

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, Vincent, Clark
Nays – Tadych

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