

AGENDA

Agenda, Bay Village City Council
Committee Meeting
Conference Room
Paul A. Koomar, President of Council, Presiding

May 23, 2016
7:30 p.m.

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Vincent

FINANCE & CLAIMS COMMITTEE – Clark

Annual certification of unpaid charges to the Cuyahoga County Fiscal Officer for inclusion on property tax duplicate

Tax Budget for Fiscal Year 2017

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Lieske

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Henderson

RECREATION & PARK IMPROVEMENT COMMITTEE-Mace

SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Tadych

AUDIENCE

MISCELLANEOUS

CAHOON MEMORIAL PARK TRUSTEES

Proposal of Bay High School Art Classes to enhance Play-in-Bay with Artwork

City of Bay Village

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

May 16, 2016
7:40 p.m.

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

Excused: Mr. Clark

Also Present: Law Director, Ebert, Finance Director Mahoney, Director of Community Services Selig, Director of Public Safety/Service Thomas, Human Resource Manager Demaline, Police Chief Spaetzel, Fire Chief Lyons, Recreation Director Enovitch, 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, Jennie Mace, Suzanne Graham, Eric Eakin, Patrick McGovern, Tara Wendell, Richard Fink, Claire Banasiak.

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE

2016 Fireworks Contract

Mr. Vincent will present an ordinance this evening authorizing the Mayor to enter into an agreement with the Hamburg Fireworks Company, a new provider for this service to the City of Bay Village. Mr. Ebert stated that the insurance arrived this evening at 5 p.m. naming the Cahoon Memorial Park Trustees as additional named insured. Mrs. Lieske stated that she would like to clarify that there is a rain date for the fireworks. The rain date for the fireworks is July 5, 2016.

FINANCE AND CLAIMS COMMITTEE

In the absence of Mr. Clark, Mr. Tadych will present Ordinance 16-32 for second reading this evening, as well as the ordinance approving a renewal of the lease with SAFEbuilt, Inc., and a motion to acknowledge receipt of the April, 2016 financial reports.

Mr. Henderson stated that he would like to further discuss Ordinance No. 16-32, approving certain Capital Expenditures and Personal Services Contracts previously approved by budget that exceed Twenty Thousand Dollars (\$20,000), and declaring an emergency. (First Reading 5-9-16). Mr. Koomar asked Mr. Henderson to defer the discussion until Mr. Clark returns on May 23, 2016. Mr. Clark had asked that the ordinance be placed on second reading this evening.

PLANNING, ZONING, PUBLIC BUILDINGS AND GROUNDS COMMITTEE

Mrs. Lieske advised that a meeting of the Planning, Zoning, Public Buildings and Grounds Committee was held this evening at 6:30 p.m. Chapter 1351, Determination of Grade is still under review.

PUBLIC IMPROVEMENTS, STREETS, SEWERS AND DRAINAGE COMMITTEE

Mr. Henderson reported that on May 3, 2016 a Public Improvements, Streets, Sewers and Drainage Committee meeting was held in the Council Chambers of Bay Village City Hall. The meeting was well attended by many residents. There was discussion and information presented on the Sunset Project and the Bruce, Russell, Douglas Project. The committee looked at the Bruce, Russell, Douglas Project first, reviewing all the options and observed that Option 2, the option recommended by the administration, is the most expensive in terms of dollars, \$4.26 million dollars. The committee then moved on to consideration regarding the Sunset Project, and the total dollars related to the Sunset Project and the recommendations on that project. The committee observed that the entire Capital expenditure for both projects might be around \$7 million from the City's perspective. Mrs. Mahoney had provided information on the debt capacity, and her analysis communicated that the City could issue and service that much debt from the debt service fund from property taxes. One of the key take-aways from that meeting is that the City can afford to go forward with both projects. The administration recommends that the City go forward with the Sunset Project first because the engineering is essentially complete for that project. More engineering is being done right now and it is expected to be completed by June 1, 2016. Law Director Ebert is working with the Homeowners' Association on the right-of-way issues, which hopefully will make some progress around the same timeline. Once those two topics are moved forward by the administration, it will be the right time to have another Public Improvements, Streets, Sewers and Drainage Committee meeting to review the final, revised engineering numbers and discuss the right-of-way issues. The key issue that the committee will have to work through, along with the Finance Committee, and the Council Committee of the Whole is how to share the expenses between the City and the residents that live there. Mr. Henderson stated that he intends to bring that to the Public Improvements Committee first for discussion.

Mr. Vincent added that Mr. Henderson did a very good job presenting these projects. One of the other points is there is a project going on in Lakewood that we hope we will learn from.

RECREATION AND PARKS IMPROVEMENT COMMITTEE

Mr. Mace had no report this evening.

SERVICES, UTILITIES AND EQUIPMENT COMMITTEE

Electricity Supply to Bay Village Municipal Buildings

Mr. Tadych stated that he does not want to bring this to the Services, Utilities and Equipment Committee, but has a couple of questions to be answered. He asked Mrs. Mahoney if her previous statement was that bidding for a supplier will result in savings of \$10,000 per year. Mr. Tadych stated that he has information from Energy Auction Exchange that quotes the savings at \$17,000 per year, and he doesn't understand the differential of the 1,400,000 kilowatts of service.

Mrs. Mahoney stated the 1,400,000 kilowatts is the service that the City of Bay Village uses annually. That was based on an old bid. Mrs. Mahoney stated that she was using conservative estimates of about \$10,000 per year in savings. The consultant sent information today that he is guessing savings of about \$11,000 per year.

Mr. Tadych clarified with Mrs. Mahoney that First Energy Solutions is currently the aggregator that the City has. That is doing 6% for residents, 4% for small commercial entities. The City of Bay Village is not taking advantage of that because we are not considered small commercial. Mrs. Mahoney stated that the City has 26 small accounts. Mr. Tadych stated that his information lists 35 accounts. Mrs. Mahoney stated that some are street light accounts, and not all accounts are eligible for the discount. Mr. Tadych stated then probably the \$17,000 that is attached to the accounts is for all the accounts, not just the ones to be selected. Mrs. Mahoney stated that it is for the 26 accounts that are eligible. Mr. Tadych asked if the amount spent on the 26 that are eligible is \$102,304 per year. Mrs. Mahoney stated that is correct; the street lights themselves are \$100,000 per year. The street lights are billed on a per pole basis, not on a per unit used, that is why they would be ineligible for the bidding. Mrs. Mahoney stated that this is a three-year contract at the fixed rate for 36 months. Direct Energy comes in at about .6038 cents, better than the others. After clarifying with Mrs. Mahoney that the savings would be between \$8,000 and \$10,000 per year, Mr. Tadych stated that he will go forward with requesting by motion authority for Mrs. Mahoney to advertise for bids for electricity supply to Bay Village Municipal Buildings at the regular meeting of Council to be held this evening.

Ohio Department of Transportation – Winter Contract for Road Sale 2017-2018

Mr. Tadych stated he will present a resolution this evening to participate with the Ohio Department of Transportation to purchase 1500 tons of salt for the 2017-2018 winter season. Mr. Tadych noted that 90% of the 1500 tons must be purchased.

Mr. Koomar asked how much salt is left over from last year. Mr. Thomas stated that the City still has 900 tons and will take about 250 more tons to fit into the salt storage bin. There will still have about 650 tons of the 90% they were required to purchase last year, so they will actually have to pay a small storage fee to the state to keep 650 tons, in addition to what we already have. Last year it was anticipated to purchase 90% of 3000 tons, and because of a light salt-use year, did not use all of the salt. Mr. Thomas noted that in the event of a bad winter next year, they do not want to risk falling short. Mr. Tadych noted that the 90% to be purchased has to be taken by the end of March each year.

Mr. Koomar stated that the SAFEbuilt, Inc. contract for lease renewal is the last item on this evening's Regular Meeting agenda. Mr. Ebert stated that he circulated the addendum to the

Committee Meeting of Council
May 16, 2016

agreement to Council. In response to concerns of Council, the inclusion of the necessity of attending certain Boards and Commissions meetings is included. Mr. Cheatham has been attending weekly staff meetings in order to be informed of concerns and complaints of residents received by the administration.

Mr. Tadych confirmed that the lease agreement is for monthly utilities plus a 2% increase in rent going to \$1,078.89 per month. Mr. Tadych asked if square footage was increased. Mr. Ebert stated that there was not square footage added. Mr. Cheatham commented that SAFEbuilt, Inc. is glad to be in Bay Village.

AUDIENCE COMMENTS

Jerrie Barnett asked the date for bulk refuse pick-up for May, and was informed that it is June 1, 2016.

MISCELLANEOUS

There being no further discussion, the meeting adjourned at 7:50 p.m.

Paul Koomar, President of Council

Joan Kemper, Clerk of Council

RESOLUTION NO
INTRODUCED BY:

A RESOLUTION
**CERTIFYING UNPAID TREE REMOVAL CHARGES TO THE
CUYAHOGA COUNTY FISCAL OFFICER FOR COLLECTION,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That pursuant to Section 547.15 of the Codified Ordinances of the City of Bay Village, it is hereby determined and declared that the list of tree removal charges on file in the office of the Director of Finance of the City, which list is hereby incorporated herein by reference, is delinquent and unpaid. The Director of Finance is hereby directed to do all things necessary to cause said unpaid tree removal charges to be certified to the Cuyahoga County Fiscal Officer for collection as other taxes, and the Fiscal Officer is hereby requested pursuant to statute, to cause said charges to be extended on the 2016 tax duplicate for collection in semi-annual installments.

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, and for the further reason that it is immediately necessary to cause said charges to be certified for collection in order to make funds available to the City, 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

5/19/16 LL

RESOLUTION NO.
INTRODUCED BY

A RESOLUTION
**CERTIFYING UNPAID SIDEWALK REPAIR AND/OR CONSTRUCTION
CHARGES TO THE CUYAHOGA COUNTY FISCAL OFFICER FOR COLLECTION,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That pursuant to Section 543.01 of the Codified Ordinances of the City of Bay Village, it is hereby determined and declared that the list of sidewalk repair and/or construction charges on file in the office of the Director of Finance of the City, which list is hereby incorporated herein by reference, is delinquent and unpaid. The Director of Finance is hereby directed to do all things necessary to cause said unpaid sidewalk repair and/or construction charges to be certified to the Cuyahoga County Fiscal Officer for collection as other taxes, and the Fiscal Officer is hereby requested pursuant to statute, to cause said charges to be extended on the 2016 tax duplicate for collection in semi-annual installments.

SECTION 2. 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 3. 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 cause said charges to be certified for collection in order to make funds available to 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

5/19/16 LL

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
**CERTIFYING UNPAID SEWER RENTAL AND REFUSE COLLECTION
CHARGES TO THE CUYAHOGA COUNTY FISCAL OFFICER FOR COLLECTION,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That pursuant to Section 921.05 and Section 923.04 of the Codified Ordinances of the City of Bay Village it is hereby determined and declared the list of sewer rental and refuse collection charges on file in the office of the Director of Finance of the City, which list is hereby incorporated herein by reference, is delinquent and unpaid. The Director of Finance is hereby directed to do all things necessary to cause said unpaid sewer rental and refuse collection charges to be certified to the Cuyahoga County Fiscal Officer for collection as other taxes, and the Fiscal Officer is hereby requested, pursuant to statute, to cause said sewer rental charges to be extended in the 2016 tax duplicate for collection in semi-annual installments.

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, and for the further reason that it is immediately necessary to cause said charges to be certified for collection in order to make funds available to the City, 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

05/19/16 LL

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
**CERTIFYING UNPAID GRASS CUTTING AND CLEANING CHARGES
TO THE CUYAHOGA COUNTY FISCAL OFFICER FOR COLLECTION,
AND DECLARING AN EMERGENCY.**

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

SECTION 1. That pursuant to Section 521.11 of the Codified Ordinances of the City of Bay Village, it is hereby determined and declared that the list of grass cutting and cleaning charges on file in the office of the Director of Finance of the City, which list is hereby incorporated herein by reference, is delinquent and unpaid. The Director of Finance is hereby directed to do all things necessary to cause said unpaid grass cutting and cleaning charges to be certified to the Cuyahoga County Fiscal Officer for collection as other taxes, and the Fiscal Officer is hereby requested pursuant to statute, to cause said charges to be extended on the 2016 tax duplicate for collection in semi-annual installments.

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, and for the further reason that it is immediately necessary to cause said charges to be certified for collection in order to make funds available to the City, 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

5/19/16 LL

RESOLUTION NO.
INTRODUCED BY:

A RESOLUTION
**ADOPTING A TAX BUDGET FOR THE CITY OF BAY VILLAGE FOR THE
FISCAL YEAR BEGINNING JANUARY 1, 2017 SUBMITTING SAME
TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY.**

WHEREAS, there has heretofore been prepared a tentative tax budget for the City of Bay Village for the fiscal year beginning January 1, 2017 showing detailed estimates of all balances that will be available at the beginning of the year 2017 for the purpose of such year and of all revenues to be received for such fiscal year, including all general and special taxes, fees, costs, percentages, penalties, allowances, prerequisites and all other types or classes of revenues; also estimates of all said revenues or balances; and otherwise conforming with the requirements of law; and

WHEREAS, the budget will be available for public inspection; and

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

SECTION 1. That the tax budget of the City of Bay Village for the fiscal year beginning January 1, 2017 as heretofore prepared and submitted to Council, copies of which are on file in the office of the Director of Finance of the City and the Clerk of Council, be and it is hereby adopted as the official tax budget for the City of Bay Village for the fiscal year beginning January 1, 2017.

SECTION 2. That the Clerk of Council is hereby directed to certify a copy of said tax budget and a copy of this Resolution to the Cuyahoga County Fiscal Officer, Ohio.

SECTION 3. 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 4. That this Resolution 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 adopt such tax budget to provide funds for 2017 wherefore this Resolution shall be in full force and take effect immediately upon its passage and approval by the Mayor.