City Council held December 14, 2015 as prepared and distributed. **Motion carried 7-0.**

Motion by **Clark** to approve the minutes of the Cahoon Memorial Park Trustees Meeting held December 14, 2015 as prepared and distributed. **Motion carried 8-0.**

Mr. Clark introduced and read **Resolution No. 15-86** authorizing the Mayor to enter into an agreement with Cuyahoga County for the purpose of establishing a Business Attraction and Anti-Poaching Protocol, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Resolution 15-86.

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 Resolution 15-86, an emergency measure by a vote of 7-0.

Mr. Clark introduced and read **Ordinance No. 15-87, amending by reading**, 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, and amended by Ordinances 15-15, 15-52, 15-61, and 15-73, and declaring an emergency, and moved for adoption. Mr. Clark read the following expenditures to amend by reading:

- General Fund-Total Expenditures-.Amended to read from \$11,199,116 to \$11,699,116.
- Revenue Funds – Special Revenue 200 – Revising under Equipment Replacement 240 the Capital Improvement Dollars from \$1,006,901 to \$1,009,401.
- Itemized List of Transfers and Advances by Fund – Bifurcate the Infrastructure Improvement and Street Repair Fund of \$270,000 to be read as Infrastructure Improvement and Street Repair of \$70,000 which represents a transfer, and the second sub-line would be Infrastructure Improvement and Street Repair would be a \$175,000 Advance, a total of which is \$245,000. The \$70,000 is a transfer; the \$175,000 is an advance.
- Transfer from General Fund to General Reserve Fund an even amount of \$500,000 which will increase the General Reserve Fund to be shown on the Financial Statements at the end of the year of 2015.

Mr. Koomar confirmed that Mr. Clark will be holding a Finance Committee meeting in January to review a debt schedule and reserve funds. By doing an advance rather than a transfer, it allows the flexibility of reimbursing that \$175,000 advance back to the Infrastructure Improvement Fund.

There being no further discussion, Mr. Koomar called for a vote on the motion for adoption of Ordinance 15-87.

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, Vincent, Clark
Nays -Tadych

Roll Call on Adoption:

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Yeas –Henderson, Koomar, Lee, Lieske, Tadych, Vincent, Clark
Nays – None.

Mr. Koomar announced adoption of Ordinance No. 15-87, an emergency measure, by a vote of 6-1.

Mr. Clark introduced and read **Ordinance 15-88** authorizing the Mayor to enter into an extension to the Labor Agreement with Ohio Council 8, Local 3816 (Administrative) AFSCME, and declaring an emergency, and moved for adoption.

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

Roll Call on Adoption:

Yeas –Koomar, Lee, Lieske, Tadych, Vincent, Clark, Henderson
Nays – None.

Mr. Koomar announced adoption of Ordinance No. 15-88, an emergency measure by a vote of 7-0.

Mr. Clark introduced and read **Ordinance No. 15-89** authorizing the Mayor to enter into an extension to the Labor Agreement with Ohio Council 8, Local 3816 (Service) AFSCME, and declaring an emergency, and moved for adoption.

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. 15-89, an emergency measure by a vote of 7-0.

Mr. Clark introduced and read **Ordinance No. 15-90**, authorizing the Mayor to enter into an

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extension to the Labor Agreement with Ohio Patrolmen's Benevolent Association, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the adoption of Ordinance 15-90.

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:

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. 15-90, an emergency measure by a vote of 7-0.

Mr. Clark introduced and read **Ordinance No. 15-91** authorizing the Mayor to enter into an extension to the Labor Agreement with the Fraternal Order of Police, Lodge #25-Gold, for Lieutenants and Sergeants, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the adoption of Ordinance 15-90.

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, Clark, 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. 15-91, an emergency measure by a vote of 7-0.

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Mr. Clark introduced and read **Ordinance 15-92** authorizing the Mayor to enter into an extension to the Labor Agreement with the International Association of Firefighters, Local 1144, and declaring an emergency, and moved for adoption.

There being no further discussion, Mr. Koomar called for a vote on the adoption of Ordinance 15-92.

Roll Call on Suspension of Charter Rules:

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

Nays – None.

Roll Call on Suspension of Council Rules:

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

Nays - None

Roll Call on Use of the Emergency Clause:

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

Nays – None.

Roll Call on Adoption:

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

Nays –None.

Mr. Koomar announced adoption of Ordinance No. 15-92, an emergency measure by a vote of 7-0.

Motion by **Lee** to remove the review of Chapter 377 (Bicycle Ordinance) from the Matters Pending before Council Committee List.

Motion passed 6-1 (Tadych – Nay).

Motion by **Lieske** to remove Architectural Board of Review Design Guidelines from Matters Pending before Council Committee List. Mr. Koomar commented that Mr. Vincent, the Council Representative to the Architectural Board of Review, will speak to the current members to see if there is something that needs to be done in regard to the guidelines. If that is the case, this matter will be replaced with a more targeted matters pending item.

Motion passed 7-0.

Motion by **Lieske** to remove Community House Restoration & Budget Fact Finding from Matters Pending before Council Committee List. Mr. Koomar commented that an ad hoc committee will be put together to provide input.

Motion passed 7-0.

Council President Koomar presented Councilman-at-large Steve Lee, who is leaving his position as Councilman-at-large effective December 31, 2015 to begin his service as an elected member of the Bay Village Board of Education on January 1, 2016, with a card of appreciation from the members of Council.

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MISCELLANEOUS

In compliance with Section 121.22 of the Ohio Revised Code, **Mr. Clark** moved to convene to Executive Session regarding Bargaining Units Contract Negotiations and Personnel relative to the contract for Engineering Services. Roll Call Vote: Yeas- Clark, Henderson Koomar, Lee, Lieske, Tadych, Vincent. 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 9:02 p.m. Present were: Clark, Henderson, Koomar, Lee, Lieske, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 9:03 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council