

CITY OF BAY VILLAGE

Council Minutes, Regular Meeting
Council Chambers 8:00 p.m.

May 2, 2016

Paul A. Koomar, President of Council, presiding

Present: Clark, Henderson, Koomar, Lieske, Mace, Tadych, Vincent, Acting Mayor Ebert

Excused: Mayor Sutherland

Also Present: Finance Director Mahoney, Director of Community Services Selig, Director of Public Safety/Service Thomas, Police Chief Spaetzel, Chief Building Official of SAFEbuilt, Inc., John Cheatham.

AUDIENCE

The following audience members signed in this evening: Lydia DeGeorge, Pam Cottam, Dick Majewski, Jerrie Barnett, and John Arko.

Mr. Koomar called the Regular Meeting of Council to order at 8:00 p.m. in the Council Chambers of Bay Village City Hall, with roll call and the Pledge of Allegiance led by John Arko, Troop 159, St. Raphael's Church, Bay Village. Scout Arko is present this evening for his Citizenship and Community Merit Badge and is working toward his Eagle Scout classification.

Following the roll call, Mr. Koomar called for a reading of the Minutes of the Special Meeting of Council held April 25, 2016. Mr. Clark **MOVED** to dispense with the reading and accept the minutes of the Special Meeting of Council held April 25, 2016 as prepared and distributed. Motion carried 6-0 and one abstention by Mr. Vincent. Mr. Koomar called for a reading of the Minutes of the Cahoon Memorial Park Trustees meeting held April 25, 2016. Mr. Clark **MOVED** to dispense with the reading and accept the minutes of the Cahoon Memorial Park Trustees meeting held April 25, 2016 as prepared and distributed. Motion carried 7-0 and one abstention by Mr. Vincent.

ANNOUNCEMENTS

There were no announcements this evening.

REPORTS

Law Director Ebert had no report this evening.

Finance Director Mahoney had no report this evening.

Safety/Service Director Thomas advised of the completion of the Bay Village City Hall Parking Lot. A sewer fee collection box that is currently attached to the building will be moved

to the north side of the exit drive of City Hall, along with a mail box, to allow drivers to drop their sewer payments in the sewer collection box, and their mail in the mail box, without leaving their automobile.

Community Services Director Selig had no report this evening.

Police Chief Spaetzel advised that Police Sergeant Mark Palmer was promoted to the position of Patrol Lieutenant, and Patrolman Eric Tuisku was promoted to Police Sergeant. Chief Spaetzel advised that this is another indication that the Bay Village Police Department is getting much younger. He noted that these are two great guys that are going to do a fantastic job and he looks forward to working with them.

There were no comments from the audience this evening.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

The Ordinance authorizing the Mayor to enter into a Labor Agreement with the International Association of Fire Fighters, Local 1144, has been removed from the agenda this evening.

Motion by Vincent to not request a hearing with the Ohio Division of Liquor Control relative to the application of a "C" Liquor Permit by the Panorama Restaurant.

Motion passed 7-0.

FINANCE AND CLAIMS

The Ordinance authorizing the Mayor to renew the Lease Agreement with SAFEbuilt, Inc. for the real estate located on the lower level at Bay Village City Hall, and declaring an emergency has been removed from the agenda this evening.

Mr. Clark read the following Fiscal Officer's Certificates and Ordinances pertaining to the issuance of debt for the City of Bay Village for the year 2016.

Fiscal Officer's Certificate certifying proposed issue of \$33,800 of notes to be issued in the anticipation of the issuance of bonds for the purpose of paying costs of acquiring office equipment for use in performing the administrative functions of the City, the estimated life of the improvement is at least five years, maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code, is five years, and the maximum maturity of the Notes is 10 years from their date of issuance.

Ordinance No. 16-24 providing for the issuance and sale of \$33,800 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of acquiring office equipment for use in performing the administrative functions of the City, and declaring an emergency. (First Reading)

Ordinance No. 16-24 was placed on first reading.

Fiscal Officer's Certificate certifying proposed issue of \$691,580 of Notes, to be issued in anticipation of the issuance of Bonds, for the purpose of paying costs of improving streets by resurfacing, paving and making other improvements as designated in the plans approved or to be approved by Council, the estimated life of the improvement is at least five years, and maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code, is fifteen years, and the maximum maturity of the Notes is 240 months from date of issuance.

Ordinance No. 16-25 providing for the issuance and sale of \$691,580 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of improving streets by resurfacing, paving and making other improvements as designated in the plans approved or to be approved by Council and declaring an emergency. (First Reading)

Ordinance No. 16-25 was placed on first reading.

Fiscal Officer's Certificate certifying proposed issue of \$43,500 of notes to be issued in anticipation of the issuance of bonds, for the purpose of paying costs of constructing improvements to facilities used in performing the functions of the City's Department of Community Services, the estimated life of the improvement is at least five years, and maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code is 15 years, and the maximum maturity of the Notes is 240 months from their date of issuance.

Ordinance No. 16-26 providing for the issuance and sale of \$43,500 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of constructing improvements to facilities used in performing the functions of the City's Department of Community Services, and declaring an emergency. (First Reading)

Ordinance No. 16-26 was placed on first reading.

Fiscal Officer's Certificate certifying proposed issue of \$15,000 of notes to be issued in the anticipation of the issuance of bonds for the purpose of paying costs of acquiring equipment for use in performing functions of the City's Fire Department, the estimated life of the improvement is at least five years, maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code, is ten years, and the maximum maturity of the Notes is 15 years from their date of issuance.

Ordinance No. 16-27 providing for the issuance and sale of \$15,000 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of acquiring equipment for use in performing the functions of the City's Fire Department, and declaring an emergency. (First Reading)

Ordinance No. 16-27 was placed on first reading.

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Fiscal Officer's Certificate certifying proposed issue of \$129,195 of notes to be issued in the anticipation of the issuance of bonds for the purpose of paying costs of acquiring motor vehicles and equipment for use in performing functions of the City's Police Department, the estimated life of the improvement is at least five years, maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code, is six years, and the maximum maturity of the Notes is 11 years from their date of issuance.

Ordinance No. 16-28 providing for the issuance and sale of \$129,195 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of acquiring motor vehicles and equipment for use in performing the functions of the City's Police Department, and declaring an emergency. (First Reading)

Ordinance No. 16-28 was placed on first reading.

Fiscal Officer's Certificate certifying proposed issue of \$381,525 of notes to be issued in the anticipation of the issuance of bonds for the purpose of paying costs of acquiring motor vehicles and equipment and constructing improvements to facilities used in performing functions of the City's Department of Public Service and Properties, the estimated life of the improvement is at least five years, maximum maturity of Bonds, calculated in accordance with Section 133.20 of the Revised Code, is 10 years, and the maximum maturity of the Notes is 15 years from their date of issuance.

Ordinance No. 16-29 providing for the issuance and sale of \$381,525 of Notes, in anticipation of the issuance of Bonds, for the purpose of paying costs of acquiring motor vehicles and equipment and constructing improvements to facilities used in performing the functions of the City's Department of Public Services and Properties and declaring an emergency. (First Reading)

Ordinance No. 16-29 was placed on first reading.

Fiscal Officer's Certificate certifying proposed issue of \$2,538,400 of notes to be issued in the anticipation of the issuance of bonds for the purpose of paying costs of (i) improving streets by resurfacing, paving and making other improvements as designated in the plans approved or to be approved by (\$958,000 of the Notes), (ii) improving the City's parks and recreational facilities and their sites and constructing and improving lighting facilities at Hartman Field (\$467,000 of the Notes), (iii) acquiring motor vehicles and equipment and acquiring and installing a work order system for use in performing the functions of the City's Department of Public Services and Properties (\$204,000) of the Notes, (iv) acquiring motor vehicles and equipment for use in performing the functions of the City's Police Department functions of the City (\$79,800) of the Notes, (v) acquiring office equipment for use in performing the administrative functions of the City (\$74,800 of the Notes), (vi) acquiring a bus for use in performing the functions of the City's Department of Community Services (\$36,000 of the Notes), (vii) acquiring a motor vehicle and equipment for use in performing the functions of the City's Fire Department (\$97,800 of the Notes), (viii) acquiring motor vehicles and equipment and acquiring and installing a fuel dispensing system for use in performing the functions of the City's Department of Public

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Services and Properties (\$324,000 of the Notes), (ix) improving the City's sanitary sewerage system by constructing sewer (\$132,800 of the Notes), (x) resurfacing and making other improvements to City surface parking areas (\$103,000 of the Notes) and (xi) acquiring a motor vehicle and equipment for use in performing the functions of the City's Police Department (\$60,800 of the Notes) (collectively, the improvements), and the estimated life of the improvements is at least five years, the maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code, is (A) 15 years as to the portion of the Bonds related to the portion of the Bonds related to the improvements described in clauses (i), (vi) and (x) above, (B) 30 years as to the portion of the Bonds related to the improvement described in clause (ii) above, (C) 10 years as to the portion of the Bonds related to the improvements described in clauses (iii), (vii) and (viii) above, (D) six years as to the portion of the Bonds related to the improvement described in clause (iv) above, (E) five years as to the portion of the Bonds related to the improvement described in clause (v) above, (F) 40 years as to the portion of the Bonds related to the improvement described in clause (ix) above and (G) seven years as to the portion of the Bonds related to the improvement described in clause (xi) above. If notes in anticipation of the related Bonds are outstanding later than the last day of December of the fifth year following the year of issuance of the original issue of notes, the period in excess of those five years shall be deducted from that maximum maturity of the related Bonds, and the maximum maturity of the Notes is (A) June 12, 2033, as to \$110,000 of the Notes related to the improvement described in clause (i) above and \$390,000 of the Notes related to the improvement described in clause (ii) above, which date is 20 years from June 12, 2013, the date of issuance of the original notes issued for those purposes, (B) June 11, 2034, as to \$315,000 of the Notes related to the improvement described in clause (i) above, \$77,400 of the Notes related to the improvement described in clause (ii) above and the improvement described in clause (vi) above, which date is 20 years from June 11, 2014, the date of issuance of the original notes issued for those purposes, (C) June 11, 2029, as to the portion of the Notes related to the improvement described in clause (iii) above and \$25,800 of the Notes related to the improvement described in clause (vii) above, which date is 15 years from June 11, 2014, the date of issuance of the original notes issued for those purposes, (D) June 11, 2025, as to the portion of the Notes related to the improvement described in clause (iv), which date is 11 years from June 11, 2014, the date of issuance of the original notes issued for that purpose, (E) June 11, 2024, as to \$54,000 of the Notes related to the improvement described in clause (v) above, which date is 10 years from June 11, 2014, the date of issuance of the original notes issued for that purpose, (F) June 10, 2035, as to \$533,000 of the Notes related to the improvement described in clause (i) above and the improvements described in clauses (ix) and (x) above, which date is 20 years from June 10, 2015, the date of issuance of the original notes issued for those purposes, (G) June 10, 2030, as to the portion of the Notes related to the improvement described in clause (viii) above and \$72,000 of the Notes related to the improvement described in clause (vii) above, which date is 15 years from June 10, 2015, the date of issuance of the original notes issued for those purposes, (H) June 10, 2027, as to the Notes related to the improvement described in clause (xi) above, which date is 12 years from June 10, 2015, the date of issuance of the original notes issued for that purpose, and (I) June 10, 2025, as to \$20,800 of the Notes related to the improvement described in clause (v) above, which date is 10 years from June 10, 2015, the date of issuance of the original notes issued for that purpose.

Ordinance No. 16-30 providing for the issuance and sale of \$2,538,400 of notes, in anticipation of the issuance of bonds, for the purpose of paying costs of (i) improving streets by resurfacing, paving and making other improvements as designated in the plans approved or to be approved by council, (ii) improving the city's parks and recreational facilities by improving basketball and tennis courts, aquatic and related facilities and their sites and constructing and improving lighting facilities at Hartman Field, (iii) acquiring motor vehicles and equipment and acquiring and installing a work order system for use in performing the functions of the city's department of public services and properties, (iv) acquiring motor vehicles and equipment for use in performing the functions of the city's police department, (v) acquiring office equipment for use in performing the administrative functions of the city, (vi) acquiring a bus for use in performing the functions of the city's department of community services, (vii) acquiring a motor vehicle and equipment for use in performing the functions of the city's fire department, (viii) acquiring motor vehicles and equipment and acquiring and installing a fuel dispensing system for use in performing the functions of the city's department of public services and properties, (ix) improving the city's sanitary sewerage system by constructing sewer lines, (x) resurfacing and making other improvements to city surface parking areas and (xi) acquiring a motor vehicle and equipment for use in performing the functions of the city's police department, and declaring an emergency. (First Reading)

Ordinance No. 16-30 was placed on first reading.

Fiscal Officer's Certificate certifying in connection with your proposed issue of \$80,000 of notes (the Notes), to be issued in anticipation of the issuance of bonds (the Bonds), for the purpose of paying costs of improving the City's sanitary sewerage system by constructing sewer lines and acquiring and improving sanitary facilities, together with all necessary and related appurtenances and any real estate or interests therein required therefor (the improvement), that the estimated life of the improvement is at least five years, the maximum maturity of the Bonds, calculated in accordance with Section 133.20 of the Revised Code is 40 years, and the maximum maturity of the Notes is 240 months from their date of issuance.

Ordinance No. 16-31 providing for the issuance and sale of \$80,000 of notes, in anticipation of the issuance of bonds, for the purpose of paying costs of improving the city's sanitary sewerage system by constructing sewer lines and acquiring and improving sanitary facilities, and declaring an emergency. (First Reading)

Ordinance No. 16-31 was placed on first reading.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE

Mrs. Lieske had no report this evening.

PUBLIC IMPROVEMENTS/STREETS/SEWERS/DRAINAGE COMMITTEE

Mr. Henderson had no report this evening.

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RECREATION AND PARK IMPROVEMENTS COMMITTEE

Mr. Mace had no report this evening.

SERVICES, UTILITIES & EQUIPMENT COMMITTEE

Mr. Tadych had no report this evening.

MISCELLANEOUS

In compliance with Section 121.22 of the Ohio Revised Code, **Mr. Clark** moved to convene to Executive Session regarding Personnel: Administrative Compensation; Contracts: CT Consulting Services, Fireworks Contract; Outside Legal Services; Litigation: Review of Existing Litigation; Review of Potential Litigation.

Roll Call Vote: Yeas – Clark, Henderson, Koomar, Lieske, Mace, Tadych, Vincent
Nays – None

Motion passed 7-0.

Also present in Executive Session were Acting Mayor, Finance Director Renee Mahoney, Bob Greytak of CT Consultants, Director of Public Safety/Service Thomas.

Council reconvened in an open meeting following the Executive Session at 9:54 p.m. Present were: Clark, Henderson, Koomar, Mace, Lieske, Tadych, Vincent.

There being no further business to discuss, the meeting adjourned at 9:55 p.m.

Paul A. Koomar, President of Council

Joan Kemper, Clerk of Council