

City of Bay Village

Council Minutes, Special Meeting
Council Chambers 8:00 p.m.
President of Council Paul A. Koomar, presiding

February 22, 2016

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

Also Present: Law Director Ebert, Finance Director Mahoney, Police Chief Spaetzel, Safety/Service Director Thomas, and Operations Manager Landers.

AUDIENCE

The following audience members signed in this evening: Lydia DeGeorge, Conda Boyd, Clair Banasiak, and Richard Fink.

President of Council Koomar called the meeting to order at 8:00 p.m. with roll call and the Pledge of Allegiance, led by David L. Tadych, Councilman, Ward 1.

ANNOUNCEMENTS

Mayor Sutherland gave kudos to the Service Department for outstanding jobs from carpentry to salt. Kudos also to Fire Chief Chris Lyons for a random act of kindness to a little child in the bank. The mom was thrilled and it was very special. The chief stopped in at one of the local banks. One of the residents was there with his young, 4 or 5 year old son. The Fire Chief introduced himself and the chief invited him to the Fire Station.

Mayor Sutherland announced the following reappointments:

Reappointment of Anne Kerka to the Parks and Recreation Commission for a four-year term expiring February 22, 2020.

Reappointment of Patrick Graham to the Tree Commission for a three-year term expiring January 1, 2019.

Motion by Clark to approve the minutes of the Special Meeting of Council held February 8, 2016.

Motion passed 6-0-1 abstention (Mr. Clark).

Motion by Clark to acknowledge receipt of the City of Bay Village Financial Statements for the month of January, 2016, as prepared by Finance Director Mahoney.

Motion passed 7-0.

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Mr. Clark introduced and read **Ordinance 16-08** authorizing the Mayor to enter into a labor agreement with the AFSCME Ohio Council 8, Local 3816, Administrative, and declaring an emergency, and moved for adoption.

Mr. Ebert reviewed the provisions of the contract reflecting 2%/2.25%/2.25% wage increases for the next three years, and 11%, 12%, and 13% employee contribution for health care. There were also language changes, and an issue that took a great deal of time with other units was the Workers' Compensation and language for a drug-free workplace. The administration wants to make sure it is consistent with all the contracts. There is sensitivity with the safety forces with random testing which has been done with the Service Department for years. Their concern is with the policy and procedure for testing. Mayor Sutherland stated that this has been resolved with the safety forces by the company that does the drug testing using mobile units. The administration is at the final portion of the labor contracts. There are still union votes necessary but everyone is in the same situation as far as the compensation and employee contribution for health insurance.

Mrs. Mahoney added that Human Resource Coordinator Jen Demaline will present information for Council to approve a motion authorizing a grant application for a drug-free workplace. This will be placed on the Council agenda for February 29, 2016. Mr. Vincent noted that these grants are a savings to the City in Workers' Compensation fees. Mr. Ebert stated that the City actually receives a credit and is a benefit to the City for Workers' Compensation once the policy is in place.

Mr. Clark asked how many employees are included in the Service Department Administration bargaining unit. Mrs. Mahoney stated that there are 3 full time employees, and 4 part time employees.

Mr. Koomar called for a vote on the motion to adopt Ordinance No. 16-08.

Roll Call on Suspension of Charter Rules:

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

Nays – None.

Roll Call on Suspension of Council Rules:

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

Nays – None.

Roll Call on Inclusion of Emergency Clause:

Yeas – Clark, Henderson, Koomar, Lieske, Mace, Tadych, Vincent.

Nays – None.

Roll Call on Adoption:

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

Nays – None.

Mr. Koomar announced adoption of Ordinance No. 16-08 an emergency measure, by a vote of 7-0.

Motion by **Tadych** to confirm the reappointment by Mayor Sutherland of Patrick Graham to the Tree Commission for a three-year term expiring January 1, 2019.

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Motion passed 7-0.

Motion by **Mace** to confirm the reappointment by Mayor Sutherland of Anne Kerka to the Parks and Recreation Commission for a four-year term expiring February 22, 2020.

Motion passed 7-0.

In compliance with Section 121.22 of the Ohio Revised Code, **Mr. Clark moved** to convene to Executive Session regarding Personnel: Labor Contracts for Bargaining Units; Contracts: Composting Facility Agreement; Litigation: Jewell Burns vs. City of Bay Village, et.al.

Prior to convening to Executive Session, the Clerk of Council read the following communication:

A letter dated February 12, 2016 sent Certified Mail from PIRHL Developers, LLC, 800 W. St. Clair Avenue, Cleveland, Ohio in notification that Bay Inter-Faith Housing plans to be the general partner of PIRHL Developers to preserve, modernize and rehabilitate Knickerbocker Apartments in Bay Village, Ohio. Comments must be received within 30 days from the date of the notice.

On the **Motion** to convene to Executive Session, the roll was called with the following results: Yeas- Henderson, Koomar, Lieske, Mace, Tadych, Vincent, Clark. Nays – None.

Motion passed 7-0.

Also present in Executive Session were Mayor Sutherland, Law Director Ebert, Finance Director Mahoney, Director of Public Safety/Service Thomas.

Council reconvened in an open meeting at 8:32 p.m. Present were: Clark, Henderson, Koomar, Lieske, Mace, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 8:34 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council