

AGENDA

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

Date: September 19, 2016
Time: 7:30 p.m.

ANNOUNCEMENTS

COMMITTEE OF THE WHOLE

ENVIRONMENT, SAFETY AND COMMUNITY SERVICES COMMITTEE-Vincent

Vicious Dog Ordinance –Update to Codified Ordinance Chapter 505

FINANCE & CLAIMS COMMITTEE – Clark

Supplemental Appropriation Ordinance

PLANNING, ZONING & PUBLIC GROUNDS & BUILDINGS COMMITTEE-Lieske

St. Raphael’s Catholic Church – Parish Office Sign Request – Reference: Codified Ordinance 1179.10

PUBLIC IMPROVEMENTS, STREETS/SEWERS/DRAINAGE COMMITTEE-Henderson

RECREATION & PARK IMPROVEMENT COMMITTEE-Mace

SERVICES, UTILITIES & EQUIPMENT COMMITTEE-Tadych

AUDIENCE

MISCELLANEOUS

CAHOON MEMORIAL PARK TRUSTEES

DRAFT 9-15-16

ORDINANCE NO.
INTRODUCED BY:

AN ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION 505.01 DOGS,
CATS, AND OTHER ANIMALS RUNNING AT LARGE AND
REPEALING SECTION 505.99 PENALTIES,
AND DECLARING AN EMERGENCY

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

SECTION 1. That Codified Ordinance 505.01 which presently reads as follows:

505.01 DOGS, CATS, AND OTHER ANIMALS RUNNING AT LARGE.

(a) No person, being the owner or in charge or control of any dog, cat, or other animal, shall permit or allow by any means or in any manner, such dog, cat, or other animal, to go or remain upon any public Street or place within the City except when accompanied by a responsible person and upon a leash. The length of a leash shall be no longer than that which is reasonably necessary to maintain control of a pet and to prevent the pet from trespassing on private property, or from chasing or attacking any person, animal or vehicle. As against the owner or person in charge or control of any such dog, cat, or other animal, evidence that such dog, cat, or other animal, was found at large upon any public street or place within the City shall be prima- facie evidence of a violation of this section.

(b) No person, being the owner or in charge or control of any dog, cat, or other animal, shall permit or allow by any means or in any manner, such dog, cat, or other animal, to go or remain on any city park property without reasonable restraint and leashed and under control. Reasonable restraint and under control is defined here as restraint which conforms to the animals weight, size, and strength, being controlled by a person who is of suitable age, size and discretion to control the animal.

(c) While on private property, it shall be unlawful to allow any dog, cat, or other animal, outdoors on private property unless the animal is leashed, or contained in a fence or under the control of a responsible individual. It shall be unlawful for any owner to allow his or her animal to cross outside the property line of its owner to any extent, including reaching over, under or through a fence. Any method of pet containment is not considered valid during a period of time when failure or lack of maintenance renders it non-effective. Visible signage to an electronic pet containment system must be posted.

(d) Whoever violates or fails to comply with this section is guilty of a minor misdemeanor and is subject to incremental increases in misdemeanor degrees with repeated offenses that occur within the first twelve (12) months of the first offense.
(Ord. 03-07. Passed 4-7-03.)

be and the same is amended to read:

505.01 DOGS, CATS, AND OTHER ANIMALS RUNNING AT LARGE.

(a) No person, being the owner or in charge or control of any dog, cat, or other animal, shall permit or allow by any means or in any manner, such dog, cat, or other animal, to go or remain upon any public Street or place within the City except when accompanied by a responsible person and upon a leash. The length of a leash shall be no longer than that which is reasonably necessary to maintain control of a pet and to prevent the pet from trespassing on private property, or from chasing or attacking any person, animal or vehicle. As against the owner or person in charge or control of any such dog, cat, or other animal, evidence that such dog, cat, or other animal, was found at large upon any public street or place within the City shall be prima- facie evidence of a violation of this section.

(b) No person, being the owner or in charge or control of any dog, cat, or other animal, shall permit or allow by any means or in any manner, such dog, cat, or other animal, to go or remain on any city park property without reasonable restraint and leashed and under control. Reasonable restraint and under control is defined here as restraint which conforms to the animals weight, size, and strength, being controlled by a person who is of suitable age, size and discretion to control the animal.

(c) While on private property, it shall be unlawful to allow any dog, cat, or other animal, outdoors on private property unless the animal is leashed, or contained in a fence or under the control of a responsible individual. It shall be unlawful for any owner to allow his or her animal to cross outside the property line of its owner to any extent, including reaching over, under or through a fence. Any method of pet containment is not considered valid during a period of time when failure or lack of maintenance renders it non-effective. Visible signage to an electronic pet containment system must be posted.

~~(d) — Whoever violates or fails to comply with this section is guilty of a minor misdemeanor and is subject to incremental increases in misdemeanor degrees with repeated offenses that occur within the first twelve (12) months of the first offense.
(Ord. 03-07. Passed 4-7-03.)~~

(d) Penalties.

(1) Whoever violates this section is guilty of a minor misdemeanor on the first offense, a misdemeanor of the fourth degree on the second offense, and a misdemeanor of the second degree on the third or any subsequent offense. **(THREE STRIKES LANGUAGE HERE?)**

(2) Notwithstanding division (d)(1) of this section, if the animal bites a domestic animal without provocation as a result of violation of this section, then whoever violates this section is guilty of a misdemeanor of the third degree.

(3) Notwithstanding division of this section, if the animal bites a human without provocation as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the second degree.

DRAFT 9-15-16

(4) Notwithstanding division (d)(1) of this section, where the animal bites a human or domestic animal without provocation and causes serious injury as defined by Ohio R.C. 955.11(A)(5), as a result of a violation of this section, then whoever violates this section is guilty of a misdemeanor of the first degree.

and present Sections 505.01 and 505.99 are hereby repealed.

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, 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

9-15-16

Joan Kemper

From: Renee Mahoney
Sent: Thursday, September 08, 2016 1:05 PM
To: Paul Koomar; Dwight Clark; Dwight Clark
Cc: Deborah Sutherland; Gary Ebert; Jennifer Demaline; Joan Kemper
Subject: Request for Agenda Item on September 12
Attachments: Agenda Request - Clerk.pdf

Good Afternoon,

I would like to request the attached be considered for the September 12 Council meeting. The main concern I have is that this person has already been hired and is ready to go and we would like to get her started as soon as can be done. Jen will be attending the meeting on the 12th due to the wellness initiative and so will be available to answer any personnel questions that might come up. The total additional appropriation is \$2,500 of which I have amended Planning Commission Personal Service by adding \$1700 (considering both Planning Commission and ABR meetings will be charged there) and Zoning Board of Appeals adding \$800 both under General Fund.

Thank you for your consideration,

Renee Mahoney, CPA
Director of Finance
City of Bay Village
rmahoney@cityofbayvillage.com
440-899-3432

CITY OF BAY VILLAGE AGENDA REQUEST SEPTEMBER 8, 2016

OVERVIEW

1. Action Requested

Amend appropriation to reflect hiring of part time clerk to record minutes for Architectural Board of Review, Board of Zoning Appeals and Planning Commission meetings.

2. Previous Action

None

3. Background/Justification for Current Action

President of Council, Koomar, along with Mayor Sutherland asked to hire a Part Time Clerk to assist in recording the minutes for the above mentioned meetings.

4. Financial Impact

Anticipate average of 10 hours per week at \$14.50 per hour for the remainder of 2016 (16 weeks) and allowance for OPERS and Medicare approximate total not to exceed \$2,500.

5. Affected Parties

Boards and Commission noted above.

6. Implementation Plan

Employee has been identified and will begin work as soon as money has been appropriated.

7. High-Level Timeline/Schedule

Immediate start by newly hired employee in order she will be able to learn the procedures and start attending meetings.

CITY OF BAY VILLAGE, OHIO
ORDINANCE NO.
By: Clark

To amend appropriations for the current and other expenditures of the City of Bay Village for the fiscal year 2016, as previously appropriated in annual appropriation 16-09 and amended by ordinances 16-23, 16-46, 16-55 and 16-57.

NOW, THEREFORE, be it ordained by the Council of the City of Bay Village, State of Ohio:

Section 1: That to provide for the current expenses and other expenditures of the City of Bay Village during the fiscal year ending December 31, 2016, the following sums be and they are hereby set aside and appropriated from the funds herein specified as follows, to wit:

Section 2: That there be appropriated transferred and advanced from the following funds and as further detailed in the Schedules attached hereto as Exhibit "A" and Exhibit "B" and incorporated herein:

General Fund - 100						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
100	Total General Fund	\$ 6,815,667	\$ 3,541,762	\$ 40,700	\$ 1,024,006	\$ 11,422,135

Special Revenue Fund Group - 200						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
210	Emergency Paramedic	\$ 1,143,720	\$ 88,975	\$ 12,000	\$ -	\$ 1,244,695
230	Parks and Recreation	663,770	292,700	15,500	-	971,970
231	Community Gym Capital Improvement	-	-	5,000	-	5,000
234	Play in Bay	-	500	-	-	500
235	Bay Family Services	-	43,700	-	-	43,700
236	Community Diversion	-	9,000	-	-	9,000
238	Tennis Court Maintenance	-	-	10,000	-	10,000
240	Equipment Replacement	-	5,000	888,320	-	893,320
245	Private Property Maintenance	13,555	32,500	-	-	46,055
250	State Highway	-	51,000	-	-	51,000
270	Street Construction	637,250	294,100	750,000	175,000	1,856,350
280	Police Pension	348,500	-	-	-	348,500
281	Fire Pension	471,100	-	-	-	471,100
282	Accrued Benefits	140,000	-	-	-	140,000
284	Endowment Trust	-	23,707	-	-	23,707
290	Senior Programs	-	49,500	-	-	49,500
292	Law Enforcement	-	28,000	-	-	28,000
293	Drug Fine/Bail Forfeiture	-	500	-	-	500
294	Alcohol Intervention	-	6,500	-	-	6,500
297	Federal Equitable Sharing	-	50,000	-	-	50,000
200	Total Special Revenue Funds	\$ 3,417,895	\$ 975,682	\$ 1,680,820	\$ 175,000	\$ 6,249,397

Debt Service Fund Group - 300						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
300	General Bond Retirement	\$ -	\$ 4,591,935	\$ -	\$ -	\$ 4,591,935

Capital Project Fund Group - 400						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
	480 Walker Road Park	-	220	-	-	220
	490 Public Improvement	-	-	120,700	-	120,700
	494 Infrastructure Improvements	-	-	130,000	-	130,000
	495 Municipal Building Improvements	-	-	46,000	88,000	134,000
	400 Total Capital Project Fund Group	\$ -	\$ 220	\$ 296,700	\$ 88,000	\$ 384,920

Enterprise Fund Group - 500						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
	520 Pool	\$ 222,000	\$ 111,500	\$ 10,000	\$ -	\$ 343,500
	580 Sewer	815,475	1,481,612	94,000	-	2,391,087
	500 Total Enterprise Fund Group	\$ 1,037,475	\$ 1,593,112	\$ 104,000	\$ -	\$ 2,734,587

Internal Service Fund Group - 600						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
	600 Health Insurance	\$ -	1,697,250	\$ -	\$ -	1,697,250
	601 General Insurance	-	166,118	-	-	166,118
	602 Workers Compensation	140,000	-	-	-	140,000
	600 Total Internal Service Fund Group	\$ 140,000	\$ 1,863,368	\$ -	\$ -	\$ 2,003,368

Trust Fund Group - 800						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
	810 Cahoon Park	\$ -	\$ 66,900	\$ -	\$ -	\$ 66,900
	820 Cahoon Memorial	-	3,300	-	-	3,300
	830 Cahoon Library	-	8,000	-	-	8,000
	840 Waldeck	-	6,200	-	-	6,200
	860 Dwyer	-	5,000	-	-	5,000
	800 Total Trust Fund Group	\$ -	\$ 89,400	\$ -	\$ -	\$ 89,400

Deposit Fund Group - 900						
Fund #	Fund Activity	Personal Service	Other	Capital Improvement	Transfers/Advances	Total
	930 Building Deposits	\$ -	\$ 30,000	\$ -	\$ -	\$ 30,000
	931 Security Deposits	-	22,000	-	-	22,000
	900 Total Deposit Fund Group	\$ -	\$ 52,000	\$ -	\$ -	\$ 52,000

Grand Total All Funds	\$ 11,411,037	\$ 12,707,479	\$ 2,122,220	\$ 1,287,006	\$ 27,527,742
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Itemized list of Transfers and Advances by Fund	
Description	Amount
General Fund to Parks and Recreation	\$ 430,000
General Fund to Community Gym	8,306
General Fund to Street Construction	425,000
General Fund to Cahoon Income	25,000
General Fund to Cahoon Trust	2,000
General Fund to Cahoon Library	10,000
General Fund to Bay Family Services	43,700
General Fund to Accrued Benefits	30,000
General Fund to Fire Pension	50,000
Municipal Building Improvement to Equipment Replacement	88,000
Total Transfers	\$ 1,112,006
Street Construction to Infrastructure Improvements	175,000
Total Advances and Advance Repayments	\$ 175,000
Total Transfers and Advances	\$ 1,287,006

- Section 3: That the City Director of Finance be and is hereby authorized and directed to draw warrants against the appropriations set forth upon presentation of proper vouchers.
- Section 4: That all expenditures within the fiscal year ending December 31, 2016, shall be made in accordance with the code accounts set forth above, and shall be made within the appropriations herein provided ("Appropriations" as used means the total amount appropriated for an individual fund).
- Section 5: That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.
- Section 6: This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare for the reason that it is necessary in the current operation of the City, and therefore shall take effect immediately upon its enactment and approval by the Mayor.

PASSED:

PRESIDENT OF COUNCIL

CLERK OF COUNCIL

MAYOR

EXHIBIT A
SCHEDULE OF BUDGETS BY DEPARTMENT FOR GENERAL FUND

Department	Personal Service	Other	Equipment Replacement	Transfers	Total
Council	\$ 60,400.00	\$ 9,150.00	\$ -	\$ -	\$ 69,550.00
Clerk of Council	52,610.00	900.00	-	-	53,510.00
Mayor	132,600.00	7,400.00	1,000.00	-	141,000.00
Law	111,340.00	112,000.00	-	-	223,340.00
Finance	275,791.00	35,500.00	1,200.00	-	312,491.00
Taxation	-	194,300.00	-	-	194,300.00
General Administration	190,900.00	463,672.00	-	1,024,006.00	1,678,578.00
Civil Service	-	24,150.00	-	-	24,150.00
Planning Commission	1,700.00	800.00	-	-	2,500.00
Zoning Board of Appeals	800.00	700.00	-	-	1,500.00
Service	1,812,620.00	1,880,600.00	10,500.00	-	3,703,720.00
Fire	1,274,800.00	96,650.00	14,000.00	-	1,385,250.00
Police	2,677,516.00	307,465.00	14,000.00	-	2,998,981.00
Central Dispatch	-	131,325.00	-	-	131,325.00
Building	-	261,275.00	-	-	261,275.00
Architecture Board of Review	-	25.00	-	-	25.00
Community Services	224,790.00	15,850.00	-	-	240,640.00
GRAND TOTAL	\$ 6,815,667.00	\$ 3,541,762.00	\$ 40,700.00	\$ 1,024,006.00	\$ 11,422,135.00

EXHIBIT "B"
SCHEDULE OF CAPITAL PROJECTS AND EQUIPMENT APPROPRIATIONS BY FUND

Fund	Description	Amount
Equipment Replacement (240)		
	Computer Replacements	33,800.00
	Phone System (From 2012)	133,000.00
	Fire - Equipment	15,000.00
	Police - Cars 1125 and 1151	90,420.00
	Police - CAD/RMS System	14,575.00
	Police Equipment	24,200.00
	Service - Construction Trailer	4,000.00
	Service - Truck 19 - GMC 4wd	30,000.00
	Service - Truck 18 - Ford Explorer	30,000.00
	Service - Truck 71 - Pick up Truck 2wd	35,000.00
	Service - Truck 503 - Ford Tractor/Loader	35,000.00
	Service - Truck 66 F250 with Plow	35,000.00
	Service - Truck 21 Super Duty Dump	60,000.00
	Service - Truck 35 Five Ton Dump	170,000.00
	Service -Scareb - with Westlake	178,325.00
Total Equipment Replacement (240)		888,320.00
Street Construction (270)		
	Street Improvements	750,000.00
Total Street Construction (270)		750,000.00
Public Improvement (490)		
	Play in Bay Improvement	10,000.00
	Service - School Flashers Normandy	6,000.00
	Dwyer Window Replacement	10,000.00
	Dwyer - Kitchen Engineering	20,500.00
	Kiddie Kollege Floor	13,000.00
	Bay Lodge Floor	13,000.00
	SWIF Parking Lot Grant Completion	25,000.00
	PD Garage Light Replacement	7,200.00
	Rose Hill/Osborn House	16,000.00
Total Public Improvements (490)		120,700.00
Infrastructure Improvement (494)		
	Queenswood Bridge	130,000.00
Municipal Building Improvements (495)		
	Service Painting Projects	46,000.00
Sewer (580)		
	Computer Model Lake/Bradley Sanitary	20,000.00
	Porter Creek Sewer	15,000.00
	Huntington Pump Station CPU Design	30,000.00
	Huntington Pump Station Radiator/Heat Exchanger	15,000.00
Total Sewer (580)		80,000.00
GRAND TOTAL		\$ 2,015,020.00

Date: 8-30-16
Application Fee: \$100.00
Fee Paid: 100
Date of Meeting 9-14-16

**CITY OF BAY VILLAGE
ARCHITECTURAL BOARD OF REVIEW AND SIGN REVIEW**

Note: Owner, applicant or authorized agent must appear at board meeting. If being represented by applicant or agent, written authorization from the owner must be presented to the Secretary of the Board.

Zoning District of Property: RESIDENCE #1 Parcel # _____

Address of Property: 525 DOVER CENTER RD

Applicant or Agent: NATE WEISBERG / EHSYS/STG Phone: (330) 405-4799

Property Owner: ST RAPHAEL PARISH Phone: (410) 871-1100

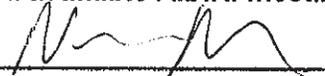
Property Owner Address: 525 DOVER CTR RD

Nature of Request: SEGW INSTALLATION

Specific Approval Requested

- Commercial sign approval
- Cluster development or attached housing
- Alteration, addition and/or new construction of non-residential use

****This application must be completed in its entirety and submitted to the Building Department. Only after the Building Director approves the application, will you be placed on the agenda for the next available A.B.R. meeting.**

Signature of Applicant:  Date: 8/29/16

Application Approved By: _____ Date: _____

Building Director's signature: _____	Date: _____
Approved _____	Disapproved _____ (Check one)
Comments/Conditions: _____	

CITY OF BAY VILLAGE
APPLICATION FOR SIGN PERMIT

Date: 8/29/16

Applicant: FES SIGN GROUP / NATE MILSTEIN Phone: (330) 405-4799

Address: 9478 RAVENNA RD, TWINSBURG, OH 44087

DESCRIPTION OF SIGN

Length 33.6" Width 42" Area 9.8 sq ft

Weight 50lb Single/Dbl Face DBL Height above walk 44" (Height)

Size of Building Façade: Width 764' Height UNKNOWN Total Area _____

1. Location of sign on building or on premises IN LAWN BETWEEN
DAVID CTR RD AND PARISH OFFICE

2. Wording on sign "PARISH OFFICE"

3. Describe fully the construction of the frame and background on the sign _____
ALUMINUM W/ VINYL LETTERS MOUNTED. SEE PLAN

4. Describe fully how sign is to be fastened to structure _____
CORR POSTS - SEE PLAN

5. Describe method of illumination:

Internal _____

External _____

None _____

No. of lamps _____

Type of lamps _____

Wattage of lamps _____

6. Describe any existing signs on the building 1 WALL SIGN "ST
RAFAEL PARISH OFFICES" NOT VISIBLE FROM ROAD

7. Contractor's name: NATE MILSTEIN Phone: (330) 405-4799
Address: 9478 RAVENNA RD, TWINSBURG, OH 44087

**SEE ATTACHED SUBMISSION REQUIREMENTS OF THE BAY VILLAGE ARCHITECTURAL BOARD OF REVIEW. BE SURE TO REFER ONLY TO ITEMS RELATIVE TO YOUR SUBMITTAL.

**MUST SHOW PRIOR APPROVAL OF LANDLORD OR BUILDING OWNER, IF DIFFERENT FROM APPLICANT.

**INCOMPLETE APPLICATIONS AND/OR LACK OF REQUIRED INFORMATION MAY CAUSE DEFERRAL TO THE NEXT MEETING.

**BUILDING PERMIT MUST BE SECURED FROM BUILDING DEPARTMENT PRIOR TO INSTALLING SIGN

PROJECT # G-1526: SIGN DETAIL FOR DOUBLE SIDED DIRECTIONAL SIGN TO BE PLACED IN FRONT OF PARISH OFFICE

ELEVATION:

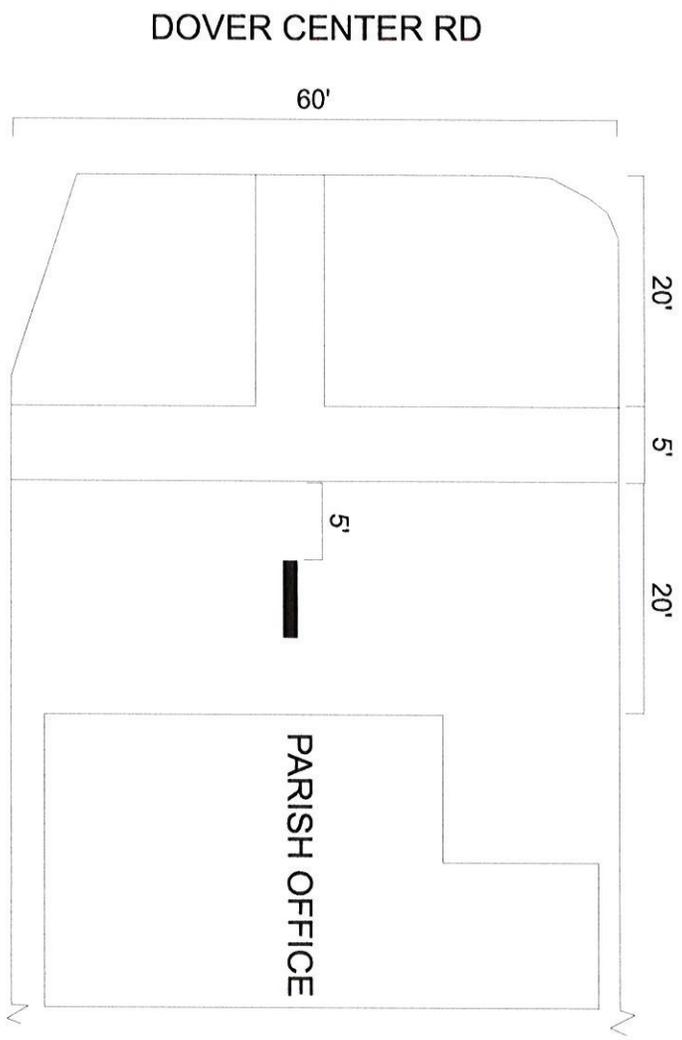
SIDE ELEVATION:



EasySign
Outdoor Signs
 Signs of Outstanding Durability
 30) 405-4798 18) (303) 405-4798

ST. RAPHAEL PARISH
 525 DOVER CENTER RD
 BAY VILLAGE, OH 44140

**PARISH OFFICE SIGN LOCATION
SIGN TO BE CENTERED BETWEEN EXISTING FLOWER BEDS ON PROPERTY**



SIGN IMPOSED



SIGN LOCATION

Easy Sign
Quality Sign
 Signs of Unobstructed Distinction
 303 405-4798 Tel (303) 405-4799

**ST. RAPHAEL PARISH
 525 DOVER CENTER RD
 BAY VILLAGE, OH 44140**

To: Bay Village City Council
From: Joan Kemper, Secretary
Architectural Board of Review
Date: September 15, 2016

At their meeting held Wednesday, September 14, 2016, the Architectural Board of Review reviewed the plans submitted by St. Raphael's Parish for the installation of a Parish Office two-sided monument sign on Dover Center Road. Messrs. Chernisky, Krol and Vincent were present at the meeting. Mr. Jeff Grassi, Chief Building Official was also present at the meeting.

It was MOVED by Mr. Krol, second by Mr. Vincent to approve the ground sign for St. Raphael Parish Office as submitted.

Motion passed 3-0.